

PUBLIC CONTRACTS REVIEW BOARD

Case 1429 – CT 3029/2019 – Tender for Restoration and Structural Works at the Malta Maritime Museum, Birgu using Environmentally Friendly Materials

The tender was published on the 21st June 2019 and the closing date of the call for tenders was the 29th August 2019. The estimated value of the tender (exclusive of VAT) was € 872,416.

On the 31st January 2020 Vaults Ltd filed an appeal against Heritage Malta as the Contracting Authority objecting to their disqualification on the grounds of their bid being deemed to be administratively non-compliant. A deposit of € 4,362 was paid.

There were three (3) bidders.

On 25th February 2020 the Public Contracts Review Board composed of Dr Anthony Cassar as Chairman, Dr Charles Cassar and Mr Lawrence Ancilleri as members convened a public hearing to discuss the objections.

The attendance for this public hearing was as follows:

Appellants – Vaults Ltd

Dr Alessandro Lia	Legal Representative
Mr Ivan Farrugia	Representative

Recommended Bidder – A X Construction Ltd

Dr David Wain	Legal Representative
Dr Carina Vassallo	Legal Representative
Ms Denise Micallef Xuereb	Representative

Contracting Authority – Heritage Malta

Dr Marco Woods	Legal Representative
Ms Lindsey Farrugia	Secretary Evaluation Committee
Mr Vince Pulis	Member Evaluation Committee
Mr Kevin Abela	Member Evaluation Committee
Mr Neville Bugeja	Member Evaluation Committee
Mr Mario Bonello	Representative

Dr Anthony Cassar Chairman of the Public Contracts Review Board welcomed the parties and invited submissions.

Dr Alessandro Lia Legal Representative of Vaults Ltd advised the Board that appeal was being withdrawn and requested refund of the deposit paid by Appellants.

The Chairman thanked the parties for their attendance and declared the hearing closed.

End of Minutes

Decision

This Board,

having noted this objection filed by Vaults Ltd (hereinafter referred to as the Appellants) on 31 January 2020, refers to the claims made by the same Appellants with regard to the tender of reference CT 3029/2019 listed as case No. 1429 in the records of the Public Contracts Review Board awarded by Heritage Malta (herein after referred to as the Contracting Authority).

Appearing for the Appellants: Dr Alessandro Lia

Appearing for the Contracting Authority: Dr Marco Woods

Appellants informed the Board that this appeal is being withdrawn.

In this regard, this Board accepts the withdrawal of this objection and directs that the deposit paid thereon, be fully refunded.

Dr Anthony Cassar
Chairman

Dr Charles Cassar
Member

Mr Lawrence Ancilleri
Member

5 March 2020