



CONCORSO BERGAMO

CENTRO PIACENTINIANO

NOTICE OF THE COMPETITION



ENTE BANDITORE
Città di Bergamo
piazza Matteotti, 27
24122 Bergamo



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SECTION I - MAIN DATA OF THE ORGANISING BODY AND THE COMPETITION

1. IDENTIFICATION OF THE ORGANISING BODY

- 1.1. **Organising Body:** Municipality of Bergamo, piazza Matteotti 27, 24122 Bergamo, telephone +39 035 399111, certified e-mail (pec) protocollo@cert.comune.bergamo.it.
- 1.2. **Sole person in charge of the procedure:** arch. Silvia Pergami, telephone +39 035 399680, e-mail spergami@comune.bg.it.
- 1.3. **Administrative office:** at the Municipality of Bergamo, Town Planning and ERP Department - Project of Interventions for Urban Regeneration, piazza Matteotti 27, 24122 Bergamo, e-mail segreteria@concorsobergamo.it, telephone +39 035 399680 o +39 035 399258, from Monday to Friday 9:00 a.m.-12:30 p.m. and 2:30-4:30 p.m. The secretariat conducts purely administrative tasks.
- 1.4. **Organisation of secretariat:** arch. Enrico Bertoletti, telephone +39 348 2644397, e-mail segreteria@concorsobergamo.it.
- 1.5. **Web pages:** the documentation and all other information can be found by clicking the link <http://www.concorsobergamo.it/>.

2. FORMS OF PUBLICITY AND APPROVAL

- 2.1. This Notice is published not only in the Directory of the Proposing Body, but also in the G.U.R.I. [Official Gazette of the Italian Republic] and G.U.C.E. [Official Gazette of the EU] and in extract in the daily newspapers "Il Sole 24 Ore", "Il Libero Nazionale", "Eco di Bergamo" e "Corriere della Sera - local edition. After its publication, notice of the competition will be given to the respective National Councils of Architects and Engineers, the principal cultural institutions, the specialised press and via the specialised Internet web-sites.
- 2.2. This Notice and the relevant Appendices were approved by the City Government on "deliberazione n. 144-17 reg. G.C. n. 0153-17 prop. Del. in data 20 aprile 2017".

3. DESCRIPTION AND SUBJECT OF THE COMPETITION

- 3.1. **CIG Code:** 705723568D.
- 3.2. **CPV Code:** 71240000-2 "architectural, engineering and planning services" and additional code 71220000-6 "services of architectural project design".
- 3.3. **Subject of the competition:** European competition for project design in 2 stages, to regenerate the Piacentiniano Centre in Bergamo.
- 3.4. **Area subject of the competition:** this has been identified within the urban area pertaining to the Piacentiniano Centre, between via Francesco Petrarca (to the north), largo Porta Nuova (to the south), contrada Tre Passi (to the east), via XX Settembre (to the west).
- 3.5. The amounts to implement the works, as envisaged in the three-year programme of public works 2017-2019, approved by the Municipal Council with decision dated 22/03/2017, N° 37 Reg. C.C./N° 9 Prop. Del., have been estimated as EUR 1,000,000.00 to regenerate Sub-area 1 - piazza Dante and



Quadriportico (lot 1) and EUR 1,000,000.00 to regenerate Sub-area 2 - Sentierone and piazza Cavour (lot 2). The amounts are understood to include VAT and every other sum available in the economic expense framework, according to Art. 16 of the D.P.R. [Presidential Decree] 207/2010. These amounts must be considered as the maximum limits and cannot be exceeded in drawing up the proposals for the second stage of the Competition. In order to develop the proposed project designs, compliance with the total amount for the works indicated in the following table is mandatory. The sub-division of the works indicated in same table constitutes only one reference parameter to identify the special technical-organisational requisites and to calculate the proposed amount for the fee.

E.22	Formerly Id	Construction works, safety costs included	25%	eur 362,500.00
E.19	Formerly Id	Works to regenerate urban areas	45%	eur 652,500.00
S.03	Formerly Ig	Structural works	5%	eur 72,500.00
IA 01	Formerly IIIa	Water, sanitary and sewer installations	10%	eur 145,000.00
IA 03	Formerly IIIc	Electric and special systems	15%	eur 217,500.00
Total amount of the works (net of VAT and every other sum available in the economic expense framework according to Art. 16 of D.P.R. 207/2010)			100%	eur 1,450,000.00

4. TYPE OF COMPETITION

- 4.1. An anonymous, two-stage, open-procedure competition for project design, with a pre-selection by means of the submission of proposed ideas, pursuant to Art. 154, paragraph 4 of D.Lgs. [Italian Legislation Decree] 50/2016:
- first stage (project design idea), in anonymous form, without any classification of merit or award of any prizes, aiming to select the best 5 (five) proposed project designs for admission to the second stage
 - second stage (project design development), in anonymous form, aiming to identify the best project design proposed among those selected in the first stage. The projects, which are not winners, will be considered as worthy projects.
- 4.2. Legislative references
- D.Lgs. 50/2016 “Implementation of the Directives 2014/23/EU, 2014/24/EU and 2014/25/EU on the award of concession contracts, public tenders and on the procedures of tender for suppliers in the sectors of water, energy, transport, and postal services, and also on the reorganisation of the regulations in force on the subject of public contracts concerning operations, services and supplies”;
- 4.3. The specific legal basis to carry out this Competition consists of the following documentation:
- This Notice, the Guidelines and the paper documentation and reports attached;
 - The protocol number of the requests for clarifications and the relevant replies for the first stage;
 - The protocol number of the requests for clarifications and the relevant replies for the second stage;



5. COMPETITION TIMELINE

5.1. First stage:

Publication of the notice	5 May 2017
Deadline to request clarification	26 May 2017
Publication of replies to questions	9 June 2017
Deadline for submission of proposals	12:00 p.m. on 5 July 2017
Publication of 5 project design proposals admitted to the second stage	by 25 September 2017

5.2. Second stage:

Sending of letters of invitation	29 September 2017
Public meetings for in-depth clarification (exact date to be established)	October 2017
Deadline to request clarification	27 October 2017
Publication of replies to questions	6 November 2017
Deadline for submission of proposals	12:00 p.m. on 28 December 2017
Announcement of the winning project	by 9 February 2018

5.3. The timeline given above may be amended or changed due to special circumstances at the unquestionable judgement of the Organising Body. The competitors are invited to regularly consult the pages dedicated to the competition by clicking on the link <http://www.concorsobergamo.it/>.

SECTION II - SUBJECTS ADMITTED, REQUISITES AND PROCEDURES FOR PARTICIPATION

6. SUBJECTS ADMITTED TO SUBMIT A PROPOSAL - FIRST AND SECOND STAGE

- 6.1. The subjects listed in Articles 45 and 46 of D.Lgs. 50/2016 are permitted to take part in the aforementioned Competition, i.e. the subjects, which intend to combine or form a consortium pursuant to the following Article 48 and the economic operators with offices in other member states of the European Union, as envisaged by Article 45, paragraph 1 of D.Lgs. 50/2016, to which the grounds for exclusion indicated in Article 80 of D.Lgs. 50/2016 do not apply.
- 6.2. Irrespective of the legal nature of the contractor, the appointment shall be fulfilled by professionals, registered in the appropriate registers envisaged by the professional regulations in force, and who will be personally responsible and indicated by name at the time of submitting the proposal, and specifying their respective professional qualifications. The proposal must also indicate the physical person appointed to coordinate the various specialist services.
- 6.3. Individual professionals or associates must possess the following requisites, pursuant to Art. 1 of D.M. [Ministerial Decree] 263/2016:



- hold a Degree in Engineering or Architecture or in a technical subject pertinent to the main activity, subject of the notice of competition;
 - be qualified to practise the profession, and to be registered, at the time of their participation in the Competition, in the relevant professional register envisaged by the regulations in force. Should the individual be a citizen of another state of the European Union, he/she must be qualified to practise the profession according to the regulations of his/her country of origin.
- 6.4. The subjects mentioned in Art. 46, paragraph 1, letter b) of D.Lgs. 50/2016 [professional companies], pursuant to Art. 2 of D.M. 263/2016 must produce the company organisation chart, updated as at the date of submission of the proposal, including the individuals directly involved in fulfilling professional and technical functions and quality control. It shall indicate, in particular, the partners, directors, employees, consultants with Vat number, who sign the projects or project assessment reports on an annual basis, or who are part of the works management department and who have invoiced the company a share of over 50% of their own annual turnover, as shown in their most recent VAT return. This constantly updated organisational chart must also show the specific competencies and responsibilities of each of the individuals indicated.
- 6.5. The subjects, mentioned in Art. 46, paragraph 1, letter c) of D.Lgs. 50/2016 [engineering companies], must have at least one technical director, appointed to collaborate in defining the strategic courses of the party he works for, to collaborate and check the performance of the technicians appointed to the project designs, pursuant to Art. 3 of D.M. 263/2016. The technical director must hold a Degree in Engineering or Architecture or in a technical subject pertinent to the activities carried out by the company. He must have been qualified to practise the profession for at least the last ten years and must be registered at the time of accepting the appointment in the relevant professional register envisaged by the regulations in force. Should the individual be a citizen of another state of the European Union, he/she must be qualified to practise the profession according to the regulations of his/her country of origin. The engineering company must produce the company organisation chart, updated as at the date of submission of the bid, including the individuals directly involved in fulfilling professional and technical functions and quality control, indicating in particular, the partners, directors, employees, consultants with Vat number, who sign the projects or project assessment reports on an annual basis, or who are part of the works management department and who have invoiced the company a share of over 50% of their own annual turnover, as shown in their most recent VAT return. This constantly updated organisational chart must also show the specific competencies and responsibilities of each of the individuals indicated. If the company also carries out business other than the provision of services provided for in Art. 46 of D.Lgs. 50/2016, the organisational chart must indicate the organisational structure and professional capacities explicitly dedicated to the aforementioned provision of services.
- 6.6. In the event of a temporary grouping, even though not formally incorporated:
- without prejudice to the measures of Art. 48 of D.Lgs. 50/2016 for temporary groupings set up by the subjects according to Art. 48, paragraph 1, letter e) of D.Lgs. 50/2016, the participants in the grouping must possess the requisites established by Arts. 2 [requisites for professional companies] and 3 [requisites for engineering companies] of D.M. 263/2016;
 - a mandatory group leader must be appointed for both stages of the Competition, as sole party responsible and contact person for the Organising Body;
 - the presence of at least one professional with a degree, qualified to practise the professional for at



least 5 (five) years prior to the date of publication of this Notice, must be guaranteed;

- the competitor selected to take part in the second stage of the Competition may set up a temporary group of professionals or modify the group already proposed to take part in the first stage of the Competition with other subjects mentioned in this point, who have not, however, already participated in the first stage of the Competition. In this case, at the time the documents are submitted for the second stage of the Competition, the competitor must not only attach all the envisaged statements, but must also declare who the group participants are. The entrants in the group, who took part in the first stage, maintain the role of participating project designer in the new group proposed, and need not be the mandatory group leader of the new group, even though maintaining ownership of the project (copyright);
- the mandatory group leader must possess the requisites of economic and financial capacity and technical and professional capacity in a larger percentage in the E.19 category indicated in the table in paragraph 3.6, whereas the remaining percentage is possessed by all mandators.

6.7. Without prejudice to registration in the relevant professional register, the project designer in the group can be:

- an individual or associated freelance professional;
- as regards companies, as provided for by Arts. 2 [requisites for professional companies] and 3 [requisites for engineering companies] of D.M. 263/2016, a director, partner, employee or a consultant, who has invoiced the company on an annual basis a share of over fifty per cent of their own annual turnover, as shown in their most recent VAT return.
- as regards architectural and engineering service providers from other member states, an individual with equivalent characteristics, in compliance with the legislation in force in the member state of the European Union in which he is established, the individuals indicated under letter a), whether an individual or associated freelance professional, or under letter b) if set up as a company.

6.8. Requisites for permanent consortiums of professionals and engineering companies and EEIGs, pursuant to Art. 5 of D.M. 263/2016:

- for permanent consortiums of professional companies and engineering companies and EEIGs, incorporated according to Art. 45, paragraph 2, letter c) and g) of D.Lgs. 50/2016, the consortium members or EEIG participants must possess the requisites established by Arts. 2 [requisites for professional companies] and 3 [requisites for engineering companies].
- permanent consortiums of professional companies and engineering companies, or even mixed, must consist of no fewer than three members, who have operated in the sectors of engineering and architectural services.

6.9. Entrants provided for in Arts. 2 [requisites for professional companies], 3 [requisites for engineering companies], 4 [requisites for temporary groups] and 5 [requisites for permanent consortiums of professional companies and engineering companies and EEIGs] notify A.N.A.C.

- within 30 days of adoption, the deed of incorporation and every other relevant deed and subsequent variations in the corporate organisation;
- within 10 days of adoption, the organisational chart according to Arts. 2 and 3 of D.M. 263/2017, together with every subsequent variation;
- within 30 days of approval of the balance sheets, the special turnover;



- within 5 days from the registration of the deed in the business register, the deliberation of the appointment of the technical director.

6.10. Entrants in the Competition can use consultants and collaborators, even though they are not registered in the Professional Orders or Registers. The qualifications and nature of the consultancy or collaboration must be declared for each individual consultant or collaborator. Tasks and obligations of the consultants and/or collaborators are defined within the competitive group without impacting the relationship between the competitor and the Organising Body.

6.11. The Competition entrants must also declare:

- they unconditionally accept without any reserve whatsoever all the terms and conditions contained in this notice and the relevant appendices, and they have read and examined all the documents and the Guidelines available regarding the subject of the competition;
- they authorise the Organising Body to send communications according to Art. 76, paragraph 5 of D.Lgs. 50/2016, exclusively via the certified e-mail (protocollo@cert.comune.bergamo.it).

7. SPECIAL REQUISITES FOR PARTICIPATION - SECOND STAGE

7.1. Economic and financial capacity (requisites to access the second stage of the Competition):

- in order to guarantee a suitable organisational and operative structure, participants must have led services of architecture and engineering, taking the best 3 years in the last 10 years, with a global turnover equal at least to the amounts calculated to pay for the appointment to be given to the winner of the competition, estimated at EUR 148,216.47 net of VAT and Inarcassa [social security] contribution. Alternatively, they must have a suitable insurance for damages to the Client from their professional activity, with a ceiling of no less than EUR 1,000,000.00 and a ten-year posthumous guarantee, in line with the measures of Art. 83, paragraph 4, letter c) of D.Lgs. 50/2016;
- specific declaration of commitment, issued by a primary insurance company, for a specific policy which would trigger in the event of the award to cover a sum of no less than 10% of the estimated amount of the work to be designed.

7.2. Technical and professional capacity (requisites to access the second stage of the Competition):

- to have completed in the 10 years prior to the date of publication of this Notice, services of architecture and engineering regarding operations belonging to each of the WORKS ID identified according to the lists contained in the current measures regarding fees of the Decree of the Ministry of Justice of 17 June 2016, for an amount equal to or above each WORK ID, identified in paragraph 3.6;
- to have completed in the 10 years prior to the date of publication of this Notice, two services of architecture and engineering regarding operations belonging to each of the WORKS ID for the operations to be entrusted, identified according to the lists contained in the measures regarding fees in force of the Decree of the Ministry of Justice of 17 June 2016, for a total amount for each WORK ID of no less than 0.40 times the estimated amount of the operations to which the service refers, calculated for each WORK ID, identified in paragraph 3.6. To achieve the requisite, a maximum of two indivisible services can compete, for each WORK ID. Pursuant to the Anac [Italian Anti-Corruption Authority] Guidelines No. 1 giving "General instructions to assign services regarding architecture and engineering", the architectural and engineering services the competitor must



produce are exclusively those of the preliminary and/or final and/or working design;

- form a group of no less than No. 5 (five) subjects with multi-disciplinary competences with the following professionals: at least No. 1 architect to comply with the indications in point 2.2.2.4. of the Anac Guidelines No. 1; at least No. 1 professional with competencies of town planning design; at least No. 1 professional with competencies in urban economics or sociology; at least No. 1 professional with competencies in landscape or urban furnishing design; at least No. 1 professional, who qualified less than 5 years ago to practise the profession.

8. DECLARATION OF THE REQUISITES, AVAILMENT AND EVIDENCE - FIRST AND SECOND STAGE

8.1. The participants must complete the prepared forms (found by clicking the link: <http://www.concorsobergamo.it/> in the "Download" section) and declare they possess the requisites via a sworn affidavit, made according to D.P.R. 445/2000. They must also attach a copy of a valid identity document for each signatory. The winner is obliged to produce documentation regarding the requests for supplementary documentation to confirm the declarations made.

8.2. Availment: pursuant and according to the limits established by Art. 89 of D.Lgs. 50/2016, the participant, either as an individual or in a group, can fulfil the request regarding possession of the economic, financial, technical and professional requisites, required to take part in a competition procedure, by availing himself of the abilities of other subjects (hereinafter referred to as auxiliary participant), even belonging to groups, regardless of the legal nature of his links with the latter. Pursuant to Art. 5 of the Anac Decision No. 2 of 01/08/2012, availment is not permitted to fulfil requisites of technical and professional ability regarding the two services of architecture and engineering (so-called leading-edge services) mentioned in the preceding point 7.3, second paragraph. In the event of availment, the competitor shall attach to the administrative documentation:

- a declaration signed by the auxiliary participant, certifying there are no grounds for exclusion, according to Art. 80 of D.Lgs. 50/2016, he possesses the technical requisites and resources object of the availment, and he is obliged towards the participant and the Organising Body to make available the resources required which the participant lacks throughout the competition;
- the original contract or an electronically signed certified copy, according to which the auxiliary participant undertakes to provide the participant with the requisites and make available the necessary resources throughout the competition;
- declaration he has not participated in the first stage of the Competition;
- declarations that all contributions for all those who, on behalf of the auxiliary party, sign the declarations of requisites and for all the employees or at least for every member of the minimum work group.

8.3. The Organising Body can proceed to check the truth of the declarations made by subjects, who will receive awards and recognition, via the evidential documentation provided by same.



9. RESTRICTIONS TO PARTICIPATION AND GROUNDS FOR EXCLUSION - FIRST AND SECOND STAGE

- 9.1. Incompatible and, therefore, excluded from participating in the Competition are those who could be favoured, having implemented preliminary services relevant for the purposes of the Competition or have been involved in drafting the Notice, Guidelines and appendices, or who could, nevertheless, influence the decisions of the Jury. This is particularly valid for the following subjects:
- the directors and employees of the Organising Body;
 - the members of the work group, who took part in drafting the Notice and organising the Competition, as well as members of the Secretariat;
 - the effective or substitute members of the Jury;
 - the spouses, relatives and kin, up to the third degree of kinship, and those with relationships of continual collaboration with the individuals mentioned in the preceding points.
- 9.2. Competitors are expressly forbidden to participate in same competition in more than one temporary group or to participate as individuals and in a group simultaneously (temporary group of competitors, permanent consortiums). Breach of this ban will lead to the exclusion from the competition of all the competitors involved. Same ban exists for the freelance professionals, should a company of professionals or an engineering company, of which the professional is a director, partner, employee, consultant or collaborator, participate in the competition in any form. Breach of these bans will lead to the exclusion from the competition of all the competitors involved.
- 9.3. The consortiums, mentioned in Article 45, paragraph 2, letters b) and c) of the Code, are obliged to indicate at the time of submission, for which companies the consortium is competing and they are forbidden to participate in any other form in same competition. In the event of a breach, the consortium and the company will be excluded from the competition. If this ban is not complied with, Article 353 of the Italian Criminal Code will be applied.
- 9.4. Contractors for design appointments cannot be contractors for tenders or concessions for public works or for any sub-contracts or piecework, for which they have carried out the aforementioned activity of project design. A subsidiary, holding company or company connected with the contractor of project design appointments cannot participate in same tenders, concessions for public works, sub-contracts and piecework. Subsidiaries and connected companies are decided by referring to the provisions of Art. 2359 of the Italian Civil Code. The bans set out in paragraph 7 of Art. 27 of D.Lgs. 50/2016 are extended to the design contractor's employees, collaborators helping to carry out the appointment and their employees, and to the contractors of activities to support the project design and their employees. These bans do not apply to the subjects mentioned herein, who can demonstrate that the experience acquired in implementing the design appointments does not determine an advantage, which may falsify competition with the other operators.
- 9.5. The competitor and the relevant proposal can also be excluded on one of the following grounds:
- if the proposal is submitted late after the deadlines indicated;
 - if the terms and conditions and restrictions set and accepted are not complied with;
 - if the competitor attempts to directly or indirectly influence the decisions of a member of the Work group, Jury or a consultant.



9.6. For anything not explicitly provided for in this Notice of Competition, reference will be made to the legislation in force on the subject and, in particular, to Art. 42 of D.Lgs. 50/2016.

SECTION III - FIRST STAGE OF THE COMPETITION

10. COMPETITION DOCUMENTS - FIRST STAGE

- 10.1. The first stage of the competition regards the proposals on a “concept-plan” level and are, therefore, concerned with the design on an urban scale, capable of providing ideas of context and future scenarios for the urban area of the “Piacentiniano Centre” in Bergamo, identified as the “Perimeter Area” in the Competition Guidelines and in the relevant site plans attached.
- 10.2. All the documents (drawings and reports) must be sent in an anonymous form. They must be marked by a code consisting of 8 (eight) numbers and/or letters in the top right-hand corner and restricted to a size of 50 mm wide x 15mm high. The documents required consist of:
- 10.3. No. 2 drawings in A2 format with a larger horizontal side with a graphic metric reference (decimal metric system) for any reproductions, folded in A3 format if necessary, and containing:
- Site plan and volumetric analysis, with the inclusion of the design in the urban context (opportune scale);
 - Planimetric drawings and detailed frame sections of the competitor’s choice (opportune scale);
 - any technical details and innovative construction and plant engineering technologies (opportune scale);
 - elevations, axonometric projections and any graphic images suitable to illustrate the design ideas and choices.
- 10.4. Reproduction in A3 format of the 2 drawings in the preceding point;
- 10.5. No. 1 technical-illustrative report (maximum 15 sides plus cover and table of contents, in A4 format), possibly with images and graphs and containing the design criteria, with special reference to the architectural, town planning and macroeconomic aspects to implement the design programme proposed. It must not only be consistent with the instructions in the Guidelines, but also be sustainable from a technical, economic, social and market point of view.
- 10.6. In assigning points, the Jury will not take into account any material submitted by the competitor, which exceeds the aforementioned documental restrictions for documents and drawings.

11. SUBMISSION PROCEDURES FOR THE PROPOSALS - FIRST STAGE

- 11.1. Within the deadline set in the timeline and, to be precise, by 12:00 p.m. on 5 July 2017, whatever the means of submission used, a single, anonymous parcel must arrive at the Protocol Office of the Municipality of Bergamo, piazza Matteotti 3, 24122 Bergamo. This shall, in turn, contain two separate packages and, to be precise, No. 1 sealed envelope (Envelope A - Administrative documentation) and No. 1 Envelope (Envelope B - Technical proposal) without writing the competitor’s chosen code on the outside and with the following additional specifications.



- 11.2. EXTERNAL PARCEL: this must be sealed with adhesive tape or sealing wax and must only show the following address as the sender and as the recipient: "Comune di Bergamo, piazza Matteotti 3, 24122 Bergamo (Italy)" and must show the wording "Contains: 2-stage design competition to regenerate the Piacentiniano Centre in Bergamo FIRST STAGE". It must not show the competitor's chosen code on the outside.
- 11.3. ENVELOPE A - ADMINISTRATIVE DOCUMENTATION: non-transparent envelope or wrapping, sealed with adhesive tape or sealing wax, showing only and exclusively on the outside the wording "Envelope A - Administrative Documentation", It must not show the competitor's chosen code on the outside or on the documents contained therein (with the exception of the instructions in the point on the "coordination envelope", containing:
- the Application form and declaration - FIRST STAGE" and the form for the Declaration in lieu of affidavit of the requisites," opportunely completed and signed;
 - only in the event of a temporary grouping: letter of commitment to form the group or, if already incorporated, a copy of the collective mandate;
 - copy of the valid identity document of every signatory;
 - receipt of payment of the contribution to ANAC, Autorità Nazionale Anti Corruzione [National Anti-corruption Authority] of the amount of EUR 20.00 as contribution to take part in this Competition, subject to registration according to the operative instructions provided by same Authority on its own Internet website at the address: <http://www.anticorruzione.it/portal/public/classic/Servizi/ServiziOnline/ServizioRiscossioneContributi>. The deadline for payment corresponds to the date of submission of the documents for the first stage, under penalty of exclusion (the online payment service is active at pre-established times and does not guarantee immediate receipt. Alternatively, cash payments can be made at authorised sales outlets. Only foreign economic operators can also pay via international bank transfer on the bank current account No. 4806788, open at Monte dei Paschi di Siena, IBAN IT 77 0 01030 03200 0000 04806788, BIC PASCITMMROM, in the name of Autorità Nazionale Anticorruzione. The reason for payment must show only the identification code for tax purposes used in the country of residence or head office of the participant, e.g. VAT number and the CIG, which identifies the procedure in which the subject intends to participate. The foreign economic operator must attach the receipt of the transfer made to the proposal);
 - coordination envelope: an additional non-transparent, anonymous envelope (it must not show the competitor's chosen code on the outside), closed and sealed with sealing wax or adhesive tape, bearing on the outside the sole, exclusive wording "COORDINATION ENVELOPE" containing the identification data of all persons for the competitor and the chosen code. The indication of the name of the individual or associated competitor must be signed by same. In the event of a temporary grouping not formally incorporated, all the associates must sign the list of names. A CD-Rom or USB-Key must also be included inside the coordination envelope, containing: a file in pdf or jpg format of the design documentation (graphic documents and report) in double resolution (maximum resolution permitted for any hard copy publication and optimised for the web jpg 1024 x 768);
 - ENVELOPE B - TECHNICAL PROPOSAL: a non-transparent, anonymous envelope (it must not show the competitor's chosen code on the outside), closed and sealed with sealing wax or adhesive tape, bearing on the outside the sole, exclusive wording "Envelope B - Technical proposal", consisting of the following documentation, all bearing the competitor's chosen code:



- graphic documents of the proposal (No. 2 drawings in A2 format) left, at the competitor's discretion, in the original format or folded in A3 format;
- reproduction in A3 format of the 2 drawings in the preceding point;
- bound or stapled, technical-illustrative report (maximum 125 sides plus cover and table of contents, in A4 format).

11.4. All the hard copy or digital support materials will be withheld by the Organising Body and will not be returned.

12. COMPETITION DOCUMENTS - SECOND STAGE

12.1. The second stage of the competition, open to the five competitors selected in the preceding stage, regards:

- the detailed proposal of the "concept-plan" submitted in the first stage;
- the architectural design to scale to redesign the area of intervention in piazza Dante and the Quadriportico del Sentierone (identified in the Competition Guidelines as "Sub-area 1") and its links with the former Hotel Diurno;
- the architectural design to scale to redesign the area of intervention in piazza Cavour and the east side of the Sentierone (identified in the Competition Guidelines as "Sub-area 2").

12.2. The second stage of the Competition envisages the organisation of one or more public meetings, including an on-site inspection, to go into detail on some of the relevant topics of discussion of this Competition, with the participation of representatives of the Organising Body and the local stakeholders. On this occasion, under penalty of exclusion from the Competition, the selected competitors, if present, are prohibited from revealing their solutions proposed in the first stage, or any qualifying elements or other confidential information connected to the Competition. The dates for the meetings are published with adequate prior notice on the website of the Organising Body and on the web pages of the Competition. Consistent with what is established by D.Lgs. 50/2016, the details, clarifications, improvements or complementary information given during the public discussion meetings cannot, nevertheless, modify the essential aspects of the proposal submitted in the first stage, should these variations in some way falsify the competition or have a discriminatory effect.

12.3. The requested documents in the second stage consist of the technical and economic feasibility project, according to Art. 23 of D.Lgs. 50/2016, which is intended to ensure what is envisaged in paragraph 1 of the aforementioned article.

12.4. All the documents (drawings and reports) must be sent in an anonymous form. They must be marked by a code consisting of 8 (eight) numbers and/or letters, which differs from the one used in the first stage, in the top right-hand corner and restricted to a size of 50 mm wide x 15mm high. The documents required consist of:

12.5. Drawings in AO format, mounted on a rigid support in material chosen by the competitor, with a larger horizontal side and bearing a graphic metric reference (decimal metric system) for any reproductions, containing the diagrams to identify the dimensional, volumetric, type, functional and technological specifications of the works envisaged in the project (opportune scale) including:

- No. 3 drawings to show the detailed proposal of the "concept-plan" submitted in the first stage of



the Competition;

- No. 4 drawings regarding the area indicated as “Sub-area 1 - piazza Dante and Quadriportico del Sentierone”;
- No. 4 drawings regarding the area indicated as “Sub-area 2 - piazza Cavour and the east side of the Sentierone”;
- at least 1 of the aforementioned drawings must also indicate, if envisaged, the areas involved, any relevant buffer zones and the protection measures required, pursuant to Art. 23, paragraph 6 of D.Lgs. 50/2016 ;
- the division indicated for the number of drawings regarding the concept-plan and the 2 Sub-areas indicated can be considered interchangeable, provided the maximum number of drawings remains 11.

12.6. Reproduction in A3 format of the drawings in the preceding point;

12.7. No. 1 technical-illustrative report, possibly with images and graphs and containing the design criteria with special reference to the architectural, town planning and macroeconomic aspects to implement the design programme proposed. It must show not only consistency with the instructions in the Guidelines, but also its sustainability from a technical, economic, social and market point of view (maximum 30 sides plus cover and table of contents, in A4 format).

12.8. No. 1 report, pursuant to Art. 23, paragraph 6 of D.Lgs. 50/2016, on the performance characteristics, functional specifications, needs to compensate for and mitigate the environmental impact (max 15 sides plus cover and table of contents, in A4 format).

12.9. No. 1 report of estimated costs, including the choice as regards the possible division into functional lots (max 15 sides plus cover and table of contents, in A4 format).

12.10. In assigning points, the Jury will not take into account any material submitted by the competitor, which exceeds the aforementioned documental restrictions for documents and drawings.

13. SUBMISSION PROCEDURES FOR THE PROPOSALS - SECOND STAGE

13.1. Within the deadline set in the timeline and, to be precise, by 12:00 p.m. on 28 December 2017, whatever the means of submission used, a single, anonymous parcel must arrive at the Protocol Office of the Municipality of Bergamo, piazza Matteotti 3, 24122 Bergamo. This shall, in turn, contain two separate packages and, to be precise, No. 1 sealed envelope (Envelope A - Administrative documentation) and No. 1 Envelope (Envelope B - Technical proposal) without writing the competitor's chosen code on the outside and with the following additional specifications.

13.2. EXTERNAL PARCEL: this must be sealed with adhesive tape or sealing wax and must only show the following address as the sender and as the recipient: "Comune di Bergamo, piazza Matteotti 3, 24122 Bergamo (Italy)" and must show the text "Contains: 2-stage design competition to regenerate the Piacentiniano Centre in Bergamo - SECOND STAGE". It must not show the competitor's chosen code on the outside.

13.3. ENVELOPE A - ADMINISTRATIVE DOCUMENTATION: non-transparent envelope or wrapping, sealed with adhesive tape or sealing wax, showing only and exclusively on the outside the wording "Envelope A - Administrative Documentation", it must not show the competitor's chosen code on the outside or on the documents contained therein (with the exception of the instructions for the point



“coordination envelope”, containing:

- the Application form and declaration - SECOND STAGE” and the form for the Declaration in lieu of affidavit of the requisites,” opportunely completed and signed;
- only in the event of a temporary grouping: letter of commitment to from the group or, if already incorporated, a copy of the collective mandate;
- PassOE receipt duly signed and issued by the AVCPass service, certifying the completed registration for the service for this procedure and, therefore, showing the economic operator participant can be verified via the AVCPASS system;
- copy of the valid identity document of every signatory;
- coordination envelope: an additional non-transparent, anonymous envelope (it must not show the competitor’s chosen code on the outside), closed and sealed with sealing wax or adhesive tape, bearing on the outside the sole, exclusive wording “COORDINATION ENVELOPE” containing the identification data of all persons for the competitor and the chosen code. The indication of the name of the individual or associated competitor must be signed by same. In the event of a temporary grouping not formally incorporated, all the associates must sign the list of names. A CD-Rom or USB-Key must also be included inside the coordination envelope, containing: a file in pdf or jpg format of the design documentation (graphic documents and report) in double resolution (maximum resolution permitted for any hard copy publication and optimised resolution for the web jpg 1024 x 768);

13.4. ENVELOPE B - TECHNICAL PROPOSAL: a non-transparent, anonymous envelope (it must not show the competitor’s chosen code on the outside), closed and sealed with sealing wax or adhesive tape, bearing on the outside the sole, exclusive wording “Envelope B - Technical proposal”, consisting of the following documentation, all bearing the competitor’s chosen code which must differ from that used in the first stage:

- graphic documents of the proposal (max No. 11 drawings in AO format) mounted on a rigid support in material chosen by
- the competitor;
- reproduction in A3 format of the drawings in the preceding point;
- No. 1 bound or stapled, technical-illustrative report (maximum 30 page sides plus cover and table of contents, in A4 format).
- No. 1 bound or stapled report on the performance characteristics, functional specifications, needs to compensate for and mitigate the environmental impact (max 15 sides plus cover and table of contents, in A4 format);
- No. 1 bound or stapled report of estimated costs (maximum 15 page sides plus cover and table of contents, in A4 format).

13.5. All the hard copy or digital support materials are withheld by the Organising Body and will not be returned.



SECTION V - TECHNICAL-ADMINISTRATIVE COMMISSION, JURY AND EVALUATION CRITERIA

14. WORK OF THE TECHNICAL-ADMINISTRATIVE COMMISSION (ADMISSION STAGE)

- 14.1. Once the deadline for the submission of proposals has passed, a Technical-Administrative Commission, consisting of municipal employees appointed by the Organising Body, proceeds in public with the operations of admission to the competition of the candidates, examining the administrative documentation contained in the enveloped labelled “ENVELOPE A - ADMINISTRATIVE DOCUMENTATION”.
- 14.2. The technical-administrative commission also has the task of checking the formal compliance of the proposals and the administrative documentation.
- 14.3. Prior to the work of the Jury, the technical commission conducts a confidential, preliminary technical examination without any binding judgment of the documentation submitted by the competitors, merely to check compliance with the Notice and the relative Competition Appendices.
- 14.4. Once the admission stage has been completed, the anonymous documents contained in the package ENVELOPE B - TECHNICAL PROPOSAL of the entrants admitted are transmitted to the competence of the Jury.
- 14.5. The technical commission drafts a specific report containing the results, which is made available for the Jury, when it begins work.

15. JURY (EVALUATION STAGE)

- 15.1. At the beginning of the first session, the Jury decides on the admission of the competitors and on the results of the work by the technical commission. It then proceeds to evaluate the documents, applying the criteria established below.
- 15.2. The Jury consists of 5 effective members and 3 substitute members. Should an effective member be absent at the opening of or during the work, he will be replaced by one of the substitute members proposed by the Chairperson, who will become an effective member from that moment on.
- 15.3. A Secretary appointed by the Organising Body participates in the work of the Jury without the right to vote and without the obligation of presence, with the task of drafting the minutes.
- 15.4. The evaluations of the proposals received are valid if all the members of the Jury are present, and are divided into the following stages:
 - public session to open the external packages and those containing the design proposals;
 - one or more confidential sessions to evaluate the design proposals;
 - public session to open the administrative documentation and match the names with the design proposals.
- 15.5. When the envelope with the administrative documents is opened, the competitor who lacks the requisites or documents is excluded or is admitted to the remedy regime if the irregularity falls under the field of



application of Art. 83, paragraph 9 of D.Lgs. 50/2016. Pursuant to same article, the lack of documentation which does not allow the contents or personal responsible for the latter to be identified constitute basic irregularities.

15.6. The decisions of the Jury are taken by simple majority and are binding for the Organising Body.

15.7. Pursuant to D.Lgs. 50/2016, the members of the Jury are appointed after the receipt of the proposals, according to the rules of competency and transparency identified and guaranteed by the Organising Body. They are selected according to the following competencies:

- No. 1 expert in town planning identified by the Municipal Administration;
- No. 1 expert drawn from a shortlist proposed by the Order of Architects, with experience in landscape architecture and public space design;
- No. 1 expert drawn from a shortlist proposed by the Order of Engineers;
- No. 1 manager of the Organising Body, identified according to criteria of proven experience, professionalism and specific competency in the topics subject of the Competition;
- No. 1 expert in urban economics and/or sociology, drawn from a shortlist proposed by the DUC [Urban District of Commerce].

16. CRITERIA AND METHODS TO EVALUATE THE PROPOSALS - FIRST STAGE

16.1. The Jury assigns points to each design proposal, according to the following elements of evaluation (maximum score 100 points):

- A. Architectural and urban quality of the designed spaces (up to 40 points);
- B. Compliance with the instructions in the Guidelines (up to 25 points);
- C. Technical, economic, social and market sustainability of the proposal (up to 15 points);
- D. Interventions costs and maintenance costs (up to 15 points);
- E. Compliance with existing restraints and legislation in force (up to 5 points).

17. CRITERIA AND METHODS TO EVALUATE THE PROPOSALS - SECOND STAGE

17.1. The Jury assigns points to each design proposal, according to the following elements of evaluation (maximum score 100 points):

- A. Architectural and urban quality of the designed spaces and degree of detail for each design intervention (up to 45 points);
- B. Technical, economic, social and market sustainability of the proposal (up to 30 points), with the following sub-points:
 - b.1. compliance with the objectives of regeneration of the Piacentiniano System and innovation in the use of open spaces and in the re-use of the large existing containers (up to 10 points);
 - b.2. solutions to contrast the weakening and desertification of the Piacentiniano Centre and to improve social cohesion and reinforce the existing offer (up to 10 points).
 - b.3. procedures to reopen the spaces, the timelines envisaged, stages of implementation and



- any adverse effects on the territory (up to 10 points);
- C. Interventions costs and maintenance costs (up to 15 points);
- D. Compliance with existing restraints and legislation in force (up to 10 points).

SECTION VI - AWARDS AND APPOINTMENTS

18. PRIZE MONEY AND AWARDS

- 18.1. Prize money: a total prize money is envisaged amounting to EUR 90,000.00 net of the social security and welfare contributions and VAT, if due.
- 18.2. Awards: the winning design in the second stage will be awarded a prize to completely reimburse the technical and economic feasibility projects regarding the two sub-areas, equal to EUR 30,000.00. Each of the other projects admitted to the second stage will be awarded a reimbursement of expenses amounting to EUR 15,000.00 each. The sums are understood as net of the social security and welfare contributions and VAT, if due.

19. PROFESSIONAL APPOINTMENTS

- 19.1. When the ranking has been decided and the prizes and reimbursements of expenses awarded, the Organising Body reserves the right to assign to the winner the final, working design according to the project of technical and economic feasibility proposed, via a negotiated procedure and via the competent municipal structure for the implementation of public works, even for individual functional lots corresponding to the sub-areas identified in the Guidelines.

For this purpose, the exercise of this right is subordinated to the following terms and conditions:

- that the Organising Body, as well as the authorities competent to issue in advance opinions, permits, authorisations and similar, deems the proposed project complete and suitable to constitute the benchmark for a final, working design which can be abstractly approved, without prejudice to any further evaluation of the final, working project, which will be drawn up by the winner;
- that any proposed project, deemed not entirely compliant with the legislation and technical regulations in force, will be promptly adjusted, supplemented or corrected, so it does not distort the original outline of the design - according to any indications, terms and conditions and measures imposed by the Organising Body or by the competent authorities to issue the aforementioned opinions, permits, authorisations and similar;
- that the Organising Body evaluates the proposal according to the costs given to implement and manage the intervention as compatible with the levels of funding and with the budget priorities, also taking into consideration and evaluating the management costs given in the design proposal;
- that the works subject of the design are also included in the tools to programme the public works of the Organising Body.

- 19.2. The total sum of the appointment regarding the 2 sub-areas identified in the Guidelines is calculated according to the rules on fees established in D.M. 17 June 2016, the Approval of the remuneration tables commensurate with the level of quality of the design services, in force at the time the appointment is



made, with a 20.00% reduction of the fees, including expenses. The fee, net of the social security and welfare contributions and VAT, if due, and gross of the 20% reduction amounts to EUR 148,216.47 (equal to EUR 118,573.18 net) and is divided as follows:

- final project: net sum of EUR 56,904.88;
- working project: net sum of EUR 46,760.88;
- safety coordination during the project: net sum of EUR 14,907.42;

19.3. The amounts for the professional services for the final and working project and safety coordination during the project are to be considered as flat rate and, in the event the amount for the works is less than the estimate, these amounts will be recalculated in compliance with the tariff established by D.M. 17 June 2018, with a 20% reduction, expenses included. The Organising Body also reserves the right to implement the stages of the final and working project design in two separate lots (“Sub-area 1 - piazza Dante and Quadriportico del Sentierone” and “Sub-area 2 - piazza Cavour and the east side of the Sentierone”). In that case, the plot described above is recognised in proportion to the amount for the works of the Sub-areas and disbursed according to the set timeline. Additional amounts will not be recognised for drafting the project in two separate lots.

19.4. Should the winner be unable to prove possession of the requisites of technical-organisational, economic-financial and general capacity, as claimed in the Competition stage, the Organising Body will declare the declaration of the winner to be cancelled and will proceed to recover any sums already paid. Following the aforementioned declaration of cancellation, the Organising Body can decide to call a tender procedure for the final and working design on the basis of the design acquired and, in that case, will not proceed to recover what has already been paid, in order to keep ownership of the project on which to base the tender.

19.5. The maximum terms to complete the design activities mentioned in this article are as follows:

- draft of the final project design: 90 (ninety) consecutive calendar days;
- draft of the working project design: 60 (sixty) consecutive calendar days;

SECTION VII - FINAL INSTRUCTIONS AND OTHER INFORMATION

20. COMPETENT BODY FOR APPEAL PROCEDURES

20.1. The Notice and documents connected to, and resulting from the Competition procedure can only be contested by appealing to the Regional Administrative Court. Art. 211 of D.Lgs. 50/2016 and Arts. 119 and 120 of D.Lgs. 104/2010 (Code of administrative procedure) will be applicable.

20.2. Competent court: Regional Administrative Court of Brescia, via Carlo Zima 3, 25124 Brescia (BS), Italy.

21. OTHER PERTINENT INFORMATION

21.1. Official language: the official language of the Competition is Italian.

21.2. Copyright: with the award of the prize, the winning project becomes the property of the Organising Body, or its predecessor in title. In any event, the respective authors retain the copyright and intellectual property rights. After the conclusion of the Competition, the Organising Body has the right to publish all



the documentation received, giving the names of the respective authors and without any additional remuneration in their favour. The authors are also entitled to the right to publish their work without any restrictions, although only at the end of this procedure. The temporary grouping constitutes a unique entity for the purpose of the competition and ownership of the explicit design proposal is recognised on equal terms and rights for all its members. The participants are strictly forbidden to publish their work in any way until the results of the second stage have been announced, even though they have not been selected for same.

- 21.3. Remedy regime: the lack of any formal elements in the application, with the exclusion of those regarding the technical proposal are remediable, if they fall under the procedure given in paragraph 9, Article 83 of D.Lgs. 50/2016, by applying a fine on the competitor causing the problem, amounting to EUR 86.00 (eight-six/00).
- 21.4. Transport and insurance: the costs to send and insure the documents (which at the end of the Competition remain the property of the Organising Body) are at the exclusive expense and responsibility of the competitors. Receipt within the date indicated in the Competition timeline remains at the exclusive risk of the sender.
- 21.5. Terms and conditions of participation: participation in the Competition implies the unconditional acceptance of all the regulations contained in the Notice, the Guidelines and attached documentation. By participating, the subject expressly declares he accepts the terms and conditions of the Competition. The winner of the Competition undertakes to accept the appointment under the terms and conditions expressed in this document regarding the services to be provided, the execution times and the amount of the fee envisaged.

22. APPENDICES

22.1. The following appendices constitute an integral part of the Notice of Competition:

- Appendix A: Competition Guidelines;
- Appendix B.1: The application and declaration forms - first stage
- Appendix B.2: The application and declaration forms - second stage
- Appendix C: Delivery plan and packaging;
- Appendix D: Historic documentation and Piacentiniano Projects;
- Appendix E.1: Maps - Laser scanner survey - PDF format;
- Appendix E.2: Maps - DWG format;
- Appendix F: Photographic documentation;
- Appendix G.1: Town planning documentation - constraints;
- Appendix G.2: Town planning documentation - mobility;
- Appendix G.3: Town planning documentation - P.G.T. [Territory Management Plan];
- Appendix G.4: Town planning documentation - architectural frontages - materials;
- Appendix G.5: Town planning documentation - architectural frontages - current condition;
- Appendix G.6: Town planning documentation - architectural frontages - project;



- Appendix G.7: Town planning documentation - green areas - current condition;
- Appendix I.1: Technical documentation - former Diurno - fire prevention report;
- Appendix I.2: Technical documentation - sub-service - current condition;
- Appendix I.3: Technical documentation - BG Public Space - public space and inhabitants;
- Appendix L: Calculation of professional fees - calculation of remuneration.

23.DATE OF SENDING AND PUBLICATION THIS NOTICE

23.1. This notice was sent:

- to the Official Gazette of the European Community (G.U.C.E.) on 2 May 2017 (Ref. No. 058411);

23.2. This notice is published:

- on the Official Gazette of the Italian Republic (G.U.R.I.) No. 51 of 5 May 2017.
- on the Official Gazette of the European Community (G.U.C.E.) with notice No. S087-171036 of 5 May 2017.

23.3.2 The date of sending to the Official Gazette of the European Community shall apply.

The Manager

arch. Giorgio Cavagnis

The Sole Person in charge of the Procedure

arch. Silvia Pergami



ENTE BANDITORE

Città di Bergamo
piazza Matteotti, 27
24122 Bergamo