

***B. DRAFT CONTRACT AND SPECIAL CONDITIONS,  
INCLUDING ANNEXES***

**DRAFT CONTRACT**  
**SUPPLY CONTRACT FOR EUROPEAN**  
**UNION EXTERNAL ACTIONS**  
**No (CRIS) <Contract number>**  
**FINANCED FROM THE EU GENERAL BUDGET**

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

("The Contracting Authority"),

of the one part,

and

<Full official name of Contractor>

[Legal status/title]<sup>1</sup>

[Official registration number]<sup>2</sup>

[Full official address]

[VAT number]<sup>3</sup>, ("the Contractor")

of the other part,

have agreed as follows:

**CONTRACT TITLE**

**"Supply of measuring instruments for the inspection of equipment to control better pesticides application", Serbia**

**Identification number EuropeAid/134089/DH/SUP/RS**

**Article 1 Subject**

1.1 The subject of the contract shall be the supply, delivery, installation, training and commissioning by the Contractor of the following supplies:

<b>3 chapters / one lot:</b>	<b>Items</b>	<b>No. of Units</b>
<b>1. Measuring Instruments for Novi Sad</b>	1.1 Reference manometer calibration set	1
	1.2 Flow-meter calibration set	1
	1.3 Electronic patternator calibration set	1
	1.4 Software	1

<sup>1</sup> Where the contracting party is an individual.

<sup>2</sup> Where applicable. For individuals, mention their ID card or passport or equivalent document - number

<sup>3</sup> Except where the contracting party is not VAT registered.

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3 chapters / one lot:	Items	No. of Units
<b>2. Measuring Instruments for Zemun (Belgrade)</b>	2.1 Electronic horizontal patternator	1
	2.2 Vertical patternator	1
	2.3 Flow rate device –mechanical (20 nozzles)	1
	2.4 Reference manometer calibration set	1
	2.5 Flow-meter calibration set	1
	2.6 Electronic patternator calibration set	1
	2.7 Software	1
<b>3. Measuring Instruments for Agricultural Extension Services and Agricultural Schools</b>	3.1 Pump tester	31
	3.2 Testbox	31
	3.3 Single nozzle tester	31
	3.4 Flow rate device – mechanical	31
	3.5 Electronic horizontal patternator	31
	3.6. Software	31

in 1 lot at the places of delivery indicated in Annex II+III "Technical Specifications + Technical Offer" - the table under heading "Delivery addresses, places of acceptance and beneficiary contact persons". The place of acceptance (formal signature of the provisional acceptance) of the supplies shall be as indicated in Annex II+III "Technical Specifications + Technical Offer" - in the table under heading "Delivery addresses, places of acceptance and beneficiary contact persons".

The time limits for delivery and the implementation period of the tasks shall be 120 days from the commencement date and the Incoterm applicable shall be DDP<sup>1</sup>.

- 1.2 The Contractor shall comply strictly with the terms of the Special Conditions and the technical annex.

## Article 2 Origin

The rules of origin of the goods are defined in Article 10 of the Special Conditions.

A certificate of origin for the goods must be provided by the Contractor at the latest when it requests provisional acceptance of the goods. Failure to comply with this condition may result in the termination of the contract.

## Article 3 Price

- 3.1 The price of the supplies shall be that shown on the financial offer (specimen in Annex IV). The total maximum contract price shall be <.....> euros.

<sup>1</sup> DDP (Delivered Duty Paid) - Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

3.2 Payments shall be made in accordance with the General and/or Special Conditions (Articles 26 to 28).

**Article 4 Order of precedence of contract documents**

The contract is made up of the following documents, in order of precedence:

- the contract agreement;
- the Special Conditions
- the General Conditions (Annex I);
- the Technical Specifications (Annex II [including clarifications before the deadline for submission of tenders and minutes from the information meeting/site visit]);
- the Technical Offer (Annex III [including clarifications from the tenderer provided during tender evaluation]);
- the budget breakdown (Annex IV);
- specified forms and other relevant documents (LEF, BAF, pre-financing guarantee, performance guarantee and acceptance certificate) (Annex V);

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above.

Done in English in three originals, two originals being for the Contracting Authority and one original being for the Contractor.

**For the Contractor**

**For the Contracting Authority**

Name: .....

Name: .....

Title: .....

Title: .....

Signature: .....

Signature: .....

Date: .....

Date: .....