**WORKS CONTRACT NOTICE**

 **Contract title “**Improving state road I B category,No. 12 Matije Gupca Street in Sombor with putting up temporary and permanent traffic signalization"

 **Location** ‑ Sombor/Serbia

1. **Reference**

 HUSRB/1602/21/0061/PP1-TD-WR-07

1. **Procedure**

**Simplified procedure**

1. **Programme title**

 Interreg IPA Cross- border Cooperation Programme Hungary-Serbia

1. **Financing**

The project is co-financed by the European Union, in accordance with the rules of Interreg IPA Cross- border Cooperation Programme Hungary-Serbia programme.

1. **Contracting authority**

 Serbia
 **City of Sombor**, Trg Cara Urosa 1, 25000 Sombor

Clarifications may be sought from the contracting authority at the following email address vdespotovic@sombor.rs at the latest 21 days before the deadline for submission of applications stated at the point 11 of the instructions to tenderers.

Clarifications will be published on the website of DG International Cooperation and Development at the latest 11 days before the deadline.

**CONTRACT SPECIFICATIONS**

1. **Nature of contract**

**Unit price**

1. **Description of the contract**

The works on improving (heavy maintenance) of state road I B category, No. 12 Matije Gupca Street in Sombor performance section: City of Sombor from km 54+963.24 to km 56+622.87 , L=1,66 km, shall include improvement of the existing carriageway and construction of new carriageway based on relevant traffic load so that this carriageway may bear forecasted axle load of at least 11.5 t per axle.

For Matije Gupca Street in Sombor, the designed roadway width should be 7.20 m and the designed speed of the road 50 km/h. Shoulders of 1.20 m in width should be included on the given sections.

The design solution has to be produced within the existing road beltway.

1. **Provisional commencement date of the contract**

20th December 2018

1. **Period of implementation of tasks**

Six months from contract signature.

**TERMS OF PARTICIPATION**

1. **Eligibility and rules of origin**

Participation in this tender procedure is open only to the invited tenderers.

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 a eligible country or territory as defined under the Regulation (EU) No 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 17 below). Participation is also open to international organisations. All goods purchased under the contract must originate from an eligible source country as defined above. However, the goods to be purchased may originate from any country, whenever the total price of the estimated quantity of those goods, as reflected in a separate item of the breakdown of the lump-sum price (Volume 4.2.3) is below EUR 100 000.

Pleasebe aware that after the United Kingdom's withdrawal from the EU, the rules of access to EU procurement procedures of economic operators established in third countries and of goods originating from third countries1 will apply to candidates or tenderers from the United Kingdom, and to all candidates or tenderers proposing goods originating1 from the United Kingdom depending on the outcome of negotiations. In case such access is not provided by legal provisions in force at the time of the contract award, candidates or tenderers from the United Kingdom, and candidates or tenderers proposing goods originating1 from the United Kingdom could be rejected from the procurement procedure*.*

1However, they may originate from any country when the amount of the supplies to be purchased is below EUR 100 000.

1. **Subcontracting**

**Subcontracting is not allowed.**

1. **Grounds for exclusion**

Natural persons, companies or undertakings falling into a situation set out in Section 2.6.10.1.1. (‘exclusion from participation in procurement procedures’) and Section 2.6.10.1.2. (‘rejection from a given procedure’) of the practicalgGuide, are not entitled to participate in this tender procedure or be awarded a contract. Should they do so, their tender will be considered unsuitable or irregular respectively. Tenderers must provide declarations to the effect that they are not in any of the exclusion situations listed in Section 2.6.10.1. of the practical guide. The declarations must cover all the members of a joint venture/consortium. Tenderers guilty of making false declarations may also incur financial penalties up to 10% of the value of the contract and exclusion in accordance with the Financial Regulation in force.

Those exclusion situations apply to all members of a joint venture/consortium, all subcontractors and all suppliers to tenderers, as well as to all entities upon whose capacity the tenderer relies for the selection criteria.

Tenderers included in the lists of EU restrictive measures (see Section 2.4. of the PRAG) at the moment of the award decision cannot be awarded the contract.

1. **Number of tenders**

Tenderers may submit only one tender. Tenders for parts of the works will not be considered. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

**SELECTION AND AWARD CRITERIA**

1. **Selection criteria**

### In order to be eligible for the award of the contract, tenderers must provide evidence that they meet the selection criteria. 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:

***14.a Economic and financial capacity of candidate:***

### - The average annual turnover of the tenderer in the past three (3) years (2015, 2016, 2017) must be at least same or higher than tender financial offer for this contract.

### - 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 financial offer of tenderer. The credit amounts in euro must be provided by recognized banks and must be designated specifically for the project.

***14.b Technical and professional capacity of candidate:***

### It must have completed at least one projects of the same nature/amount/complexity as the works concerned by the tender and implemented during the following period: 5 years from the submission deadline. The Contracting Authority reserves the right to ask for copies of certificates of final acceptance signed by the supervisors/contracting authority of the projects concerned.

### This means that the project the tenderer refers to could have been started/implemented/completed at any time during the indicated period but it does not necessarily have to be started and completed during that period, nor implemented during the entire period. “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.

### Tenderer is required to have ISO 9001 and ISO 14001 and ISO 18001 certification or equivalent related to works required. In case of joint venture/consortium this should apply for one member of joint venture/consortium for the works .

### To have a license I131G2 - carrying out works on roads, issued by the competent Ministry or equivalent - in line with legislation of Republic of Serbia

### To own or have lease/right to use asphalt base at distances up to 60 km from the place of works. Asphalt base must to have usage/operation permit.

### Key personnel – at a minimum, the following key personnel (Form 4.6.1.2 and Form 4.6.1.3) should be committed from the tenderer to the successful achievement of this contract:

###  Tenderer is required to have at least two employed Civil Engineers with licences for road construction and at least two employed Traffic Engineers with licences. Licences need to be valid in according with legislative of Republic of Serbia

1. Award criteria

### The sole award criterion will be the price: the most economically advantageous tender is the technically compliant tender with the lowest price.

**TENDERING**

1. **Ethics clauses**

**The tenderers are subject to the ethics clauses, detailed in Section 2.5.6. of the practical guide.**

1. **Legal basis[[1]](#footnote-1)**

REGULATION (EU) No 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

REGULATION (EU) No 231/2014 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 11 March 2014 establishing an Instrument for Pre-accession Assistance (IPA II)

COMMISSION IMPLEMENTING REGULATION (EU) No 447/2014 of 2 May 2014 on the specific rules for implementing Regulation (EU) No 231/2014 of the European Parliament and of the Council establishing an Instrument for Pre-accession assistance (IPA II)

1. **Appeals**

Tenderers believing that they have been harmed by an error or irregularity during the award process may file a complaint. See further Section 2.12. of the practical guide.

1. Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term). [↑](#footnote-ref-1)