

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

DRAFT CONTRACT

SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

No <Contract number>

FINANCED FROM THE EU GENERAL BUDGET

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

("The Contracting Authority"),

of the one part,

and

<Full official name of Contractor>

[<Legal status/title>]¹

[<Official registration number>]²

<Full official address>

[<VAT number>]³, ("the Contractor")

of the other part,

have agreed as follows:

**PROJECT: IPA 2014 National Programme for Serbia, Special
measure on flood recovery and flood risk management**

**CONTRACT TITLE: Equipment and Vehicles for the Sector of
Emergency Management ENV**

Identification number: EuropeAid/137374/DH/SUP/RS

Article 1 Subject

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

¹ Where the contracting party is an individual.

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

³ Except where the contracting party is not VAT registered.

Lot 2: Generators and			
No.	Item	MoI	Total
1.	Generators	30	30
2	Sewage pumping units fixed on corresponding trailers	4	4

The place of acceptance of the supplies shall be in Belgrade, the time limits for delivery shall be 180 days and the Incoterm applicable shall be DDP⁴. The implementation period of tasks shall run from date of the signature of the contract by last party to sign to the date for provisional acceptance.

- 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 <.....> EUR.
- 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, tender guarantee, 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.

⁴ DDP (Delivered Duty Paid) - Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

Done in English in three originals, two originals being for the European Commission and one original being for the Contractor.

For the Contractor

Name:

Title:

Signature:

Date:

For the Contracting Authority

Name:

Title:

Signature:

Date: