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## **WORKS CONTRACT NOTICE**

### **Construction of Zezelj Bridge Access Roads**

**Serbia**

**1. Publication reference**

EuropeAid/131544/DH/WKS/RS

**2. Procedure**

Open

**3. Programme**

IPA

**4. Financing**

Financing Agreement

**5. Contracting Authority**

European Union, represented by the Delegation of the European Union to the Republic of Serbia, on behalf of and for the account of the beneficiary country, the Republic of Serbia

### **CONTRACT SPECIFICATIONS**

**6. Description of the contract**

The aim of this Contract is the construction of access roads on both sides of the Danube to the Zezelj Bridge. This will improve the flow of road traffic over the bridge and around the access roads and will relieve pressure at this bottleneck. It will also increase traffic capacity along both the road and railway Corridor X, and improve navigability along Corridor VII, the Danube.

This Contract is the third phase out of four in the on-going reconstruction of the Zezelj Bridge in Novi Sad linking up the road access ramps to the bridge.

The Works under these Contract will be executed on both left and right river bank and will include paving works on primary road M22.1, secondary road R107 access road ramps and roundabout, construction of bicycle and pedestrian lanes, drainage works, roads marking and traffic signalization, construction of underpass, relocation and protection of gas pipeline, protection of heating pipes, protection of water supply pipes and public lighting works.

**7. Number and titles of lots**

No, one lot only.

### **TERMS OF PARTICIPATION**

**8. Eligibility and rules of origin**

Participation is open to all legal persons participating either individually or in a grouping

(consortium) of tenderers which are established in a Member State of the European Union or in a country or territory of the regions covered and/or authorised by the specific instruments applicable to the programme under which the contract is financed (see also heading 22 below). All works, supplies and services under this contract must originate in one or more of these countries. Participation is also open to international organisations. The participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.

#### **9. Grounds for exclusion**

Tenderers must submit a signed declaration, included in the Tender Form for a Works Contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the **Practical Guide to contract procedures for EU external actions**.

#### **10. Number of tenders**

Tenderers may submit only one tender per lot. Tenders for parts of a lot will not be considered. Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than one lot. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

#### **11. Tender guarantee**

Tenderers must provide a tender guarantee of **60,000 Euro** when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer(s) upon signature of the contract by all parties.

#### **12. Performance guarantee**

The successful tenderer will be asked to provide a performance guarantee of 10 % of the amount of the contract at the signing of the contract. This guarantee must be provided together with the return of the countersigned contract no later than 30 days after the tenderer receives the contract signed by the Contracting Authority. If the selected tenderer fails to provide such a guarantee within this period, the contract will be void and a new contract may be drawn up and sent to the tenderer which has submitted the next cheapest compliant tender.

#### **13. Information meeting and/or site visit**

A recommended site visit will be held at 10:00 hours Central European Time on 7/3/2014 at Zezelj Bridge construction site, address: Kej skojevaca Street 4, Petrovaradin, Novi Sad, Serbia, and information meeting at 12:00 hours Central European Time on 7/3/2014 in the premises of Public Enterprise for City Construction and development Novi Sad, Serbia, ("JP Zavod za izgradnju grada Novi Sad, Novi Sad, Srbija"), address: Stevana Branovackog Street 3, Novi Sad, Serbia

#### **14. Tender validity**

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders.

#### **15. Period of implementation of tasks**

17 Months from the commencement date to the provisional acceptance of the works. Defect liability period is additional 12 months from the date of provisional acceptance.

## SELECTION AND AWARD CRITERIA

### 16. Selection criteria

If a tender is submitted by a consortium, unless specified, the selection criteria will be applied to the consortium as a whole.

The selection criteria for each tenderer (sole tenderer or joint venture/consortium) are as follows:

#### A) Economic and financial capacity of candidate:

- a) the average annual turnover for construction works of the tenderer in the past three (3) years (2011, 2012, 2013) must be at least 7,000,000 Euro;
- b) the tenderer must demonstrate financial resources / the access to sufficient credit and other financial facilities to cover the required cash flow for the duration of the contract. The credit of at least 1,200,000 Euro must be available by a recognized bank specifically against the contract.

#### B) Professional capacity of candidate:

The tenderer (sole tenderer or joint venture/consortium) must fulfil the following criteria:

- a) Shall be a registered firm or a natural person capable of carrying out the specific works.
- b) Shall carry out at least 70% of the contract works by his own resources, which means that it shall have the equipment, materials, human and financial resources necessary to enable him to carry out that percentage of the contract.
- c) The lead partner in a joint venture/consortium must carry out at least 50% of the contract works by its own means, and the combined partners (i.e. not the lead partner) at least 20%.
- d) Must have in place and apply a quality assurance system, such as ISO 9001.
- e) Should have at least 20 permanent professional staff with experience in relevant projects
- f) Key personnel:
  - One (1) Project Manager (Contractor's representative) who will coordinate the entire project. He/she shall be a qualified civil engineer or equivalent with at least 12 years of relevant post-graduate professional experience and project management experience in at least two projects with a similar nature or size or complexity.
  - One (1) Site Manager (Civil engineer). He/she shall be a qualified civil engineer with at least 10 years of relevant post-graduate professional experience and site management experience in at least two projects with a similar nature or size or complexity.  
Please note that the Site Manager must possess, or being in position to obtain before the commencement date, the relevant professional licences as required by law on Planning and Construction of Serbia and other relevant legal provisions.
  - One (1) Quality Assurance Engineer qualified as engineer or equivalent with a minimum of 5 years of relevant post-graduate professional experience in procedures of works and materials testing and/or document management.
  - One (1) Lead Electrical Engineer qualified as Electrical Engineer with a minimum of 8 years of relevant post-graduate professional experience and experience in at least two projects with a similar nature or size or complexity.

All its key personnel from the list of the key staff must possess the following:

- A bachelor's degree (completion of minimum three years full-time course in a tertiary academic institution, or equivalent qualification) in the relevant fields of engineering.
- Fluency in English, both written and spoken.

**The tenderer must submit in the tender the list, CV's and copies of diploma/degrees and employers' certificates of all the staff listed above.**

**Please note that before the contract commencement date the tenderer must demonstrate that he possesses relevant company licences for the engineering and construction works according to Serbian legislation.**

**C) Technical capacity of candidate:**

- a) In the past 5 years (from 01.01.2009 to the tender submission deadline), the tenderer must have completed as prime contractor at least two (2) projects of similar nature and complexity, with a value of at least 3,000,000 Euro of each.

"Nature and complexity similar to those of the works in the proposed contract" shall be interpreted as follows:

- Similar nature and complexity means construction and/or reconstruction of bridge access roads, access ramps, grade separated junctions, urban highways and arterial streets.
- The minimum size (value) that will be taken into consideration is either the total project value, when the contractor was acting as sole contractor, or the share of the total project value corresponding to its share of the joint-venture participation, when the contractor was member of a joint venture.

"Completed" is to be interpreted as "Taking over / Provisional Acceptance" or "Performance Certificate" issued for construction contracts. Copies (with translation into English) of the respective certificates, signed by the Supervisor/Contracting Authority/ Employer of the projects concerned must be submitted. These documents shall clearly demonstrate the compliance of the presented references with the above criteria. The Contracting Authority reserves the right to check the accuracy and validity of the information given by the tenderers in relation to reference projects.

Regarding the calculation of the contract amounts for the completed works of the tenderers, the values will be considered at the date of completion and will not be carried to the date of the evaluation as "net present values" and should be converted to official Euro rate from:

[http://ec.europa.eu/budget/contracts\\_grants/info\\_contracts/inforeuro/inforeuro\\_en.cfm](http://ec.europa.eu/budget/contracts_grants/info_contracts/inforeuro/inforeuro_en.cfm)

Proposed sub-contractors (for more than 10% of the contract value) shall meet the required experience in similar works (experience detailed and specified in Form 4.6.3.3) as per the proportion of the envisaged participation (the sub-contractors shall meet the execution or/and design sub-criteria according to the nature of their involvement in the contract).

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links which it has with them. If the tenderer rely on other entities it must prove to the Contracting Authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part

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of those entities to place those resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality, as the economic operator. Furthermore, the data for this third entity for the relevant selection criterion should be included in the tender in a separate document. Proof of the capacity will also have to be furnished when requested by the Contracting Authority.

#### **17. Award criteria**

Price

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### **TENDERING**

#### **18. How to obtain the tender dossier**

The tender dossier is available from the Contracting Authority, on CD-ROM, free of charge at the following address:

Delegation of the European Union to the Republic of Serbia  
GTC 19a Avenue Building  
Vladimira Popovica 40/V  
11070 Belgrade, Serbia  
Working hours: 9:30 – 16.00 Central European Time, Monday to Friday.

It is also available for inspection at the premises of the Contracting Authority, address as in point 5 above. Tenders must be submitted using the standard tender form included in the tender dossier, whose format and instructions must be strictly observed.

Tenderers with questions regarding this tender should send them in writing to DELEGATION-SERBIA-FCS@eeas.europa.eu

Delegation of the European Union to the Republic of Serbia  
Finance and Contracts Section  
GTC 19a Avenue Building  
Vladimira Popovica 40/V  
11070 Belgrade, Serbia

(mentioning the publication reference shown in item 1) at least 21 days before the deadline for submission of tenders given in item 19. The Contracting Authority must reply to all tenderers' questions at least 11 days before the deadline for submission of tenders. Eventual clarifications or minor changes to the tender dossier will be published at the latest 11 days before the submission deadline on the EuropeAid website at

<https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>.

#### **19. Deadline for submission of tenders**

**10:00 hours** Central European Time on **7 May 2014**.

Any tender received after this deadline will not be considered.

#### **20. Tender opening session**

**12:00 hours** Central European Time on **7 May 2014** at the premises of the Delegation of the European Union to the Republic of Serbia  
GTC 19a Avenue Building  
Vladimira Popovica 40/V  
11070 Belgrade, Serbia

**21. Language of the procedure**

All written communications for this tender procedure and contract must be in English.

**22. Legal basis**

Council Regulation (EC) No 1085/2006 of 17<sup>th</sup> July 2006

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