****

**WORKS CONTRACT NOTICE**

**Refurbishment Works on the Kantarevac park and Preparation of the Los Rosales playground for the installation of didactic play equipment and the** **procurement of a set of didactic play equipment for the multi-sensory playgrounds Kantarevac and Los Rosales**

**Ref. number:** **08-11-15330/20-66**

**Playgrounds Kantarevac and Los Rosales** / City of Mostar, Bosnia and Herzegovina

1. **Publication reference**

Reference number: 08-11-15330/20-66

1. **Procedure**

Local open procedure

1. **Programme title**

Instrument for Pre-accession Assistance (IPA II), The Interreg IPA Cross-border Cooperation Programme Croatia-Bosnia and Herzegovina-Montenegro 2014-2020.

1. **Financing**

6. Infrastructural work and 5. Equipment expenditure

1. **Contracting Authority (Project partner)**

GRAD MOSTAR,

Hrvatskih branitelja 2, 88000 Mostar, BiH

Reg. no: 4227396110007

**CONTRACT SPECIFICATIONS**

1. **Description of the contract**

Within the sports center Kanarevac, part of the space is planned to be reconstructed in order to build a sensory park, a place for children with developmental disabilities to play and learn. The space intended for reconstruction has an area of ​​approximately 960.00 m2 and will be used as a basketball court and a yard with appropriate equipment.

The project envisages the construction of a basketball court with dimensions of 15.00 x 10.00 m, which will be separated by a protective net from the area intended for children to play. It is planned to install adjustable baskets with the possibility of regulating the height of the basket in the range from 260 to 305 cm. The baskets are also adapted for playing basketball in a wheelchair.

The planned yard with equipment is approx. 450.00 m2.

LOT 1: max. 97.258,00EUR/190.220,11BAM

LOT 2: max. 92.042,00EUR/180.018,50BAM

Total value of tender: max. 189.300,00EUR/370.238,61BAM

1. **Number and titles of lots**

LOT1: Refurbishment Works on the Kantarevac park and Preparation of the Los Rosales playground for the installation of didactic play equipment

LOT2: procurement of a set of didactic play equipment for the multi-sensory playgrounds Kantarevac and Los Rosales

**TERMS OF PARTICIPATION**

1. **Eligibility and rules of origin**

Participation in the award of procurement contracts and other award procedures for actions financed under the Programme is open to all legal persons which are effectively established in the participating countries, other Member States, other IPA II beneficiaries, contracting parties to the Agreement on the European Economic Area and partner countries covered by the European Neighbourhood Instrument (hereafter referred to as ‘eligible countries’), and to International Organisations.

All supplies purchased under a procurement contract, or in accordance with a grant agreement, financed under IPA II shall originate from an eligible country or from any country which is eligible under the rules of the partner or other donor or member state or determined in the constitutive act of the trust fund.

As the Croatian national rules do not contain any restrictions as regards the rules of origin, all goods can originate from any country, irrespective of any thresholds.

1. **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 2.6.10.1. of the **Practical Guide.**

1. **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.

1. **Tender guarantee**

Tenderers must provide a tender guarantee of:

- 1.945,16EUR/3.804,40BAM

- 1840,84EUR/3600,37BAM

- or 3786,00EUR/7407,77BAM (2% of the budget available for the contract) if applying for both LOTs , 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.

1. **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.

1. **Information meeting and/or site visit**

|  |  |  |
| --- | --- | --- |
|  | **DATE** | **TIME\*** |
| **Clarification meeting** | - | - |
| **Site visit** | 23.09.2022.  - park Kantarecvac  - Centar Los Rosales | 9:00am - 10:00am  11:00am - 12:00pm |
| **Deadline for requesting any additional information from the Contracting Authority** | 24.09.2022. | 3:00pm |
| **Last date on which additional information are issued by the Contracting Authority** | 04.10.2022. | 3:00pm |
| **Deadline for submitting tenders** | 17.10.2022. | 11:00am |
| **Tender opening session** | 17.10.2022. | 12:00pm |
| **Notification of award to the successful tenderer** | 20.10.2022. | 3:00pm |
| **Signature of the contract** | 25.10.2022. | 11:00am |

1. **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.

1. **Period of implementation of tasks**

Implementation period: 60 days starting from 1st of November. This period include works, delivery, equipment installation and testing.

**SELECTION AND AWARD CRITERIA**

1. **Selection criteria**

16.1 The selection criteria for each tenderer are as follows:

● the tenderer has delivered works under at least 5 contract[s] with a budget of at least 150.000.00EUR/293.374,50BAM in construction work / purchase of equipment, which were implemented during the following period: 5 years from the submission deadline, 17.10.2022.

16.1.1 In order to be eligible for the award of the contract, tenderers must provide evidence that they meet the selection criteria. This must be provided by tenderers using the forms described in 12.1 of Instruction for tenderers and any additional forms tenderers may wish to use.

16.1.2 If a tender is submitted by a consortium, unless specified, the selection criteria will be applied to the consortium as a whole.

16.2 Economic and financial capacity of candidate:

a) the average annual turnover of the tenderer must exceed the annualised maximum budget of the contract

b) Tenderer may prove it’s insurance policy potential for the relevant field.

16.3 Technical and professional capacity of candidate:

a) a list of the works contracts carried out over the past five/eight years, indicating or holding in attachment certificates of the other party concerning the satisfactory performance for the most important works. These certificates shall include the value of the works, the date and place of performance of the works, and an indication whether the works were carried out according to the rules of the trade and properly completed.

b) an indication of the technicians or technical departments involved, whether or not belonging directly to the economic operator's undertaking, especially those responsible for quality control and those upon whom the contractor can call in order to carry out the work (whether or not they are employed in the Tenderer)

c) a statement by the economic operator concerning tools, plant and technical equipment available to the contractor to perform the contract.

16.4 Capacity-providing entities:

An economic operator may, where appropriate and for a particular contract, rely on the capacity 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 relies mostly on the capacity of other entities or when it relies 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 to perform the contract, for example by producing a commitment on the part of those entities to place 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 tender should include a separate document providing data on this third entity for the relevant selection criterion. Proof of capacity must be furnished at the request of 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 works 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.

16.5 Tenders submitted by companies in partnerships forming a joint venture/consortium must also fulfil the following requirements:

● The tender must include all the information required in 12.1 above for each member of the joint venture/consortium and summary data for execution of works by the tenderer.

● The tender must be signed in a way that legally binds all members. One member must be appointed lead member and that appointment confirmed by submission of powers of attorney signed by legally empowered signatories representing all members.

● All members of the joint venture/consortium are bound to remain in the joint venture/consortium for the whole execution period of the contract. See the declaration in the tender form.

1. **Award criteria**

The most economically advantageous tender is the technically compliant tender with the lowest price.

**TENDERING**

1. **How to obtain the tender dossier**

The tender dossier is available the following Internet address:

[www.mostar.ba](http://www.mostar.ba);

<http://www.sluzbenilist.ba/>;

<https://www.interreg-hr-ba-me.eu/for-our-projects/procurement-tenders/>

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 [mirna.trcalo@mostar.ba](mailto:mirna.trcalo@mostar.ba) (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 [www.mostar.ba](http://www.mostar.ba)

1. **Deadline for submission of tenders**

Deadline for submission of tender dossier: 17.10.2022. by 11:00am Central European Time.

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

1. **Tender opening session**

Deadline for opening session of tender dossier: 17.10.2022. by 12:00pm Central European Time.

1. **Language of the procedure**

All written communications for this tender procedure and contract must be in Programme participating countries languages (BiH languages) and Latin letter only.

1. **Repetition of similar works**

Subsequent to the initial contract resulting from the current tender procedure, new works consisting in the repetition of similar works, up to the estimated amount of not more than 30% of the contract value, may be entrusted to the initial contractor by negotiated procedure without prior publication of a contract notice, provided the new works are in conformity with the same basic project.

1. **Legal basis[[1]](#footnote-1)**

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, 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), The Interreg IPA Cross-border Cooperation Programme Croatia-Bosnia and Herzegovina - Montenegro 2014-2020.

1. Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term). [↑](#footnote-ref-1)