

***B. DRAFT CONTRACT AND SPECIAL CONDITIONS,
INCLUDING ANNEXES***

DRAFT CONTRACT

SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

No <Contract number>

FINANCED FROM THE GENERAL BUDGET OF THE UNION

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

(‘The contracting authority’),

of the one part,

and

<Full official name of contractor>

[<Legal status/title>]¹

[<Official registration number>]²

<Full official address>

[<VAT number>]³, (‘the contractor’)

of the other part,

have agreed as follows:

CONTRACT TITLE

**Common Information System for Vetting and Issuing of Security Clearances
Bosnia and Herzegovina**

Identification number EuropeAid 140099/DH/SUP/BA

Article 1 Subject

1.1 The subject of the contract is the supply, delivery, unloading, installation, assembly, integration, commissioning, testing, training and aftersales service by the contractor of the following goods:

Common Information System for Vetting and Issuing of Security Clearances

as specified in the Technical Specifications, in 1 lot, quantities as specified in the Technical Specifications.

The place of acceptance of the supplies shall be the delivery places specified in Annex II + III: Technical Specifications + Technical Offer, the time limits for delivery shall be three hundred and sixty five (365) calendar days from the commencement date until the

¹ Where the contracting party is an individual.

² Where applicable. For individuals, mention their ID card or passport or equivalent document – number.

³ Except where the contracting party is not VAT registered.

provisional acceptance is issued, and the Incoterm applicable shall be DDP⁴ (not including custom duties, import duties, taxes or other equivalent fiscal charges).

- 1.2 The contractor shall comply strictly with the terms of the special conditions and the technical annex.

Article 2 Origin

The rules of origin of the goods are defined in Article 10 of the special conditions.

A certificate of origin for the goods must be provided by the contractor at the latest when it requests provisional acceptance of the goods. Failure to comply with this condition may result in the termination of the contract and/or suspension of payment.

Article 3 Price

- 3.1 The price of the supplies shall be that shown on the financial offer (specimen in Annex IV). The total maximum contract price shall be EUR <insert price>
- 3.2 Payments shall be made in accordance with the general and/or special conditions (Articles 26 to 28).

Article 4 Order of precedence of contract documents

The contract is made up of the following documents, in order of precedence:

- the contract agreement;
- the special conditions
- the general conditions (Annex I);
- the technical specifications (Annex II [including clarifications before the deadline for submission of tenders and minutes from the information meeting/site visit];
- the technical offer (Annex III [including clarifications from the tenderer provided during tender evaluation]);
- the budget breakdown (Annex IV);
- specified forms and other relevant documents (Annex V);

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above.

Article 5 Other specific conditions applying to the contract

For the purpose of Article 44 of the General Conditions,

- (a) the data controller is the head of contracts and finance unit R4 of DG Neighbourhood and Enlargement Negotiations
- (b) the data protection notice is available at <http://ec.europa.eu/europeaid/prag/annexes.do?chapterTitleCode=A.1>

⁴ DDP (Delivered Duty Paid) — Incoterms 2010 International Chamber of Commerce
<http://www.iccwbo.org/products-and-services/trade-facilitation/incoterms-2010/the-incoterms-rules/>.

Done in English in three originals, two originals being for the European Commission, and one original being for the contractor.

For the contractor

Name:

Title:

Signature:

Date:

For the contracting authority

Name:

Title:

Signature:

Date: