



**DEFENSE MINISTRY
AERONAUTICAL COMMAND
BRAZILIAN AERONAUTICAL COMMISSION IN EUROPE**

**MEETING MINUTES OF THE PRESENTIAL BIDDING SESSION
PROCESS No. ° 67103.230015/2023-18
PRESENTIAL AUCTION No. 004/CABE/2023**

Object: Contracting the most advantageous proposal for the provider of internet services to the Brazilian Aeronautical Commission in Europe (BACE), in accordance to the conditions, quantities and requirements established in the Bidding Process above mentioned and its attachments.

1. On the 21st of August 2023 at 2:00pm, at 16 Great James Street, London, WC1N 3DP, the Auctioneer Danielle Siqueira Kreutz - Major together with the Support Team composed by Antonio Carlos Mendonça - Senior Master Sergeant and Geraldo de Souza Conceição - Warrant Officer, designated by the Ordinance nº 01, of 13th of January 2023, Ordinance nº 07, of 14th April 2023, and Ordinance nº 12, of 30th June 2023 in order to carry out the procedures of the aforementioned Auction Session, in accordance with the Bidding Process and its respective annexes, published on DOU (Official Gazette of Brazil) nº 147 on the 3rd of August 2023.

2. Qualification

2.1 After a thorough analysis of the qualification documents of the Company DAISY COMMUNICATIONS LTD carried out by The Auctioneer, and as stated in the case file:

a) Considering the presentation of the documents: Certificate of Incorporation of private limited company and Company House information, it was complied with item 9.3;

b) Considering the Dun & Bradstreet Report that presented the low to moderate risk indicator;

Considering the presentation of Annex II;

Considering that the documents on pages 25 to 28 (of the documents of qualification) presented by the Company DAISY COMMUNICATIONS LTD. comply with the provisions of item II of Article 61 of Annex III of Ordinance GM-MD 5.175 of December 15th, 2021, and according to what the Plenary Judgment 357/2015-TCU: "In the course of bidding procedures, the Public Administration must be guided by the principle of moderate formalism, which prescribes the adoption of simple and sufficient forms to provide an adequate degree of certainty, security and respect for the rights of those administered, thus promoting the prevalence of content over extreme formalism, while also respecting the essential practices for protecting the prerogatives of those administered.";

And also Plenary Judgment 2302/2012-TCU that brings: "Formal rigor in the examination of bidders' proposals cannot be exaggerated or absolute, under penalty of disqualification of more advantageous proposals, being **simple omissions or irregularities** (emphasis added) in the documentation or in the proposal, as long as

they are irrelevant and do not cause damage to the Administration or competitors... ”;

And also Plenary Judgment 1.795/2015-TCU that brings "It is irregular to disqualify a bidder due to lack of information required by the bidding process, when the documentation delivered implicitly contains the supposedly missing element...", it would not be prudent to non-accept the aforementioned documents.

In addition, considering Plenary Judgment 357/2015–TCU which states that “observance of the norms and provisions of the bidding process [...] must be applied by considering the basic principles that guide the bidding procedure, among them those of efficiency and the selection of the most advantageous proposal. And that the proposal is the only one from the bidding and meets the requirements established in the invitation to bid, and that the non-proceeding of the event would go against the principles of reasonableness in the requirement of formalities, and also against the principle of efficiency in the administrative process in view of the fact that the bidding ends up being deserted and, finally, against the principle of economy by not accepting a proposal that presents compatibility of the price in relation to the maximum stipulated in the bidding process and therefore the hiring is advantageous for the administration.

And finally, considering the caput of Art. 64 of Annex III of Ordinance GM-MD 5.175 of December 15th, 2021 and contextualizing the local particularity of considering the company's representative as the accredited representative to present the documentation required in the bidding process, in this specific case, the document presented is from the representative of the company DAISY COMMUNICATIONS LTD. which is confirmed by the email domain used (@daisycomms.co.uk), therefore complying with item 9.4;

c) Considering the presentation of an Invoice attesting to the provision of an internet service similar to the bid's object, requirement of item 9.5 was met; and,

d) Considering the presentation of Annex IV, requirement of item 9.6 was also met.

3. Finally, The Auctioneer declared the company DAISY COMMUNICATIONS LTD. qualified, as it met the bidding requirements by presented the single proposal of the bidding and within the estimated cost, ranking first in this Bidding Process, according to the table below:

<u>ITEM</u>	<u>OBJECT</u>	<u>COMPANY</u>	<u>PRICE</u>
1	Installation, supply, support and maintenance of a dedicated link with maintenance to the worldwide computer network - unlimited broadband internet for all BACE computers, having a line with a transmission rate of 100 (one hundred) megabits per second (Mbps) or higher, “full duplex”, symmetrical, and online with 1 (one) gigabit capacity download and upload) speed and 6 fixed public IPs.	DAISY COMMUNICATIONS LTD.	GBP 10,065.31

4. Without further consideration, the Session was closed at 2:45pm by the Auctioneer, and these minutes were written and after being read, understood and

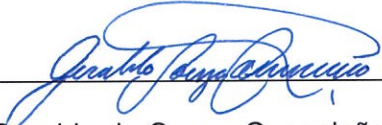
agreed with, have been signed by all present.



Danielle Siqueira Kreutz - Major
Auctioneer



Antonio Carlos Mendonça - Senior Master Sergeant
Member



Geraldo de Souza Conceição – Warrant Officer
Member