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## SUPPLY PROCUREMENT NOTICE

### Establishment of Efficient System for Prevention and Suppression of Illegal Migrations on the Territory of the Republic of Serbia

Location – Republic of Serbia

10SER01/18/21

**1. Publication reference**

EuropeAid/131564/C/SUP/RS

**2. Procedure**

Open

**3. Programme**

IPA 2010.

**4. Financing**

National IPA 2010.

**5. Contracting authority**

European Union, represented by its Delegation, on behalf of and for the account of the beneficiary country.

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## CONTRACT SPECIFICATIONS

**6. Description of the contract**

Improving the control standards at Serbian borders enhancing the flow of commerce, trade and persons while reducing criminal activities through the delivery, installation, configuration, integration, customization and putting into operation of the common ICT as well as specialized equipment and software in order to establish illegal migration and illegal immigrants country information services infrastructure and create technical preconditions for exchange of information with services in other countries.

**7. Number and titles of lots**

The tender procedure is not divided into lots.

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## 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 item 22 below). All goods supplied under this contract must originate in one or more of these countries. Participation is also open to international organisations. Participation of natural persons is

directly governed by the specific instruments applicable to the programme under which the contract is financed.

**Important Note:**

Derogation from the rule of origin is granted for items 6, 8 and 9 of the Technical Specifications.

**9. Grounds for exclusion**

Tenderers must submit a signed declaration, included in the Tender Form for a Supply Contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the Practical Guide to contracts procedures for EC 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 supplies required in the tender dossier.

**11. Tender guarantee**

Tenderers must provide a tender guarantee of **40,000 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. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender.

**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**

No information meeting and/or site visit is planned.

**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**

The implementation period, starting from date of issuance of Commencement Order and ending on the date of issuance of the Provisional Acceptance certificate, shall be 120 days.

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## SELECTION AND AWARD CRITERIA

**16. Selection criteria**

The following selection criteria will be applied to tenderers. In the case of tenders submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

- 1) Economic and financial capacity of tenderer (based on i.a. item 3 of the Tender Form for a Supply Contract). In case of tenderer being a public body, equivalent information should be provided

- (a) The average annual turnover of the tenderer for the financial years 2007, 2008 and

2009 must be equal to or exceed € 4,000,000.

2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the Tender Form for a Supply Contract)

(a) At least 75 persons of the permanent staff of the candidate in total currently working both in any of the hardware fields (infrastructure and desktop computing, specialized public safety equipment) and any of the software fields (illegal migration and intelligence/investigative case management software development, AFIS/FIIS system development, public safety software systems development) related to this contract;

3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract)

(a) The tenderer shall demonstrate that, within the three years period prior to the closing date of submission of the application, it has completed (where final acceptance certificate has been issued or equivalent<sup>1</sup>).

(i) at least one (1) contract/project where tenderer's proportion is equal to or more than EUR 1,000,000 for each contract/project from any of the tender software related fields,

and

(ii) at least one (1) contract/project where tenderer's proportion is equal to or more than EUR 1,000.000 for each contract/project from the tender hardware related fields

or

(iii) at least two (2) contracts/projects integrating features described above under (i) (software)and (ii) (hardware) and where tenderer's proportion is equal to or more than EUR 1,000,000 for each contract/project.

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. Some examples of when it may *not* be considered appropriate by the Contracting Authority are when the tender rely in majority on the capacities of other entities or when they rely on key criteria. If the tender 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 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

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<sup>1</sup> Issue date to be stated in Detailed Description of Supply in Section 6 Experience of Tender Form for a Supply Contract

## TENDERING

### 18. How to obtain the tender dossier

The tender dossier is available from the following Internet address: <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>. The tender dossier is also available from the Contracting Authority. Tenders must be submitted using the standard Tender Form for a Supply Contract 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 of the European Union to the Republic of Serbia**

[Fabrizio.SPADA-SANTONI@ec.europa.eu](mailto:Fabrizio.SPADA-SANTONI@ec.europa.eu)

Tel.: +381 11 3083 209

Fax: +381 11 3083 201

Finance and Contracts, 9th floor

GTC 19 Avenue Building

Vladimira Popovica 40

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 shall 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> and on the Contracting Authority website at: <http://www.delscg.ec.europa.eu/code/navigate.php?Id=740>.

### 19. Deadline for submission of tenders

12:00 hours (noon) Central European Time, on **10<sup>th</sup> October 2011**.

Any tender received after this deadline will not be considered.

### 20. Tender opening session

14:30 hours Central European Time, on **10<sup>th</sup> October 2011**.

at the premises of the Delegation of the European Union to the Republic of Serbia, GTC 19 Avenue Building, Vladimira Popovica 40, 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 July 2006 (IPA Regulation).