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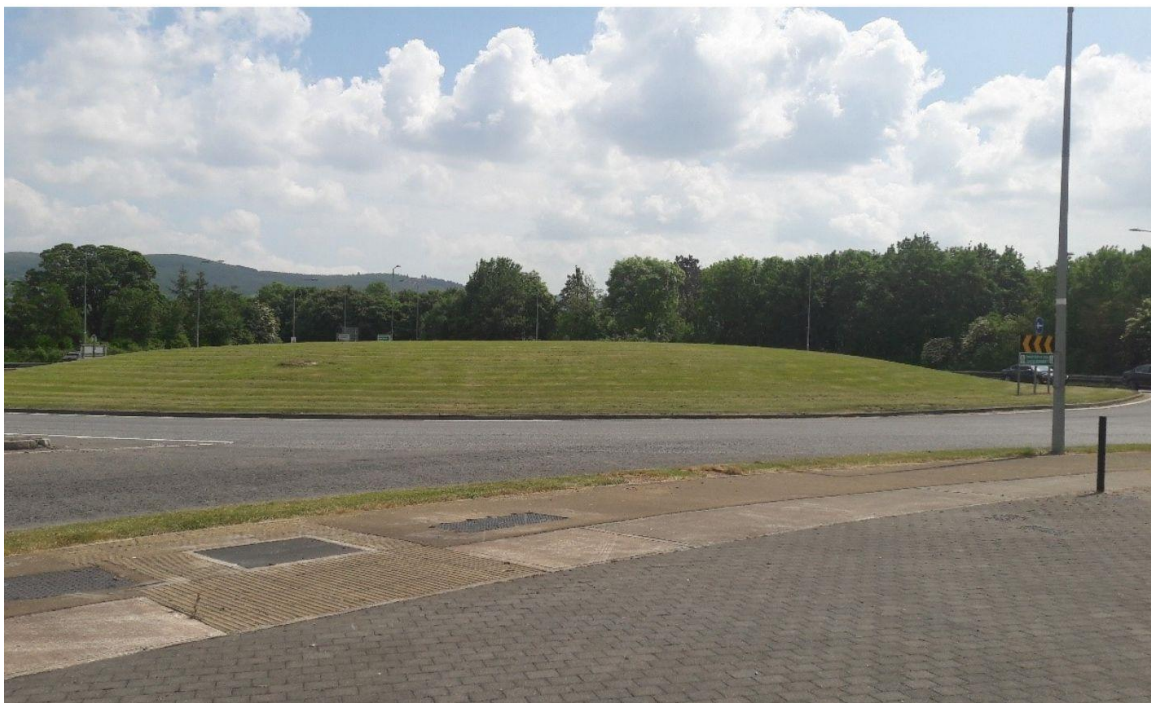
Comhairle Contae Thiobraid Árann
Tipperary County Council

Tender ID Number
TCC 001456T

JUNE 2022

Per Cent for Art Commission

Cahir Road Roundabout, Clonmel
Briefing Document for Artists



Introduction

Tipperary County Council (TCC) invites Artists to make submissions for the creation of a permanent gateway public artwork at the N24 Cahir Road Roundabout, Ballingarrane, Clonmel Co. Tipperary.

This is a two-stage procurement process.

Budget €45,000

Deadline stage 1: 12 noon 9 September 2022

Project Timeframe: 30th November 2023 latest date for installation.

The Brief

The town of Clonmel is located in the lush green landscapes of the Golden Vale, on the banks of the River Suir, with the Comeragh Mountains to the South.

Clonmel is an elegant 18th century town that has retained much of its original atmosphere and grace, scattered with fine buildings and the vestiges of earlier times preserved in its town walls and older ecclesiastical sites. It has a fascinating history, a vibrant arts and culture calendar, successful festivals, good quality accommodation and services and an active community.

Conceptually we invite Artists to consider information as outlined below as inspiration for proposals while also considering that contemporary Clonmel is a vibrant, forward looking, university town with a strong industrial and retail base. Proposals should reflect contemporary art practice in the 21st century in presenting an artistic response for Clonmel.

“Flights of Discovery” is a concept which encourages visitors to explore Clonmel’s lush, natural countryside and the vibrancy and genius of its industrial heritage, from its brewing heritage to its links with Bianconi in the 19th Century. Clonmel has long been known as the Vale of Honey and the town’s traditional association with bees and honey encourages a conceptual journey of the imagination as a way of exploring this multi-faceted and vibrant town or of “following the bees”. The concept of Flights of Discovery encourages visitors to openly explore the possibilities offered by the town of Clonmel.¹

For more than five centuries the Butlers were the most powerful aristocratic family in Tipperary. Their influence can still be seen in the numerous fine castles and houses scattered throughout the south east and North West of Tipperary and through churches and abbeys sponsored by the family.

The Butler Trail is a fantastic journey through time which takes in Clonmel in addition to Cahir and Carrick on Suir- further information on the Butler trail in this part of Tipperary is available at this link. <https://tipperary.com/the-butler-trail/>

¹ from the Flights of Discovery feasibility study

This information reveals the influence and impact the Butler family dynasty had on the physical, social and economic fabric of these Tipperary towns and communities, and the legacy they left behind.

Artists are asked to reflect on the culture, heritage and history of Clonmel. Artists are welcome to interpret these themes or other local themes of interest according to their own preference and practice.

This is an open brief for a durable outdoor, permanent artwork, in any medium to be located on the Cahir Road Roundabout. This will be a gateway artwork for the town of Clonmel and will become a significant marker on a journey to or through the town of Clonmel.

Budget

Artwork Funding of €45,000 has been provided by Tipperary County Council and The Office of Public Works under the Percent for Art Scheme.

The overall budget for this commission is €45,000 including VAT.

This includes all costs related to the artwork(s): fees, research and development, workshops, materials, installation, insurance, travel and any other expenses incurred in the production of the artwork(s) including any duties or taxes. Proposals from individuals/collectives will be accepted.

Artwork Location

The artwork will be located at Ballingarrane, on the Cahir Road roundabout, at the western gateway to the town, on the N24. Proposals should take into consideration the need for vehicular sightlines, the need not to impinge on traffic movement and safety. The artwork should be a visual experience only and should not invite tactile interaction. The artwork/s should be located within the permitted area of the site- see appendix 1

Site Visits

As the road is open to the public organised site visits are not necessary. Artists visiting the site must ensure that they do not access the roundabout. All viewing should be done from the adjacent footpaths while ensuring your safety and that of others.

Site plans and photographs are available as part of the briefing documentation- see appendix 1.

Artwork Lifespan

Artists should ensure that their proposal is for a permanent artwork that is durable, low maintenance and suitable for a busy national primary roadside location.

Selection Process – Stage 1

This is an open submission two stage competition. Stage 1 is open to any artist. It is an initial expression of interest process that will result in the shortlisting of a maximum of 5 artists who will progress to stage 2.

Artists interested in submitting expressions of interest should submit the following required documents:

- Completed application form (p.8)
- Summary of your proposal for the commission at The Cahir Road Roundabout, Clonmel (max 50 words).
- Outline Concept Document- this should be a textual description outlining the concept for the work and materials proposed etc. (max 2 A4 pages typed)
- A sketch of the artwork, early stage visualizations or technical drawings
- An indication of budget breakdown i.e. costings, covering the design, delivery and installation of the artwork. (quotes will be required at stage 2)
- Artist statement and CV
- Three-five examples of previous projects or relevant works. Include dates, locations, budget and images.

Selection Criteria Stage 1

Concept, feasibility and relevance to the commissioning context 35/100

Quality and originality of the Artist/sic idea 30/100

Quality of previous work and relevant experience 35/100

Selection Process – Stage 2

Stage 2 will be a limited competition with a maximum of 5 shortlisted artists. A detailed proposal will be required at stage 2. Submissions at stage 2 will require detailed analysis of the concept, methodology, technical information, timeframes and finances. Visual representation of the proposed work in the context of the location will be required (using maquettes, drawings, computer generated drawings/videos or images).

Artists will be paid a fee of €750 on completion and submission of the Stage 2 application process.

Selection Criteria Stage 2

Artistic Merit and distinctiveness of proposed artwork 25/100

Suitability of the work for the location 25/100

Feasibility of the proposal and technical considerations 25/100

Demonstrated capacity to deliver the artwork on budget within the required timeframe 25/100

Key Dates	
July 2022	Call for submissions published.
9 September 2022	Closing Date for receipt of submissions
29 September 2022	Selection Panel decision made known and Stage 2 candidates informed.
9 November 2022	Stage 2 Submission Closing Date
21 November 2022	Stage 2 Candidates informed of panel decision
12 December 2022	Selected Artist/s contract issued.
30 November 2023	Artwork installation and completion.

Selection Panel Members & the Awarding of a Commission

The panel will consist of 7 members as follows:

- 1 Representative from the Executive - Tipperary County Council
- 1 Roads Engineer- Tipperary County Council

The Office of Public Works (OPW) - 1 representative

Independent visual art specialists x 2

Community Representatives x 2- 1 Chamber of Commerce Rep + 1 Community Rep

Terms & Conditions:

Those making a submission guarantee that it is for an original artwork

Collaborative submissions will be considered.

Tipperary County Council may seek clarifications from artists who make submissions.

Late submissions will not be accepted

Applicants are responsible for the cost of submissions. Artists fees are paid at stage 2.

The contract price shall be inclusive of Value Added Tax and all other taxes, duties and insurances.

The artists must satisfy Tipperary County Council that the work can be completed for the contract price.

The selection panel, whose decision is final, has the right to clarify any issue which may arise during the course of the selection.

Tipperary County Council reserves the right not to award the commission if none of the proposals received are deemed to be suitable and, in this instance, reserve the right to pursue another procurement process.

The successful artist/s will be issued with a contract.

The commissioned artist/s will be asked to submit an engineer's report with foundation details for their artwork. The artist/s is not required to do so at initial submission stage

The contracted artist/s will be required to furnish a valid Tax Clearance Certificate for all stages of the commission.

The commissioned artist/s and any contractors must comply with all current Irish Health and Safety legislation and all Irish Employment legislation as relevant.

The commissioned artist/s and any contractors must comply with all current Public Health Advice in relation to COVID 19.

Foundations Fixing and Installation

The contracted Artist/s will be responsible for foundations. TCC will provide advice and support through its Roads Department.

At contract, the artist/s will be required to provide, at their cost, detailed drawings and confirmation from a suitably qualified engineer, that your structure meets Tipperary County Council's safety requirements.

During fabrication and installation, the Artist/s and his/her employees/ sub-contractors must comply with all relevant and current Health & Safety Legislation. The artist's installation contractors will be required to provide a RAMS that comply with TCC and Transport for Ireland (TII) operating conditions.

TCC will provide at its cost, for up to four hours only, traffic management for the artwork installation. Any costs outside of the four-hour period will be charged to the Artist/s.

Insurance Requirements & Health & Safety

Public and personal safety is paramount at all times during the commission process. While every effort will be made to ensure the integrity of the artwork the safety requirements of TCC must be met. If the artist/s cannot satisfy these requirements the contract will not be awarded.

Prior to installation the artist/s will be required to supply a Risk Assessment Method Statement (RAMS) for their own work and for all contractors.

The following insurances must be in place, prior to Tipperary County Council signing a contract with the selected Artist/s:

Employers Liability (€13m) with an indemnity to principle extension (where employees are engaged by the Artist/s in connection with the commission).

Public Liability Insurances - (€6.5m) with an indemnity to principle extension.

Professional Indemnity – €500,000.

The successful artist/s will provide an indemnity to Tipperary County Council

All contractors and subcontractors must hold the above levels of cover.

Deadline & Submission of Proposals:

12 noon - 9 September 2022

Submitted in hard copy ONLY by hand, post or courier to the following address marked as follows:

“PRIVATE & CONFIDENTIAL TENDER DOCUMENTS”

“Cahir Road Roundabout”
Tender ID Number TCC 001456T
Tender Office, Customer Service Desk
Tipperary County Council
Emmet Street, Clonmel
Co. Tipperary E91 N512

General queries to artsoffice@tipperarycoco.ie

Tipperary Arts Office Tel: 0818 06 5000



Comhairle Contae Thiobraid Árann
Tipperary County Council

Cahir Road Roundabout, Clonmel Per Cent for Art Commission

Stage 1 Public Artwork Application Form

Closing Date Stage 1: 12 noon 9 September 2022.

Please print clearly:

Name

Address

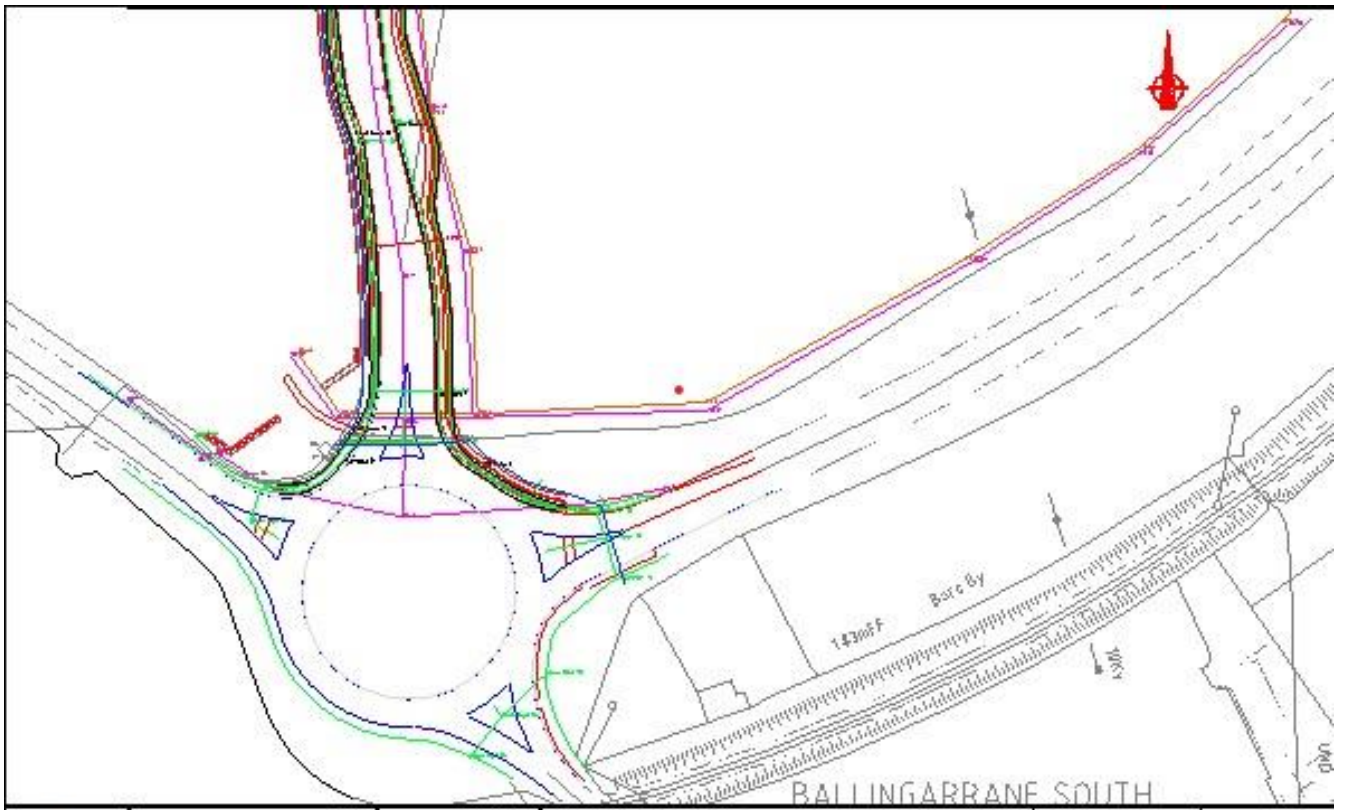
Contact No's

Email

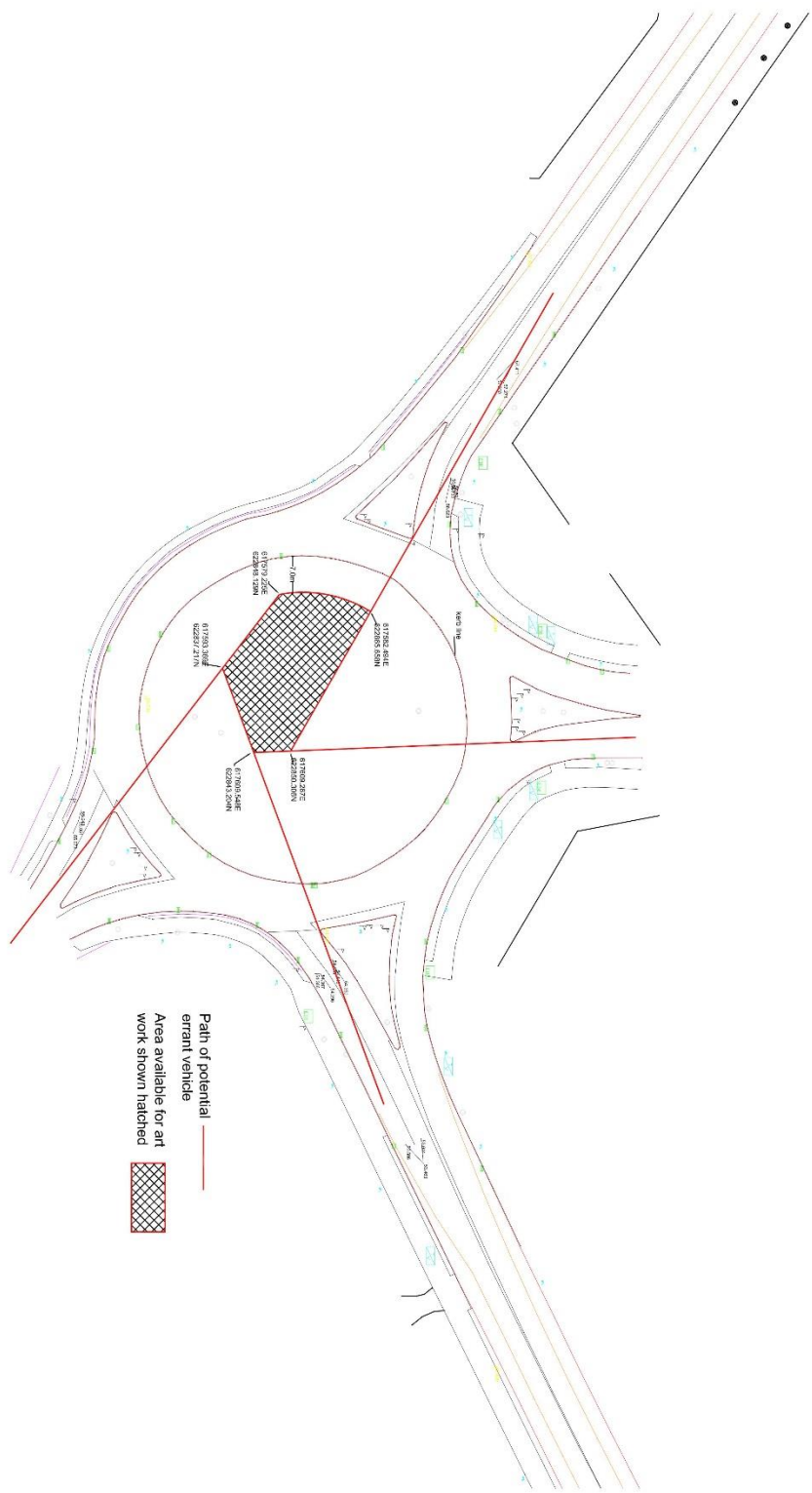
I have read and understood the competition rules and artists brief.

Signed: _____

Appendix 1: Site Maps & Images



Scale: 1:500



Path of potential
 errant vehicle ———
 Area available for art
 work shown hatched





Appendix 2.

INSTRUCTIONS FOR ECONOMIC OPERATORS Making a Stage 2 Submission

Currency and Payments

The currency and invoices in which all prices and rates shall be quoted, and which payments under the contract will be paid, shall be Euros (€). All prices and rates quoted should be exclusive of VAT (VAT should be outlined separately as applicable).

A schedule of payments will be agreed with the successful applicant. The Contracting Authority operates in accordance with the European Communities (Late Payment in Commercial Transactions) Regulations 2012.

The standard method of payment used is Electronic Funds Transfer.

Conflict of Interest

Any conflict of interest involving an applicant (or applicants in the event of a collaborative proposal) must be fully disclosed to the Contracting Authority. Any registrable interest involving the applicant and The Contracting Authority or employees of the Contracting Authority or their relatives must be fully disclosed in the submission or should be communicated to the Contracting Authority immediately upon such information becoming known to the applicant, in the event of this information only coming to their notice after the submission of an application and prior to the award of the contract. The terms 'registrable interest' and 'relative' shall be interpreted as per Section 2 of the Ethics in Public Office Act, 1995. Failure to disclose a conflict of interest may disqualify an applicant or invalidate an award of contract, depending on when the conflict of interest comes to light.

Freedom of Information Acts

Applicants should be aware that, under the Freedom of Information Act 2014 and the European Communities (Access to Information on the Environment) Regulations 2007 to 2014, information provided by them during this Competition may be liable to be disclosed.

Applicants are asked to consider if any of the information supplied by them in their submission should not be disclosed because of its confidentiality or commercial sensitivity. If applicants consider that certain information is not to be disclosed because of its confidentiality or commercial sensitivity, applicants must, when providing such information, clearly identify the specific sections of their submission containing such information and specify the reasons for its confidentiality or commercial sensitivity. For the avoidance of doubt applicants may not assert confidentiality or commercial sensitivity over the entire submission but must clearly identify the specific section containing such information. If applicants do not identify information as confidential or commercially sensitive, it is liable to be released in response to a request under the above legislation without further notice to or consultation with the applicant. The Contracting Authority will, where possible, consult with applicants about confidential or commercially sensitive information so identified before making its decision on a request received. The Contracting Authority accepts no liability whatsoever in respect of any information provided which is subsequently released (irrespective of notification) or in respect of any consequential damage suffered as a result of such obligations. Data Protection

“Data Protection Laws” means all applicable national and EU data protection laws, regulations and guidelines including but not limited to Regulation (EU) 2016/679 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 (the “General Data Protection Regulation”), the Data Protection Act, 2018 and any guidelines and codes of practice issued by the Data Protection Commission or other supervisory authority for data protection in Ireland from time to time.

The Contracting Authority will be a Controller (where Controller has the meaning given under the Data Protection Laws) in respect of any Personal Data (where Personal Data has the meaning given under the Data Protection Laws) required to be provided by the applicant in response to this commission.

The Applicant, as Controller in respect of any Personal Data provided by it in its submission, is required to ensure that all Data Subjects (where Data Subject has the meaning given under the Data Protection Laws) whose Personal Data is provided by the applicant have consented to the processing of such Personal Data by the applicant, the Contracting Authority, the Evaluation Team for the purposes of the participation of the applicant in this Competition or that the applicant otherwise has a legal basis for providing such Personal Data to the Contracting Authority for the purposes of its participation in this Competition.

Tax Clearance Certificate

It will be a condition of award of this contract and any subsequent contract that the successful applicant(s) comply with all EU and national tax laws. Applicants are referred to the Irish Revenue web site <http://www.revenue.ie/>. Non-resident applicants should apply to the Office of the Revenue Commissioners, Non-Resident Tax Clearance Unit, Office of the Collector General, Sarsfield House, Francis Street, Limerick, Ireland; e-mail: nonrestaxclearance@revenue.ie.

Interference and Inducement to Purchase

Any effort by the applicant to unduly influence the Contracting Authority, relevant agency personnel or any other relevant persons or bodies in the process of examination, clarification, evaluation and comparison of applications and in decisions concerning the Award of Contract shall have their application rejected. In accordance with Section 38 of the Ethics in Public Office Act 1995 any money, gift or other consideration from a person holding or seeking to obtain a contract will be deemed to have been paid or given corruptly unless the contrary is proved.

Notification of Evaluations

All parties will be informed of the outcome of their proposals following evaluation and any necessary clarifications.

Responsibility of Successful Party

As a condition of award, it shall be the sole responsibility of the applicant (in the event of success in this competition) to fulfil the obligations under the Contract, notwithstanding any changes in circulars, laws, regulations, taxation, duties or other factors which might arise following the withdrawal of the United Kingdom from membership of the EU.