
SUPPLY CONTRACT NOTICE

Supply of mobile bulky waste cutting machine (shredder) for the purposes of the BWL project in Bosnia

Location - Republic of Bosnia and Herzegovina, city of Tuzla

1. Publication reference

48-00-00080/2019-28-2/TD01

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 2016, 2017 and 2018. Reference: EuropeAid/165834/ID/MULTI.

Project: Establishing the system bulky waste management on the territories of the cities of Uzice and Tuzla - of sustainable Bulky Waste Less - BWL

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 2016, 2017 and 2018. Reference: EuropeAid/165834/ID/MULTI.

Budget line: **3.3.1 Special machine for cutting bulky waste**

5. Contracting authority

PUC Komunalac d.o.o. Tuzla
Husinskih rudara bb
75 000 Tuzla, Bosnia and Herzegovina

CONTRACT SPECIFICATIONS

6. Description of the contract

The subject of this contract is procurement of special equipment – mobile caterpillar machine for bulky waste cutting (shredder), necessary for implementation of the project activities in B&H. This equipment will be used by the project coordinator - PUC Komunalac d.o.o. Tuzla, for establishment of sustainable bulky waste management that is collected on the territory of the city of Tuzla. The system will cover both urban and rural territories in the city of Tuzla, where regular schedule of collection of this type of waste will be established. Collected waste will be treated by use of this machine, contributing to decreasing of the collected waste volume and accordingly decreasing the pressure on the existing landfill. Procurement of

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shredder will contribute to the overall management and operations of the PUC Komunalac d.o.o. Tuzla.

7. Number and titles of lots

One lot only (tender is not divided into lots).

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.

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 to all candidates or tenderers proposing goods originating from the United Kingdom depending on the outcome of negotiations. In case such access is not provided by legal provisions in force, 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.

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 Section 2.6.10.1. of the practical guide.

Tenderers included in the lists of EU restrictive measures (see Section 2.4. of the PRAG) at the moment of the award decision cannot be awarded the contract.

10. Number of tenders

Tenderers may submit only one tender. 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

No tender guarantee is required.

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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 performance securities must be provided together with the return of the countersigned contract no later than 15 days after the tenderer receives the contract signed by the Contracting Authority, in the form of a bill of exchange 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), a copy of the Specimen of Signatures and a copy of the Notarized signatures of authorized persons.

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.

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 is maximum 6 months (180 days) from the commencement date (date of contract signature by both parties).

Period of implementation of tasks is maximum 190 calendar days from the commencement date until the signature of provisional acceptance (upon installation, commissioning and training of the staff for handling).

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:

1) Economic and financial capacity of tenderer (based on the item 3 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): will be economically dependent on the Contracting Authority in the event that the contract is awarded to it; and has sufficient financial stability to handle the proposed contract.

Financial criterion:

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- the average annual turnover of the tenderer in the past 3 years (2018, 2019 and 2020) for which accounts have been closed, must exceed the annualised maximum budget of the contract/financial offer submitted by the tenderer.

Documentary proof/evidence of financial capacity:

- tenderer is obliged to provide copies of balance sheets and income statements (profit and loss account) for the past 3 years for which accounts have been closed (2018, 2019 and 2020), as a documentary proofs of financial standing. In case the documents

2) 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.
- the tenderer has delivered supplies under at least 2 contracts with a value of at least of this contract/financial offer submitted by the tenderer, related to supplying equipment similar to the nature and complexity of this contract (shredder for waste materials cutting), which was implemented during the 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 - equipment delivered 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.

- As an evidence of successful execution of at least 2 contracts related to supplying equipment similar to the nature and complexity of this contract (shredder for waste materials cutting), tenderer is obliged to provide a copy of contract/invoice together with a delivery receipt or confirmation of successful implementation of the contract issued by the contracting authority/recipient of the equipment.

Capacity-providing entities

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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. 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 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 relying on them and must comply with the selection criteria for which the economic operator relies on them. 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 provided 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 (the technically compliant tender with the lowest price).

TENDERING

18. How to obtain the tender dossier

The tender dossier is available in the electronic format at the following webpage:

The advertisement on launching local open tender procedure is published in the Official Gazette of the Republic of Bosnia and Herzegovina and national daily newspapers Dnevni Avaz, and tender dossier is available on the website of PUC Komunalac d.o.o. Tuzla <http://www.komunalac.com.ba>.

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 d.o.o. Tuzla
Husinskih rudara bb, 75000 Tuzla
Fax no:+38735316281

E-mail: komunalac@bih.net.ba and mersed.barakovic@komunalac.com.ba (mentioning the publication reference shown in item 1. Ref.no.48-00-00080/2019-28-2/TD 01) at least 21 days before the deadline for submission of tenders given in item 19 (not later than 22/07/2021 before 16:00 PM). 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 02/08/2021, before 16:00 PM).

19. Deadline for submission of tenders

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11 August, 2021, till 12:00 P.M.

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

How tenders may be submitted

Tenders must be submitted in English exclusively to the contracting authority in a sealed envelope:

- EITHER by post or by courier service, in which case the evidence shall be constituted by the postmark or the date of the deposit slip, to:

PUC Komunalac d.o.o. Tuzla (JKP Komunalac d.o.o. Tuzla)
Husinskih rudara bb, 75000 Tuzla, B&H

- OR hand delivered by the participant in person or by an agent directly to the premises of the contracting authority in return for a signed and dated receipt, in which case the evidence shall be constituted by this acknowledgement of receipt, to:

PUC Komunalac d.o.o. Tuzla (JKP Komunalac d.o.o. Tuzla)
Husinskih rudara bb, 75000 Tuzla, B&H

Tenders must comply with the following conditions:

All tenders must be submitted in one original, marked 'original', and one copy, signed in the same way as the original and marked 'copy'.

All tenders, including annexes and all supporting documents, must be submitted in a sealed envelope bearing only:

- a) the above address - PUC Komunalac d.o.o. (JKP Komunalac d.o.o. Tuzla), Husinskih rudara bb, 75000 Tuzla
- b) the reference code of this tender procedure, (i.e., 48-00-00080/2019-28-2/TD 01);
- c) the words "**Not to be opened before the tender opening session**" in the language of the tender dossier and "**Ne otvarati prije sastanka za otvaranje ponuda**".
- d) the name of the tenderer.

The technical and financial offers must be placed together in a sealed envelope. The envelope should then be placed in another single sealed envelope/package, unless their volume requires a separate submission.

Tenders submitted by any other means will not be considered.

By submitting a tender candidates accept to receive notification of the outcome of the procedure by electronic means. Such notification shall be deemed to have been received on the date upon which the contracting authority sends it to the electronic address referred to in the tender.

20. Tender opening session

Tender opening session will be held on **12 August, 2021 at 10:00 A.M.**, at the venue of the PUC Komunalac d.o.o. Husinskih rudara bb, 75000 Tuzla.

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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 Instrument for Pre-Accession Assistance (IPA II), allocations for 2016, 2017 and 2018.

23. Additional information

Financial data to be provided by the tenderer in the standard tender form must be expressed in EUR or in BAM. If applicable, where a candidate refers to amounts originally expressed in a different currency, the conversion to EUR shall be made by applying the conversion rate of 1,95583 BAM against 1 EUR, valid on 31/03/2021.

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