



Clarifications to invitation to tender COMP/2015/008

Collection of key qualitative and quantitative information on European Commission's merger decisions

Questions and answers

	<i>Question:</i>	<i>Answer:</i>
1.	<p>Serait-il possible de recevoir le cahier des charges ainsi que les documents complémentaires concernant l'appel d'offres:</p> <p>Belgium-Brussels: Collection of key qualitative and quantitative information on the European Commission's merger decisions 2015/S 126-229749</p>	<p><i>As mentioned in the contract notice, please consult the tender documents at the following address:</i></p> <p>http://ec.europa.eu/competition/calls/tenders_open.html.</p>
2.	<p>We understand from Annex II of the draft Contract provided that ownership of the Data collected by the contractor passes to the contracting authority on performance of the contract.</p> <p>Would it be permissible for a contractor who is a legal publisher to use the non-confidential Phase I Data set for its own commercial purposes, for instance presenting the Data in a non-aggregated form on its website as a research resource for subscribers?</p> <p>If so, on what terms and under what conditions would such use be possible?</p>	<p><i>It would <u>not</u> be permissible for a contractor who is a legal publisher to use the non-confidential Phase I Data set for its own commercial purposes. Any such use would require that the contracting authority licences such use to the contractor following the completion of the project. We do not currently plan to grant any such licence to the contractor, irrespective of the identity of the contractor.</i></p>