

Ref. no: SUBREC 81/19

Date: 18.10.2019.

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## SUPPLY CONTRACT NOTICE

### **Procurement of the waste selection bins and containers, for the purposes of the SUBREC project in Bosnia and Herzegovina**

**Location** - Bosnia and Herzegovina, City of Tuzla

#### **1. Publication reference**

48-00-00046/2016-28-9/TD11

#### **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 m<sup>3</sup>

#### **5. Contracting authority**

PUC "Komunalac" Tuzla

Husinskih rudara bb

75000 Tuzla, Bosnia and Herzegovina

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## 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 Tuzla, as well as containers for separate collection of recyclable glass in suburban areas of Tuzla. PUC Komunalac will be in charge for manipulating this equipment.

## **7. Number and titles of lots**

Two lots:

LOT1: Waste selection bins

LOT2: Waste selection containers

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## **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 a 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). This guarantee must be unconditional, without a protest, payable on the first call 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**

The successful tenderer will be asked to provide a performance guarantee of 10% of the amount 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). This guarantee must be unconditional, without a protest, payable on the first call and must remain valid at least 30 days longer than the contract duration (30 days longer than the date of final acceptance of the waste selection 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.

## **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. 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).

## **15. Period of implementation of tasks**

The delivery period for both lots is up to 30 days from the commencement date (date of contract signature by both parties), namely, the Contractor shall deliver the supplies under LOT1 successively, in 4 deliveries in accordance with the conditions of the contract, up to 30 calendar days from the commencement date (from the date of contract signature by both parties). For supplies under LOT2, the entire quantity must be delivered at once, within 30 days from the commencement date.

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

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## 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) 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 has experience in supplying equipment similar to the nature and complexity of this contract during the past 3 years from the submission deadline.

**Documentary proof/evidence of technical capacity:**

- As an evidence of experience in supplying equipment similar to the nature and complexity of this contract, tenderer is obliged to submit a detailed list of supplies in the past three years from the submission deadline, with the sums, dates and recipients (list of major relevant supplies is given in the Part D. Tender form for supply contract, point 6. Experience).

This means that the contract the tenderer refers to could have been started or 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. Tenderers are allowed to refer either to projects completed within the reference period (although started earlier) or to projects not yet completed. In the first case the project will be considered in its whole if proper evidence of performance is provided (statement or certificate from the entity which awarded the contract, final acceptance). In case of projects still on-going only the portion satisfactorily completed during the reference period will be taken into consideration. This portion will have to be supported by documentary evidence (similarly to projects completed) also detailing its value.

**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.

### 17. Award criteria

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

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## TENDERING

### 18. 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 at the Official Gazette of Bosnia and Herzegovina, national daily newspapers Dnevni avaz and on the website of the PUC Komunalac, and tender dossier is available on the website of the PUC Komunalac Tuzla:

[http://www.komunalactz.com.ba/index.php?option=com\\_content&task=blogcategory&id=19&Itemid=75](http://www.komunalactz.com.ba/index.php?option=com_content&task=blogcategory&id=19&Itemid=75)

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 "Komunalac" Tuzla

Husinskih rudara bb, 75000 Tuzla

Fax no: +387 (0)35 302 556

E-mail: mersed.barakovic@komunalac.com.ba; tamara.petrovic.subrec@duboko.rs

(mentioning the publication reference shown in item 1. 48-00-00046/2016-28-9/TD11) at least 21 days before the deadline for submission of tenders given in item 19 (not later than 30/10/2019 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 08/11/2019, till 12:00 hrs).

### 19. Deadline for submission of tenders

20 November 2019, before 14.00 hours.

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

### 20. Tender opening session

Tender opening session is on 20 November 2019, at 14.15 hrs at the venue of the PUC "Komunalac" Tuzla, Husinskih rudara bb Street, 75000 Tuzla.

### 21. Language of the procedure

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

## **22. Legal basis<sup>1</sup>**

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.

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