

Question for written answer E-012263/2011
to the Commission
Rule 117
Alfreds Rubiks (GUE/NGL)

Subject: Modernisation of Riga suburban passenger railway system and renovation of diesel train rolling stock

1. Does the Cabinet of Ministers of Latvia have the right to state procedural conditions for JSC Passenger Train before signing the actual procurement contract for the Cohesion Fund project 'Project of Activity 3.3.2.1. Development of sustainable public transport system, Modernisation of Riga suburban passenger railway system and renovation of diesel train rolling stock'? If so, when and to what extent?
2. Are the actions of the Cabinet of Ministers of Latvia – laying down additional conditions for the JSC Passenger Train which are related to the temporarily regulation of the administrative regional court, thereby limiting the possibility of signing a contract upon receipt of approval of the procurement monitoring institution (the Procurement Monitoring Bureau) – in accordance with EU Competition policy rules (in other words, does setting such conditions fall within the remit of the Cabinet of Ministers?). Should the Contracting Authority suspend the tender procedure until the legal procedure is over?
3. Is it a condition laid down by the Government of Latvia that JSC Passenger Train signing a contract only upon receipt of 'sufficient proof' and upon the Cabinet of Ministers of Latvia being 'sure about its implementation' should be considered as subjective, limiting EU Cohesion Fund implementation in Latvia and establishing substantial obstacles to the development of railway transport and industrial production in the future?