

SUPPLY CONTRACT NOTICE

Support to the Civil Protection Mechanism Bosnia and Herzegovina

1. Publication reference

EuropeAid/139040/DH/SUP/BA

2. Procedure

Open

3. Programme title

IPA 2014 Special Measure on flood recovery and flood risk management – Bosnia and Herzegovina part

4. Financing

BGUE-B2017-22.020102-C8-NEAR DELBIH

5. Contracting authority

The European Union, represented by the European Commission on behalf of and for the account of Bosnia and Herzegovina

CONTRACT SPECIFICATIONS

6. Description of the contract

The objective of the supplies is procuring relevant Civil Protection equipment to reinforce the technical capacity of the Civil Protection authorities in Bosnia and Herzegovina.

7. Number and titles of lots

Lot 1: Truck and Hydraulic Crane

Lot 2: Truck trailers

Lot 3: 4 x 4 Terrain Motor Vehicles

Lot 4: 4 x 4 Vehicles

Lot 5: Vans

Lot 6: Rescue tools for Urban Search and Rescue (USAR) teams

Lot 7: Specialized personal rescue equipment

Lot 8: Specialised communication and surveillance equipment

Lot 9: Aircrafts

Lot 10: Equipment for psychological testing

Lot 11: Radio communication equipment

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.

Please be 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 originating from the United Kingdom¹ 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 originating from the United Kingdom could be rejected from the procurement procedure.

All supplies under the following lots **must originate** in one or more of these countries (Member states of the European Union and beneficiary countries of IPA II programme as defined under the Regulation (EU) N°236/2014):

- Lot 1: Truck and Hydraulic Crane
- Lot 3: 4 x 4 Terrain Motor Vehicles
- Lot 4: 4 x 4 Vehicles
- Lot 9: Aircrafts

All supplies under the following lots **may originate** from any country*:

- Lot 2: Truck trailers
- Lot 5: Vans
- Lot 6: Rescue tools for Urban Search and Rescue (USAR) teams
- Lot 7: Specialized personal rescue equipment
- Lot 8: Specialised communication and surveillance equipment
- Lot 10: Equipment for psychological testing
- Lot 11: Radio communication equipment

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. 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.

*However, if the price of the lot is above or equal to EUR 100 000, the rules of origin will apply.

11. Tender guarantee

Tenderers must provide a tender guarantee of:

- 1,500 EUR for Lot 1: Truck and Hydraulic Crane
- 3,500 EUR for Lot 3: 4 x 4 Terrain Motor Vehicles
- 3,500 EUR for Lot 4: 4 x 4 Vehicles
- 1,000 EUR for Lot 5: Vans
- 2,000 EUR for Lot 9: Aircrafts

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. 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 para 8.2 of the instructions to tenderers).

15. Period of implementation of tasks

The period of implementation is:

For Lot 3, Lot 4, Lot 5, Lot 6, Lot 7, Lot 8, Lot 10 and Lot 11 - one hundred and twenty (120) calendar days from commencement date until the provisional acceptance.

For Lot 1, Lot 2 and Lot 9 - two hundred and seventy (270) calendar days from commencement date until the provisional acceptance.

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 unless specified otherwise. The selection criteria will not be applied to natural persons and single-member companies when they are sub-contractors:

- 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. The reference period which will be taken into account will be the last three years for which accounts have been closed.

The selection criteria for each tenderer are as follows:

- a) the average annual turnover of the tenderer for the last 3 years must exceed the total value of its financial offer for the Lot(s) offered under this tender.
- 2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the Tender Form for a Supply Contract). The reference period which will be taken into account will be the last 3 years from submission deadline.
 - a) at least 3 staff currently work for the tenderer in fields related to the Lot(s) offered.
 - 3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract). The reference period which will be taken into account will be the last 5 years from the submission deadline.
 - a) **For each of the Lot offered:** Over the last 5 years before the tender submission the tenderer has delivered supplies under at least one contract, with a value of at least the value of its financial offer for the Lot in question, and of a similar nature to the one subject to the Lot offered.

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

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 the tenderer 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 a commitment 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.

With regard to technical and professional criteria, a tenderer may only rely on the capacities of other entities where the latter will perform the tasks for which these capacities are required.

With regard to economic and financial criteria, the entities upon whose capacity the tenderer relies, become jointly and severally liable for the performance of the contract.

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://europa.ba/?page_id=320.

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 – Finance, Contracts and Audit Section

Skenderija 3a, 71000 Sarajevo, Bosnia and Herzegovina

Fax: 00387 33 218 323

E-mail: DELEGATION-BOSNIA-AND-HERZEGOVINA-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 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://europa.ba/?page_id=320.

19. Deadline for submission of tenders

10 September 2018 at 12:00 Central European Time

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

20. Tender opening session

10 September 2018 at 15:00 Central European Time

21. Language of the procedure

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

22. Legal basis¹

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 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).

23. Additional information

N/a.

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