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BA-Sarajevo: IPA — supply of ICT equipment for judicial institutions in Bosnia and Herzegovina
2011/S 141-233192

Location — Bosnia and Herzegovina

Supply procurement notice

1. **Publication reference:**
EuropeAid/131226/C/SUP/BA.

2. **Procedure:**
Open international.

3. **Programme:**
IPA 2009.

4. **Financing:**
BGUE-B2011-22.020200-C8-ELARG DELBIH.

5. **Contracting authority:**
European Union, represented by the European Commission, on behalf of and for the account of the beneficiary country, Sarajevo, BOSNIA AND HERZEGOVINA.

Contract specifications

6. **Description of the contract:**
To provide BiH courts and prosecutors' offices as well as the High Judicial and Prosecutorial Council with the necessary information and communication technology (ICT).

7. **Number and titles of lots:**
Lot 1: servers, storage and network equipment.
Lot 2: scanners.
Lot 3: videoconferencing system.
Lot 4: software licences.

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 1 or more of these countries with the exception of lot 2 for which derogation is granted. 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 contract procedures for EU external actions'.

10. **Number of tenders:**

Tenderers may submit only 1 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 1 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(s): for lot 1 in the amount of 1 730 EUR; for lot 2 in the amount of 1 470 EUR; for lot 3 in the amount of 6 110 EUR and for lot 4 in the amount of 670 EUR, when submitting their tender. This guarantee(s) 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 of tasks:**
4 months, from contract signature.

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 the case of the tenderer being a public body, equivalent information should be provided:
(a) the average annual turnover of the tenderer for the last 3 years must exceed the total value of its financial proposal.
2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the tender form for a supply contract):
(a) the tenderer has a minimum of 5 staff employed on a permanent basis in fields related to this contract and;
3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the tender form for a supply contract):
(a) over the past 36 months before the launch of this tender procedure, the tenderer has successfully completed at least 2 contracts in related fields with a budget per contract of at least the same as the financial proposal offered under this tender.
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 tenderers rely in majority on the capacities of other entities or when they rely on key criteria. If the tenderer relies 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 and http://www.delbih.ec.europa.eu/?akcija-tenderi&jezik
The tender dossier is also available for inspection from the contracting authority. 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:
Delegation of the European Union to Bosnia and Herzegovina, Procurement Team, Skenderija 3a, 71 000 Sarajevo, BOSNIA AND HERZEGOVINA. Fax +387 33218323. E-mail: delegation-bih-procurement@ec.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 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 http://www.delbih.ec.europa.eu/?akcija-tenderi&jezik

19. **Deadline for submission of tenders:**
3.10.2011 (12:00), Central European Time, at the following address:
Delegation of the European Union to Bosnia and Herzegovina, Procurement Team, Skenderija 3a, 71 000 Sarajevo, BOSNIA AND HERZEGOVINA.
Any tender received after this deadline will not be considered.

20. **Tender opening session:**
3.10.2011 (15:00), Central European Time, at the abovementioned address.

21. **Language of the procedure:**
All written communications for this tender procedure and contract must be in English.

22. **Legal basis:**
Instrument for pre-accession assistance (Council Regulation (EC) No 1085/2006 — OJ L 210/82 of 31.7.2006).