

HAVE AGREED

to the special conditions, the general conditions for service framework contracts and the following annexes:

Annex I – Tender specifications

Annex II – Contractor's tender

Annex III – (a) Model Order Form *and*
(b) Model Specific Contract⁵

Annex IV – Declaration on pre-existing⁶ rights

which form an integral part of this framework contract (hereinafter referred to as "the FWC").

This FWC sets out:

1. the procedure by which the contracting authority may order services from the contractor;
2. the provisions that apply to any *Order form* or *Specific contract* which the contracting authority and the contractor may conclude under this FWC; and
3. the obligations of the parties during and after the duration of this FWC.

All documents issued by the contractor (end-user agreements, general terms and conditions, etc.) except its tender are held inapplicable, unless explicitly mentioned in the special conditions of this FWC. In all circumstances, in the event of contradiction between this FWC and documents issued by the contractor, this FWC prevails, regardless of any provision to the contrary in the contractor's documents.

⁵ As a general rule, framework contracts are to be implemented using order forms or specific contracts or both instruments if some services are well defined and others are not.

⁶ It is important that the awarded contractor fully understands the implications of signing this declaration and it is therefore advisable that a contractor consults with their legal advisors and/or seeks further clarification from EFSA in case of doubt.