
WORKS CONTRACT NOTICE

Construction of the Border-Crossing Point Bajmok between Republic of Serbia and Hungary

Location – Republic of Serbia

1. Publication reference

EuropeAid/137759/ID/WKS/RS

2. Procedure

Local open

3. Programme title

National programme for Serbia under the IPA – Transition Assistance and Institution Building Component for the year 2013

4. Financing

Financing agreement

5. Contracting Authority

The Government of the Republic of Serbia, represented by the Ministry of Finance, Department for Contracting and Financing of EU Funded Programmes, Belgrade, SERBIA

CONTRACT SPECIFICATIONS

6. Description of the contract

The purpose of this contract is construction of the Border-Crossing Point Bajmok, which comprises the following:

- Site preparation including demolition of existing structures;
- Development of fully operational buildings as well as the entire outdoor infrastructure.

The works include all earthworks, construction of roadway, civil, structural and architectural, heating, ventilation and air conditioning (HVAC), electrical works and interior design.

The total surface of the future border crossing complex, BCP Bajmok is approximately 3.81 ha.

7. Number and titles of lots

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 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.

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**.

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 **50.000** 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 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

An optional information meeting and site visit will be held on 10th February 2016 at 10:00 CET, at the border crossing Bajmok.

The tenderer will need to register for the site visit at the latest on 5th February 2016 until 14:00 CET writing to:

Milan Savić, savicmi@carina.rs

Vladisav Potežica, vladisav.potezica@mfin.gov.rs

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 period of implementation of tasks shall be 18 months from the commencement date until the provisional acceptance.

SELECTION AND AWARD CRITERIA

16. Selection criteria

In order to be eligible for the award of the contract, tenderers must provide evidence that they meet the selection criteria. This must be provided by tenderers using the forms described in section 12.1 of the Instruction to Tenderers and any additional forms tenderers may wish to use.

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 are as follows:

ECONOMIC AND FINANCIAL CAPACITY OF CANDIDATE:

- a) the average annual turnover of the tenderer for construction works for the last 3 years (2012, 2013 and 2014) must be at least **2.600.000 EUR**;
- b) The tenderer 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 1.000.000 EUR. The credit amounts in euro must be provided by recognized banks and must be designated specifically for the project.

TECHNICAL AND PROFESSIONAL CAPACITY OF CANDIDATE:

- a) The tenderer must have completed at least one (1) contract (with a portion of the contract carried out by the legal entity being at least 1.300.000 EUR) in the field of construction or renovation of public buildings, which were implemented during the following period: in the course of the past 5 years (starting from 01.01.2011 up to the deadline for submission of tenders).

This means that the project the tenderer refers to could have been completed at any time during the indicated period but it does not necessarily have to be started and completed during that period. Candidates are allowed to refer either to projects completed within the reference period (although started earlier) or to projects started and completed during the reference period. In both cases the project will be considered in its whole.

“Completed” is to be interpreted as “Taking over/Provisional Acceptance” or “Performance Certificate” issued for construction contracts. Copies (with translation to 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 contracts amounts for the completed works of the

tenderers, the values will be considered at the date of the completion and will not be carried to the date of the evaluation as "net present values" and should be converted to Euro rate from:

<http://ec.europa.eu/budget/inforeuro/index.cfm?Language=en>

- b) The tenderer must be a registered firm or a natural person legally capable of carrying out the specified works;
- c) The tenderer must carry out at least 70% of the contract works using its own resources, which means that it must have the equipment, materials, human and financial resources necessary to carry out that percentage of the contract;
- d) The leading member of a joint venture/consortium must be able to carry out at least 50% of the contract works using its own means;
- e) Key personnel – at a minimum, the following key personnel should be committed from the tenderer to the successful achievement of this contract:
 - One Project Manager (Contractor's representative) who will coordinate the entire contract. He/she shall have an university degree, with at least 8 years of post-graduate professional experience and experience in civil engineering or project management in at least one construction project with a total project value of at least 2.600.000 EUR;
 - One Site Engineer with a university degree, with at least 6 years of post-graduate professional experience and experience in civil engineering or site management in at least one construction project with a total project value of at least 2.600.000 EUR.

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

- Fluency in English, both written and spoken;
- Computer literacy.

Site Engineer position must possess, or being in a position to obtain before the commencement date, the relevant professional licenses as required by law on Planning and Construction of the Republic of Serbia and other relevant legal provisions.

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 it possesses proper company licenses according to the Serbian Law for the engineering and construction works.

An economic operator may, where appropriate and for a particular contract, rely on the capacity 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 relies mostly on the capacity of other entities or when it relies on key criteria. If the tenderer relies on other entities, it must prove to the Contracting Authority that it will have at its disposal the resources necessary to perform the contract, for example by producing an undertaking on the part of those entities to place 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 tender should include a separate document providing data on this third entity for the relevant selection criterion. Proof of capacity must be furnished at the request

of the Contracting Authority.

17. Award criteria

Price

TENDERING

18. How to obtain the tender dossier

The tender dossier is available for collection from the Contracting Authority at 3-5 Sremska St, office 702, VII floor, Belgrade, Republic of Serbia on CD-ROM, free of charge. 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:

Ministry of Finance
Department for Contracting and Financing of EU Funded Programmes (CFCU)
Division for Tender Preparation and Contract Management
3-5 Sremska St, VII floor, office 701
11000 Belgrade, Republic of Serbia
e-mail: cfcu.questions@mfin.gov.rs

(**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 www.cfcu.gov.rs.

19. Deadline for submission of tenders

11th March 2016 at 12:00 CET.

Any tender received by the Contracting Authority after this deadline will not be considered.

20. Tender opening session

11th March 2016 at 14:00 CET, at the premises of **Ministry of Finance, Department for Contracting and Financing of EU Funded Programmes (CFCU), 3-5 Sremska St, 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

Council Regulation (EC) No. 1085/2006 of 17th July 2006 establishing an Instrument for Pre-Accession Assistance (IPA) – OJL 210/82 of 31/07/2006.