

BEREC Office ref MC (16) 94

### **Questions and Answers / Part I**

**regarding the Open tender procedure 2016-BEREC-OT-02**

#### **PROVISION OF REGULATORY INFORMATION SERVICES ON ISSUES RELATED TO ELECTRONIC COMMUNICATIONS AND OTHER TOPICS WITHIN THE SCOPE OF BEREC ACTIVITIES**

**Contract notice 2016/S 139-251101**

#### **Question:**

Is there is a possibility to slightly modify a part the framework contract?  
If so, we would like to detail the problem we currently face with the copyright clauses.

In short, under those clauses we give up our whole research and archive on regulatory intelligence to BEREC Office. Such framework contract is not at all adapted to services such the one offered by the tenderer, where the agreement is that there is no transfer of copyright to the client/contractor.

In particular, we would like to adapt point 1.10 on exploitation of the results of the contract, which currently gives the contractor the right to put all our research online available to the public at large, for example.

#### **Answer:**

Taking into account the reasoning provided in to this question, the draft service contract was amended and the deadline of tender submission will be extended accordingly. A new invitation will be published soon.

*signed*

Laszlo IGNECZI  
Authorising Officer

*Riga, 8 August 2016*