WORKS PROCUREMENT NOTICE

Reconstruction works on the Sarajevo and Novi Grad City Halls

Location – Bosnia and Herzegovina, Federation of Bosnia and Herzegovina and Republika Srpska

1. Publication reference

EuropeAid/130758/C/WKS/BA

Tender No: EC/BIH/TEN/11/022

2. Procedure

Open

3. Programme

IPA 2009 and IPA 2010

4. Financing

BGUE-B2011-22.020200-C8-ELARG DELBIH

5. Contracting Authority

Delegation of the European Union to Bosnia and Herzegovina on behalf of the beneficiary country

CONTRACT SPECIFICATIONS

6. Description of the contract

The restoration' works will include reconstruction of authentic interiors, restoration of painted and plaster decoration, preservation of fragments, decorations and wall paintings in accordance to the reconstruction plan. The intervention on the City Halls can be subsumed under the general term of rehabilitation, which means restoring a damaged or destroyed property to its condition prior to the destruction, using the same or identical materials that were used prior to its damaging or destruction, and, as much as possible, the same building technique.

The works on Sarajevo City Hall, formally opened in 1896, are mainly intended to reconstruct the interiors and original internal decorations, since the reconstruction of the exteriors is currently underway by non-EU financing.

The works on the Novi Grad (former Bosanski Novi) City Hall, erected in 1892, are intended to reconstruct the interiors, original internal decorations and the exteriors.

7. Number and titles of lots

Two (2) lots, each corresponding to particular building, namely:

Lot 1: the works on Sarajevo City Hall (Vjecnica)

Lot 2: the works on the Novi Grad (former Bosanski Novi) City Hall

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 **(http://ec.europa.eu/europeaid/work/procedures/implementation/eligibility/index_en.htm; next enter GENERAL ANNEX A2 Eligibility programmes 2007-2013 and go to Instrument for Pre-Accession Assistance (Council Regulation (EC) N° 1085/2006 - OJ L 210/82 of 31.7.2006).** All works, supplies and services under this contract must originate in one or more of these countries. Participation is also open to international organisations. The 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 to contract procedures for EU external actions.**

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 **105,000 Euro for Lot 1 and 15,000 Euro 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.

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. Site visit

An optional site visit will be held on:

Sarajevo City Hall (Vjećnica) on 19th September at 09:00 am
Obala Kulina Bana 42 street
71000 Sarajevo, Bosnia and Herzegovina

Novi Grad City Hall on 20th September 2011 at 10:00 am
Njegoseva 2 street
79220 Novi Grad (former Bosanski Novi), Bosnia and Herzegovina

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

Period of implementation is limited to maximum 24 calendar months from Commencement date.

SELECTION AND AWARD CRITERIA

16. Selection criteria

Economic and Financial capacity for Lot 1 only or both lots (Lot 1 and Lot 2):

1. The tenderer must be registered firm or natural persons capable to carry out the specified works.
2. The total turnover in construction works of a sole tenderer during the past three (3) years (2008+2009+2010) must be at least 6.0 MEUR. In the case of joint venture/consortium the Lead Partner's individual total turnover in construction works in the past three (3) years (2008+2009+2010) must be at least 2.5 MEUR, while the consortium/joint venture as a whole must have turnover in construction works of at least 6.0 MEUR in total for the previous three (3) years (2008+2009+2010); (Vol. 1; Sec.4; Form 4.4; Financial statement – 4.4.2.).
3. Works in hand in construction of a sole tenderer must be at least 2.0 MEUR. In the case of joint venture/consortium, works in hand in construction of at least one (1) member of joint venture/consortium must be at least 1.5 MEUR; while the consortium/joint venture as a whole must have at least 2.0 MEUR construction works in hand. (Vol. 1; Sec.4; Form 4.4; Financial statement – 4.4.3.)
4. The sole tenderer or at least one of the partners in a joint venture/consortium 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 be at least 1.0 MEUR.

Economic and Financial capacity for Lot 2 only:

1. The tenderer must be registered firm or natural persons capable to carry out the specified works.
2. The total turnover in construction works of a sole tenderer during the past three (3) years (2008+2009+2010) must be at least 1.0 MEUR. In the case of joint venture/consortium the Lead Partner's individual total turnover in construction works in the past three (3) years (2008+2009+2010) must be at least 0.5 MEUR, while the consortium/joint venture as a whole must have turnover in construction works of at least 1.0 MEUR in total for the previous three (3) years (2008+2009+2010); (Vol. 1; Sec.4; Form 4.4; Financial statement – 4.4.2.).
3. Works in hand in construction of a sole tenderer must be at least 0.4 MEUR. In the case of joint venture/consortium, works in hand in construction of at least one (1) member of joint venture/consortium must be at least 0.25 MEUR; while the consortium/joint venture as a whole must have at least 0.4 MEUR construction works in hand. (Vol. 1; Sec.4; Form 4.4; Financial statement – 4.4.3.)
4. The sole tenderer or at least one of the partners in a joint venture/consortium 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 be at least 0.2 MEUR.

Professional capacity:

All key personnel (Project/Site Manager, Heating/Ventilation/Air-Conditioning Engineer and Electrical Engineer) must be as follows:

a. **Project/Site Manager**:

- Shall have a University degree (BSc) in one of the technical disciplines such as Civil Engineering or Architecture,
- is a charted engineer ("polozen strucni ispit") according to the legislation applicable in Bosnia and Herzegovina
- shall have at least seven (7) years of relevant professional experience in construction sector
- shall have completed at least one **(1) construction/reconstruction project,** as a project/site manager, of a similar size, totalling to at least 3,000 m2, over the last **5 years (2006, 2007, 2008, 2009, 2010).**

b. **Heating/Ventilation/Air-Conditioning Engineer**:

- Shall have a University degree (BSc) in Mechanical Engineering,
- is a charted engineer ("polozen strucni ispit") according to the legislation applicable in Bosnia and Herzegovina
- shall have at least five (5) years of relevant professional experience in construction sector

c. **Electrical Engineer**:

- Shall have a University degree (BSc) in Electrical Engineering,
- is a charted engineer ("polozen strucni ispit") according to the legislation applicable in Bosnia and Herzegovina
- shall have at least five (5) years of relevant professional experience in construction sector

Technical capacity:

a) In case of sole tenderer, he must have the ability to carry out at least 70% of the construction works by its own means, meaning he must have organisational, structure, equipment, materials, human and financial resources, including access to the bank loans, necessary to enable him to carry out 70% of the contract.

b) In case of consortium/joint venture, the lead partner must have the ability to carry out at least 50% of the contract works by his own means, as defined in point a) above.

c) Other partners in a joint venture/consortium (i.e. not the lead partner) must have the ability to carry out at least 10% of the contract works by his own means, as defined in point a) above.

d) **Lot no. 1 only or both lots (Lot no. 1 and Lot no. 2):**
The sole tenderer/or joint venture/consortium as a whole must have completed at least 2 (two) construction/reconstruction projects, of similar size (referent projects totalling to at least 7,000 m2), comparable to the works concerned over the past 5 (five) years.

Lot no. 2 only:
The sole tenderer/or joint venture/consortium as a whole must have completed at least 1 (one) construction/reconstruction projects, of similar size (referent projects totalling to at least 400 m2), comparable to the works concerned over the past 5 (five) years.

The tenderer must present evidence, e.g. copies of the respective certificates(s) of commissioning, provisional or final acceptance certificate endorsed by the Supervisors/Contracting Authority, proving the above required experience. Ongoing works contracts with more than 75% works progress documented would also be taken in consideration. 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 tender rely in majority on the capacities of other entities or when they rely on key criteria. If 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

The lowest price of the administratively and technically compliant offer

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TENDERING

18. How to obtain the tender dossier

The tender dossier is available free of charge from the Contracting Authority:

Delegation of the European Union to Bosnia and Herzegovina

Contract, Finance and Audit Section – Procurement Team

Skenderija 3a

71000 Sarajevo, Bosnia and Herzegovina

The tender dossier is also available https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome and EU Delegation to BiH website http://www.europa.ba.

CDs with construction drawings are available for collection from the Contacting Authority.

Collection of CD with construction drawings will be organized and couriers' fee paid by the Tenderer.

It is also available for inspection at the premises of the Contracting Authority, address as 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:

Delegation of the European Union to Bosnia and Herzegovina, Procurement Team

Skenderija 3a, 71000, Sarajevo, Bosnia and Herzegovina

Fax: + 387 33 218 323

E-mail: DELEGATION-BiH-PROCUREMENT@eeas.europa.eu

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 EU Delegation to BiH website http://www.europa.ba .

19. Deadline for submission of tenders

12:00 Central European Time on 3 Nov 2011.

Any tender received after this deadline will not be considered.

20. Tender opening session

14:00 Central European Time on 3 Nov 2011 at the premises of the Delegation of the European Union to Bosnia and Herzegovina.

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 17 July 2006 establishing an Instrument for Pre-Accession Assistance (IPA)