

Ref. no: R09-1277/1-2019

Date: 21.11.2019.

SUPPLY CONTRACT NOTICE

Procurement of the waste selection bins and containers, for the purposes of the SUBREC project in Serbia

Location – Republic of Serbia, City of Užice

1. Publication reference

48-00-00046/2016-28-9/TD14

2. Procedure

Local open procedure

3. Programme title

Cross-border Programme Serbia - Bosnia and Herzegovina, 2014-2020 under the Instrument for Pre-accession Assistance (IPA II), allocations for 2014, 2015 and 2016; Reference: EuropeAid/139072/ID/ACT/Multi.

Project: Suburban recycling – Establishing System of Waste Management in Suburban Areas of Užice and Tuzla, SUBREC

4. Financing

Financing agreement. The project is co-financed by the European Union, in accordance with the rules of Cross-border Programme Serbia - Bosnia and Herzegovina, 2014-2020 under the Instrument for Pre-accession Assistance (IPA II), allocations for 2014, 2015 and 2016.

Budget line: 3.5.1. Bins for waste selection 120 l, 3.5.2. Bins for waste selection 240 l and 3.5.4. Containers 1,1 m³

5. Contracting authority

PUC "Bioktoš" Užice

Heroja Luna Street no. 2

31000 Užice, Republic of Serbia

CONTRACT SPECIFICATIONS

6. Description of the contract

The subject of this contract is procurement of waste selection bins for separate collection of biodegradable (communal) waste and recyclable (packaging, dry)

waste which will be set in suburban households in Užice, as well as containers for separate collection of recyclable glass in suburban areas of Užice. PUC Bioktoš will be in charge for manipulating this equipment.

7. Number and titles of lots

Two lots:

LOT1: Waste selection bins

LOT2: Waste selection containers

TERMS OF PARTICIPATION

8. Eligibility and rules of origin

Participation is open to all natural persons who are nationals of and legal persons (participating either individually or in a grouping – consortium - of tenderers) which are effectively established in a Member State of the European Union or in an eligible country or territory as defined under the Regulation (EU) N°236/2014 establishing common rules and procedures for the implementation of the Union's instruments for external action (CIR) for the applicable Instrument under which the contract is financed (see also heading 22 below). Participation is also open to international organisations.

If the value of goods/financial offer is above or equal to EUR 100 000: All supplies under this contract must originate in one or more of these countries.

If the value of goods/financial offer is below the threshold of EUR 100 000: All supplies under this contract may originate from any country.

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.

10. Number of tenders

Tenderers may submit only one tender per lot - for one lot or both lots. 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 for the amount of 10% of the financial offer when submitting their tender. This security instrument (instrument for the seriousness of the offer i.e. for meeting the obligations from the offer) must be provided in the form of a blank bill of exchange (a blank promissory note), along with signed promissory note authorization (at the amount of 10% of the financial offer, signed and stamped by

an authorize person, with the name of the drawee), a copy of the Specimen of Signatures and a copy of the Notarized signatures of authorized persons. This guarantee must be unconditional, irrevocable, payable on the first call, without a protest or charges, with no right to object, registered in the Register of Bills of Exchange or Mandates of the National Bank of Serbia and must remain valid at least 30 days beyond the period of validity of the tender. This guarantee will be released/returned to unsuccessful tenderers and tenderers who have not been selected once the tender procedure has been completed together with the information letter and to the successful tenderer[s] upon signing of the contract by all parties, once the performance guarantee has been submitted. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender (if the tenderer withdraws, revokes or changes the offer or if the successful tenderer refuse to sign the contract).

12. Performance guarantee

13. 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 performance securities must be provided together with the return of the countersigned contract no later than 5 days after the tenderer receives the contract signed by the Contracting Authority, in the form of a blank bill of exchange (a blank promissory note) as a security instrument, along with signed promissory note authorization (at the amount of 10% of the contract value, signed and stamped, with the name of the drawee), a copy of the Specimen of Signatures and a copy of the Notarized signatures of authorized persons. This guarantee must be unconditional, irrevocable, payable on the first call, without a protest or charges, with no right to object and registered in the Register of Bills of Exchange or Mandate of the National Bank of Serbia and must remain valid at least 30 days longer than the contract duration (date of the final acceptance of the equipment). If the selected tenderer fails to provide such a guarantee within the above mentioned 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. The contracting party shall cash in this guarantee if the supplier does not fulfil his contractual obligations.

14. Information meeting and/or site visit

No information meeting is planned.

15. Tender validity

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders. In exceptional circumstances, the Contracting Authority may, before the validity period expires, request that tenderers extend the validity of tenders for a specific period (see paragraph 8.2 of the instructions to tenderers).

16. Period of implementation of tasks

The delivery period for LOT1 is up to 60 days from the commencement date (date of contract signature by both parties), namely, the Contractor shall deliver the supplies under LOT1 successively, in 5 deliveries in accordance with the conditions of the contract and in line with the following dynamics – first delivery up to 30 calendar days from the commencement date and other 4 deliveries on every 7 days after the first delivery.

Period of implementation of tasks for LOT1 is up to 60 calendar days from the

commencement date until the final acceptance of the last delivery (testing of quality and quantity will be performed on the day of delivery).

The delivery period for LOT2 is up to 30 calendar days from the commencement date (from the date of contract signature by both parties) and the entire quantity must be delivered at once, within 30 days from the commencement date.

Period of implementation of tasks for LOT2 is up to 30 calendar days from the commencement date until the final acceptance of supplies (testing of quality and quantity will be performed on the day of delivery).

SELECTION AND AWARD CRITERIA

17. 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). The objective of this criterion is to examine whether or not the tenderer (ie, the consortium as a whole, in the case of a tender from a consortium): will not be economically dependent on the Contracting Authority in the event that the contract is awarded to it; and has sufficient financial stability to handle the proposed contract.

Financial criterion:

- the average annual turnover of the tenderer in the past 3 years (2018, 2017 and 2016) for which accounts have been closed, must be at least 2 times the price quoted in the tender's financial proposal/financial offer.

- the tenderer must prove its liquidity/solvency – that tenderer has not carried out economic activity with the net loss over a period of 1 accounting year (2018) and that its account has not been frozen nor blocked for any reason during the 1 year prior to publishing the tender contract notice.

Documentary proof/evidence of financial capacity:

- tenderer is obliged to provide copies of balance sheets and income statements (profit and loss account) for the past 3 years for which accounts have been closed (2018, 2017 and 2016), as a documentary proofs of its financial standing

- tenderer is obliged to provide a Solvency report issued by the Serbian Business Registers Agency, form BON-JN or a competent body; however, if the solvency report does not contain the data regarding the account being frozen or blocked in the last 1 year prior the tender publishing, the tenderer is obliged to provide the certificate on the number of days of account blockage issued by the National Bank of Serbia - Enforced Collection Department in Kragujevac or a competent body, which comprises the required period, as a documentary proof of its financial stability.

2) Technical capacity of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract). The objective of this criterion is to examine whether or not the tenderer (i.e., the consortium as a whole, in the case of a tender from a consortium) has sufficient expertise and experience to be able to handle the proposed contract

Technical criterion:

- the tenderer must prove that the manufacturer of the equipment and tenderer have the following production standards introduced/are certified to: ISO 9001, ISO 14001, OHSAS 18001 (or ISO 45001) or their national equivalents.

Documentary proof/evidence of technical capacity:

- As an evidence of the standards introduced by the manufacturer of the waste bins and containers and the tenderer and conformity to the above stated standards covering their relevant operations ((ISO 9001, ISO 14001, OHSAS 18001 (or ISO 45001) or their national equivalents), tenderer must submit copies of valid certificates for manufacturer and for itself issued by accredited certification bodies that both entities hold valid certificates.

Capacity-providing entities

With regard to technical, a tenderer may only rely on the capacities of other entities where the latter will perform the tasks for which these capacities are required.

18. Award criteria

Price (the technically compliant tender with the lowest price).

TENDERING

19. How to obtain the tender dossier

The tender dossier is available in the electronic format at the following webpages:

The advertisement for local publication is published in the Official Gazette of the Republic of Serbia and national daily newspapers Srpski telegraf, and tender dossier is available on the website of the PUC "Bioktoš" Užice (section Public procurements/Javne nabavke):

http://www.bioktos.com/index.php?option=com_content&view=article&id=28&Itemid=180&lang=sr

It is also available for inspection at the premises of the Contracting Authority, address as in point 5 above. 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:

PUC "Bioktoš" Užice

Heroja Luna no. 2, 31000 Užice

Fax no: 031/520-173; 510-156; 510-556; 517-377

E-mail: jkpbioktos@mts.rs; tamara.petrovic.subrec@duboko.rs

(mentioning the publication reference shown in item 1. 48-00-00046/2016-28-9/TD14) at least 21 days before the deadline for submission of tenders given in item 19 (not later than 03/12/2019 before 15:00 hrs). 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 deadline for submission of tenders (not later than 13/12/2019, till 15:00 hrs).

20. Deadline for submission of tenders

24 December 2019, before 14.00 hours.

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

21. Tender opening session

Tender opening session is on 24 December 2019, at 14.15 hrs at the venue of the PUC "Bioktoš" Užice, Heroja Luna no. 2 Street, 31000 Užice.

22. Language of the procedure

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

23. Legal basis¹

Regulation (EU) N°236/2014 of the European Parliament and of the Council of 11 March 2014 laying down common rules and procedures for the implementation of the Union's instruments for financing external action and Instrument for Pre-Accession Assistance (IPA II), allocations for 2014, 2015 and 2016.

¹ Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).