

Part 3 Selection Questionnaire

Contract Reference TTDA0719

Contract Title

Development Partner Collaton St Mary and Preston Down Road Sites, Paignton

Procurement Procedure

Competitive Dialogue

Maximum Period of Contract

Five Years

Return Date

Thursday 7 November 2019

Return Time

12:00 Noon

Return To

www.supplyingthesouthwest.org.uk

Applicant Name

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Stage One – Standardised Selection Questionnaire

A. Information for Potential Suppliers

Potential Supplier Information and Exclusion Grounds: Part 1 & Part 2

The standard Selection Questionnaire is a self-declaration, made by you (the potential supplier), that you do not meet any of the grounds for exclusion¹. If there are grounds for exclusion, there is an opportunity to explain the background and any measures you have taken to rectify the situation (we call this self-cleaning).

A completed declaration of Part 1 and Part 2 provides a formal statement that the organisation making the declaration has not breached any of the exclusions grounds. Consequently we require all the organisations that you will rely on to meet the selection criteria to provide a completed Part 1 and Part 2. For example these could be parent companies, affiliates, associates, or essential sub-contractors, if they are relied upon to meet the selection criteria. This means that where you are joining in a group of organisations, including joint ventures and partnerships, each organisation in that group must complete one of these self-declarations. Sub-contractors that you rely on to meet the selection criteria must also complete a self-declaration (although sub-contractors that are not relied upon do not need to complete the self-declaration).

When completed, this form is to be sent back to the contact point given in the procurement documents along with the selection information requested in the procurement documentation.

Alternatively you can submit the completed Exclusion Grounds of the <u>EU ESPD</u> (Part III) as a downloaded XML file to the buyer contact point along with the selection information requested in the procurement documentation.

Supplier Selection Questions: Part 3

The procurement document will provide instructions on the selection questions you need to respond to and how to submit those responses. If you are bidding on behalf of a group (consortium) or you intend to use sub-contractors, you should complete all of the selection questions on behalf of the consortium and/or any sub-contractors.

If the relevant documentary evidence referred to in the Selection Questionnaire is not provided upon request and without delay we reserve the right to amend the contract award decision and award to the next compliant bidder.

Consequences of Misrepresentation

¹ For the list of exclusion please see:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/551130/List_of_Mandatory_an_d_Discretionary_Exclusions.pdf

If you seriously misrepresent any factual information in filling in the Selection Questionnaire, and so induce an authority to enter into a contract, there may be significant consequences. You may be excluded from the procurement procedure, and from bidding for other contracts for three years. If a contract has been entered into you may be sued for damages and the contract may be rescinded. If fraud, or fraudulent intent, can be proved, you or your responsible officers may be prosecuted and convicted of the offence of fraud by false representation, and you must be excluded from further procurements for five years

B. Notes for Completion

- 1. The "authority" means the contracting authority, or anyone acting on behalf of the contracting authority, that is seeking to invite suitable candidates to participate in this procurement process.
- 2. "You" / "Your" refers to the potential supplier completing this standard Selection Questionnaire i.e. the legal entity responsible for the information provided. The term "potential supplier" is intended to cover any economic operator as defined by the Public Contracts Regulations 2015 (referred to as the "regulations") and could be a registered company; the lead contact for a group of economic operators; charitable organisation; Voluntary Community and Social Enterprise (VCSE); Special Purpose Vehicle; or other form of entity.
- Please ensure that all questions are completed in full, and in the format requested. If the question does not apply to you, please state 'N/A'. Should you need to provide additional information in response to the questions, please submit a clearly identified annex.
- 4. The authority recognises that arrangements set out in section 1.2 of the standard Selection Questionnaire, in relation to a group of economic operators (for example, a consortium) and/or use of sub-contractors, may be subject to change and will, therefore, not be finalised until a later date. The lead contact should notify the authority immediately of any change in the proposed arrangements and ensure a completed Part 1 and Part 2 is submitted for any new organisation relied on to meet the selection criteria. The authority will make a revised assessment of the submission based on the updated information.
- 5. For Part 1 and Part 2 every organisation that is being relied on to meet the selection criteria must complete and submit the self-declaration.
- 6. For answers to Part 3 If you are bidding on behalf of a group, for example, a consortium, or you intend to use sub-contractors, you should complete all of the questions on behalf of the consortium and/ or any sub-contractors, providing one composite response and declaration.

The authority confirms that it will keep confidential and will not disclose to any third parties any information obtained from a named customer contact, other than to the Cabinet Office and/or contracting authorities defined by the regulations, or pursuant to

an order of the court or demand made by any competent authority or body where the authority is under a legal or regulatory obligation to make such a disclosure.

c. Questionnaire

Part 1. Potential Supplier Information					
Section 1. Potential Supplier Information					
Question Number	Question		Resp	oonse	
1.1(a)	Full name of the potential supplier submitting the information				
1.1(b) – (i)	Registered office address (if applicable)				
1.1(b) – (ii)	Registered website address (if applicable)				
1.1(c)	Trading status:				
	a) Public Limited Company				
	b) Limited Company				
	c) Limited Liability Partnership				
	d) Other Partnership				
	e) Sole Trader				
	f) Third Sector				
	 g) Other (please specify your trading status 				
1.1(d)	Date of registration in country of origin				
1.1(e)	Company registration number (if applicable)				
1.1(f)	Charity registration number (if applicable)				
1.1(g)	Head office DUNS number (if applicable)				
1.1(h)	Registered VAT number				
1.1(i) - (i)	If applicable, is your organisation	Yes			
	registered with the appropriate			1	

	professional or trade register(a) in the	1		
	professional or trade register(s) in the member state where it is established?	N/A		
1.1(i) - (ii)	If you responded yes to 1.1(i) - (i), please provide the relevant details, including the registration number(s).		1	
1.1(j) - (i)	Is it a legal requirement in the state where you are established for you to	Yes		_
	possess a particular authorisation, or be a member of a particular organisation in	No		
	order to provide the services specified in this procurement?			
1.1(j) - (ii)	If you responded yes to 1.1(j) - (i), please provide additional details of what is required and confirmation that you have complied with this.			
1.1(k)	Trading name(s) that will be used if successful in this procurement			
1.1(l)	Relevant classifications (state whether you fall within one of these, and if so which one):			
	a) Voluntary Community Social Enterprise (VCSE)			
	b) Sheltered Workshop			
	c) Public Service Mutual		-	-
1.1(m)	Are you a Small, Medium or Micro			_
	Enterprise (SME) ² ?	No		
1.1(n)	Details of Persons of Significant Control (P	SC) wh	ere app	ropriate ³ :
	Name:			
	Date of birth:			
	Nationality:			
	Country, state or part of the UK where the PSC usually lives:			
	Service address:			
	The date he or she became a PSC in relation to the company (for existing companies the 6 April 2016 should be used):			

² See EU definition of SME: http://ec.europa.eu/enterprise/policies/sme/facts-figures-analysis/sme-definition/ ³ UK companies, Societates European (SEs) and limited liability partnerships (LLPs) will be required to identify and record the people who own or control their company. Companies, SEs and LLPs will need to keep a PSC register, and must file the PSC information with the central public register at Companies House. <u>See PSC guidance</u>.

	 Which conditions for being a PSC are met (Please enter N/A if not applicable):
	 Over 25% up to (and including) 50%
	 More than 50% and less than 75%
	 75% or more⁴
1.1(o)	Details of immediate parent company (please enter N/A if not applicable):
	 Full name of the immediate parent company
	 Registered office address (if applicable)
	 Registration number (if applicable)
	 Head office DUNS number (if applicable)
	 Head office VAT number (if applicable)
1.1(p)	Details of ultimate parent company (please enter N/A if not applicable):
	 Full name of the ultimate parent company
	 Registered office address (if applicable)
	 Registration number (if applicable)
	 Head office DUNS number (if applicable)
	 Head office VAT number (if applicable)
	A criminal record check for relevant convictions may be undertaken for the persons of significance in control of them.

⁴ Central Government contracting authorities should use this information to have the PSC information for the preferred supplier checked before award.

Section 1. Bi	Section 1. Bidding Model						
Question Number	Question	Response					
1.2(a) – (i)	Are you bidding as the lead contact for a group of economic operators?	Yes No If yes please provide details listed in questions 1.2(a) – (ii), (a) – (iii) and to 1.2(b) – (i), (b) – (ii), 1.3, Section 2 and 3. If no, and you are a supporting bidder please provide the name of your group at 1.2(a) – (ii) for reference purposes and complete 1.3, Section 2 and 3					
1.2(a) – (ii)	Name of group of economic operators (if applicable)						
1.2(a) – (iii)	Proposed legal structure if the group of economic operators intends to form a named single legal entity prior to signing a contract, if awarded. If you do not propose to form a single legal entity, please explain the legal						
1.2(b) – (i)	structure. Are you, or if applicable, the group of economic operators proposing to use sub-contractors?	Yes No					

Please provide the following information about your approach to this procurement:

1.2(b) – (ii)	If you responded yes to 1.2(b) – (i) please provide additional details for each sub-contractor in the following table: we may ask them to complete this form as well.				
Name:					
Registered Address					
Trading Status:					
Company Registration Number					
Head Office DUNS Number (if applicable)					
Registered VAT Number					
Type of organisation					
SME (Yes/No)					
The role each sub- contractor will take in providing the works and / or supplies e.g. key deliverables					
The approximate % of contractual obligations assigned to each sub- contractor					

Contact Details and Declaration

I declare that to the best of my knowledge the answers submitted and information contained in this document are correct and accurate.

I declare that, upon request and without delay I will provide the certificates or documentary evidence referred to in this document.

I understand that the information will be used in the selection process to assess my organisation's suitability to be invited to participate further in this procurement.

I understand that the authority may reject this submission in its entirety if there is a failure to answer all the relevant questions fully, or if false/misleading information or content is provided in any section.

I am aware of the consequences of serious misrepresentation.

Section 1. Contact Details and Declaration

Question Number	Question	Response
1.3(a)	Contact Name:	
1.3(b)	Name of Organisation:	
1.3(c)	Role in Organisation:	
1.3(d)	Phone number:	
1.3(e)	E-mail Address:	
1.3(f)	Postal Address:	
1.3(g) Signature (electronic is acceptable):		
1.3(h)	Date:	

Part 2. Exclusion Grounds

Please answer the following questions in full. Note that every organisation that is being relied on to meet the selection must complete and submit the Part 1 and Part 2 self-declaration.

Section 2.	Grounds for Mandatory Exclusion				
Question Number	Question				
2.1(a)	Regulation 57(1) and (2)				
	The detailed grounds for mandatory exclusion of an organisa out on this <u>web page</u> , which should be referred to before cor these questions.				
	Please indicate if, within the past five years you, your organisation or any other person who has the powers of representation, decision or control in the organisation who has been convicted anywhere in the world of any of the offences within the summary below and listed on the <u>web page</u> .				
	Participation in a criminal organisation:	Yes			
	If yes please provide details at 2.1(b)	No			
	If ves please provide details at 2 1(b)	Yes			
		No			
	Fraud:	Yes			
	If yes please provide details at 2.1(b)	No			
	Terrorist offences, or offences linked to terrorist activities:	Yes			
	If yes please provide details at 2.1(b)	No			
	Money laundering or terrorist financing:	Yes			
	If yes please provide details at 2.1(b)	No			
	Child labour and other forms of trafficking in human beings:	Yes			
	If yes please provide details at 2.1(b)	No			
2.1(b)	If you have answered yes to question 2.1(a), please provide details.	further			
	Date of conviction, specify which of the grounds listed the co for and the reasons for conviction;	nviction was			

	Identity of who has been convicted:				
	If the relevant documentation is available electronically please provide the web address, issuing authority and precise reference of the documents:				
2.2	If you have answered yes to any of the points above have	Yes			
	measures been taken to demonstrate the reliability of the organisation despite the existence of a relevant ground for exclusion? (Self Cleaning)				
2.3(a)	Regulation 57(3)	Yes			
	Has it been established, for your organisation by a judicial or administrative decision having final and binding effect in				
	accordance with the legal provisions of the United Kingdom or the legal provisions of the country in which the organisation is established (if outside the UK), that the organisation is in breach of obligations related to the payment of tax or social security contributions?				
2.3(b) If you have answered yes to question 2.3(a), please provide furthedetails. Please also confirm you have paid, or have entered into a arrangement with a view to paying, the outstanding sum including applicable any accrued interest and/or fines:					

Please Note: The Authority reserves the right to use its discretion to exclude a potential supplier where it can demonstrate by any appropriate means that the potential supplier is in breach of its obligations relating to the non-payment of taxes or social security contributions.

Section 3.	Grounds for Discretionary Exclusion				
Question Number	Question	Response			
3.1	Regulation 57(8)The detailed grounds for discretionary exclusion of an organisation are set out on this web page, which should be referred to before completing these questions.Please indicate if, within the past three years, anywhere in the world any of the following situations have applied to you, your organisation or any other 				
3.1(a)	Breach of environmental obligations?	Yes			
	If yes please provide details at 3.2	No			
3.1(b)	Breach of social obligations?	Yes			
	If yes please provide details at 3.2	No			
3.1(c)	Breach of labour law obligations?	Yes			
	If yes please provide details at 3.2	No			
3.1(d)	Bankrupt or is the subject of insolvency or winding-up	Yes			
	proceedings, where the organisation's assets are being administered by a liquidator or by the court, where it is in an arrangement with creditors, where its business activities are suspended or it is in any analogous situation arising from a similar procedure under the laws and regulations of any State?				
	If yes please provide details at 3.2				
3.1(e)	Guilty of grave professional misconduct?	Yes			
	If yes please provide details at 3.2	No			
3.1(f)	Entered into agreements with other economic operators aimed at distorting competition?	Yes			
	If yes please provide details at 3.2				
3.1(g)		Yes			
		No			

	Aware of any conflict of interest within the meaning of regulation 24 due to the participation in the procurement procedure?		
	If yes please provide details at 3.2		
3.1(h)	Been involved in the preparation of the procurement procedure?	Yes	
	If yes please provide details at 3.2	No	
3.1(i)	Shown significant or persistent deficiencies in the performance of a substantive requirement under a prior	Yes	
	public contract, a prior contract with a contracting entity, or a prior concession contract, which led to early termination of that prior contract, damages or other comparable sanctions?	No	
	If yes please provide details at 3.2		
3.1(j)	Please answer the following statements:		
3.1(j) – (i)	The organisation is guilty of serious misrepresentation in	Yes	
	supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria.		
	If yes please provide details at 3.2		
3.1(j) – (ii)	The organisation has withheld such information.	Yes	
	If yes please provide details at 3.2	No	
3.1(j) – (iii)	The organisation is not able to submit supporting documents required under regulation 59 of the Public Contracts	Yes	
	Regulations 2015.	No	
	If yes please provide details at 3.2		
3.1(j) – (iv)	The organisation has influenced the decision-making process of the contracting authority to obtain confidential	Yes	
	information that may confer upon the organisation undue	No	
	advantages in the procurement procedure, or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award.		
	If yes please provide details at 3.2		
3.2	If you have answered Yes to any of the above, explain what m taken to demonstrate the reliability of the organisation despite of a relevant ground for exclusion? (Self Cleaning):		

Part 3. Selection Questions⁵

Section 4.	Economic and Financial Standing	
Question Number	Question	Response
4.1	Please Note: Applicants are required to provide the financia they identify below, as part of their response to this Part 3 Se Questionnaire. This information will be used at this stage to a Applicant's ability to provide the information and therefore m selection criteria. The financial information will only be asses relation to the highest scoring Applicant(s) as part of Torbay pre-award due diligence process.	election establish the eet the sed in
	Are you providing a copy of your audited accounts for the last 2 years?	Yes
	If no, are you providing one of the following, answer with Y/N in the relevant box:	No
	(a) A statement of the turnover, Profit and Loss Account/Income Statement, Balance Sheet/Statement of	Yes
	Financial Position and Statement of Cash Flow for the most recent year of trading for this organisation.	No
	(b) A statement of the cash flow forecast for the current year and a bank letter outlining the current cash and credit	Yes
	position.	No
	(c) Alternative means of demonstrating financial status if any of the above are not available (e.g. forecast of turnover	Yes
	for the current year and a statement of funding provided by the owners and/or the bank, charity accruals accounts or	No
	an alternative means of demonstrating financial status).	
4.2(a)	Where we have specified a minimum level of economic	Yes
	and financial standing and/ or a minimum financial threshold within the evaluation criteria for this procurement,	No
	please self-certify by answering 'Yes' or 'No' that you meet the requirements set out.	
4.2(b)	If you are unable to provide any of the financial information s question 4.1 and/or have answered No to question 4.2(a) ple	

⁵ See Action Note 8/16 Updated Standard Selection Questionnaire

an explanation for this, e.g. your organisation is a new start-up:

For Submission

Section 5.	question 1.2 th	icated in the Selection Question at you are part of a wider group, details below:	
Name of Org	anisation:		
-	to the Supplier nese questions:		
5.1		ovide parent company accounts if	Yes
	requested to at a la	ater stage?	No
5.2		arent company be willing to provide a	Yes
	guarantee if neces	sary?	No
5.3		able to obtain a guarantee elsewhere	Yes
	(e.g. from a bank)?	,	No

Organisation:

E-mail Address:

Position in the Organisation:

0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	charity or social ente work. Contracts for s from the past five yea The named contact p provided below. Consortia bids should possible (e.g. the cor	rprise (VCSE) that are relevant to upplies or services should have be ars. provided should be able to provide d provide relevant examples of wh	combination from either the public our requirement. VCSEs may inclu- een performed during the past thre written evidence to confirm the ac- nere the consortium has delivered s	ude samples of grant-funded ee years. Works contracts may be ccuracy of the information similar requirements. If this is not
4 0 7 8	provided below. Consortia bids shoul possible (e.g. the cor	d provide relevant examples of wh	nere the consortium has delivered	similar requirements. If this is not
۲ s	possible (e.g. the cor			-
\			incipal member(s) of the proposed	ed for this contract) then three I consortium or Special Purpose
s		the information requested should	managing agent not intending to b be provided in respect of the main	
1	If you cannot provide	examples see question 6.3		
		Contract 1	Contract 2	Contract 3
Name of (Organisat	Customer ation:			

For Submission

Brief D	Description of Contract:
Contra	act Start Date:
Contra	act Completion Date:
Estima	ated Contract Value
6.2	Where you intend to sub-contract a proportion of the contract, please demonstrate how you have previously maintained healthy supply chains with your sub-contractor(s) Evidence should include, but is not limited to, details of your supply chain management tracking systems to ensure performance of the contract and including prompt payment or membership of the UK Prompt Payment Code (or equivalent schemes in other countries)
6.3	If you cannot provide at least one example for question 6.1, in no more than 500 words please provide an explanation for this e.g. your organisation is a new start-up or you have provided services in the past but not under contract.

Section 7.	Modern Slavery Act 2015: Requirements under M Slavery Act 2015 ⁶	lodern
7.1	Are you a relevant commercial organisation as defined by	Yes
	section 54 ("Transparency in supply chains etc.") of the Modern Slavery Act 2015 ("the Act")?	No
7.2	If you have answered yes to question 1 are you compliant	Yes
	with the annual reporting requirements contained within Section 54 of the Act 2015?	No
	If you have answered yes, please provide the relevant URL:	
	If you have answered no, please provide an explanation:	

⁶ Procurement Policy Note 9/16 Modern Slavery Act 2015

Section 8. Additional Questions

Suppliers who self-certify that they meet the requirements to these additional questions will be required to provide the evidence of this if they are successful at contract award stage.

8.1	Insurance		
a)	Please self-certify whether you already have, or can commit to obtain, prior to the commencement of the contract, the levels of	Yes	
	insurance cover indicated below:	No	
	Employer's (Compulsory) Liability Insurance* =	£5 millior	ו
	Public Liability Insurance =	£10 millio	on
	Professional Indemnity Insurance =	£5 millior	ı
	Product Liability Insurance =	N/A	
	*It is a legal requirement that all companies hold Employer's (Con Liability Insurance of £5 million as a minimum. Please note this re applicable to Sole Traders.	• • • •	
8.2	Project Specific Questions to Assess Technical and Profess Mandatory Pass / Fail Requirements	ional Abi	lity –
to provide e	ho self-certify that they meet the requirements for these questions widence of this if they are successful at contract award stage. Plea marking 'X' in the relevant boxes.		-
Question Number	Question	Respo	onse
a)	The Applicant is to confirm that they have delivered at least		
1	one residential development scheme in partnership with a third	Yes	
		Yes No	
b)	one residential development scheme in partnership with a third party such as landowner, local authority, housing association or similar. The Applicant is to confirm that they have delivered a housing development scheme similar in scale to the subject of this		
b)	one residential development scheme in partnership with a third party such as landowner, local authority, housing association or similar. The Applicant is to confirm that they have delivered a housing	No	
b) c)	one residential development scheme in partnership with a third party such as landowner, local authority, housing association or similar. The Applicant is to confirm that they have delivered a housing development scheme similar in scale to the subject of this	No Yes	

	If you have answered yes please provide details below:	
d)	Has your organisation or any of its Directors or Executive Officers been in receipt of enforcement/remedial orders in relation to the Health and Safety Executive (or equivalent body)	Yes
	in the last 3 years?	No
	If you have answered yes please provide details below:	

8.3	 Project Specific Questions to Assess Technical and Professional Short Listing Questions Applicants must make it clear in their responses to the question they are applying for Lot 1, for Lot 2 or for Both Lots and provid relevant to the Lot(s) applied for. Please note: The evaluation of the response will not go beyond the that has been set. However Applicants may submit clearly referenced photographs/images to support their submissions. 	is whether e evidence word limit
Question Number	Question	% Score
1 Response:	 Track Record The Applicant is to describe their previous experience of delivering a joint venture working in partnership with a landowner, local authority, housing association or similar with a similar scale of delivery as the sites at Collation St Mary (Lot 1) and Preston Down Road (Lot 2). The response should cover but not be limited to: understanding and experience of the housing market; delivering social value in developing – local supply chains sourcing materials ll. labour resources Word Limit: No more than 2 sides of A4 (font: Arial, size:12) 	13%
2	 Social and Economic Development Please demonstrate the specific and relevant skills and expertise your company has brought to similar projects in order to improve the social and economic development of the local area. The response should include but not be limited to: understanding of the specific social and economic challenges facing the immediate locality of a similar project; illustrating how similar challenges have been addressed in other projects; illustrating how you provided sustainable and genuine local employment opportunities, including: local businesses, supply chains, work experience and apprenticeships; outlining your company's policy in respect of apprenticeships and confirm whether you require your sub- 	10%

	 contractors to have a similar policy in place; and showing where and how you have targeted deprived communities and the outcome. 	
	Word Limit: No more than 2 sides of A4 (font: Arial, size:12)	
Respo	nse:	
3	Quality Please evidence the methodology you have used in similar schemes to ensure high quality sustainable developments.	15%
	Your response should include examples of what sustainable credentials or technologies you have employed at previous schemes. This may include a fabric first approach, renewable technologies, electric car charging, SUDS and sustainable lifestyle features such as cycle parking and open space/exercise areas.	
	Word Limit: No more than 2 sides of A4 (font: Arial, size:12)	
Respo	nse:	
4	Track Record of Similar Projects	12%
	Please provide evidence of your company's capability of carrying out the development of sites (Lot 1 circa 350 units, Lot 2 circa 150 units) by way of a completed project record, demonstrating the skills, experience and reliability of your organisation on similar projects within the last 5 years.	
	You may use the projects identified at 6.1	
	Word Limit: No more than 3 sides of A4 (font: Arial, size:12)	
Respo	nse:	
5	Commitment to Quality and Successful Communities	20%
	Please set out your external accreditations and awards which evidence both your commitment to, and the delivery of, quality design and build, and the creation of successful communities.	
	Please provide evidence of works undertaken on similar past projects to benefit existing and new communities.	
	Word Limit: No more than 2 sides of A4 (font: Arial, size:12)	

3	Community Engagement	5%
	Please provide examples of previous community engagement and consultation in respect of development sites similar to those in this procurement, Lot 1 circa 350 units, Lot 2 circa 150 units.	
	Word Limit: No more than 2 sides of A4 (font: Arial, size:12)	
Respon	se:	
7	Timescales	5%
	Please outline up to three examples during the last five years of how you have met timing conditions under a Development Agreement and how you have addressed any issues that have arisen.	
	You may use the previous examples from section 6.1	
	Word Limit: No more than 3 sides of A4 (font: Arial, size:12)	
Deenen		
Respon 8	Design	20%