

**SINGLE-STAGE ARCHITECTURAL CONTEST FOR DEVELOPING AN
ARCHITECTURAL AND URBAN CONCEPT FOR THE TASK TITLED
“CONSTRUCTION OF AN EXHIBITION AND EDUCATIONAL FACILITY”
ON THE PREMISES OF THE TREBLINKA MUSEUM. THE NAZI GERMAN
EXTERMINATION AND FORCED LABOUR CAMP (1941-1944)**

SARP CONTEST No. 1010

CONTEST REGULATIONS

The procedure is conducted in Polish. The English version of the Rules and Regulation is only an auxiliary material.

Contest procedure:

Single-stage, restricted access contest

ORGANIZER:

Treblinka Museum.

The Nazi German Extermination and Forced Labour Camp (1941-1944)

Wólka Okrąglik 115,

08-330 Kosów Lacki

with the participation of

Stowarzyszenie Architektów Polskich

ul. Foksal 2,

00-366 Warszawa

Contest website:

<https://1010.konkurs.sarp.pl>

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The value of the contest exceeds the equivalent of EUR 214,000, i.e. PLN 913,630. Provisions of the Public Procurement Act of 11 September 2019 (Journal of Laws of 2019, item 2019, as amended) and of the Contest Regulations drawn up based thereon shall apply.

Warsaw, August 2021

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DEFINITIONS

“Organizer” or “Contracting Authority” – Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944), Wólka Okrąglik 115, 08-330 Kosów Lacki,

“Participant” or “Contest Participant” – shall be understood as a natural person, a legal person or an organizational unit without legal personality, meeting the requirements set forth in the Contest Regulations, who has submitted the application to participate in the contest, as referred to in Article 330 of the Act.

“Act” – shall be understood as the Public Procurement Act of 11 January 2019 (Journal of Laws of 2019, item 2019, as amended).

“Regulations” or “Contest Regulations” – shall be understood as Regulations of the single-stage contest for developing the architectural and urban concept for the task titled “Construction of an exhibition and educational facility” on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944).

“Contest” – shall be understood as a public pledge of the Contracting Authority that promises, by publishing a contest notice, to award a prize for preparing and transferring the right to a Contest Submission selected by the contest jury in a single-stage contest for developing the architectural and urban concept for the task titled “Construction of an exhibition and educational facility” on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944), with the said contest being organized pursuant to the provisions of the Act and these Regulations.

“Contracting Authority’s Manager” – Mr. Edward Kopówka, Director of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944).

“Authorized Person” – shall be understood as a person or persons authorized by the Contracting Authority’s Manager to take decisions in matters reserved for the Contracting Authority’s Manager (pursuant to Article 52(2) of the Act).

“Direct Agreement Contract” – shall be understood as a public contract award procedure conducted after the Contest procedure has been concluded, pursuant to Art. 214(1)(4) of the Act.

“Contest Jury” – shall be understood as a group of people with the knowledge and experience required to assess the Contest Submissions, appointed by the Contracting Authority’s Manager, with the make-up of that group being compliant with the Regulations.

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The Contest Jury has been appointed to assess the Contest Submissions, to select the best contest submission and to award the remaining prizes.

“Scope of the Contest Submission” – shall be understood as the area to which the Contest Submission pertains, as described in the Regulations.

“Contest Submission” – shall be understood as the work referred to in Chapter IV of the Contest Regulations, pursuant to Article 325(1) of the Act.

“Multi-trade Concept” – shall be understood as determination of preliminary architectural, nature-related, landscape-related, structural, installations-related, infrastructural, technical, technological and maintenance-related solutions and standards that shall serve as a basis for further design work. This phase includes also obtaining the arrangements required and preparing estimates concerning the value of the Investment.

“Building Permit Design” – the building permit design in the meaning of Article 33 and 34 of the Building Law Act of 7 July 1994 (Journal of Laws of 2020, item 1333) and of the secondary legislation to that Act, especially Regulation of the Minister of Development of 11 September 2020 on the detailed scope and form of a building permit design (Journal of Laws of 2020, item 1609).

“Detailed Design” – a set of studies based on the Building Permit Design, providing more detailed information, with the degree of precision that is required draw up the bill of quantities, the investor’s cost estimate, as well as enabling the contractor to prepare the bid and to perform the construction works. The Detailed Design should contain detailed drawings and descriptions referred to in the Regulation of the Minister of Infrastructure on the detailed scope and forms of design documentation, technical specifications applicable to the performance and acceptance of construction works, as well as functional programs of 2 September 2004 (Journal of Laws of 2013, item 1129).

“Design Documentation” – a set of design-related documents, such as: Multi-trade Concept, Building Permit Design, Detailed Design, bills of quantities, cost estimates, technical specifications applicable to the performance and acceptance of construction works (STWIORB), along with the studies, permits, arrangements and opinions required to: obtain the building permit, prepare and conduct the public contract award procedure concerned with the performance of construction works and with the supply of equipment.

The detailed scope of Design Documentation related to the Investment is defined in Appendix 1 to these Regulations - Essential Provisions of the Agreement.

“Investment” – Construction of the exhibition and educational facility on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944), connection of the said facility with the existing infrastructure and landscaping work to be performed in the area identified in the Regulations as covered by the Contest Submission.

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“Agreement” – a public contract award agreement concluded with the Contest Participant whose submission has been selected as the best submission. The essential provisions that will be introduced to the Agreement are presented in Appendix 1 to the Regulations.

“Subject of the Service” – shall be understood, in particular, as drawing up the Design Documentation based on the Contest Submission selected. The subject and the scope of the service have been described, in the preliminary manner, in the Essential Provisions of the Agreement (Appendix 1 to these Regulations). The scope of the service shall include, in particular, drawing up the Design Documentation required to perform the Investment, in accordance with the Contest concept submitted, in obtaining and processing pre-design materials, in exercising author’s supervision, as well as in rendering other services related to preparing and implementing the Investment.

“Contest Website” – a publicly available website dedicated to the Contest, used by the Organizer to publish any and all information related to the Contest, available at <https://1010.konkurs.sarp.pl>

“Electronic Contest Platform” – a means of electronic communication relied upon by the Organizer to communicate with the Contest Participants. The Electronic Contest Platform will be used, in particular, by the Contest Participants, as the sole method for submitting applications to participate in the Contest, means of proof, requests to explain the Contest Regulations (questions concerning the Contest Regulations), Contest Submissions and other information, representations or documents exchanged between the Organizer and the Contest Participants.

The Electronic Contest Platform is available at: <https://epk.sarp.pl/> and on the Contest Website under the “ELECTRONIC CONTEST PLATFORM” tab.

“Prizes” – shall be understood as the prizes referred to in Chapter VI of the Contest Regulations, i.e.: cash prizes (1st, 2nd and 3rd Prize) and a Prize having the form of an invitation of the Contest Participant whose submission was awarded with the 1st Prize to hold negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission.

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**CHAPTER I
GENERAL PROVISIONS AND CONTEST PROCEDURES**

1. NAME AND ADDRESS OF THE CONTEST ORGANIZER

- 1.1. The Contest Organizer, also referred to as the Contracting Authority, is:
Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944)
Wólka Okrąglik 115,
08-330 Kosów Lacki
- 1.2. Any written correspondence permitted under these Regulations shall be addressed to:
Stowarzyszenie Architektów Polskich
ul. Foksal 2
00-366 Warszawa

2. CONTEST PROCEDURE AND GENERAL TERMS AND CONDITIONS APPLICABLE TO THE CONTEST

- 2.1. The Contest leads to the implementation of the Investment, meaning that the main Prize consists of a cash Prize and an invitation, extended to the author (Contest Participant) of the Contest Submission selected, to participate in negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected. The subject of the service has been described in the Essential Provisions of the Agreement constituting Exhibit 1 to the Regulations.
- 2.2. It is the primary objective of the Contest to select the best (in terms of its architectural, spatial, functional and utilitarian value) architectural and urban concept for the task titled “Construction of the exhibition and educational facility” on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944) in the area identified in the Regulations as covered by the Contest Submission.
- 2.3. Any Contest-related correspondence, including applications to participate in the Contest, Contest Submissions, requests to explain the Contest Regulations (questions concerning the contest Regulations), Contest Submissions, information and representations or documents exchanged between the Organizer and the Contest Participants or entities interested in participating in the Contest, shall be submitted and exchanged solely with the use of the Electronic Contest Platform.
- 2.4. Contest-related procedures:
The Contest shall have the form of a single-stage, restricted access contest, meaning that:

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- a. entities interested in participating in the Contest shall submit, using the Electronic Contest Platform, applications to participate in the Contest, in accordance with the provisions of Chapter III of the Regulations, within the deadline specified in the Contest Time Schedule.
 - b. The Organizer shall grant access to the Contest to and shall invite to submit Contest Submissions those Contest Participants who meet the objective requirements defined by the Organizer in Chapter III of these Regulations.
 - c. Submission of Contest Submissions via the Electronic Contest Platform and, additionally, in hard copy, within the deadline set forth in the Contest Time Schedule. The scope and form, as well as the manner of presentation of the Contest Submissions have been defined in Chapter IV of these Regulations.
 - d. Assessment of anonymized Contest Submissions by the Contest Jury, based on the criteria set forth in Chapter V of the Regulations and selection of the best Contest Submission (1st Prize) and award of the remaining Prizes in accordance with the provisions of Chapter VI of the Regulations.
 - e. Approval, by the Contracting Authority’s Manager, of the verdict and official announcement of the Contest results.
 - f. Final validation of the Contest results.
- 2.5.** The principle pursuant to which the Contest Submissions and the Contest Participants remain anonymous for the Contest Jury is the key rule of the Contest. The Organizer hereby guarantees that in the course of the Contest procedure:
- the authors of the Contest Submissions cannot be identified prior to announcing the verdict,
 - the Contest Jury is not capable of becoming familiar with the wording of applications to participate in the Contest and is not capable of becoming familiar with the wording of the Contest Submissions prior to the expiry of the deadline for their submission.
- 2.6.** The following prizes shall be awarded in the Contest: cash prizes with the total amount of PLN 70,000 gross (1st Prize - PLN 40,000 gross, 2nd Prize - PLN 20,000 gross and 3rd Prize - PLN 10,000 gross) as referred to in Chapter VII, and a Prize having the form of an invitation of the Contest Participant whose submission was awarded with the 1st Prize to hold negotiations aiming to conclude the direct agreement contract in order to perform the service based on the Contest Submission.
- 2.7.** The Contest shall be cancelled in the circumstances referred to in Article 355 of the Act. Where the Contest is cancelled due to reasons attributable to the Organizer, the Organizer shall reimburse the Contest Participants for the costs of preparing and submitting the Contest Submissions for assessment, up to the amount of PLN 5,000

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gross, following the submission, to the Organizer, of evidence documenting the costs incurred.

2.8. The language of the Contest shall be Polish. Applications to participate in the contest, the means of proof, representations and documents confirming compliance with the Contest participation requirements, Contest Submissions and all information, applications, notices, representations and documents submitted by the Contest Participants must be in Polish. Documents and representations drawn up in a foreign language shall be submitted along with their Polish translations that shall be certified as true copies of the originals by the Contest Participant or by their proxy.

2.9. Amendments to the wording of Contest Regulations.

The wording of the Contest Regulations may only be amended in accordance with the provisions of Article 342, under reserve that where the wording is amended following the expiry of the deadline for submitting applications to participate in the Contest, it must not affect the essential provisions of the Regulations, in particular it must not expand the scope of the Contest Submission, change the subject of the Contest, shorten the deadlines or change the value of the prizes or the Contest Submission assessment criteria.

Amendments to the Regulations introduced by the Organizer shall be binding upon the Contest Participants.

At each stage of the Contest, answers to requests of the Contest Participants to explain the wording of the Regulations, submitted to the Contest Participants and published on the Contest Website, shall be binding upon the Contest Participants without the need to amend the wording of the Regulations.

2.10. The subject of the Contest has been qualified, based on the Common Procurement Vocabulary, as pertaining to the following categories:

Service class

<i>CPV code</i>	<i>description (name)</i>
710 00000-8	Architectural, construction, engineering and inspection services

Service groups

<i>CPV code</i>	<i>description (name)</i>
712 00000-0	Architectural and related services
713 00000-1	Engineering services
714 00000-2	Urban planning and architectural landscape services

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Service classes

<i>CPV code</i>	<i>description (name)</i>
712 20000-6	Architectural design services
713 20000-7	Engineering design services
714 20000-8	Landscape architectural services

Service categories

<i>CPV code</i>	<i>description (name)</i>
713 22000-1	Engineering design services for the construction of civil engineering works

2.11. Legal regulations applicable to the Contest:

- a. Public Procurement Act of 11 January 2019 (Journal of Laws of 2019, item 2019, as amended);
- b. Directive 2014/24/EU of the European Parliament and of the Council on public procurement and repealing directive 2004/18/EC (OJ L 94 of 28.03.2014, page 65, as amended);
- c. Civil Code Act of 23 April 1964 (Journal of Laws of 2020, item 1740);
- d. Act on Copyright and Related Rights of 4 February 1994 (Journal of Laws of 2019, item 1231, as amended);
- e. Building Law Act of 7 July 1994 (Journal of Laws of 2020, item 1333);
- f. Regulation of the Minister of Development of 11 September 2020 on the detailed scope and form of a building permit design (Journal of Laws of 2020, item 1609);
- g. Regulation of the Minister of Infrastructure of 2 September 2004 on the detailed scope and forms of design documentation, technical specifications applicable to the performance and acceptance of construction works, as well as functional programs (Journal of Laws of 2013, item 1129);
- h. Regulation of the Minister of Infrastructure of 18 May 2004 on the determination of methods and bases for drawing up an investor’s cost estimates, calculating the planned costs of design work and the planned cost of construction work specified in the functional program (Journal of Laws of 2004, No. 130, item 1389);
- i. Contest Regulations;
- j. Provisions and standards applicable to urban planning, construction and protection of historic monuments, to the extent these apply to the Contest Submissions.

3. COMMUNICATION BETWEEN THE CONTRACTING AUTHORITY AND THE CONTEST PARTICIPANTS, PROCEDURES FOR SUBMITTING MEANS OF PROOF, EXPLANATIONS OR INFORMATION

(Information concerning electronic means of communication to be relied upon by the Contracting Authority to communicate with the contractors, including information on the

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technical and organizational requirements applicable to preparing, sending and receiving electronic correspondence)

- 3.1.** Contest-related communications, including:
- submission of applications to participate in the Contest,
 - submission of means of proof, representations and documents,
 - submissions of requests for explaining the wording of the Contest Regulations (asking questions concerning the wording of the Contest Regulations),
 - submission of Contest Submissions,
 - exchange of information between the Contracting Authority and the Contest Participants,
 - exchange of documents or representations between the Contracting Authority and the Contest Participants

shall take place solely with the use of the electronic means of communication having the form of the Electronic Contest Platform (ECP), under reserve of the provisions of Chapter IV clause 3.1(b).

The Electronic Contest Platform is available at: <https://epk.sarp.pl> and on the Contest Website under the “ELECTRONIC CONTEST PLATFORM” tab.

- 3.2.** Each entity interested in participating in the Contest must register using the Electronic Contest Platform.
Entities participating in the Contest on a stand-alone basis shall be registered by a given Participant, i.e. the person duly authorized to represent the Participant, or a person authorized by such a person.
Entities participating in the Contest jointly shall be registered by a proxy appointed by such entities.
- 3.3.** In order to draw up the application to participate in the Contest, as well as to submit representations and electronic documents via the Electronic Contest Platform, the person authorized to represent the Contest Participant or Contest Participants taking part in the Contest jointly must be the holder and must use a qualified electronic signature.
- 3.4.** Information on technical and organizational requirements applicable to drawing up, sending and receiving electronic files are set forth in the document titled “Electronic Contest Platform Regulations”. The document is available on the Platform’s website (www.epk.sarp.org.pl) under the “HELP” tab.
- 3.5.** Instructions concerning the submission of all electronic documents and other information (including questions to the Organizer) via the Electronic Contest Platform are available at <https://1010.konkurs.sarp.pl> in the document titled “Electronic Contest Platform - User’s Manual”. The document is available at the ECP website (www.epk.sarp.org.pl) under the “HELP” tab.

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- 3.6. The maximum size of a single file submitted via the Electronic Contest Platform shall be 100 MB.
- 3.7. In order to take advantage of the Electronic Contest Platform, the user must be in the possession of an electronic device with Internet access.
- 3.8. Detailed information concerning the formats of individual files and electronic documents containing applications to participate in the Contest, representations, means of proof, powers of attorney, Contest Submissions and other information, representations and documents, as well as concerning the manner in which these shall be prepared, submitted and signed with a qualified electronic signature are provided below, in the sections of these Regulations pertaining to a given electronic document.
- 3.9. The data received is encrypted automatically by the Electronic Contest Platform.
- 3.10. The deadlines by which the data should be submitted and received by the Electronic Contest Platform have been laid down in the Contest Time Schedule (clause 4 of this Chapter).
- 3.11. The Organizer shall provide an answer to the request for explaining the wording of the Contest Regulations, submitted by a Contest Participant or by entities interested in participating in the Contest, provided that such a request is received by the Organizer within the deadlines set forth in the Contest Regulations (clause 4 of this Chapter).
- 3.12. Organizer’s explanations, supplements or potential changes to the wording of these Contest Regulations shall be binding upon all entities interested in participating in the Contest and upon all Contest Participants from the moment they are published on the Contest Website.
- 3.13. Information concerning the Contest, amendments to Regulations, explanations of the Organizer given in an answer to the request for clarifying the wording of the Contest Regulations, as well as any other messages and information related to the Contest shall be published on the Contest Website.
- 3.14. The Contest Organizer shall not be held liable for the Contest Participant’s failure to comply with the aforementioned requirements.
- 3.15. The following shall be authorized to contact the Contest Participants:
Contest Secretary: national architect Marek Szeniawski.
- 3.16. No direct contacts shall be established with the Contest Organizer and the Contest Judges prior to the final decision concerning the winners of the Contest, under pain of losing the right to any Prizes.

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4. CONTEST TIME SCHEDULE

4.1.	Submission of the Contest notice to the Publications Office of the European Union.	06.08.2021
4.2.	<p>Deadline for the submission, via the Electronic Contest Platform, of requests for clarification of the wording of the Contest Regulations concerning the preparation and submission of applications to participate in the Contest.</p> <p>The Organizer shall provide clarifications, via the Electronic Contest Platform, <u>without delay</u>, but in no case later than 2 days prior to the expiry of the deadline for the submission of applications to participate in the Contest.</p>	by 27.08.2021
4.3.	<p>Deadline for the submission, via the Electronic Contest Platform, of applications to participate in the contest, as well as to representations and documents confirming the fulfilment of requirements set forth by the Organizer.</p> <p><i>The Organizer shall only be able to access the aforementioned electronic documents after expiry of the deadline for their submission.</i></p>	by 2:00 pm on 07.09.2021
4.4.	Deadline by which the Contest Participants shall be informed about being qualified to participate in the Contest and invited to submit Contest Submissions, or by which notices on refusing to participate in the Contest shall be provided.	by 17.09.2021
4.5.	<p>Deadline for the submission, via the Electronic Contest Platform, of requests for clarification of the wording of the Contest Regulations concerning the preparation and submission of Contest Submissions.</p> <p>The Organizer shall provide clarifications, via the Electronic Contest Platform, <u>without delay</u>.</p>	by 18.10.2021

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4.6.	<p>Deadline for the submission of Contest Submissions.</p> <p>Electronic copies of the Contest Submissions shall be submitted via the Electronic Contest Platform.</p> <p><i>The Organizer shall only be able to access the aforementioned electronic documents after expiry of the deadline for their submission.</i></p> <p>Hard copies of the Contest Submissions shall be submitted to the service address set forth in Chapter I, clause 1.2.</p>	<p>by 2:00 pm on 15.11.2021</p>
4.7.	<p>Publication of the Contest results on the Contest Website and notification of the Contest Participants, via the Electronic Contest Platform, of the results of the Contest.</p> <p>Should an official, public ceremony be held by the Organizer to announce the results of the Contest, Contest Participants shall be notified of its place and time separately.</p>	<p>on 29.11.2021</p>
4.8.	<p>Post-contest exhibition*</p> <p>* depending on the status of the pandemic</p>	<p>from 30.11.2021 to 13.12.2021</p>
4.9.	<p>Post-contest discussions*</p> <p>* depending on the status of the pandemic</p>	<p>on 17.12.2021</p>

5. CONTEST JURY

5.1. Make-up of the Contest Jury

The Contest Jury shall be made up of 10 members listed below:

- 1. Professor Bolesław Stelmach – Chairman of the Contest Jury**
Contest Judge of the Association of Polish Architects (SARP), Warsaw Branch, Director of the National Architecture and Urbanism Institute
- 2. architect Mariusz Błażewicz – Judge - Secretary**, Contest Judge of the Association of Polish Architects (SARP), Częstochowa Branch,
- 3. Tomasz Rosłonek – Contest Judge**, Deputy Director of the Ownership Supervision and Investment Department of the Voivodeship Marshal Office (UMWM),
- 4. Tomasz Kranz, PhD – Contest Judge**, Director of the State Majdanek Museum (MKDNIŚ),
- 5. Michael Schudrich – Contest Judge**, Chief Rabbi of Poland,
- 6. Albert Stankowski – Contest Judge**, Director of the Warsaw Ghetto Museum,
- 7. Monika Krawczyk – Contest Judge**, Director of the Jewish Historic Institute,
- 8. Paweł Sawicki – Contest Judge**, Member of the Board of the “Pamięć Treblinki” Foundation,

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9. **architect Henryk Kosieradzki – Contest Judge**, Contest Judge of the Association of Polish Architects (SARP), Warsaw Branch,
10. **architect Piotr Walkowiak – Contest Judge**, Contest Judge of the Association of Polish Architects (SARP), Warsaw Branch,

and Substitute Judges:

- **rev. Robert Mirończuk, PhD**, Director of the Diocese Museum in Siedlce
- **architect Anna Kulińska**, Judge, Association of Polish Architects (SARP), Olsztyn Branch,

5.2. Contest Secretary:

landscape architect Marek Szeniawski – Contest Judge, Association of Polish Architects (SARP), Warsaw Branch,

The Contest Secretary is not a member of the Contest Jury.

- 5.3.** Consultants, experts or expert witnesses may be appointed to cooperate with the Contest Jury. It shall be up to the Contest Jury or the Organizer to decide about the need to appoint potential experts, and such a decision shall be approved by the Contracting Authority’s Manager or by a person authorized thereby.

- 5.4.** The Contest Jury has been appointed to assess the Contest Submissions, to select the best Contest Submissions and to award Prizes in the Contest. The Contest Jury shall, in particular, draw up information about the Contest Submissions, a justification supporting the decision about the winner of the Contest, and shall have the right to file an application to cancel the Contest.

The Contest Jury shall be, to the extent referred to in this clause, independent.

- 5.5.** The Contracting Authority’s Manager or a person authorized thereby shall supervise the activities of the Contest Jury to ensure compliance of the Contest procedures with the wording of the Act and of the Contest Regulations, and shall in particular:

- a. cancel the Contest;
- b. approve the Contest results.

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CHAPTER II

DESCRIPTION OF THE SUBJECT OF CONTEST

1. SUBJECT OF THE CONTEST, ASSUMPTIONS AND GUIDELINES RELATED TO THE CONTEST

Exhibition and educational facility

The need to erect a new museum building serving exhibition and educational purposes stems, inter alia, from the fact that the existing facilities are insufficient to meet the expectations of the museum visitors. Construction of the new building will enable the museum to meet its statutory objectives, i.e. to promote the history of the extermination and forced labour camp by conducting documenting and commemorating activities, as well as by offering historical education, protecting the remains of the camp and the existing monuments. The number of the museum’s visitors is growing each year. The newly erected facility will be used to handle the growing number of guests.

According to the preliminary functional assumptions that have been determined based on a review of the museum’s needs, the new building should have the usable area of 1,800 m², comprising the following elements:

- exhibition part 700 m² (permanent exhibition – 500 m², temporary exhibition - 140 m², room for exhibiting S. Willenberg’s sculptures – 60 m²),
- guest services area 300 m² (multi-purpose room for 100 people - 150 m², 3 educational rooms - for 20 people: 40 m², - for 30 people: 50 m², - for 40 people: 60 m²),
- prayer area (shared by many religions) 120 m² (for 100 people – 50 seats, 50 standing guests),
- office and administration area 120 m², including an archive and a library,
- storage part 80 m² (warehouse of museum objects and archaeological study),
- corridors, bathrooms for guests, boiler room 480 m².

It is the intention of the Museum to ensure that the newly erected building is capable of hosting approximately 150,000 visitors per year. The areas surrounding the new buildings will be landscaped as well - parking lots and a wastewater treatment plant will be constructed.

The overarching idea behind the project is to ensure that the newly constructed facilities contribute to the meeting of the needs of the museum and of the society. Construction of the new building will enhance the quality of services offered to guests and will improve the functioning of the institution operating on historic premises. The project will also considerably update the exhibition and information solutions used. It will contribute to encouraging new groups of visitors to visit the Museum. Those who have already visited the Museum will be encouraged to pay a new visit as well. In addition to exhibition-related purposes, construction of the new facility will enhance the education-related capacity of the Museum by enabling it to broaden its educational curriculum with a particular emphasis placed on historic education. The project will contribute not only to

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maintaining valuable historic heritage, but will also provide space for pursuing new exhibition undertakings meeting the needs of a wide group of recipients.

Existing building

The existing building is used for staging exhibitions and serves as the Museum’s administration office. Once the new building has been erected, it will take over the exhibition, educational and some of the administration-related tasks. This will enable the exhibition room of the old building to be converted into a tea room for the visitors of the Museum.

Both buildings (old and new) will have to be joined by means of a connector. It is up to the designer to decide about the location of the connector - it may be positioned on the basement level or on the ground level. The Contest Submission shall specify how the connector will be integrated with the structure of the old building. The layouts of the existing building are presented in Appendix 6d to the Contest Regulations.

Provided that the Contest Participant so decides, the overall concept may also present potential modifications to the facade and the general shape of the existing building. It needs to be stressed, however, that reconstruction of the building will not be a part of the public contract to be awarded following the Contest. The potential reconstruction of the old building may only be perceived as a feasibility study accompanying the process of erecting the new exhibition and educational facility. The Contracting Authority does not rule out the possibility of erecting the new and reconstructing the old building simultaneously in the future.

Upkeep building

The scope of the contest includes also planning the location of an upkeep building (with a warehouse and garages). Its location and size should be determined by the Contest Participant. Therefore, the Contracting Authority has included the list of equipment in Appendix 6f to the Contest Regulations.

Wastewater treatment facility

Location of the new wastewater treatment planned should be planned as well.

Due to the construction of the new building and the connector joining it with the old building, the Organizer plans to change the direction of traffic moving along the current Museum and its parking lot. Such a solution will optimize the flow of traffic and will eliminate potential collision points. Groups of visitors will be leaving their buses close to the new building, and the vehicles will be leaving for the parking lot. After visiting the exhibition in the new exhibition and educational facility, guests will be proceeding towards the monuments. The Contest Participants are expected to propose a new route leading to the former extermination camp. The said route should not lead through the parking lot.

The guidelines and assumptions required to come up with the Contest concept are presented in the table in **Appendix 5b to the Contest Regulations**.

2. CONTEST MATERIALS

The list of Contest Materials is presented in Chapter IX of the Regulations. The Contest Materials may be downloaded from the Contest Website.

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3. MAXIMUM PLANNED COST OF PERFORMING ALL WORKS BASED ON THE CONTEST SUBMISSION - INVESTMENT PROJECT IMPLEMENTATION COST

The maximum planned cost of finishing the Investment, with landscaping included, in line with the scope provided for in the Essential Provisions of the Agreement constituting Appendix 1 to the Regulations (Essential Provisions of the Agreement) shall not exceed the amount of- **PLN 22,000,000 net** (say: twenty-two million zlotys net).

4. THE MAXIMUM PLANNED COST OF PERFORMING THE SUBJECT OF THE CONTRACT

The maximum planned cost of performing the service described in **Appendix 1 to the Regulations** (Essential Provisions of the Agreement) pursuant to the winning Contest Submission, shall not exceed the maximum of **5% of the net planned total cost of the Investment**, as referred to in clause 3 of this Chapter.

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CHAPTER III

CONTEST PARTICIPATION CONDITIONS, REQUIREMENTS TO BE MET BY CONTEST PARTICIPANTS, INFORMATION ON MEANS OF PROOF, APPLICATIONS TO PARTICIPATE IN THE CONTEST AND ASSESSMENT OF CONTEST SUBMISSIONS

1. CONTEST PARTICIPATION CONDITIONS AND REQUIREMENTS TO BE MET BY CONTEST PARTICIPANTS

1.1. The following may participate in the Contest:

1. natural persons;
 2. legal persons;
 3. organizational units without legal personality;
- both domestic and foreign (foreign - meaning that its registered seat/address of residence is located outside the Republic of Poland).

1.2. The entities listed in clause 1.1. above may:

- a. participate in the Contest independently, and shall be then referred to as “Contest Participants taking part in the Contest independently”,
- b. participate in the Contest jointly, and shall be then referred to as “Contest Participants taking part in the Contest jointly”.

Provisions applicable to a Contest Participant shall apply, accordingly, to each of the Contest Participants taking part in the Contest jointly.

Note: Contest Participants taking part in the Contest jointly shall include, in particular, partners in a civil company and consortia (teams of authors should be considered to form a consortium, too).

1.3. Contest Participants taking part in the Contest jointly **shall be obliged** to appoint a proxy authorized to represent the Contest Participants taking part in the Contest jointly, i.e. to submit the Application and the documents and representations required in accordance with this Chapter, and to submit the Contest Submissions. One of the Contest Participants taking part in the Contest jointly may act in the capacity of their proxy. The template of the power of attorney for Contest Participants taking part in the Contest jointly constitutes **Appendix 3e to the Regulations**.

1.4. A Contest Participant taking part in the Contest independently may appoint a proxy. The template of the power of attorney for a Contest Participant taking part in the Contest independently constitutes **Appendix 3d to the Regulations**.

1.5. Each Contest Participant shall have the right to submit one Application to Participate in the Contest only. The Application shall be deemed submitted if submitted together with another Contest Participant (Contest Participants taking part in the Contest jointly).

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A Contest Participant who submits more than one Application shall be excluded from the Contest.

1.6. Contest Participants must meet all of the following requirements:

- a) they cannot be subject to exclusion pursuant to Article 108(1) and Article 109(1)(4)-(5), Article 109(1)(6) (conflict of interests in relation to the Contest Judges) and Article 109(1)(7)-(10) of the Act.

NOTE

The aforementioned requirement applies to a Contest Participant taking part in the Contest independently, to each of the Contest Participants taking part in the Contest jointly, and to the entities whose resources are at the disposal of the Contest Participant.

- b) they meet the Contest participation condition, as set forth by the Organizer, concerned with having the technical and professional capacity required (educational background and professional qualifications). This condition shall be deemed met if the Contest Participant proves that:
1. They have at their disposal, in connection with the Contest, at least one person holding the professional license of an architect (without any restrictions), with such a person participating in working on the Contest concept.
Where the Contest Participant is a natural person holding the license required above, this condition shall be deemed met.
 2. They shall have at their disposal, while performing the Agreement, persons capable of performing the contract, as referred to in Chapter VII clause 2.1(l) of the Regulations.

In order to confirm the fulfilment of the requirement set forth under letter b(1) above, the Organizer requires that the Application to participate in the Contest be accompanied by a Representation on the fulfilment of the Organizer-defined Contest participation condition concerned with having the technical and professional capabilities required (educational background and professional qualifications), along with a list of the persons concerned, information on the licenses they hold and the basis on which such persons are available to the Contest Participant.

Fulfilment of the requirements set forth in letter b(2) above shall be confirmed by the Contest Participants by means of the representation contained in the application to participate in the Contest.

Note: Equivalent qualifications, obtained in other countries, shall be accepted as well in accordance with Article 12a of the Construction Law Act of 7 July 1994 (Journal of Laws of 2020 item 1333), in conjunction with the provisions of the Act on Recognizing Professional Qualification Obtained in European Union Member States of 22 December 2015 (journal of Laws of 2020, clause 220).

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In the case of Contest Participants taking part in the Contest jointly, the requirements set forth in clause 1.6(b) above shall be deemed met if they are met by at least one of the Contest Participants acting jointly.

1.7. In order to meet the Contest participation requirement set forth in clause 2.1(b) of these Regulations, a Contest Participant may rely on the resources of other entities, in compliance with Article 118 of the Act, meaning that:

- a) In connection with requirements related to education, professional qualifications or experience, Contest Participants may rely on the capacities of entities providing access to their resources, as long as these entities perform the construction work or the services for the performance of which such capacities are required.
- b) A Contest Participant who relies on the capacities of entities providing access to their resources shall submit, along with the application to participate in the Contest, a representation of the entity providing access to their resources, in which the said entity undertakes to make available the resources for the purpose of performing the Contest task, or another means of proof confirming that the Contest Participant shall have, at their disposal, the required resources of such entities.
- c) The undertaking assumed by the entity providing access to their resources shall confirm that the relationship between the Contest Participant and such an entity guarantees actual access to such resources, and shall define, in particular, the following:
 - 1) scope of the resources of the entity providing access to their resources, made available to the Contest Participant;
 - 2) the manner in which and the period of time for which the resources will be made available to the Contest Participant for the purpose of performing the Contest task;
 - 3) whether and to what extent the entity on whose capabilities the Contest Participant is relying to meet the Contest participation criteria and pertaining to professional qualifications or experience, will be perform the Contest task to which the capabilities concerned are related.

2. APPLICATIONS TO PARTICIPATE IN THE CONTEST, AS WELL AS THE MEANS OF PROOF, REPRESENTATIONS AND DOCUMENTS REQUIRED TO CONFIRM FULFILMENT OF THE REQUIREMENTS SET FORTH BY THE ORGANIZER

2.1. In order to be allowed to participate in the Contest, in accordance with the principles set forth in these Regulations, the Contest Participant shall submit the application to participate in the Contest, with its form and wording complying with the template presented in **Appendix 3a** to the Regulations.

Electronic form of the document with a qualified electronic signature of the person(s) authorized to represent the Contest Participant or Contest Participants participating in the Contest jointly is required.

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It is recommended that the file be submitted in the PDF format.

2.2. In order to meet the requirements set forth by the Organizer, i.e. to prove that no grounds exist for excluding the Contest Participant from the Contest, and that the Contest participation conditions have been met, the Contest Participant must submit, along with the application to participate in the Contest, the following means of proof, representations and documents:

1. Representation on not being subject to exclusion pursuant to Article 108(1) and Article 109(1)(4)-(5), Article 109(1)(6) (conflict of interests in relation to the Contest Judges) and Article 109(1)(7)-(10) of the Act, in accordance with **Appendix 3b** to the Regulations.

Electronic form of the document with a qualified electronic signature of the person(s) authorized to represent the Contest Participant is required.

It is recommended that the file be submitted in the PDF format.

NOTE:

The representation on not being subject to exclusion from participation in the Contest shall be submitted by each of the Contest Participants, including each of the Contest Participants taking part in the Contest jointly, and by the entity whose resources are at the disposal of the Contest Participant.

2. The Representation on the fulfilment of the Organizer-defined Contest participation condition concerned with having the technical and professional capabilities required (educational background and professional qualifications), along with a list of the persons concerned, information on the licenses they hold and the basis on which such persons are available to the Contest Participant, in accordance with **Appendix 3c** to the Regulations.

Electronic form of the document with a qualified electronic signature of the person(s) authorized to represent the Contest Participant or Contest Participants participating in the Contest jointly is required.

It is recommended that the file be submitted in the PDF format.

3. Where the Contest Participant relies on the resources of other entities, they shall submit documents in such entities undertake to make their resources available, with the wording of such documents complying with the provisions of clause 1.7(c) of these Regulations.

Electronic form of the document with a qualified electronic signature of the entity making the resources available is required.

It is recommended that the file be submitted in the PDF format.

4. Where the Contest Participant relies on the resources of other entities, they shall submit a representation of those entities on not being subject to exclusion pursuant to Article 108(1) and Article 109(1)(4)-(5), Article 109(1)(6) (conflict of interests in relation to the Contest Judges) and Article 109(1)(7)-(10) of the Act, in accordance with **Appendix 3b** to the Regulations.

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Electronic form of the document with a qualified electronic signature of the entity making the resources available is required.

It is recommended that the file be submitted in the PDF format.

5. Power of attorney authorizing the proxy to represent Contest Participants taking part in the Contest jointly.

Electronic form of the document with a qualified electronic signature of the persons authorized to represent all Contest Participants participating in the Contest jointly is required.

It is recommended that the file be submitted in the PDF format.

6. Power of attorney if a Contest Participant taking part in the Contest independently has appointed a proxy.

Electronic form of the document with a qualified electronic signature of the person(s) authorized to represent the Contest Participant is required.

It is recommended that the file be submitted in the PDF format.

NOTE:

The following shall be authorized to submit representations on behalf of the Contest Participant (person authorizes to represent the Contest Participant):

- a) Contest Participant, if they are a natural person,
- b) person(s) authorized, in accordance with the representation clause, to submit declarations of will on behalf of a legal person or an organizational unit being a Contest Participant.

2.3. Applications to participate in the Contest, as well as the means of proof, representations and documents referred to in clause 3.2 above shall be submitted solely as electronic documents via the Electronic Contest Platform.

2.4. Where a single electronic document is submitted containing compressed electronic documents (e.g. a ZIP file), the use of a qualified electronic signature that is affixed to such a file shall be equivalent to affixing the qualified electronic signature to all documents contained in such a file.

2.5. Each Contest Participant shall have the right to submit one application to participate in the contest only. The Application shall be deemed submitted if submitted together with another Contest Participant (Contest Participants taking part in the Contest jointly). Where the Contest Participant submits more than one application to participate in the Contest, such an Application shall be rejected.

2.6. Contest Participants may amend or withdraw their applications to participate in the Contest only before the expiry of the deadline for the submission of applications to participate in the Contest via the Electronic Contest Platform.

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- 2.7. Where electronic documents submitted via electronic means contain information being a company secret in the meaning of the Act on Combating Unfair Competition of 16 April 1993 (Journal of Laws of 2020, clause 1913, in order to ensure that confidential nature of such documents is maintained, the Contest Participant shall submit these in a separate and properly marked file.

3. ASSESSMENT OF APPLICATIONS TO PARTICIPATE IN THE CONTEST

- 3.1. Immediately following the expiry of the deadline for the submission of applications to participate in the Contest, the Organizer shall be given access to the electronic documents submitted by Contest Participants via the Electronic Contest Platform. Then, the Contest Secretary shall register and shall keep secret the details of the Contest Participants, shall examine the applications to participate in the Contest, the means of proof, the representations and the documents submitted for their compliance with the requirements set forth in the Regulations, and shall request the Contest Participants, on one occasion only, to make the potential supplements or to provide explanations. Based thereon, the Organizer shall assess whether the Contest Participants meet the Contest participation conditions set forth in the Regulations, adopting the “meets - does not meet” approach.

- 3.2. The Organizer shall reject the application to participate in the Contest if:

1. It has been submitted after expiry of the deadline for the submission of such applications.
2. It has been submitted by a Contest Participant who has failed to demonstrate his compliance with the requirements of the Contracting Authority set forth in the contract notice and in the Contest Regulations.
3. It fails to comply with the provisions of the Act.
4. It is not valid pursuant to separate regulations.
5. It has not been drawn up or submitted in a manner that complies with the technical and organizational requirements applicable to the process of drawing up or submitting applications using electronic means of communication, as set out by the Organizer.

- 3.3. In order to ensure anonymity of the Contest Participants towards members of the Contest Jury, those acting in the capacity of Contest Judges will not be participating in the assessment of applications to participate in the Contest. The list of Contest Participants shall not be made public as well.

Any activities or omissions of a Contest Participant that may potentially lead or that have led to that Contest Participant being no longer anonymous towards the members of the Contest Jury shall result in excluding such Participant from the Contest.

- 3.4. Once the correctness of the applications to participate in the Contest has been assessed, and once the Contest participation requirements have been deemed to be met, the Organizer shall inform all Contest Participants, individually, about the results of

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such an assessment and shall invite those Contest Participants who meet the Contest participation criteria to file their Contest Submissions.

- 3.5.** Where this is necessary in order to ensure that the Contest-related procedures are complied with, the Organizer may, at each stage of the Contest, including at the stage of assessing the Contest Submissions or immediately following their assessment, call upon the Contest Participant(s) to submit all or some of the means of proof that are current as at the date of their submission.
- 3.6.** Where the Contest Participant has failed to submit a representation, means of proof, other documents or information required during the procedure, or where these are incomplete or contain errors, the Contracting Authority shall call upon the economic operator to submit, correct or supplement these within the prescribed deadline, as the case may be.
- 3.7.** Where the representations or means of proof submitted by the Contest Participant raise any doubts of the Contracting Authority, it may request the entity that is in the possession of information or documents that are relevant for the assessment of the economic operator’s fulfilment of the Contest participation conditions, selection criteria or lack of grounds for exclusion, to submit such information or documents.

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CHAPTER IV

PREPARATION AND DELIVERY OF CONTEST SUBMISSIONS.

1. GENERAL INFORMATION CONCERNING THE PREPARATION OF CONTEST SUBMISSIONS

- 1.1.** Only the original (not violating third party rights) and previously unpublished Contest Submissions may be assessed, provided that they do not violate the principle of anonymity and are aligned with the purpose of the Contest, do not present variants and are sufficiently legible and complete to perform their assessment.
- 1.2.** The Contest Submission must clearly identify the spatial, functional, programming and other solutions proposed by the Contest Participant that are relevant for the idea behind the concept presented. The Contest Submission must be characterized by clearly legible graphic information (this applies both to text and drawings).
- 1.3.** It is recommended that the Contest Participants take into consideration, while drawing up their Contest Submissions, the wording of and the guidelines contained in the Contest Regulations and in the Appendices thereto.
- 1.4.** Contest Submissions must not violate third party copyright.
- 1.5.** Contest Submissions that have been drawn upon in a manner enabling identification of their authors shall not be taken into consideration, and the Contest Participants who have provided such Contest Submissions shall be excluded from the Contest.
- 1.6.** Contest Submissions shall be filed in electronic and hard copy forms.

2. CONTENT AND FORM OF A CONTEST SUBMISSION

2.1. A Contest Submission shall comprise the following:

- a.** a graphic part - maximum 4 boards measuring 100x70 cm; a smaller number of boards will be accepted if the boards present all the items referred to in clause 2.2 of these Regulations,
- b.** a descriptive part - maximum 5 pages of text (A4 format) and, additionally, programming table pertaining to buildings, building parameter tables and a site summary table (constituting Appendix 5b to the Regulations),
- c.** Contest Submission ID card (Appendix 4b to the Regulations),

2.2. The graphic part shall contain the following:

The graphic part (boards) shall contain the following:

- a.** Landscaping design for the area the Contest Submission is concerned with, drawn up with the use of the master map attached (scale 1:500).

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The drawing should present both new and adapted elements of the landscaping design, as well as functional and spatial solutions used, including, in particular:

- roads, sidewalks, bike paths and delivery zones,
- types of surfaces, with the kind of paving material used specified,
- location of street furniture and lighting elements,
- location of green areas, including new, adapted and removed high vegetation,
- the layout of roofs needs to be presented in the drawing, with entrances to the buildings clearly marked,
- location of other facilities that may be potentially proposed by the Contest Participants,
- characteristic ordinates of elevation.

- b. Minimum of 4 characteristic cross sections depicting the most representative elements of the design - scale of 1:250.

The cross-sections should present the spatial relationships between the existing architectural, urban and landscaping solutions and the proposed landscaping elements.

- c. Views of all levels of the designed building (including potential underground storeys), clearly and legibly presenting the layout of the newly proposed rooms and spatial solutions - scale of 1:100.

- d. Views of all facades of the new building - scale of 1:100.

- e. Views of all modernized facades of the existing building - scale of 1:100.

- f. At least 3 realistic “bird’s eye view” visualizations, clearly presenting the following:

- recommended view from the north-west/west- depending on the solutions adopted;
- recommended view from the north-east/east- depending on the solutions adopted;
- recommended view from the north - presenting the layout of the entire site.

- g. At least three realistic “human perspective” visualizations, presenting the new facility and comprising the following:

- view of the area near the entrance to the new building, with the landscaping of the yard in front of the entrance shown,
- view of the new building from the east/west- depending on the solutions adopted,
- view of the interior of the building - main entrance hall.

- h. The drawings and realistic visualizations of the landscaping elements should be detailed enough and should be of the scale enabling the proposed solutions to be judged in an unequivocal manner, meaning that they should present:

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- the entrance yard - street furniture - benches, garbage bins, information board, bicycle stands, etc.
 - lighting elements, pavement materials used, layout of other landscaping elements proposed in the concept.
- i. Layout presenting, in a clear and synthetic manner, the method of connecting the new facility with the old routes, i.e. with the access road and the site of the former camp.
- j. Additional layouts, cross-sections, views and other drawings required to present the design concept may be included in the boards at the discretion of the Contest Participant.

2.3. Descriptive part.

The descriptive part shall contain the following:

1. Maximum five A4 pages of text (font size at least 11 pt.), containing:
 - a. details of the author’s concept, with the idea behind the concept presented and a description of those elements of the concept that are difficult to depict in the graphical part.
 - b. detailed architectural and functional assumptions of the exhibition and educational buildings, including materials and technologies that will be used, with a particular emphasis placed on energy-efficient and environmentally friendly solutions proposed, and on their impact on the operation of the buildings and their energy efficiency.
 - c. detailed landscaping design assumptions, related to:
 - spatial solutions,
 - functional and use-related solutions,
 - technical and material solutions,
 - greenery solutions,
 - pedestrian and vehicle traffic solutions.
2. Table with parameters of:
 - the building (Appendix 5 to the Regulations).
 - site summary table (Appendix 5b to the Regulations).
 - environmental conditions table (Appendix 5c to the Regulations).
3. Pricing information presenting the estimated cost of completing the Investment and the cost of performing the service based on the Contest Submission (performance of the contract) - in accordance with Appendix 5a to the Regulations.

2.4. Contest Submission ID Card.

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The Contest Submission ID Card constituting Appendix 4b to the Regulations shall be affixed, as the only electronic element of the Contest Submission, with a qualified electronic signature.

- 2.5. None of the aforementioned elements of the Contest Submission, with the exception of the Contest Submission ID Card, must be labelled with the name of the Contest Participant or with other information enabling the author of the submission to be identified prior to the final decision about the winner of the Contest being made by the Contest Jury. Failure to comply with that requirement may result in exclusion of the Contest Participant from the Contest.
- 2.6. The Contest Participant shall mark the first page of the description with a 6-digit ID number (Contest Submission ID), equivalent to the number entered in the Contest Submission ID Card. The ID number (Contest Submission ID) shall be assigned by the Contest Participant, at their discretion.
- 2.7. Materials not falling within the scope of the Contest shall not be assessed.
- 2.8. Contest Participants shall bear any and all expenses related to drawing up and filing their Contest Submissions. The Contracting Authority does not plan to refund any of those costs, under reserve of Chapter I clause 2.7.

3. METHOD FOR DRAWING UP AND ANONYMIZING CONTEST SUBMISSIONS, AS WELL AS THE METHOD, LOCATION AND DEADLINE FOR FILING CONTEST SUBMISSIONS

- 3.1. Contest Submissions must be filed:
 - a. electronically, via the Electronic Contest Platform,
 - b. and, additionally, in hard copy, to the service address specified in Chapter I, clause 1.2, confirmation of receipt requested, with the said receipt constituting Appendix 5a to the Regulations.
- 3.2. The electronic version of the Contest Submission must contain the following:
 - a. The graphic part of the Contest Submission:
 - *PDF files with 100x70 boards (each board as a separate PDF file)*
 - b. The descriptive part of the Contest Submission:
 - *a PDF file with the descriptive part*
 - c. Contest Submission ID Card
 - *a PDF file affixed with a qualified electronic signature*

NOTE:

1. The qualified electronic signature should be affixed only to the Contest Submission ID Card.

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The qualified electronic signature must in no case be affixed to files with the graphical and the descriptive part of the Contest Submission, under pain of the Contest Participant being excluded from the Contest.

2. The Organizer accepts a situation in which the electronic version of the Contest Submission is filed as one or several electronic documents containing compressed electronic documents referred to in clause 3.2(a), (b) and (c) (e.g. a ZIP file), provided that the size of one compressed file does not exceed 20 MB (the maximum size of single file that may be submitted via the Electronic Contest Platform).

3. The Electronic Contest platform shall automatically and randomly assign, to the Contest Participants allowed to participate in the Contest based on the application to participate in the contest, a 3-digit Participant ID Number ensuring that the Contest Participant remains anonymous for Electronic Contest Platform users, the Organizer, the Contest Secretary and the Contest Jury. The said number shall be sent to the Contest Participant, along with information on his qualification to participate in the Contest based on the application to participate in the Contest.

The ID number shall be known to the Contest Participant only. When exchanging any messages via the Electronic Contest Platform (asking questions, submitting studies/Contest Submissions), users of the Electronic Contest Platform, the Organizer and the Contest Secretary shall only be able to see the number of the Contest Participant sending the messages. The same number shall be used by the Participant to label the Contest Submission;

- 1) the Contest Participant must affix the Participant ID Number to the **hard copy version**, solely:

- a) on the first page (intended to be removed) of the descriptive part.
- b) in the ID Card;

NOTE:

The Contest Participant ID Number shall not be affixed on the boards, in the graphical part of the Contest Submission.

- 2) the electronic files must not contain the Contest Submission ID;

- 3) it needs to be ensured that the files are deprived of any features enabling the author or authors to be identified. Otherwise, the Contest Participant may be excluded from participation in the Contest;

- 4) the files must be deprived of any metadata enabling the author or authors to be identified. Failure to remove such metadata from the files may result in the Contest Participant being excluded from participation in the Contest;

- 5) materials submitted electronically must not be protected by a password or protected, in any other manner, from being used by the Contest Organizer;

- 6) the anonymization method referred to above shall only apply to the graphical part and the descriptive part referred to above;

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7) a Contest Submission filed in violation of the principle of anonymity shall not be assessed by the Contest Jury.

The Participant ID Number, assigned automatically, shall be encrypted by the Contest Secretary. Participant ID Numbers shall be permanently obscured and a new number will be entered that will remain valid for a given Contest Submission for the duration of the procedures performed by the Contest Jury, until the final verdict is made. The Contest Secretary shall draw up a report confirming the performance of the aforementioned activities, which shall be deposited, in a sealed envelope, at the registered office of the Contest Organizer, until the final verdict is issued by the Contest Jury.

- 3.3.** Furthermore, the Organizer requires a hard copy of the Contest Submission to be filed, containing the following:
- c. 100x70 cm boards placed on light and rigid foam substrate,
 - d. A3 notebook, with the descriptive part and the boards (sized down to match the A3 format) clipped to form a single set of documents.

- 3.4.** The method for anonymizing and preparing the hard copy version of the Contest Submission.

The hard copy version of the Contest Submission must not contain the Contest Submission ID, with the exception of the first page of the descriptive part.

The hard copy version of the Contest Submission must be a true copy of the content of the electronic version of the Contest Submission.

NOTE

In the event of any discrepancies between the electronic and the hard copy version of the Contest Submission, the Organizer shall consider the electronic version of the Contest Submission as prevailing.

- 3.5.** The hard copy version of the Contest Submission should be filed in packaging that cannot be opened without leaving any traces, thus preventing the contents from being disclosed. The packaging must be labelled in the following manner:

SINGLE-STAGE ARCHITECTURAL CONTEST FOR DEVELOPING AN ARCHITECTURAL AND URBAN CONCEPT FOR THE TASK TITLED “CONSTRUCTION OF THE EXHIBITION AND EDUCATIONAL FACILITY” ON THE PREMISES OF THE TREBLINKA MUSEUM. THE NAZI GERMAN EXTERMINATION AND FORCED LABOUR CAMP (1941-1944).

and must bear the 6-digit ID number (Contest Submission ID).

- 3.6.** The hard copy version of the Contest Submissions sent via a postal operator, a messenger or filed in any other manner must be received by the Organizer within the deadline referred to in the Time Schedule (the date of receipt shall be decisive).

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NOTE

Where the hard copy version of the Contest Submission is filed in any other manner than in person (e.g. via a postal operator or a messenger), the address and name stated on the envelope must not be the address and name of the Contest Participant. Additionally, confirmation of filing the Contest Submission must be attached (**Appendix 4a** to the Regulations) in an open envelope addressed to the address that is not the address of the Contest Participant. This address shall be used to send back the confirmation of receipt of the Contest Submission.

- 3.7.** The Contest Submission filed by the Participant may only be withdrawn prior to the expiry of the deadline for submitting Contest Submissions. An effective withdrawal of the Contest Submission may only be performed by withdrawing the electronic version of the Contest Submission.

The Contest Participant may withdraw the electronic version of the Contest Submission via the Electronic Contest Platform.

The hard copy version of the Contest Submission may be withdrawn after an original confirmation of receipt of the Contest Submission, issued by the Organizer or a person or entity appointed thereby has been presented.

- 3.8.** The Contest Submission may only be amended or supplemented prior to the expiry of the deadline for submitting Contest Submissions.

In order to amend the Contest Submission, the Contest Participant must first withdraw their Contest Submission in accordance with clause 3.8 above, and shall then resubmit the Contest Submission in accordance with the requirements applicable to filing Contest Submissions.

- 3.9.** Hard copy versions of Contest Submissions filed via a postal operator, a messenger or delivered in any other manner, received by the Organizer after expiry of the deadline for filing Contest Submissions, as confirmed by means of a protocol to be drawn up, shall not be deemed to have been submitted and may be collected by the Participant, at the Participant’s cost only.

- 3.10.** Contest Submissions shall be encrypted by the Jury Secretary who shall assign an individual, 3-digit number to each Contest Submission. A protocol will be draw up documenting this activity and will be handed over to the Contracting Authority’s Manager.

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CHAPTER V
ASSESSMENT OF CONTEST SUBMISSIONS AND

1. CONTEST SUBMISSION ASSESSMENT CRITERIA

Contest Submissions shall be assessed based on the following criteria:

- a) **Attractiveness of the architectural and landscaping solutions proposed,**
- b) **Functional and use-related efficiency of the designed facility,**
- c) **Functional and use-related efficiency of the landscaping solutions,**
- d) **Feasibility and economic efficiency of the solutions adopted, with a particular emphasis placed on operating costs,**
- e) **Use of environmentally friendly and energy-efficient solutions in the newly designed buildings and in the landscaping design,**

2. CONTEST SUBMISSION ASSESSMENT PROCEDURE

2.1. Contest Submissions shall be assessed by the Contest Jury, during non-public meetings where the compliance of the Contest Submissions with the essential formal and content-related requirements set forth in the Regulations will be evaluated, and where the Contest Submissions will be assessed based on the criteria provided for in clause 1 of the present Chapter.

2.2. The Contest Jury shall assess Contest Submissions taking into consideration the individual assessment criteria, evaluating the entire Contest Submissions and based on the principle of integrity of the individual features of the specific architectural facilities and the landscaping design.

Procedure for assessing and scoring Contest Submissions and selecting the best Contest Submission

Contest Submissions which fail to comply with the essential provisions of these Regulations shall not be assessed.

Assessment of the Contest Submissions shall consist in analysing the solutions presented therein, in the context of the assessment criteria published. Each of the Contest Judges authorized to participate in the assessment shall cast their vote during a public or secret ballot.

Each of the Contest Judges shall have, in the subsequent ballots, the number of votes corresponding to the number of Contest Submissions to be assessed.

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When assessing Contest Submissions, a Contest Judge may not cast their vote for a given Contest Submission. A Contest Judge may only cast one vote per one Contest Submission.

Those Contest Submissions with the lower number of votes shall not be qualified to participate in the further stages of the assessment procedure. The number of votes that will not be sufficient for qualifying Contest Submissions for further assessment shall be decided by the Contest Jury.

The number of ballots will depend on the number of Contest Submissions that have been qualified for further assessment and on the degree of their fulfilment of the assessment criteria and the essential requirements set forth in the Regulations.

In the subsequent ballots, those Contest Submissions will be eliminated from further assessment that have received the lowest number of votes, until the group of the best Contest Submissions which, in the opinion of the Contest Jury, meet the conditions for awarding them with the 1st, 2nd and 3rd Prize, has been selected. Then, the final ballot by the Contest Jurors will be held, in which the winning Contest Submissions will be selected. The final ballot may have the form of two, three or more ballots, depending on the degree of consensus between the Contest Jury members as far as the selection of the best Contest Submission is concerned (e.g. separate ballots may be held to award the 1st Prize and a separate ballot to award the 2nd and the 3rd Prize).

Where 3 Contest Submissions remain in the final ballot, each of the Contest Jury members shall have three votes: one vote to award the 1st Prize, one vote to award the 2nd Prize and one vote to award the 3rd Prize. Contest Judges may refuse to cast their votes for any of the Prizes, or may cast their votes for some of the Prizes only.

The Contest Submission that receives, in a ballot, the highest number of votes awarding it with the 1st Prize, shall be deemed to be the best Contest Submission. The Contest Submission that receives, in a ballot, the highest number of votes awarding it with the 2nd Prize, shall be deemed to be the winner of the 2nd Prize. The Contest Submission that receives, in a ballot, the highest number of votes awarding it with the 3rd Prize, shall be deemed to be the winner of the 3rd Prize.

- 2.3.** Minutes from the Contest Jury’s meeting containing a description of its activities, and a justification of the decisions made with regard to the selection of the best Contest Submission, as well as the ranking of all Contest Submissions assessed, shall be drawn up.
- 2.4.** Where the identity of any of the Contest Participants is revealed to the Contest Judges through no fault of the Contest Participant, and where this does not result in assigning the details of the Contest Participant to a specific Contest Submission (de-anonymization of Contest Submissions), each of the Contest Jury members shall file a representation on the lack of any circumstances biasing the impartiality of assessment

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of the Contest Submissions. If such circumstances are identified in the representation of any of the Contest Jury members in connection with a de-anonymized Contest Participant, then the Contest Participant concerned shall be excluded from the Contest, pursuant to the representation they have filed with regard to the lack of the circumstances referred to in Article 109(1)(6) of the Act, in their relationship with the members of the Contest Jury. Prior to the exclusion referred to above, the Contracting Authority’s Manager shall have the right to request the Contest Participant to provide explanations.

- 2.5.** Upon issuing its verdict in the Contest, i.e. after selecting the best Contest Submission, appointing other winners and awarding the Prizes, the Contest Jury shall identify all Contest Submissions and shall then present the results to the Contracting Authority’s Manager in order to approve the verdict. Minutes from the meeting of the Contest Jury in which all Contest Submissions are identified shall be drawn up.
- 2.6.** After issuing its verdict, the Contest Jury shall draw up the following:
 - a. a list of Contest Submission and their ranking,
 - b. remarks of the Contest Jury members, along with conclusions and recommendations, identifying those aspects of Contest Submissions that require further explanations,
 - c. potential clarifications for Contest Participants,
 - d. information about Contest Submissions,
 - e. opinions on the Contest Submissions awarded with Prizes,
 - f. justification to the verdict,
 - g. recommendations applicable to the Contest Submission or Submissions that are to be implemented.
- 2.7.** Should it be determined, while identifying the Contest Submissions, that a Contest Submission awarded with a Prize is not original, violates third party copyright, has been submitted by a Participant who was not invited to file a Contest Submission, has violated the principle of anonymous assessment of Contest Submissions, the Contest Participant took part in drawing up more than one Contest Submission, or that the Contest Submissions is not subject to assessment due to reasons identified in Article 345(2) of the Act, such a Contest Submission shall be deemed invalid, and the Contest Submission with the second highest score awarded by the Contest Jury shall be deemed to be the best Contest Submission .
- 2.8.** If the situation referred to under clause 2.7 of the present Chapter concerns a Contest Participant whose Contest Submission has been selected to be the best Contest Submission, and the Contest Jury has proposed to assign, to that Participant, an award in the form of an invitation to participate in negotiations aiming to conclude the direct agreement contract, the Contracting Authority shall have the right to consider the next Contest Submission listed in the protocol of the Contest Jury to be the best Contest Submission, and to assign, to such a Contest Submission, an invitation to participate in

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negotiations aiming to conclude the direct agreement contract for the performance of the subject of the contract.

CHAPTER VI
PRIZES AND ANNOUNCEMENT OF CONTEST RESULTS

1. PRIZES

1.1. Three cash Prizes may be awarded in the Contest: 1st Prize, 2nd Prize and 3rd Prize. The first (1st) prize shall be awarded to the best Contest Submission.

The total amount earmarked by the Organizer to fund the cash Prizes equals **PLN 70,000 gross**.

The Organizer hereby guarantees that the entire amount earmarked for the payment of prizes in the Regulations of the Contest shall be paid out. In addition to the cash Prizes, the Organizer plans to award a Prize having the form of an invitation to hold negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected, with the said invitation to be extended to the Contest Participant whose Contest Submission received the highest number of points (1st cash Prize) in the vote referred to in Chapter V, clause 2.2.

The Contest Jury may award the aforementioned prizes for and on behalf of the Organizer.

1.2. The Organizer plans that the following Prizes will be awarded in the Contest:

1.2.1. Cash Prizes:

1st PRIZE
- **PLN 40,000 gross**

2nd PRIZE
- **PLN 20,000 gross**

3rd PRIZE
- **PLN 10,000 gross**

1.2.2. PRIZE having the form of an invitation to hold negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected, with the said invitation to be extended to the Contest Participant whose Contest Submission received the highest number of votes (1st cash Prize).

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- 1.3. The cash Prizes shall be subject to tax in accordance with applicable regulations. The Prizes listed above shall be paid out pursuant to applicable regulations, including, in particular:
 1. Personal Income Tax Act of 26 July 1991 (Journal of Laws of 2020, item 1426, as amended).
 2. Corporate Income Tax Act of 15 February 1992 (Journal of Laws of 2020, item 1406, as amended).
 3. Goods and Services Tax Act of 11 March 2004 (Journal of Laws of 2020, item 106, as amended).
- 1.4. The proposal to award the individual Prizes shall be made by the Contest Jury and then approved by the Contracting Authority’s Manager or by a person authorized thereby. The Organizer reserves the right not to select the best Contest Submission or not to award the specific Prizes, when the Contest Submissions filed fail to meet the essential requirements of the Contest Regulations.
- 1.5. In order to comply with the provision of clause 1.1. above guaranteeing the payment of the entire amount earmarked for the Prizes, when any of the Prizes set forth in the Regulations is not awarded, the Contest Jury may divide the unassigned amount between the remaining Prizes or may assign it in full to any of the other Prizes. The decision with this regard shall be approved by the Contracting Authority’s Manager or by a person authorized thereby.
- 1.6. The Contest Jury may propose to assign the 1st cash Prize only to that Contest Submission that has received the highest number of points.
- 1.7. The Contest Jury may propose to assign the 2nd cash Prize only to that Contest Submission that has received the second-highest number of points.
- 1.8. The Contest Jury may propose to assign the 3rd cash Prize only to that Contest Submission that has received the third-highest number of points.
- 1.9. Once the cash Prizes have been paid out, the Organizer shall become the owner of the copies of the winning Contest Submissions. These shall not be returned to the Participants.
- 1.10. The cash Prizes shall be paid by the Contracting Authority within 60 days (not less than 15 days) from the date the Contest verdict is approved, under reserve that the said deadline may be extended if appeals are filed by the Participants, until all such appeals are finally settled.
- 1.11. The Contracting Authority shall invite the author of the best Contest Submission to which the 1st Prize has been awarded, within 15 days from the results of the Contest being approved, to participate in the negotiations aiming to conclude the direct agreement contract for the performance of the service based on the Contest

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Submission selected, under reserve that the said deadline may be extended if appeals are filed by the Participants, until all such appeals are finally settled.

- 1.12.** The payment of cash Prizes and the extension of the invitation to participate in negotiations aiming to conclude a direct agreement contract shall be conditioned on the following:
- a. submission by the Contest Participant, upon a potential request of the Organizer, of the means of proof or documents confirming the representations submitted by the Contest Participant along with the application to participate in the Contest, confirming the lack of grounds to exclude the Participant from the Contest and the compliance with Contest participation conditions.
 - b. signature, by the Contest Participants, with the Contest Organizer, of an agreement transferring copyright in their work and allowing such work to be used in the fields of use related to promoting the Contest and the Organizer and to publish the work. The provisions of such an agreement are described in Appendix 2 to these Regulations.
- 1.13.** The cash Prizes shall not be paid and the invitation to participate in negotiations aiming to conclude a direct agreement contract shall not be extended to the Contest Participant who has won the Prize in question, if that Contest Participant:
- a. has failed to submit the required documents or the means of proof confirming compliance with all objective requirements of the Contracting Authority, as referred to in clause 1.12(a) above.
 - b. has failed to comply with the principle of anonymity during the Contest procedure or with other obligations set forth in the Contest Regulations.
 - c. has filed a Contest Submission in violation of third-party copyright.
 - d. has refused to sign the agreement transferring the economic copyright, as referred to in clause 1.12(b) above.
- 1.14.** If the negotiations aiming to conclude the direct agreement contract, held with the author of the Contest Submission who has been awarded with the Prize in the form of an invitation to hold negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected, have failed to conclude the public contract award agreement, the Organizer may extend an invitation to hold such negotiations to the Contest Participant whose Contest Submission received the second highest number of points.

2. ANNOUNCEMENT OF CONTEST RESULTS

- 2.1.** The Organizer shall publicly announce the Contest results on the Contest Website. The Organizer shall also notify the Contest Participants of the contest results via the Electronic Contest Platform.

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- 2.2.** Should an official, public ceremony be held by the Organizer to announce the results of the Contest, the Organizer shall inform the Contest Participants of its place and time at least 2 weeks in advance and shall publish the relevant information on the Contest Website.

- 2.3.** After the results of the Contest have been determined, the winning Contest Submissions shall be presented at the post-Contest exhibition during which the post-Contest discussion shall be held. Information about the above shall be provided by the Organizer separately and on the Contest Website.
Pursuant to the provisions of Article 358(5) of the Act, the Contracting Authority shall request the authors of all or some of the Contest Submissions that have not been awarded with any Prizes to provide their consent for the presentation and for making available such Works.

- 2.4.** Those Contest Submissions to which no Prizes have been awarded will be available for collection following the end of Contest, upon return of the confirmation of filing the Contest Submission. Contest Submissions will be returned at the time and location specified by the Organizer, pursuant to a written request submitted by a given Contest Participant.

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CHAPTER VII
COPYRIGHT

1. FIELDS OF USE OF CONTEST SUBMISSIONS AND PROVISIONS CONCERNING THE TRANSFER OF ECONOMIC COPYRIGHT IN THE WINNING CONTEST SUBMISSION

- 1.1.** The Contest Submissions must not be made available publicly, in part or in whole, and distributed in any other manner prior to the date of public announcement of the Contest results.
- 1.2.** Regardless of the date on which the Prizes shall be paid and without any additional remuneration to the Contest Participants, the Organizer reserves the right to first presentation of and to make all or selected Contest Submissions publicly available, each time providing information about the authors of the submissions.
- 1.3.** Contest Participants who received cash Prizes and the Prize having the form of an invitation to hold negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected, shall be required to sign, with the contest Organizer, an agreement transferring copyright in their work and allowing such work to be used in the fields of use related to promoting the contest and the Organizer and to publish the work.
The provisions of such an agreement are described in Appendix 2 to these Regulations.
- 1.4.** In order to enable the Contest Submissions to be used between their submission and the conclusion of the copyright transfer agreement referred to in clause 1.12(b) of Chapter VIII, the Contest Participants hereby grant, to the Organizer, pursuant to the Act of 4 February 1994 on Copyright and Related Rights, a non-exclusive license that is not subject to any time-related and territorial restrictions, to use the Work, along with the right to grant sublicenses, in the following fields of use:
- a. placing, recording, copying and using any parts of the Contest Submissions, on any scale, in any materials published for promotional purposes, in particular in the form of printed publications, boards, on computer discs and on all types of media used for digital recording;
 - b. placing and using, in any scale or part, in any materials published for the purpose of promoting the Organizer or an entity identified by the Organizer;
 - c. introducing, in any part, to the Internet or to computer memory, placing in and using as part of online publications;
 - d. using in multimedia works;
 - e. displaying, screening, playing, broadcasting and rebroadcasting in public, with the use of wired or wireless video technologies, through ground stations, as well as broadcasting with the use of satellites and the Internet;

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- f. using, any part, for advertising and promotional purposes, for naming or identifying the Organizer, his programs, shows and publications;
- g. creating foreign language versions.
- h. lending for use

The provision of the non-exclusive license shall not be conditioned on the conclusion of an agreement. A statement on the provision of the non-exclusive license, as included in the application to participate in the Contest, shall be sufficient for the provision of such a license.

- 1.5.** The provisions of clauses 1.1, 1.2 and 1.3 of the present Chapter shall be without prejudice to the moral copyright of the authors of the Contest Submissions.
- 1.6.** Once the verdict has been issued in the Contest, the Contest Participant being the authors of those Contest Submissions that have been awarded with Prizes shall transfer, to the Organizer, their rights in the Contest Submissions, meaning that they transfer the title to the originals and the copies of Contest Submissions.
- 1.7.** The right to perform related rights in the works created in connection with the Contest (i.e. the right to modify, adapt, process, amend and update such works), as well as the right to order another designer to process such a work, and the consent of the Contest Participant authorizing the Organizer to use a modified work for the performance of the Investment may be granted in circumstances in which no agreement is concluded for the performance of the service pursuant to the selected Contest Submission, despite the Contest Participant and the Organizer having taken every effort to conclude such an agreement, and where both parties are acting in good faith.
Acquisition, by the Contracting Authority, of the right to perform the related rights shall take place based on separate remuneration for the Contest Participant, corresponding to the value of the concept.
The Organizer hereby reserves that this purchase option may, but does not have to be taken advantage of solely in the event of:
- failure of the negotiations held with the Contest Participant who has received an award in the form of an invitation to participate in negotiations of a direct agreement contract
and
 - failure of the negotiations referred to in Chapter VIII clause 1.14, held with the Contest Participant who has been awarded with the 2nd Prize, or whose Contest Submission received the second highest number of points.
- 1.8.** The Contest Participant shall represent and warrant that the Organizer’s use of the work shall not violate any third-party rights, including economic and personal copyright of third parties.

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CHAPTER VIII
MISCELLANEOUS PROVISIONS

1 GROUND FOR EXCLUDING FROM THE PROCEDURE AND PARTICIPATION CONDITIONS TO BE DETERMINED DURING THE DIRECT AGREEMENT CONTRACT AWARD PROCEDURE

1.1. A contractor who commences public procurement negotiations in order to perform the service pursuant to the Contest Submission, must meet the following requirements:

1. They cannot be subject to exclusion pursuant to Article 108(1) and (2), as well as pursuant to Article 109(1)(4)-(10) of the Act.
2. They meet the Contest participation condition, as set forth by the Organizer, concerned with having the technical and professional capacity required.
This condition shall be deemed met if the Contest Participant proves that they have, at their disposal, at least the personnel referred to in clause 1.2(c).
3. They meet the Contest participation condition, as set forth by the Organizer, concerned with the proper economic and financial standing.
This condition shall be deemed met if the Contest Participant presents the document referred to in clause 1.2(b).

1.2. Prior to commencing the negotiations, the Organizer may require a Contest Participant taking part in the Contest independently, or Contest Participants taking part in the Contest jointly, to provide the following documents and/or representations to confirm the lack of grounds for excluding them from the procedure, and confirming their fulfilment of the procedure participation conditions:

- a) Such a representation shall be submitted with the use of the European Single Procurement Document (ESPD), drawn up in compliance with the standard form specified in the implementing regulation of the European Commission issued pursuant to Article 59(2) of directive 2014/24/EU and Article 80(3) of directive 2014/25/EU, hereinafter referred to as the “single document”, pertaining to the grounds for exclusion identified in clause 1.1. above.
The aforementioned requirement applies to a Contest Participant taking part in the Contest independently, and to each of the Contest Participants taking part in the Contest jointly whose resources are at the disposal of the Contest Participant.
- b) A document confirming that the Contractor maintains third party liability insurance covering activities related to the subject of the contract, with the insured sum of PLN 1,000,000.
- c) A list of persons appointed by the Contest Participant to perform the public procurement contract, along with information on their professional qualifications, licenses and experience required to perform the public procurement contract, and the scope of the tasks they perform, and with information on the grounds on which such persons are at the Contest Participant’s disposal.

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- at least one person holding an unlimited license authorizing it to draw up architectural designs, being a member of a relevant guild;
- at least one person holding an unlimited license authorizing it to draw up structural and construction designs, being a member of a relevant guild;
- at least one person holding an unlimited license authorizing it to draw up installation designs (electrical and power systems, networks and equipment), being a member of a relevant guild;
- at least one person holding an unlimited license authorizing it to draw up installation designs (heating, ventilation, gas, water supply and sewage collection systems, networks and equipment), being a member of a relevant guild;
- at least one person holding an unlimited license authorizing it to draw up telecommunications designs, being a member of a relevant guild;
- at least one person holding an unlimited license authorizing it to draw up road designs, being a member of a relevant guild;
- at least one person being a qualified and professional landscaping architect;
- at least one person being a qualified and professional acoustics engineer,
- persons holding the required licenses and being members of the relevant guilds, responsible for verifying the designs for their compliance with applicable regulations.

Together with information on their professional qualifications and educational background, as required to perform the contract, and on the scope of the activities they are tasked with performing, and with information on grounds based on which such persons are available. The numbers of the applicable professional licenses shall be attached to the list.

- 1.3.** Foreign Contest Participants, i.e. those with their registered seat or place of residence outside the territory of the Republic of Poland, shall submit the applicable documents in accordance with the provisions of the Regulation of the Minister of Development, Labour and Technology of 23 December 2020 (Journal of Laws of 2020, item 2415).

2 NEGOTIATIONS AIMING TO CONCLUDE A DIRECT AGREEMENT CONTRACT

- 2.1.** The Contest Participant who has received a Prize in the form of an invitation to participate in negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected, shall be obliged to attend the negotiations at the place and time specified by the Organizer.

- 2.2.** The negotiations shall aim to agree on the wording of the agreement concerned with the performance of the Subject of the Service, with the Essential Provisions of the Agreement constituting Exhibit 1 to the Regulations taken into consideration. It is the intention of the Organizer to ensure that the negotiations focus, in particular, on the following:

- deadlines by which the individual stage of the agreement are to be completed,
- amount of the due performance guarantee,

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- amount of the contractual penalties,
- amount of the remuneration for the individual stages of the project, assuming that the overall cost of performing the Subject of the Service must not exceed the amount referred to in Chapter II, clause 4 of the Contest Regulations.

The Contracting Authority allows the possibility of negotiations provisions that differ from those specified above.

- 2.3.** The Organizer requires the Contest Participant who has received a Prize in the form of an invitation to participate in negotiations aiming to conclude the direct agreement contract, in order to perform the service based on the Contest Submission selected, to take into consideration the post-contest recommendations of the Contest Jury concerning the Contest Submission selected while working on future design-related documents. In such circumstances, the post-Contest recommendations of the Contest Jury, applicable to the selected Contest Submission, shall constitute an integral part of the Agreement.
- 2.4.** The Organizer cannot conclude the agreement for the performance of the Subject of the Service if any circumstances requiring the procedure to be cancelled in accordance with Article 255 of the Act take place, and in a situation in which no agreement is reached during the negotiations, despite the Contest Participant and the Contracting Authority taking every effort to conclude such an agreement, and despite both parties acting in good faith.
- 2.5.** If the negotiations aiming to conclude the direct agreement contract, held with the author of the Contest Submission selected, have failed to conclude the public contract award agreement, the Organizer may extend an invitation to hold such negotiations to the Contest Participant whose Contest Submission received the second highest number of points.
- 2.6.** The Contracting Authority's failure to conclude, with the Contest Participant, the agreement for the performance of the Subject of the Service, in a situation in which no agreement is reached during the negotiations, shall not serve, for the Contest Participant being the author of the selected Contest Submission, as grounds for submitting any claims, including those related to copyright.

3 ESSENTIAL PROVISIONS OF THE AGREEMENT FOR THE PERFORMANCE OF THE SUBJECT OF THE SERVICE

The essential provisions of the agreement that will be introduced to the public contract award agreement are presented in Appendix 1 to the Regulations.

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4 SUBJECT OF THE SERVICE

The subject of the service that is to be rendered based on the procedure having the form of a direct agreement contract, pursuant to the Contest Submission selected, has been described in the Essential Provisions of the Agreement (Appendix 1 to the Regulations).

5 ESTIMATED SERVICE PERFORMANCE DEADLINE

Estimated service performance deadline - Q4 2022.

6 INFORMATION ON LEGAL REMEDIES AVAILABLE TO CONTEST PARTICIPANTS.

- 6.1.** The Contest Participants, as well as other entities, if the award of a given contract was in their interest and they have borne or may bear a loss as a result of the Contracting Authority’s violation of the Act, shall have the right to legal remedies pursuant envisaged under the Public Procurement Act of 11 September 2019. The wording of the Act is available on the website of the Public Procurement Office at: www.uzp.gov.pl.
- 6.2.** Contest Participants may file an appeal in accordance with the procedures set forth in Chapter IX of the Public Procurement Act.
- 6.3.** A verdict or a decision of the National Chamber of Appeals, ending the course of appeal, may be brought before the District Court in Warsaw - the Public Procurement Court. Such an action may be brought via the Chairman of the Chamber of Appeals within 14 days from the verdict or decision of the National Chamber of Appeals being served, with a copy of the action sent to the other party.

7 INFORMATION REQUIRED UNDER ARTICLE 13 GDPR

Pursuant to Art. 13(1) and (2) of the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1), hereinafter “GDPR”, I hereby inform you that:

- your personal data will be controlled by the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944), Wólka Okrąglik 115, 08-330 Kosów Lacki,
- Data Protection Officer appointed by the Treblinka Museum: Elżbieta Żochowska, tel. 516 540 147.
- your personal data will be processed pursuant to Art. 6(1)(c) GDPR, for purposes related to the Contest and to the direct contract award procedure commenced once

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the Contest has been concluded */data identifying the procedure, e.g. name, number/.*

- the recipients of your personal data shall include persons or entities to which the Contest documentation and the procedure-related documentation will be made available pursuant to Article 8 and Article 96(3) of the Act.
- your personal data will be stored, pursuant to Article 127(1) and Article 97(1) of the Act, over the period of 4 years from the completion of the Contest and of the procedure for the award of the contract, initiated once the Contest has been concluded, and if the term of the contract is longer than 4 years, the storage period shall cover the entire term of the contract;
- your obligation to provide personal data you are the direct subject of is a statutory requirement set forth in the Public Procurement Act, stemming from your participation in the Contest and in the procedure for the award of the contract, initiated once the Contest has been concluded; the consequences of a failure to provide the specified data are set forth in the Public Procurement Act;
- no automated decisions shall be made in connection to your personal data, pursuant to Article 22 GDPR;
- you shall have:
 - pursuant to Article 15 GDPR, the right to access your personal data;
 - pursuant to Article 16 GDPR, the right to rectify your personal data;
 - pursuant to Article 18 GDPR, the right to obtain from the controller a restriction of processing, under reserve of the situations referred to under Article 18(2) GDPR;
 - the right to lodge a complaint with the President of the Personal Data Protection Office, should you decide that the processing of your personal data violates the provisions of GDPR;
- you shall not have:
 - in connection with Article 17(3)(b), (d) or (e) GDPR - the right to erasure of personal data;
 - the right to portability of personal data, as referred to under Article 20 GDPR;
 - pursuant to Article 21 GDPR, the right to object to processing of personal data, as your personal data are processed based on Article 6(1)(c) GDPR.

Single-stage architectural contest for developing an architectural and urban concept for the task titled “Construction of the exhibition and educational facility” on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944)

CHAPTER IX

APPENDICES TO CONTEST REGULATIONS AND CONTESTE-RELATED MATERIALS

1. FORMAL APPENDICES

INFORMATION-RELATED APPENDICES

1.1 Appendix 1

Essential provisions of the agreement for the performance of the subject of the service ordered under a direct agreement contract.

1.2 Appendix 2

Provisions of the future agreement transferring economic copyright to selected Contest Submissions, with detailed identification of their fields of use.

2. FORMAL APPENDICES

TO BE SUBMITTED WHEN FILING APPLICATIONS TO PARTICIPATE IN THE CONTEST

2.1 Appendix 3a

Template of the Application to Participate in the Contest.

2.2 Appendix 3b

Template of the representation on not being subject to exclusion pursuant to Article 108(1) and Article 109(1)(4)-(5), Article 109(1)(6) (conflict of interests in relation to the Contest Judges) and Article 109(1)(7)-(10) of the Act.

2.3 Appendix 3c

Representation on the fulfilment of the Organizer-defined Contest participation condition concerned with having the technical and professional capabilities required (educational background and professional qualifications), along with a list of the persons concerned, information on the licenses they hold and the basis on which such persons are available to the Contest Participant.

2.4 Appendix 3d

Template of the power of attorney to represent the Contest Participant taking part in the Contest independently.

2.5 Appendix 3e

Template of the power of attorney to represent Contest Participants taking part in the Contest jointly.

Single-stage architectural contest for developing an architectural and urban concept for the task titled “Construction of the exhibition and educational facility” on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944)

3. FORMAL APPENDICES

TO BE SUBMITTED ALONG WITH CONTEST SUBMISSIONS

3.1 Appendix 4a

Template of the document confirming that the hard copy version of the Contest Submission has been filed.

3.2 Appendix 4b

Template of the Contest Submission ID Card.

4. DESIGN-RELATED APPENDICES

TO BE FILLED OUT BY THE CONTEST PARTICIPANT AND TO BE SUBMITTED AS AN INTEGRAL ELEMENT OF THE DESCRIPTIVE PART OF THE CONTEST SUBMISSION

4.1 Appendix 5a

Information on the planned Investment implementation costs.

4.2 Appendix 5b

Parameter tables pertaining to the newly designed building and the site summary table.

4.3. Appendix 5c

Environmental conditions table.

5. DESIGN-RELATED APPENDICES

WITH ADDITIONAL INFORMATION, TO BE RELIED UPON WHILE PREPARING CONTEST SUBMISSIONS (CONTEST MATERIALS)

5.1 Appendix 6a

Map of the area covered by the Contest Submission.

5.2 Appendix 6b

Historic background.

5.3 Appendix 6c

Museum layout.

5.4 Appendix 6d

Treblinka Museum - specifications of the existing building.

Single-stage architectural contest for developing an architectural and urban concept for the task titled “Construction of the exhibition and educational facility” on the premises of the Treblinka Museum. The Nazi German Extermination and Forced Labour Camp (1941-1944)

5.5 Appendix 6e

Geotechnical surveys.

5.6 Appendix 6f

List of equipment.

5.7. Appendix 7a

Photographic documentation TREBLINKA part 1

5.8. Appendix 7b

Photographic documentation TREBLINKA part 2

5.9. Appendix 7c

Video documentation TREBLINKA.

NOTE:

The Appendices to the Regulations referred to above may be used by the Contests Participants solely for purposes related to the Contest in question.

Images of the area that the Contest Submissions are concerned with, constituting Appendices 7a and 7b, as well as videos constituting Appendix 7c are provided to allow the Contest Participants to obtain primary knowledge about the premises of the Museum, with a particular emphasis placed on the area the Contest Submissions are concerned with. Therefore, the Organizer recommends the Contest Participants to perform on-site inspections in person.