
SUPPLY PROCUREMENT NOTICE

The Supply of Equipment for Water Supply and Sewerage System with Wastewater Treatment Plant for Slavonski Brod

Location - **Brodsko-Posavska County, Republic of Croatia**

1. Publication reference

EuropeAid/130057/D/SUP/HR.

2. Procedure

Open

3. Programme

IPA

4. Financing

IPA CCI No 2008HR16IPR003 Water Supply and Sewerage system with Wastewater Treatment Plant for Slavonski Brod

5. Contracting authority

Hrvatske Vode (Croatian Waters), Ulica Grada Vukovara 220, HR – 10000 Zagreb

CONTRACT SPECIFICATIONS

6. Description of the contract

The subject of the Contract is the supply of the following sewer line maintenance and inspection equipment, including delivery, training and after-sales services by the Contractor: two vehicles for sewerage suction and flushing, i.e 12,5 m³ combination suction/flushing vehicle and 8 m³ suction vehicle; and CCTV sewer inspection camera installed in a customized van. The place of acceptance of the supplies will be at the address of the End Recipient – Vodovod d.o.o. Slavonski Brod.

7. Number and titles of lots

Lot 1 - Sewerage Suction/Flushing Vehicles

Lot 2 - CCTV sewer inspection camera installed in a customized van

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 Supply Contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the Practical Guide to contracts procedures for EU external actions.

Tenderers and, if they are legal entities, persons who have powers of representation, decision-making or control over them, are informed that, should they be in one of the situations mentioned in:

- Commission decision (2008/969/EC, Euratom) of 16 December 2008 on the Early Warning System (EWS) for the use of authorising officers of the Commission and the executive agencies (OJ, L 344, 20.12.2008, p. 125),
- Commission Regulation (2008/1302/EC, Euratom) of 17 December 2008 on the central Exclusion Database – CED (OJ, L 344, 20.12.2008, p.12),

their personal details (name, given name if natural person, address, legal form and name and given name of the person with powers of representation, decision-making or control, if legal person) may be registered in the EWS and CED, and communicated to the persons and entities listed in the above-mentioned decision and regulation, in relation to the award or the execution of a procurement contract or a grant agreement or decision.

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 supplies required in the tender dossier.

11. Tender guarantee

Tenderers must provide a tender guarantee of 8,000.00 EUR for Lot 1 and 2,000.00 EUR for Lot 2 when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer(s) upon signature of the contract by all parties. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender.

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

No information meeting is planned.

14. Tender validity

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders.

15. Period of implementation

The implementation period will last 275 days for Lot 1 and 231 days for Lot 2, starting from day of issuance of Commencement Order and ending on the day of issuance of the certificate of Provisional Acceptance. The implementation period will include delivery period of 210 days for Lot 1 and 180 days for Lot 2.

SELECTION AND AWARD CRITERIA

16. 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). In case of tenderer being a public body, equivalent information should be provided.
 - (a) the annual turnover of the tenderer for the years 2008, 2009 and 2010¹ must be at least two times of the submitted financial proposal²
 - (b) the cash and cash equivalents of tenderer at the end of year 2008, year 2009 and year 2010 are positive
- 2) Technical capacity of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract)
 - (a) the tenderer has successfully completed one or more contracts in the field related to this contract (supply of suction/flushing vehicles if the tenderer is applying for Lot 1 or supply of CCTV equipment if the tenderer is applying for Lot 2) with a total contract value(s) of at least that of his financial proposal for this tender in the years 2008, 2009 or 2010

An economic operator may, where appropriate and for a particular contract, rely on the capacities 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 rely in majority on the capacities of other entities or when they rely on key criteria. If

¹ Year 2008 is considered to be “two years before last year”, year 2009 is considered to be “year before last year” and year 2010 is considered to be “last year”.

² If the tenderer applies for more than one lot, the total offered price (meaning, the total sum of offered prices stated in the tenderer's declaration for all tendered lots) will be evaluated against the set annual turnover.

the tender rely on other entities it must prove to the Contracting Authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part of those entities to place those 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 data for this third entity for the relevant selection criterion should be included in the tender in a separate document. Proof of the capacity will also have to be furnished when requested by the Contracting Authority.

17. Award criteria

Price.

TENDERING

18. How to obtain the tender dossier

The tender dossier is available from the following Internet address:

<https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>.

The tender dossier is also available from the Contracting Authority from the following address:

<http://www.voda.hr/Default.aspx?sec=306>

Tenders must be submitted using the standard Tender Form for a Supply Contract 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 the Contracting Authority – Hrvatske vode (Croatian Waters), Ulica Grada Vukovara 220, HR – 10000 Zagreb, fax: +385 1 630 76 86, mail: ipa@voda.hr, 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 shall 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 on the Hrvatske vode (Croatian Waters) website:

<http://www.voda.hr/Default.aspx?sec=306>

19. Deadline for submission of tenders

April 4th 2011 at 12:00 Zagreb Local Time at the premises of Hrvatske Vode (Croatian Waters), Ulica grada Vukovara 220, HR-10000 Zagreb

Any tender received after this deadline will not be considered.

20. Tender opening session

April 4th 2011 at 13:00 Zagreb Local Time at the premises of Hrvatske Vode (Croatian Waters), Ulica grada Vukovara 220, HR-10000 Zagreb

21. Language of the procedure

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

22. Legal basis

Council Regulation (EC) N° 1085/2006 of 17 July 2006 establishing and Instrument for Pre-Accession Assistance (IPA)