

WORKS PROCUREMENT NOTICE

Construction of Elementary School in Ribare – Jagodina Municipality

Location – Ribare, Jagodina Municipality / Serbia

1. Publication reference

EuropeAid/132370/L/WKS/RS

2. Procedure

Open

3. Programme

IPA

4. Financing

Budget line

5. Contracting Authority

European Union, represented by the European Commission, on behalf of and for the account of the Republic of Serbia

CONTRACT SPECIFICATIONS

6. Description of the contract

The subject of this works contract is the "Construction of Elementary School" in Ribare, Jagodina Municipality, Serbia. The elementary school in Ribare is designed to be constructed on the location of the existing elementary school premises. The main design was updated in June 2011 and for it a Building permit was obtained.

The school consists of a two level building with a Ground floor of 561.90 m², a First floor of 515.22 m², construction structure is concrete frame on strip foundations. Roof is wooden construction covered with metal sheet. Walls are made of hollow clay blocks. The building will be equipped with all installations (electrical, mechanical, water, sewage, etc.) necessary for operation of such kind of a facility.

7. Number and titles of lots

One Lot

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 4,000.00 euros 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 mandatory information meeting and site visit will be held on 19th January 2012, on site in Kralja Petra I No 6, Ribare/Jagodina, Serbia, 11:00 am. Intended participation at the information meeting and site visit must be announced via email to Otto.NAGY@eeas.europa.eu latest by 18th January 2012, 11:00 am.

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

6 months from the commencement date

SELECTION AND AWARD CRITERIA

16. Selection criteria

In the case of a tender submitted by a joint venture/consortium, unless specified, these selection criteria will be applied to the joint venture/consortium as a whole:

Economic and financial capacity of tenderer:

- a) the average annual turnover of the last three years (2009, 2010, 2011) is at least **400,000 EURO**;
- b) It must have access to sufficient credit and other financial facilities to cover the required cash-flow for the duration of the contract. In any case, the amount of credit available must exceed the equivalent of **100,000 EURO**.

Technical and professional capacity of tenderer:

- a) The tenderer must be a registered firm or a natural person legally capable of carrying out the specified works;
- b) The tenderer must have completed at least 2 projects, each one of the minimum value of **400,000 EUR**, of the same nature and complexity comparable to the works concerned by the tender, which were implemented during the period of 5 years from the submission deadline.

The above value of 400,000 EUR refers to the total value of works the tenderer was responsible for.

Copies (ordinary copies, with translation into English) of the respective taking-over or final acceptance certificates signed by the supervisor/contracting authority of the projects concerned must be submitted;

- c) It must have suitably qualified personnel to fill the key positions (i.e. Contractor's Project Manager (Civil Engineer), Electrical Engineer and Mechanical Engineer), who shall meet the minimum requirements stipulated in the Section 12.1.9 of the Instructions to tenderers, second bullet point;
- d) It must carry out at least 70% of the contract works by own resources, which means that it must have the equipment, materials, human and financial resources necessary to enable it to carry out that percentage of the contract;
- e) if it is the lead member of a joint venture/consortium, it must have the ability to carry out at least 50% of the contract works by its own means;
- f) if it is a partner of a joint venture/consortium (i.e. not the lead member) it must have the ability to carry out at least 10% of the contract works by its own means.

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 tenderer rely in majority on the capacities of other entities or when they rely on key criteria. 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 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

TENDERING

18. How to obtain the tender dossier

The tender dossier is available for download from the EuropeAid website at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> and from the website of the Delegation of the European Union to the Republic of Serbia www.europa.rs (section Funding Opportunities).

It is also available for inspection at the premises of the Contracting Authority, address as indicated below. 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 of the European Union to the Republic of Serbia
Finance and Contracts Section, 9th floor
Vladimira Popovica 40/V
11070 New Belgrade, Republic of Serbia
Fax: +381 11 308 3201
E-mail address: DELEGATION-SERBIA-FCS@eeas.europa.eu

(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> and on the website of the Delegation of the European Union to the Republic of Serbia www.europa.rs (section Funding Opportunities).

19. Deadline for submission of tenders

21 February 2012, 12:00 hours Central European Time at:

Delegation of the European Union to the Republic of Serbia
Finance and Contracts Section, 9th floor
Avenija 19a Building, Vladimira Popovica 40/V,
11070 New Belgrade, Republic of Serbia

Any tender received after this deadline will not be considered.

20. Tender opening session

21 February 2012, 14:30 hours Central European Time at:

Delegation of the European Union to the Republic of Serbia
Avenija 19a Building, Vladimira Popovica 40/V,
11070 New Belgrade, Republic of Serbia

21. Language of the procedure

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

22. Legal basis

Instrument for Pre-Accession Assistance (Council Regulation (EC) No 1085/2006 — OJ L 210/82 of 31.7.2006)