

Summary

Member State / EU: Czech Republic

Procuring entity: Category: Bodies governed by Public Law

Field of activity: Other

User provided entity name: Lesy České republiky, s.p.

Subject matter:

Category: goods

CPV code: 34352300 (Agrarian tyres)

Estimated value of the tender:

3.040.290 SDR,

3.629.790 EUR,

90.000.000 CZK

Is the intended procurement for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time? No

Is the intended procurement a joint procurement by two or more contracting entities (c.f. Art. 38 of Directive 2014/24/EU (<http://data.europa.eu/eli/dir/2014/24/oj>) on public procurement and Article 56 of Directive 2014/25/EU (<http://data.europa.eu/eli/dir/2014/25/2024-01-01>) on procurement by entities operating in the water, energy, transport and postal services sectors)? No

Assessment

Disclaimer: The information provided is not legally binding. Care has been taken to ensure its accuracy. However, no responsibility can be accepted by the European Commission for any inadvertent errors or omissions. In particular, this tool makes no assessment as to whether the general security exceptions in Article III GPA (or any correlative provisions in any bilateral trade agreement) might be invoked, or whether limited tendering would be allowed under Art XIII GPA (or any correlative provisions in any bilateral trade agreement), with regard to a particular intended procurement.

Based on the information provided, bidders from the following countries are entitled to participate in this procurement:

Country	Legal basis	Remark	Comments
 All EU member states	EU Internal Market	Bidders may offer goods/services from all EU Member states or any other country on this list.	
 Albania	EU/Albania SAA (https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:02009A0428(02)-20170201)	Bidders may offer goods/services from Albania or any other country on this list.	
 Armenia	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Bosnia and Herzegovina	EU/BiH SAA (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2008023)	Bidders may offer goods/services from Bosnia and Herzegovina or any other country on this list.	
 Canada	CETA (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2016017)	Bidders may offer goods/services from Canada.	
 Chile	EU/Chile Association Agreement (2002) (https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv%3AOJ.L_2002.352,01.0003.01.ENG&toc=OJ%3AL%3A2002%3A352%3ATOC)	Bidders may offer goods/services from Chile.	
 Colombia	EU/Colombia/Peru/Ecuador Trade Agreement (https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:22016A1224(01)&qid=1588594733909&from=EN)	Bidders may offer goods/services from	

Country	Legal basis	Remark	Comments
		Colombia, Ecuador and Peru	
 Costa Rica	EU/Central America Association Agreement (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2012001)	Bidders may offer goods/services from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama	
 Ecuador	EU/Colombia/Peru/Ecuador Trade Agreement (https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:22016A1224(01)&qid=1588594733909&from=EN)	Bidders may offer goods/services from Colombia, Ecuador and Peru	
 El Salvador	EU/Central America Association Agreement (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2012001)	Bidders may offer goods/services from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama	
 Guatemala	EU/Central America Association Agreement (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2012001)	Bidders may offer goods/services from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama	
 Honduras	EU/Central America Association Agreement (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2012001)	Bidders may offer goods/services from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama	
 Hong Kong, China	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Iceland	European Economic Area (EEA) Agreement (https://trade.ec.europa.eu/access-to-markets/en/content/european-economic-area-eea-agreement)	Bidders may offer goods/services from Iceland or any other country on this list.	
 Israel	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Japan	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Korea, Republic of	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	Bidders cannot rely on the remedies provided for under Art. XVIII GPA in contesting the award of contracts to a supplier or service provider of Parties other than from Japan, Korea, US and Australia, which are small or medium size enterprises under the relevant provisions of EU law.

Country	Legal basis	Remark	Comments
 Kosovo	EU/Kosovo SAA (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2015046&DocLanguage=en)	Bidders may offer goods/services from Kosovo or any other country on this list.	
 Liechtenstein	European Economic Area (EEA) Agreement (https://trade.ec.europa.eu/access-to-markets/en/content/european-economic-area-eea-agreement)	Bidders may offer goods/services from Liechtenstein or any other country on this list.	
 Moldova, Republic of	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Montenegro	EU/Montenegro SAA (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2007070)	Bidders may offer goods/services from Montenegro or any other country on this list.	
 Netherlands with respect to Aruba	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 New Zealand	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Nicaragua	EU/Central America Association Agreement (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2012001)	Bidders may offer goods/services from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama	
 North Macedonia	EU/FYROM SAA (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2001014)	Bidders may offer goods/services from North Macedonia or any other country on this list.	
 Norway	European Economic Area (EEA) Agreement (https://trade.ec.europa.eu/access-to-markets/en/content/european-economic-area-eea-agreement)	Bidders may offer goods/services from Norway or any other country on this list.	
 Panama	EU/Central America Association Agreement (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2012001)	Bidders may offer goods/services from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama	
 Peru	EU/Colombia/Peru/Ecuador Trade Agreement (https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:22016A1224(01)&qid=1588594733909&from=EN)	Bidders may offer goods/services from Colombia, Ecuador and Peru	
 Serbia	EU/Serbia SAA (https://www.consilium.europa.eu/en/documents-publications/treaties-agreements/agreement/?id=2007137)	Bidders may offer goods/services from Serbia or any other country on this list.	
 Singapore	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Switzerland	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Taiwan (Chinese Taipei)	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 Ukraine	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from any GPA party, except Canada.	
 United Kingdom	WTO Government Procurement Agreement (GPA) (https://www.wto.org/english/tratop_e/gproc_e/gp_gpa_e.htm)	The bidder may offer goods/services from	

Country	Legal basis	Remark	Comments
		any GPA party, except Canada.	

Note that if a given country does not figure on the above list, bidders from that country are neither entitled to participate, nor prohibited from participating, in this procurement.

It is for the contracting entity to assess whether economic operators of those countries should be admitted to the procedure and, if it decides to admit them, whether provision should be made for an adjustment of the result arising from a comparison between the tenders submitted by those operators and those submitted by other operators. It is open to the contracting entity to set out, in the procurement documents, arrangements for treatment intended to reflect the objective difference between the legal situation of those operators, on the one hand, and that of economic operators of the European Union and of third countries which have concluded such an agreement with the European Union, on the other hand.

Cf. [CJEU, C-652/22 - Kolin Insaat Turizm Sanayi ve Ticaret](https://curia.europa.eu/juris/liste.jsf?num=C-652/22) (<https://curia.europa.eu/juris/liste.jsf?num=C-652/22>).

For more guidance click [here](https://webgate.ec.europa.eu/circabc-ewpp/d/d/workspace/SpacesStore/0e5f20cf-6e13-42e6-a132-7a78488ef6cb/file.bin) (<https://webgate.ec.europa.eu/circabc-ewpp/d/d/workspace/SpacesStore/0e5f20cf-6e13-42e6-a132-7a78488ef6cb/file.bin>).

Bidders from the following countries are prohibited from participating in this procurement:

Country	Legal basis	Remark
 Russia	Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine (https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A32014R0833)	Contracting authorities are prohibited from awarding any procurement contract to bidders from the Russian Federation. For exceptions, see § 2 of Article 5k of Regulation 833/2014.

Applicable EU Legislation:

Applicable EU public procurement legislation

EU institutions will apply the Financial Regulation. Entities in EU Member States must apply domestic legislation transposing the following Directives:

- [Directive 2014/24/EU](http://data.europa.eu/eli/dir/2014/24/oj) (<http://data.europa.eu/eli/dir/2014/24/oj>) on public procurement

National legislation applicable to subject matter of the contract

Entities in EU Member States must apply domestic legislation transposing the following Directives:

- [Directive \(EU\) 2023/1791](http://data.europa.eu/eli/dir/2023/1791/oj) (<http://data.europa.eu/eli/dir/2023/1791/oj>) on energy efficiency and amending Regulation (EU) 2023/955 (recast)

National legislation transposing the following EU legislation on general social and environmental considerations

Entities in EU Member States must apply domestic legislation transposing the following Directives:

- [Directive \(EU\) 2019/882](https://eur-lex.europa.eu/eli/dir/2019/882/oj) (<https://eur-lex.europa.eu/eli/dir/2019/882/oj>) on the accessibility requirements for products and services
- [Directive 2008/98/EC](http://data.europa.eu/eli/dir/2008/98/2024-02-18) (<http://data.europa.eu/eli/dir/2008/98/2024-02-18>) on waste
- [Directive \(EU\) 2022/2041](http://data.europa.eu/eli/dir/2022/2041) (<http://data.europa.eu/eli/dir/2022/2041/oj>) on adequate minimum wages in the European Union
- [Directive \(EU\) 2022/2381](http://data.europa.eu/eli/dir/2022/2381) (<http://data.europa.eu/eli/dir/2022/2381/oj>) on improving the gender balance among directors of listed companies and related measures
- [Directive \(EU\) 2023/970](http://data.europa.eu/eli/dir/2023/970/oj) (<http://data.europa.eu/eli/dir/2023/970/oj>) to strengthen the application of the principle of equal pay for equal work of equal value between men and women through pay transparency and enforcement mechanisms
- [Directive \(EU\) 2024/1760](http://data.europa.eu/eli/dir/2024/1760) (<http://data.europa.eu/eli/dir/2024/1760/2025-04-17>) on corporate sustainability due diligence

Additional voluntary provisions

- Green Public procurement criteria and [EU Ecolables](https://environment.ec.europa.eu/topics/circular-economy/eu-ecolabel/product-groups-and-criteria_en) (https://environment.ec.europa.eu/topics/circular-economy/eu-ecolabel/product-groups-and-criteria_en)
- [GPP Criteria and Requirements](https://green-forum.ec.europa.eu/green-public-procurement/gpp-criteria-and-requirements_en) (https://green-forum.ec.europa.eu/green-public-procurement/gpp-criteria-and-requirements_en) - European Commission

Additional legislation pertaining to the potential exclusion of economic operators from procurement

- [Directive \(EU\) 2017/1371 \(http://data.europa.eu/eli/dir/2017/1371/oj\)](http://data.europa.eu/eli/dir/2017/1371/oj) on the fight against fraud to the Union's financial interests by means of criminal law
- [Regulation \(EU\) No 654/2014 \(http://data.europa.eu/eli/reg/2014/654/2021-02-13\)](http://data.europa.eu/eli/reg/2014/654/2021-02-13) concerning the exercise of the Union's rights for the application and enforcement of international trade rules
- [Regulation \(EU\) 2022/1031 \(http://data.europa.eu/eli/reg/2022/1031/oj\)](http://data.europa.eu/eli/reg/2022/1031/oj) on the access of third country economic operator's, goods and services to the Union's public procurement and concession markets
- [Regulation \(EU\) 2023/2675 \(http://data.europa.eu/eli/reg/2023/2675/2023-12-07\)](http://data.europa.eu/eli/reg/2023/2675/2023-12-07) on the protection of the Union and its Member States from economic coercion by third countries
- [Regulation \(EU\) 2024/1157 \(http://data.europa.eu/eli/reg/2024/1157/2025-01-09\)](http://data.europa.eu/eli/reg/2024/1157/2025-01-09) on shipments of waste
- [Directive \(EU\) 2024/1203 \(http://data.europa.eu/eli/dir/2024/1203/2024-04-30\)](http://data.europa.eu/eli/dir/2024/1203/2024-04-30) on the protection of the environment through criminal law
- [Directive \(EU\) 2024/1226 \(http://data.europa.eu/eli/dir/2024/1226/oj\)](http://data.europa.eu/eli/dir/2024/1226/oj) on the definition of criminal offences and penalties for the violation of Union restrictive measures