



FEDERAL PUBLIC SERVICE MJSP -
FEDERAL POLICE
PURCHASING SERVICE - SECOM/DICON/CGAD/DLOG/PF

Notice no. 90030/2024/2024-SECOM/DICON/CGAD/DLOG/PF

Case No. 08200.003046/2024-11

Notice no. 90030/2024-SECOM/DICON/CGAD/DLOG/PF

INTERNATIONAL ELECTRONIC TRADING

90030/2024

CONTRACTOR (UASG)

(200334)

OBJECT

Acquisition of ammunition of various calibers for operational use and training in the interest of the various units of the Federal Police

TOTAL CONTRACT VALUE

R\$ 182,351,867.37 (one hundred and eighty-two million, three hundred and fifty-one thousand, eight hundred and sixty-seven reais and thirty-seven cents)

DATE OF THE PUBLIC SESSION

26/12/2024 at 2pm (Brasília time)

JUDGMENT CRITERIA:

Lowest price per item

DISPUTE MODE:

Open and closed

PREFERENCE ME/EPP/EQUIPARADAS

NO

FEDERAL POLICE
ELECTRONIC AUCTION NO.
90030/2024
NOTICE NO. 90030/2024
(Administrative Proceeding No. 08200.003046/2024-11)

It is hereby made public that the FEDERAL POLICE, through the GENERAL ADMINISTRATION COORDINATION, headquartered at Edifício Multibrasil Corporate Setor Comercial Norte Q. 4 - Asa Norte, Brasília - DF, CEP 70714-000, will hold a bidding process, for the registration of prices, in the PREGÃO modality, in the ELECTRONIC form, under the terms of [Law no. 14.133, April 1, 2021, Decree no. 11.462, March 31, 2023](#), and other applicable legislation, and also in accordance with the conditions established in this Notice, [133, of April 1, 2021](#), Decree No. 11.462, of March 31, 2023, and other applicable legislation, and also in accordance with the conditions set out in this Public Notice.

1. THE OBJECT

- 1.1. The object of this tender is the possible acquisition of ammunition of various calibers for operational use and training in the interests of the various units of the Federal Police and participating bodies, in accordance with the conditions, quantities and requirements set out in this Public Notice and its annexes.
- 1.2. The tender will be divided into items, according to the table in the Terms of Reference, and the bidder may participate in as many items as they wish.

2. THE PRICE REGISTER

- 2.1 The rules regarding the managing and participating bodies, as well as any additions, are those set out in the draft Price Registration Minutes (38706479).

3. PARTICIPATION IN THE TENDER

- 3.1. Interested parties who have previously registered with the Unified Supplier Registration System (SICAF) and the Federal Government Purchasing System (www.gov.br/compras) may take part in this tender.
- 3.2. Interested parties must meet the conditions required for registration with Sicaf by the third working day prior to the date set for receipt of bids.
- 3.3. The bidder is solely and formally responsible for the transactions carried out in its name, and assumes as firm and true its proposals and bids, including acts carried out directly or by its representative, excluding the responsibility of the system provider or the body or entity promoting the bid for any damages arising from improper use of access credentials, even by third parties.
- 3.4. Foreign companies may take part in this tender through a legal representative who, duly armed with a document accrediting him/her to take part in this tendering procedure, will answer for his/her representative upon formal and express authorization from the latter.
- 3.5. In addition to participation via a representative, foreign companies that do not operate in the country may participate in bidding procedures, waivers, unenforceability and administrative contracts in their own name by registering directly with Sicaf, using a specific identifier code provided by the system.
- 3.6. For participation in the tender, the documents required for the registration levels referred to in art. 6 of IN 03/2018 SEGES/MPDG may be met by equivalent documents, initially presented with a free translation.
- 3.7. Foreign companies that do not operate in the country may participate in their own name or through representatives who are individuals or legal entities. To enter a bid, participants or their representatives must be registered at Level I, II, III, V and VI of Sicaf and registered on Comprasnet.

- 3.8. Foreign documents from Portuguese-speaking countries do not require a sworn translation.
- 3.9. The requirement for consularization is waived for countries that are signatories to the Hague Apostille Convention, and they are only required to apostille the documentation.
- 3.10. Foreign companies that are unable to submit the documentation required in this Public Notice and in the Terms of Reference, due to the lack of an equivalent instrument or due to specific legislation in the bidder's country of origin, must submit their own declaration in SICAF or signed by the company's legal representative, in a simple translation. In order to sign the contract or price registration minutes, the Administration may request that this declaration, regarding the non-existence or prohibition of the presentation of equivalent documentation by virtue of legislation or internal determination of the country of origin, be authenticated by the respective consulate in Portuguese (Brazilian), translated by a sworn translator in Brazil.
- 3.11. It is the responsibility of the registered person to check the accuracy of their registration data in the Systems listed in the previous item and to keep them up to date with the bodies responsible for the information, and they must immediately correct or amend the records as soon as they identify any inaccuracies or if they become out of date.
- 3.12. Failure to comply with the above may result in disqualification at the time of qualification.
- 3.13. They will not be able to compete in this tender:
- I- that does not meet the conditions of this Public Notice and its annex(es);
 - II- the author of the preliminary, basic or executive project, whether an individual or a legal entity, when the tender deals with services or the supply of goods related to it;
 - III- the company, alone or in a consortium, responsible for drawing up the basic project or the executive project, or the company of which the author of the project is a director, manager, controller, shareholder or holder of more than 5% (five percent) of the capital with voting rights, technical manager or subcontractor, when the tender deals with services or the supply of goods necessary for it;
 - IV- a natural or legal person who is, at the time of the tender, unable to participate in the tender as a result of a sanction imposed on them;
 - V- anyone who has a technical, commercial, economic, financial, labor or civil relationship with a manager of the contracting body or entity or with a public agent who performs a function in the bidding process or acts in the supervision or management of the contract, or who is their spouse, partner or relative in a direct, collateral or affinity line, up to the third degree;
 - VI- controlling, controlled or affiliated companies, under the terms of Law no. 6404, of December 15, 1976, competing with each other;
 - VII- a natural or legal person who, in the five (5) years prior to the publication of the notice, has been convicted by a court of law, with final and unappealable sentence, of exploiting child labor, submitting workers to conditions analogous to slavery or hiring adolescents in cases prohibited by labor legislation;
 - VIII- public agent of the bidding body or entity;
 - IX- Civil Society Organizations of Public Interest - OSCIP, acting in this capacity;
 - X- legal entities in consortia and cooperative societies, as justified in the Preliminary Technical Study;
- 3.14. A public official from the contracting body or entity may not participate, directly or indirectly, in the bidding process or in the execution of the contract, and situations that may constitute a conflict of interest in the exercise or after the exercise of the position or employment must be observed, under the terms of the

legislation governing the matter, according to [§1 of art. 9 of Law no. 14.133, of 2021](#).

3.15. The impediment will also be applied to any bidder who acts in place of another person, natural or legal, with the intention of circumventing the effectiveness of the sanction applied to them, including their parent, subsidiary or associate, provided that the illicit act or fraudulent use of the bidder's legal personality is duly proven.

3.16. The prohibition extends to third parties who assist in the conduct of the contract as members of a support team, specialized professionals or employees or representatives of companies providing technical advice.

4.	FROM	PRESENTATION	THE	PROPOSAL	E
QUALIFICATION					

4.1. In this tender, the qualification phase will follow the proposal and bid submission and judgment phases.

4.2. Bidders shall submit their price proposal exclusively via the electronic system, in accordance with the judgment criteria adopted in this Public Notice, by the date and time set for the opening of the public session.

4.3. When registering the initial bid, the bidder must declare, in the appropriate field of the system, that:

- a) is aware of and agrees with the conditions contained in the public notice and its annexes, as well as that the proposal submitted includes the full costs of complying with the labor rights guaranteed in the Federal Constitution, in the labor laws, in the infralegal norms, in the collective labor agreements and in the terms of adjustment of conduct in force on the date of its definitive delivery and that it fully complies with the qualification requirements defined in the call for proposals;
- b) does not employ minors under the age of 18 in night, dangerous or unhealthy work and does not employ minors under the age of 16, except minors from the age of 14 as apprentices, under the terms of [Article 7, XXXIII, of the Constitution](#);
- c) has no employees performing degrading or forced labor, in compliance with the provisions of [items III and IV of art. 1 and item III of art. 5 of the Federal Constitution](#);
- d) complies with the requirements for reserving positions for people with disabilities and people who have been rehabilitated by the Social Security system, as laid down by law and other specific rules.

4.4. Bidders may fail to submit the qualification documents contained in the SICAF, ensuring that other bidders have the right to access the data contained in the systems.

4.5. The supplier classified as a microenterprise or small business must also declare, in the appropriate field of the electronic system, that it complies with the requirements established in [article 3 of Complementary Law No. 123, of 2006](#), being able to enjoy the favored treatment established in its [articles 42 to 49](#), observing the provisions of [§§ 1 to 3 of art. 4, of Law No. 14.133, of 2021](#).

4.6. The award criterion will be the "lowest price".

4.7. Falsifying the declaration will subject the bidder to the sanctions provided for in [Law No. 14.133, of 2021](#), and in this Public Notice.

4.8. Bidders may withdraw or replace the proposal or, in the event that the qualification phase precedes the proposal and bid submission and judgment phases, the qualification documents previously entered into the system, until the opening of the public session.

4.9. There will be no ranking order at the stage where bidders submit their bids and qualification documents, which will only take place after the procedures for opening the public session and the bid submission phase.

4.10. The documents that make up the bids of the bidders invited to submit bids will be made available for public access after the bidding phase.

4.11. Provided the functionality is available in the system, the bidder may set its minimum final value or its maximum discount percentage when registering the bid and

will comply with the following rules:

- 4.12. The application of the minimum interval of difference in values or percentages between bids, which will apply both to intermediate bids and to the bid that covers the best offer; and
- 4.13. Bids will be sent automatically by the system, respecting the minimum final value, if established, and the interval referred to in the sub-item above.
- 4.14. The minimum final value or the maximum final discount percentage set in the system may be changed by the supplier during the bidding phase:
- 4.15. Value higher than the bid already registered by the supplier in the system, when the lowest price judgment criterion is adopted;
- 4.16. It is up to the bidder interested in taking part in the bid to follow the operations on the electronic system during the bidding process and to take responsibility for the burden arising from loss of business due to failure to comply with messages issued by the Administration or its disconnection.
- 4.17. The bidder must immediately notify the system provider of any event that could compromise confidentiality or security, so that access can be blocked immediately.

5. FILLING IN THE PROPOSAL

- 5.1. Bidders must send their bids by filling in the following fields in the electronic system:
- a) unit and total value of the item;
 - b) Brand;
 - c) Manufacturer;
 - d) Quantity quoted;
 - e) Detailed description of the object, containing the information contained in the specification of ANNEX I - technical specification of the Terms of Reference: indicating make and model, warranty period, of all accessories and equipment.
- 5.2. All specifications contained in the tender are binding on the bidder.
- 5.3. Bidders may NOT submit a bid for less than the maximum quantity envisaged for the contract. The decision not to allow bidders to submit bids for quantities lower than the maximum envisaged for the contract is based on the following aspects:
- a) Ensuring equality between competitors, avoiding unequal conditions of participation;
 - b) Ensuring economic advantage for the Public Administration, optimizing costs based on economies of scale;
 - c) Promote efficiency in contract management and execution, avoiding fragmentation that compromises contract coordination and control; and
 - d) Meeting full demand, ensuring that the body's needs are fully met.
- 5.4. Thus, the prohibition of bids for lower quantities is a measure that ensures the competitiveness, efficiency and advantage of the bidding process.
- 5.5. Present in the body of the proposal or in a separate document the following declarations and presentation of what is required:
- I- Description of the item, with all its characteristics, specifications, accessories, as well as the country of manufacture, brand, model and reference, which must meet the minimum characteristics required by the Administration contained in the Terms of Reference.
 - II- Declaration of knowledge that the omission of any expense or cost necessary for the perfect execution of the object of this bid will be interpreted as not existing or already included in the prices, and the bidder cannot claim any additions after delivery

of the proposal.

III- Declaration that the proposal submitted fully complies with the specifications and conditions set out in this Notice.

IV- Declaration of compliance with the deadlines for delivery of the equipment, undertaking to comply with the definitions contained in the Terms of Reference and this Public Notice.

V- Declaration preferably expressed in the following terms: the prices offered include the costs of materials, labor, social, labor, tax, social security and commercial charges, freight, transport, insurance, packaging, brazing, incident taxes, exemptions (immunities), staff training and any other costs that are or may be incurred in relation to the object of this bid.

5.6. If the supplier is not the manufacturer of the product, they must submit a declaration from the manufacturer assuring that the products supplied will maintain the same original manufacturer's warranty and maintenance policies.

5.7. It will be the exclusive and total responsibility of the bidder to obtain information from the competent bodies, either abroad or in Brazil, on the incidence or not of taxes, duties and fees of any nature due for the supply of the object of this bid, in the domestic and/or foreign markets, considering the respective charges in their bids, and no claim of ignorance of tax incidence or other correlates will be admitted.

5.8. All operating costs, social security, labor, tax, commercial and any other charges that directly or indirectly affect the execution of the object will be included in the proposed values.

5.9. **Foreign bidders** must include in the price of the object the value of international transport insurance, international freight, customs clearance and other applicable costs, taxes and tariffs, considering the International Trade Terms - INCOTERMS 2010 - **DPU - Delivered At Place Unloaded** - as well as the cost of storage, capatazia, transportation/freight to the place of delivery in the city of Brasília-DF, Brazil. as well as the "tax equalization" based on § 4, art. 52 of [Law No. 14.133, of April 1, 2021](#), contained in Annex III - Proposal Model (38707630) in order to preserve competition and isonomy in the bidding, to be defined in the public notice.

5.10. To be responsible for all assistance required from the Customs Broker, duly accredited before the Foreign Trade System - SISCOMEX, for effective customs clearance with customs agencies and other government agencies that may be involved in the process of regularizing the entry of the object of this bid into the country, whose responsibility for choosing, contracting and paying the fees of the Customs Broker ("Broker") shall be exclusively at the expense, risk and responsibility of the CONTRACTED company.

5.11. Any tax, cost or expense, direct or indirect, related to the supply of the object of this bid, omitted or incorrectly quoted in the bid will be considered as included in the price, and it will not be possible to claim increases under this argument.

5.12. The omission of any expense or cost necessary for the perfect execution of the object of this bid will be interpreted as not existing or already included in the prices, and the bidder will not be able to claim any additions after submitting the bid.

5.13. If the company's tax regime involves paying taxes in varying percentages, the appropriate quote will be the one that corresponds to the average of the company's actual tax payments over the last twelve months.

5.14. Regardless of the percentage of tax entered in the spreadsheet, the percentages established in current legislation will be withheld at source from payment.

5.15. In this tender, Micro and Small Companies may benefit from the Simples Nacional taxation system.

5.16. The submission of tenders implies the obligation to comply with the following provisions

contained therein, in accordance with the terms of the Terms of Reference, and the bidder undertakes to carry out the tendered object in accordance with its terms, as well as to supply the necessary materials, equipment, tools and utensils, in quantities and qualities appropriate to the perfect execution of the contract, promoting, when required, their replacement.

5.17. The validity period of the tender shall not be less than **60 (sixty)** days from the date of submission.

5.18. Bidders must respect the maximum prices established in the rules governing federal public contracts when participating in public tenders;

5.19. Non-compliance with the aforementioned rules by the Administration on the part of contractors may give rise to accountability by the Federal Court of Auditors and, after due legal process, generate the following consequences: the signing of a deadline for the adoption of the measures necessary for exact compliance with the law, under the terms of [article 71, item IX, of the Constitution](#); or the condemnation of the public agents responsible and the contracted company to pay the losses to the treasury, if the occurrence of overbilling or overpricing in the execution of the contract is verified.

Equalization of Bids

5.20. The prices offered, both in the initial proposal and in the bidding stage, shall be the sole responsibility of the bidder, who shall not be entitled to claim any alteration, on the grounds of error, omission or any other pretext.

5.21. Bidders may submit their proposals and bids in Real, Euro or US Dollar, however, in order to register in the Government Procurement system, it is necessary to enter the value in Reais, given the limitations of the system, which does not have automatic currency conversion.

5.22. Despite the possibility of submitting a bid in a foreign currency, it should be clarified that the government procurement system does not yet allow the registration of bids in a foreign currency. In this sense, in the proposal judgment phase, when the company is asked to send the duly signed proposal attachment, it may submit the proposal in foreign currency, however, in the system, all values must be converted and registered in Real, as this is the currency allowed by the electronic system.

5.23. In general terms, the equalization of bids consists of the simulated addition of the cost of the taxes that burden the final sale operation in the domestic market of the object of the bid, by a Brazilian or foreign company operating in the country, to the bids submitted by foreign companies that do not operate in the country.

5.24. It is therefore a simulation, carried out by the contracting agent or committee, for the sole purpose of judging the bids, i.e. the Administration does not bear the cost related to these taxes, if a foreign company that does not operate in the country is declared the winner, after the tax equalization of the bids, as long as all the other public notice requirements are met.

5.25. The price proposals submitted by foreign bidders, for the purposes of judgment, must be increased by the tax burdens applicable to Brazilian companies, in compliance with article 52, paragraph 4, of Law 14.133/21, and duly detailed in Annex III - Proposal Model (38707630).

5.26. Brazilian and foreign bidders must demonstrate the details of the tax values in their bids, and equalization must be considered up to the final bids. Only when the dispute is closed, if a foreign company's bid wins, will the final price of the bid be entered into the system in the "negotiated value" field with a tax-free value, due to the tax immunity of public entities, considering the import on their behalf.

5.27. For the purposes of article 52, paragraph 4, of Law 14.133/21, the charges for tax equalization will be the IPI (Tax on Industrialized Products), the PIS (Social Integration Program) and COFINS (Contribution to Social Security Financing) contributions and the ICMS (Tax on Operations relating to the Circulation of Goods and on the Provision of Interstate and Intermunicipal Transport and Communication Services), as per Annex III - Model of Tax Equalization.

Proposal (38707630).

- 5.28. Equalization by import rates will not be made, as this would cause a breach of isonomy, with a greater burden on foreign bidders, which would violate art. 9, II, and art. 52, § 6, both of Law 14.133/21.
- 5.29. For the purposes of equalizing bids, foreign companies will register their bids with prices converted into Brazilian currency (Real- R\$), according to the calculation memory contained in Annex III - Bid Model (38707630).
- 5.30. The amounts proposed in foreign currency (dollar or Euro) must be converted into Real at the PTAX exchange rate - the day before the proposal.
- 5.31. Two models of price proposals (Annex III - Proposal Model - 38707630) will be attached to these Terms of Reference - one for national or nationalized companies; the other for foreign companies that do not operate in the country.
- 5.32. In the price proposal for national or nationalized companies, the unit price and the unit cost of the taxes levied on the goods must be broken down.
- 5.33. On the other hand, in the price proposal for foreign companies not operating in the country, only the unit price of the equipment must be broken down, without taking into account the incidence of taxes applied in Brazil.
- 6. THE OPENING OF SESSION, CLASSIFICATION OF PROPOSALS E BID FORMULATION**
- 6.1. This tender will be opened automatically in a public session, via the electronic system, on the date, time and place indicated in this Notice.
- 6.2. Bidders may withdraw or replace the bid or the qualification documents, where applicable, previously entered in the system, until the opening of the public session.
- 6.3. The system will provide its own field for exchanging messages between the Auctioneer and the bidders.
- 6.4. Once the competitive stage has begun, bidders must submit bids exclusively through the electronic system, and will be immediately informed of their receipt and the amount recorded in the register.
- 6.5. The bid must be for the unit value of the item.
- 6.6. Bidders may offer successive bids, observing the time set for opening the session and the rules established in the Public Notice.
- 6.7. The bidder can only offer a lower bid or a higher percentage discount than the last one he offered and registered by the system.
- 6.8. The minimum difference in values or percentages between bids, which will apply both to intermediate bids and to the bid that covers the best offer, must be R\$ 0.05 (five cents).
- 6.9. Bidders may, once only, delete their last bid, within fifteen seconds of it being registered in the system, in the event of an inconsistent or unfeasible bid.
- 6.10. The procedure will follow the dispute mode adopted.
- 6.11. The **"open and closed"** mode of bidding is adopted for electronic auctions. Bidders will submit public and successive bids, with a final and closed bid.
- 6.12. The bidding phase of the public session will initially last fifteen minutes. After this period, the system will send a warning of the imminent closing of bids, after which a randomly determined period of up to ten minutes will elapse, at the end of which the reception of bids will be automatically closed.
- 6.13. Once the time limit provided for in the previous sub-item has expired, the system will open the opportunity for the lowest bidder and the bidders with prices up to 10% (ten percent) higher than that bid to offer a final, sealed bid within five minutes, which will remain confidential until it is closed

of this deadline.

- 6.14. In the procedure referred to in the above sub-item, the bidder may choose to maintain its last bid from the open stage, or to offer a better bid.
- 6.15. If there are not at least three offers in the conditions defined in this item, the authors of the best subsequent bids, in the ranking order, up to a maximum of three, may offer a final and closed bid within five minutes, which will be confidential until the end of this period.
- 6.16. After the time limits set out in the previous sub-items have expired, the system will sort and publish the bids in ascending order of value.
- 6.17. Two or more bids of the same value will not be accepted, and the bid that is received and registered first will prevail.
- 6.18. During the course of the public session, bidders will be informed, in real time, of the value of the lowest registered bid, without identifying the bidder. After the time limits established in the previous sub-items have expired, the system will sort and publish the bids in ascending order of value.
- 6.19. In the event of a disconnection with the Auctioneer during the competitive stage of the Auction, the electronic system may remain accessible to bidders for the reception of bids.
- 6.20. When the disconnection of the electronic system to the auctioneer persists for more than ten minutes, the public session will be suspended and restarted only after twenty-four hours have elapsed since the auctioneer communicated this fact to the participants on the electronic site used for publication.
- 6.21. If the bidder does not submit a bid, it will compete with the value of its bid.
- 6.22. For items that are not exclusive to micro and small businesses, once the bidding stage has ended, the size of the business entity will be automatically verified with the Federal Revenue Service. The system will identify the participating micro and small companies in its own column, comparing them with the values of the first-placed company, if it is a larger company, as well as the other classified companies, in order to apply the provisions of [arts. 44 and 45 of Complementary Law no. 123, of 2006](#), regulated by [Decree no. 8.538, of 2015](#).
- 6.23. Under these conditions, bids from micro-enterprises and small businesses that are up to 5% (five percent) higher than the best bid or proposal will be considered tied with the first place.
- 6.24. The best-placed bidder under the terms of the previous sub-item will have the right to submit a final offer to break the tie, which must be for a lower amount than the first-placed bidder, within 5 (five) minutes controlled by the system, counted after the automatic communication to do so.
- 6.25. If the best-ranked micro-enterprise or small business withdraws or does not manifest itself within the established time limit, the other micro-enterprise and small business bidders who are in that 5% (five percent) interval will be called, in the ranking order, to exercise the same right, within the time limit established in the previous sub-item.
- 6.26. In the event of equivalence between the values presented by the micro-enterprises and small businesses that are in the ranges established in the previous sub-items, a lottery will be held between them to identify the one that will first be able to submit the best offer.
- 6.27. There can only be a tie between equal bids (not followed by bids), or between the final bids of the closed phase of the open and closed bidding mode.
- 6.28. In the event of a tie between proposals or bids, the tie-breaking criterion will be that provided for in [article 60 of Law No. 14,133 of 2021](#), in that order:
- a) in which case the tied bidders will be able to submit a new bid at the same time as the ranking;
 - b) evaluation of the previous contractual performance of the bidders, for which registration records should preferably be used for the purpose of attesting compliance with the obligations provided for in this Law;

- c) development by the bidder of gender equality actions in the workplace, in accordance with regulations;
- d) development by the bidder of an integrity program, in accordance with the guidelines of the control bodies.
- e) In the event of a tie, preference will be given, successively, to goods and services produced or provided by:
- f) companies established in the territory of the State or Federal District of the bidding State or District Public Administration body or entity or, in the case of a bid by a Municipal body or entity, in the territory of the State in which it is located;
- g) Brazilian companies;
- h) companies that invest in research and technology development in the country;
- i) companies that prove the practice of mitigation, under the terms of [Law No. 12.187, of December 29, 2009](#).

6.29. Once the bidding stage of the public session has ended, if the bid of the first-placed bidder remains above the estimated price set for the contract, the auctioneer may negotiate more advantageous conditions, once the outcome of the trial has been determined.

6.30. Different prices will not be allowed on the grounds of place of delivery or packaging, batch size or any other reason.

6.31. Negotiations may be made with the other bidders, according to the ranking order initially established, when the first-placed bidder, even after negotiation, is disqualified because its bid remains above the estimated price set by the Administration.

6.32. Negotiations will take place via the system and can be monitored by the other bidders.

6.33. The result of the negotiation will be disclosed to all bidders and attached to the records of the bidding process.

6.34. The auctioneer will ask the highest-ranking bidder to send, within two (2) hours, the bid that corresponds to the last bid offered after the negotiation, accompanied, if applicable, by additional documents, when necessary to confirm those required in this Public Notice and already submitted.

6.35. The auctioneer may extend the deadline if the bidder makes a reasoned request in the chat before the deadline expires.

6.36. After negotiating the price, the Auctioneer will begin the acceptance and judgment phase.

7. THE JUDGMENT PHASE

7.1. Once the negotiation stage has ended, the auctioneer will check whether the bidder provisionally classified in first place meets the conditions for participation in the tender, as provided for in [art. 14 of Law No. 14.133/2021](#), legislation, especially as regards the existence of a sanction that prevents participation in the tender or future contracting, by consulting the following registers:

I- SICAF;

II- National Register of Disreputable and Suspended Companies - CEIS, maintained by the Office of the Comptroller General (<https://www.portaltransparencia.gov.br/sancoes/ceis>); and

III- National Register of Punished Companies - CNEP, maintained by the Office of the Comptroller General (<https://www.portaltransparencia.gov.br/sancoes/cnep>).

IV- The records will be consulted in the name of the bidding company and also of its majority shareholder, due to the prohibition [in Article 12 of Law No. 8,429 of 1992](#).

V- If the bidder's Status Consultation shows the existence of Indirect Impeding Occurrences, the Auctioneer will take steps to verify whether there has been fraud on the part of the companies indicated in the Indirect Impeding Occurrences Report. ([IN n° 3/2018, art. 29, caput](#))

- 7.2. The attempt to cheat will be verified through corporate links, similar supply lines, among others ([IN no. 3/2018, art. 29, §1](#)).
- 7.3. The bidder will be summoned to comment prior to any disqualification ([IN no. 3/2018, art. 29, §2](#)).
- 7.4. If a sanction is found, the bidder will be deemed ineligible due to a lack of eligibility.
- 7.5. If the bidder provisionally classified in first place has made use of any favored treatment for ME/EPPs, the auctioneer will verify whether it is entitled to the benefit, in accordance with the public notice.
- 7.6. Once the conditions for participation and use of the favored treatment have been verified, the auctioneer will examine the proposal ranked first as to its suitability for the object and the compatibility of the price in relation to the maximum stipulated for contracting in this Public Notice and its annexes, observing the provisions of [article 29 to 35 of IN SEGES No. 73, of September 30, 2022](#).
- 7.7. Once the bid has been accepted, the bidder provisionally ranked first must submit a sample, the date, place and time of which will be announced in a message on the system, and all interested parties, including other interested suppliers, will be allowed to attend. The samples will be examined at the factory of the first-placed bidder. The Auctioneer will require the bidder ranked first to present a sample and submit it to the Sample Evaluation Committee, under penalty of the bid not being accepted, at the location to be indicated and within 20 (working) days of the request, which may be extended for the same period, provided that the bidder gives reasons. The analysis of the samples will take place during business hours, at the bidder's factory, informed in a message in the chat, and all expenses for airfare, lodging and meals of the commission to be appointed for the evaluation of samples will be borne by the Federal Police, for the duration of the sample examinations.
- 7.8. Any event that prevents the committee from attending the meeting in the time allotted above will be communicated via chat on the system, and a new date will be provided at each reopening of the session. The following are considered to be supervening events and outside the remit of the Federal Police: budget restrictions for airfare and per diem, as well as authorization to leave the country, the act of which is the exclusive responsibility of the Minister of Justice and Public Security.
- 7.9. On the other hand, at the stage of presentation of the samples, the qualification documents of the person provisionally classified in first place will be checked concurrently with the phase of judgment of the proposals, with the aim of not delaying the bidding procedure by requesting samples (in view of the deadlines for presentation of the samples) from a provisionally classified person who, on analysis, is found to be disqualified for not meeting the requirements of the public notice. This act is carried out because the qualification phase follows the judgment of the proposals, thus avoiding the delay of the bidding procedure and allowing the bidding process to be speeded up.
- 7.10. The winning bid will be disqualified if:
- a) Not submitting samples as required by the Terms of Reference or submitting samples that do not comply with what is established
 - b) contains insanitary defects;
 - c) does not comply with the technical specifications contained in the Terms of Reference;
 - d) present unfeasible prices or remain above the maximum price set for the contract;
 - e) do not have their feasibility demonstrated, when required by the Administration;
 - f) it does not comply with any other requirements of this Public Notice or its annexes, provided that it is insanitary.

- 7.11. In the case of goods and services in general, it is an indication that bids are unfeasible if they are less than 50% (fifty percent) of the amount budgeted by the Administration.
- 7.12. Unfeasibility, in the event referred to in **the caput**, will only be considered after the auctioneer has carried out a due diligence to prove it:
- I- that the bidder's cost exceeds the value of the bid; and
 - II- there are no opportunity costs to justify the size of the offer.
 - III- If there are indications that the price proposal is unfeasible, or if further clarification is required, due diligence may be carried out so that the company can prove that the proposal is feasible.
- 7.13. Errors in filling in the spreadsheet do not constitute grounds for disqualifying the bid. The spreadsheet may be adjusted by the supplier, within the period indicated by the system, provided that there is no increase in the price and that it is proven that the price is sufficient to cover all the costs of the contract;
- 7.14. The adjustment referred to in this provision is limited to correcting errors or flaws that do not alter the substance of the proposals;
- 7.15. An error in filling in the spreadsheet that can be corrected is the indication that taxes and contributions have been paid under the Simples Nacional regime, when this regime is not applicable.
- 7.16. For the purposes of analyzing the proposal in terms of compliance with the specifications of the object, the written opinion of the sector requesting the service or the area specializing in the object may be obtained.
- 7.17. The first-placed bidder must submit it, as stipulated in the Terms of Reference, failing which the bid will not be accepted.
- 7.18. A message on the system will announce the place and time of the procedure for evaluating the samples, which will be open to all interested parties, including the other bidders.
- 7.19. The results of the evaluations will be announced via a message in the system.
- 7.20. In the event of non-delivery of the sample or delay in delivery, without justification accepted by the Auctioneer, or in the event of delivery of a sample that does not meet the specifications set out in this Notice, the bidder's proposal will be rejected.
- 7.21. If the sample(s) submitted by the first-placed bidder is not accepted, the Auctioneer will analyze the acceptability of the proposal or bid offered by the second-placed bidder. This will be followed by verification of the sample(s) and so on, successively, until verification of one that meets the specifications contained in the Terms of Reference.

8. THE QUALIFICATION PHASE

- 8.1. **Foreign companies with legal representation in Brazil:** They must have express powers to receive summons and respond administratively or judicially, in which the qualification requirements will be met by equivalent documents, as far as possible, observing the provisions of the Convention on the Elimination of the Requirement of Legalization of Foreign Public Documents, promulgated by DECREE No. 8.660, OF 29 JANUARY 2016.
- 8.2. **For foreign companies that do not operate in the country:** They must have express powers to receive service and respond administratively or judicially, in which the qualification requirements will be met by equivalent documents, as far as possible, in compliance with the provisions of the Convention on the Elimination of the Requirement of Legalization of Foreign Public Documents, promulgated by DECREE No. 8.660, OF 29 JANUARY 2016. The qualification requirements will be met by equivalent documents, initially presented in free translation.
- 8.3. The documents provided for in the Terms of Reference, which are necessary and sufficient to demonstrate the bidder's ability to carry out the object of the bid, will be required for qualification purposes, under the terms of [arts. 62 to 70 of Law No. 14.133, of 2021](#).

- 8.4. The documentation required for legal, tax, social, labor and economic-financial qualifications may be replaced by registration with SICAF.
- 8.5. With regard to the participation of foreign companies that do not operate in the country, the qualification requirements will be met by means of equivalent documents, initially presented in free translation.
- 8.6. In the event that the winning bidder is a foreign company that does not operate in the country, for the purposes of signing the contract or the price registration minutes, the documents required for qualification shall be translated by a sworn translator in the country and apostilled in accordance with the provisions of [Decree No. 8,660 of January 29, 2016](#), or any other that may replace it, or consularized by the respective consulates or embassies.
- 8.7. Foreign documents from Portuguese-speaking countries do not require a sworn translation.
- 8.8. The requirement for consularization is waived for countries that are signatories to the Hague Apostille Convention, and they are only required to apostille the documentation.
- 8.9. Foreign companies that are unable to submit the documentation required in this Public Notice and in the Terms of Reference, due to the lack of an equivalent instrument or due to specific legislation in the bidder's country of origin, must submit their own declaration in SICAF or signed by the company's legal representative, in a simple translation. In order to sign the contract or price registration minutes, the Administration may request that this declaration, regarding the non-existence or prohibition of the presentation of equivalent documentation by virtue of legislation or internal determination of the country of origin, be authenticated by the respective consulate in Portuguese (Brazilian), translated by a sworn translator in Brazil.
- 8.10. The documents required for qualification may be presented in original, by copy or by ANY OTHER MEANS EXPRESSLY ADMITTED BY THE ADMINISTRATION.
- 8.11. The documents required for qualification purposes may be replaced by a registration issued by a public body or entity, provided that the registration has been made in compliance with the provisions of Law No. 14.133/2021.
- 8.12. It will be checked whether the bidder has submitted a declaration that it meets the qualification requirements, and the declarant will be held responsible for the veracity of the information provided, in accordance with the law ([art. 63, I, of Law No. 14.133/2021](#)).
- 8.13. It will be checked whether the bidder has submitted in the system, under penalty of disqualification, the declaration that it complies with the requirements for reserving positions for people with disabilities and for people rehabilitated from Social Security, provided for by law and other specific rules.
- 8.14. Bidders must submit, under penalty of disqualification, a declaration that their economic proposals include all the costs of complying with the labor rights guaranteed in the Federal Constitution, labor laws, infra-legal regulations, collective bargaining agreements and conduct adjustment agreements in force on the date the proposals are submitted.
- 8.15. Qualification will be verified through Sicaf, on the documents it covers.
- 8.16. It will only be necessary to prove that the requirements have been met by presenting the original non-digital documents when there is doubt as to the integrity of the digital document or when the law expressly requires it. ([IN 3/2018, art. 4, §1º, and art. 6, §4º](#)).
- 8.17. It is the bidder's responsibility to check the accuracy of its registration data in Sicaf and keep it up to date with the bodies responsible for the information, and it must immediately correct or amend the records as soon as it identifies any inaccuracies or if they become out of date. ([IN no. 3/2018, art. 7, caput](#)).
- 8.18. Failure to comply with the above may result in disqualification at the time of qualification ([IN no. 3/2018, art. 7, sole paragraph](#)).
- 8.19. Verification by the auctioneer on official websites of bodies and entities that issue certificates constitutes legal means of proof for the purposes of qualification.

- 8.20. The documents required for qualification that are not included in Sicaf will be sent through the system, in digital format, within TWO HOURS, extendable for the same period, from the request of the auctioneer.
- 8.21. The verification in Sicaf or the requirement of documents not contained therein will only be made in relation to the winning bidder.
- 8.22. Documents relating to tax compliance that are included in the Terms of Reference will only be required, in any case, after the bids have been judged, and only from the highest ranked bidder.
- 8.23. Respecting the exception in the previous sub-item, relating to tax compliance, when the qualification phase precedes the proposal and bid submission and judgment phases, the verification or requirement in this sub-item will take place in relation to all bidders.
- 8.24. Once the qualifying documents have been submitted, it will not be permitted to substitute or submit new documents, except for due diligence ([Law 14.133/21, art. 64](#), and [IN 73/2022, art. 39, §4](#)):
- 8.25. supplementation of information on documents already submitted by bidders and provided that it is necessary to ascertain facts existing at the time the tender was opened; and
- 8.26. updating documents whose validity has expired after the date of receipt of tenders;
- 8.27. When analyzing the qualification documents, the contracting committee may correct errors or flaws that do not alter the substance of the documents or their legal validity, by means of a reasoned decision, recorded in the minutes and accessible to all, making them effective for the purposes of qualification and classification.
- 8.28. In the event that the bidder does not meet the requirements for qualification, the auctioneer will examine the next bid and so on, in ranking order, until a bid is found that complies with this notice.
- 8.29. The qualification documents of the bidder whose proposal complies with the call for tenders will only be made available for public access once the procedures referred to in the previous sub-item have been completed.
- 8.30. Proof of tax and labor compliance of micro and small businesses will only be required for the purpose of contracting, and not as a condition for participation in the bid ([art. 4 of Decree No. 8.538/2015](#)).

9. THE PRICE REGISTRATION ACT

- 9.1. Once the result of the bidding process has been approved, the highest ranked bidder will have a period of five (05) days from the date of its call to sign the Price Registration Minutes, the validity period of which is set out therein, under penalty of forfeiture of the right to contract, without prejudice to the sanctions provided for in Law No. 14,133 of 2021.
- 9.2. The call-in period may be extended once for an equal period, at the request of the highest ranked bidder or the supplier called in, provided that:
- a) the request is duly justified and submitted on time; and
 - b) the justification provided is accepted by the Administration.
- 9.3. The price registration minutes will be signed using a digital signature and made available on the price registration system.
- 9.4. As many Price Registration Minutes as necessary will be drawn up to register all the items listed in the Terms of Reference, indicating the winning bidder, the description of the item(s), the respective quantities, registered prices and other conditions.
- 9.5. The term of validity of the price registration minutes will be one (1) year and may be extended for the same period, and in the same quantities, provided that the advantageous price is proven.
- 9.6. The registered price, with an indication of the suppliers, will be published in the PNCP and

made available during the term of the price registration minutes.

9.7. The existence of registered prices will imply a commitment to supply under the established conditions, but will not oblige the Administration to contract, with the option of holding a specific tender for the intended acquisition, provided that it is duly justified.

9.8. In the event that the summoned party does not sign the price registration minutes within the time limit and under the conditions established, the Administration may call on the remaining bidders from the reserve list, in the order of classification, to do so within the same time limit and under the conditions proposed by the first classified bidder.

9.9. If the validity of the Price Registration Minutes is extended, the respective registered quantities will be renewed.

10. FORMATION OF THE RESERVE LIST

10.1. Once the tender has been approved, the record will be included in the minutes, as an annex:.

10.2. bidders who agree to quote the same price as the successful bidder, subject to their ranking in the tender; and

10.3. bidders who maintain their original bid

10.4. The ranking order of the bidders or suppliers registered in the minutes will be respected in the contracting process.

10.5. The submission of new bids in accordance with this item shall not prejudice the outcome of the tender in relation to the highest ranked bidder.

10.6. For the purposes of ranking, bidders or suppliers who agree to quote the same price as the successful bidder will precede those who maintain their original bid.

10.7. The qualification of the bidders that will make up the reserve register will be carried out when there is a need to contract the remaining bidders, in the following cases:

10.8. when the winning bidder fails to sign the price registration minutes within the period and under the conditions established in the public notice; or

10.9. when the supplier's registration or the price register is canceled, in the cases provided for in art. 28 and art. 29 of Decree no. 11.462/23.

10.10. In the event that none of the bidders who have agreed to quote the same price as the successful bidder agrees to the contract under the same terms and conditions proposed by the first-placed bidder, the Administration may, subject to the estimated value and any updating thereof as provided for in the public notice:

10.11. invite the bidders who have maintained their original bid to negotiate, in the order in which they were ranked, with a view to obtaining a better price, even if it is higher than that of the successful bidder; or

10.12. award and sign the contract on the terms offered by the remaining bidders, observing the ranking order, when the negotiation of better terms has been frustrated.

11. RESOURCES

11.1. Appeals regarding the judgment of bids, the qualification or disqualification of bidders, the annulment or revocation of the bidding process, will comply with the provisions of [art. 165 of Law No. 14,133 of 2021](#).

11.2. The appeal period is three (3) working days from the date of notification or the drawing up of the minutes.

11.3. When the submitted appeal challenges the judgment of the bids or the act of qualification or disqualification of the bidder:

11.4. the intention to appeal must be expressed immediately, under penalty of estoppel;

11.5. the time limit for expressing an intention to appeal shall not be less than 10 (ten) minutes.

11.6. The time limit for submitting reasons for appeal will begin on the date of the summons or of

drawing up of the minutes of qualification or disqualification;

11.7. in the event that the reversal of phases provided for in [§1 of art. 17 of Law no. 14.133, of 2021](#), is adopted, the deadline for submitting reasons for appeal will begin on the date of notification of the judgment minutes.

11.8. Appeals must be submitted in the appropriate field in the system.

11.9. The appeal shall be addressed to the authority that issued the act or made the decision under appeal, which may reconsider its decision within three (3) working days, or, within the same period, forward the appeal to a higher authority, which shall make its decision within ten (10) working days of receipt of the case file.

11.10. Appeals filed after the deadline will not be considered.

11.11. The deadline for the other bidders to submit a counter-appeal will be three (3) working days, counting from the date of personal notification or disclosure of the filing of the appeal, ensuring that they have an immediate view of the elements indispensable to the defense of their interests.

11.12. The appeal and the request for reconsideration will have suspensive effect on the act or decision appealed against until a final decision is taken by the competent authority.

11.13. Acceptance of the appeal invalidates only those acts that cannot be used.

11.14. The case file will remain open to interested parties on the website <https://www.gov.br/pf/pt-br/assuntos/licitacoes/2023/diretoria-de-administracao-e-logistica-policial-dlog/pregao-eletronico>

12. ADMINISTRATIVE INFRACTIONS AND SANCTIONS

12.1. A bidder who, with intent or guilt, commits an administrative infraction under the terms of the law:

12.2. fails to deliver the documentation required for the tender or fails to deliver any document requested by the auctioneer during the tender;

12.3. Except in the case of a duly justified supervening event, does not maintain the bid in particular when:

12.4. fails to submit a bid that matches the last bid offered or after negotiation;

12.5. refusing to send the details of the proposal when required;

12.6. ask to be disqualified when the competitive stage is over; or

12.7. fail to submit a sample;

12.8. submit a proposal or sample that does not comply with the specifications of the public notice;

12.9. fails to sign the contract or deliver the documentation required for the contract, when called upon within the period of validity of its bid;

12.10. refuses, without justification, to sign the contract or the price registration minutes, or to accept or withdraw the equivalent instrument within the period established by the Administration;

12.11. submitting a false declaration or documentation required for the bidding process or making a false declaration during the bidding process

12.12. bid rigging

12.13. behaves inappropriately or commits fraud of any kind, in particular when:

12.14. acting in collusion or in breach of the law;

12.15. deliberately misleading in judgment;

12.16. present a falsified or deteriorated sample;

12.17. engage in unlawful acts with a view to frustrating the objectives of the bidding process

12.18. committing the harmful act provided for in [Article 5 of Law No. 12,846 of 2013](#).

- 12.19. Pursuant to [Law No. 14,133, of 2021](#), the Administration may, with prior defense guaranteed, apply the following sanctions to bidders and/or successful bidders, without prejudice to civil and criminal liability:
- 12.20. warning;
- 12.21. fine;
- 12.22. impediment to bidding and contracting and
- 12.23. declaration of ineligibility to bid or contract, for as long as the reasons determining the punishment persist or until its rehabilitation is promoted before the authority that imposed the penalty.
- 12.24. The application of sanctions will take into account:
- 12.25. the nature and seriousness of the offense committed.
- 12.26. the peculiarities of the specific case
- 12.27. aggravating or mitigating circumstances
- 12.28. the damage caused to the Public Administration
- 12.29. the implementation or improvement of an integrity program, in accordance with the rules and guidelines of the control bodies.
- 12.30. The fine will be between 0.5% and 30% of the value of the tendered contract, paid within a maximum of **thirty (30) working days** from the official communication.
- 12.31. For the infractions provided for in items 14.2, 14.3 and 14.9, the fine will be between 0.5% and 15% of the value of the tendered contract.
- 12.32. For infractions under items 14.14, 12.15, 12.16, 12.17 and 14.18, the fine will be between 15% and 30% of the value of the tendered contract.
- 12.33. The sanctions of warning, impediment to bidding and contracting and declaration of ineligibility to bid or contract may be applied, cumulatively or not, to the penalty of a fine.
- 12.34. If a fine is imposed, the interested party may defend himself within 15 (fifteen) working days from the date of notification.
- 12.35. The sanction of impediment to bidding and contracting will be applied to the person responsible as a result of the administrative infractions listed in items 14.2, 14.3 and 14.9, when the imposition of a more serious penalty is not justified, and will prevent the person responsible from bidding and contracting within the scope of the direct and indirect Public Administration of the federative entity to which the body or entity belongs, for a maximum period of 3 (three) years.
- 12.36. The person responsible may be sanctioned with a declaration of ineligibility to bid or contract, as a result of committing the infractions set out in items 14.14, 12.15, 12.16, 12.17 and 14.18, as well as for the administrative infractions set out in items 14.2, 14.3 and 14.9 that justify the imposition of a more serious penalty than the sanction of impediment to bidding and contracting, the duration of which will observe the period provided for in [art. 156, §5, of Law No. 14,133/2021](#).
- 12.37. The unjustified refusal of the successful bidder to sign the contract or the price registration minutes, or to accept or withdraw the equivalent instrument within the period established by the Administration, described in item 12.1.3, will characterize total non-compliance with the obligation assumed and will subject it to penalties and the immediate loss of the bid guarantee in favor of the body or entity promoting the bid, under the terms of [art. 45, §4 of IN SEGES/ME no. 73, of 2022](#).
- 12.38. The determination of liability related to the sanctions of impediment to bidding and contracting and declaration of unfitness to bid or contract will require the initiation of an accountability process to be conducted by a commission composed of two (2) or more stable civil servants, who will evaluate known facts and circumstances and summon the bidder or successful bidder to present a written defense within fifteen (15) working days of the date of their summons and specify the evidence they intend to produce.
- 12.39. Appeals may be lodged within 15 (fifteen) working days of the application of warning sanctions,

The appeal shall be addressed to the authority that issued the decision appealed against, which, if it does not reconsider it within 5 (five) working days, shall forward the appeal with its reasons to the higher authority, which shall issue its decision within a maximum of 20 (twenty) working days from receipt of the case file.

12.40. A request for reconsideration of the application of the sanction of declaration of ineligibility to bid or contract may be submitted within 15 (fifteen) working days, counting from the date of the summons, and decided within a maximum of 20 (twenty) working days, counting from its receipt.

12.41. The appeal and the request for reconsideration will have suspensive effect on the act or decision appealed against until a final decision is taken by the competent authority.

12.42. The application of the sanctions provided for in this notice does not, under any circumstances, exclude the obligation to make full reparation for the damage caused.

13. CHALLENGE TO THE PUBLIC NOTICE AND REQUEST FOR CLARIFICATION

13.1. Any person is entitled to challenge this Public Notice for irregularities in the application of [Law 14.133, of 2021](#), and must file the request no later than 3 (three) working days before the date of the opening of the competition.

13.2. The response to the objection or request for clarification will be published on the official website within three (3) working days, limited to the last working day prior to the opening date of the tender.

13.3. Objections and requests for clarification may be submitted electronically, by the following means: secom.cgad.dlog@pf.gov.br, or by petition addressed to or filed at Edifício Multibrasil Corporate Setor Comercial Norte Q. 4 - Asa Norte, Brasília - DF, CEP 70714-000, section Procurement Service.

13.4. Challenges and requests for clarification do not suspend the deadlines set for the tender.

13.5. The granting of suspensive effect to a challenge is an exceptional measure and must be justified by the contracting officer, in the records of the bidding process.

13.6. If the challenge is upheld, a new date will be set and published.

14. GENERAL PROVISIONS

14.1. Minutes of the public session will be published on the electronic system.

14.2. If there are no working hours or if any supervening event occurs that prevents the event from taking place on the scheduled date, the session will be automatically transferred to the first subsequent working day, at the same time as previously established, provided there is no communication to the contrary by the Auctioneer.

14.3. All time references in the Public Notice, in the notice and during the public session will observe Brasília time.

14.4. In addition to the official channels provided for in national legislation, the tender notice will be published on the Portal (www.dgmarket.com), a portal designed by the World Bank for more than 170 countries, in order to make it possible to widely publicize the tender.

14.5. Approval of the result of this tender will not imply the right to contract.

14.6. The rules governing the bidding process will always be interpreted in favor of broadening the competition between interested parties, as long as they do not compromise the interests of the Administration, the principle of isonomy, the purpose and security of the contract.

14.7. Bidders assume all the costs of preparing and submitting their bids and the Administration will in no case be liable for these costs, regardless of the conduct or outcome of the bidding process.

14.8. When calculating the deadlines set out in this Public Notice and its Annexes, the day on which they begin shall be excluded and the day on which they expire shall be included. Deadlines only start and expire on working days at the Administration.

14.9. Failure to comply with non-essential formal requirements will not result in the removal of the

bidder, provided that it is possible to take advantage of the act, observing the principles of isonomy and the public interest.

14.10. In the event of any discrepancy between the provisions of this Public Notice and its annexes or other parts of the file, those of this Public Notice shall prevail.

14.11. The Public Notice and its annexes are available in full on the National Public Procurement Portal (PNCP) e www.comprasgovernamentais.gov.br, <https://www.gov.br/compras/pt-br>.

14.12. **In the event of any translation discrepancies that may give rise to doubts as to the interpretation of the documents in the file, the documents transcribed in Portuguese shall prevail.**

14.13. Reference of model used: https://www.gov.br/agu/pt-br/composicao/cgu/cgu/modelos/licitacoescontratos/14133/pregao-e-concorrência/modelo_edital_pregao_srp_lei_14-133_v-maio23-correcao-erro-material-30-07-24.docx

14.14. We declare that, for the due procedural instruction, the models of Terms of Reference/Basic Project, Public Notice, Contract and Price Registration Minutes on the AGU website were used.

14.15. For all intents and purposes, the following annexes are part of this Public Notice:

- a) Preliminary Study;
- b) Terms of Reference;
- c) Annex I - Technical Specifications and Standards;
- d) Annex II - Sample test and provisional acceptance;
- e) Annex III - Model Proposal;
- f) Annex IV - Preliminary Technical Study;
- g) Draft Price Registration Minutes; and
- h) Draft Contract.

SIGNATURE OF THE COMPETENT AUTHORITY



Document signed electronically by **ANDRE LUIS LIMA CARMO**, Director(a), on 05/12/2024, at 10:26, according to Brasília official time, based on art. 6, § 1, of [Decree no. 8.539, of October 8, 2015](#).



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