



Project NoCB005.1.165 – Prevention and minimization of Risks for the Environment and Vision for iNnovative Tools /PREVENT/



SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

No.....

FINANCED FROM THE EU GENERAL BUDGET

Municipality of Dimitrovgrad, with address in the city of Dimitrovgrad, 15 “G.S.Rakovski” Blvd., represented by the Mayor of the municipality Mr. Ivo Dimov and Mrs. Siyka Georgieva, Shief Accountant, BULSTAT 000903533, VAT № BG BG000903533, as a leading partner according to Interreg – IPA CBC Bulgaria – Turkey Programme

("The Contracting Authority"),

of the one part,

and

“Telelink” EAD, SINGLE SHAREHOLDER JOINT-STOCK COMPANY, Official registration number 130545438, VAT number BG130545438, address: Sofia, 3 Lachezar Stanchev Str., Business Center Litex Tower, fl. 5, represented by Tsvetan Mutafchiev, Executive director of “Telelink” EAD

("the Contractor")

of the other part,

have agreed as follows:

Project No CB005.1.165: Prevention and minimization of Risks for the Environment and Vision for iNnovative Tools /PREVENT/; Priority Axis: Environment; Specific Objective 1.1 Preventing and mitigating the consequences of natural and man-made disasters in the cross-border area; Type of project: Investment, financed by the European Union, in accordance with the rules of Interreg – IPA CBC Bulgaria – Turkey Programme

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CONTRACT TITLE Supply of equipment and Construction Works at Automatic Observatory Tower \AOT\ for detection of forest fires

Identification number BG-TR/165-SUPPLY-01

Article 1 Subject

- 1.1 The subject of the contract is the supply, delivery, fitting and installation by the Contractor of equipment for an Automatic Observatory Tower for detection of forest fires and construction of Metal tower where the supplied system equipment shall be located. The contract includes the following supplies, installation and construction works:

<u>ITEM</u>	<u>QUANTITY</u>
FIRE TOWER	
<u>ELECTRICAL POWER delivery</u>	
Delivery of power delivery system in a cabinet for external use	1 pcs.
Delivery of special multi cyclic battery (string) for autonomous operation of the system	1 pcs.
Delivery of 6 kWp solar system complete set	1 pcs.
Delivery and installation of structure for a solar system for installation on the ground, minimum 1 meter lifted the lower edge (suitable for 8 panels) and slope of 45-50 degrees	3 pcs.
Installation and commissioning of the proposed equipment on site	1 pcs.
Delivery and installation of hand fire extinguisher	1 pcs.
<u>INSTALLATIONS FOR TECHNOLOGICAL EQUIPMENT</u>	
Delivery and laying on a cable tray on the mast cable CBT 3x1,5 mm2	122m
Delivery and pulling out through pipe of cable CBT 3x1,5 mm2	18 m
Delivery and laying on a cable tray on the mast communications cable FTP cat.5e	244 m
Delivery and pulling out through pipe of communications cable FTP cat.5e	36 m

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Delivery and laying of PVC pipe $\phi 110$ mm	12 m
Delivery and installation cable tray with lid with b=10 cm	31 m
Connection of wire to equipment	42 pcs.
<u>INTRUSION SYSTEM</u>	
Delivery and installation of alarm station	1 set
Delivery and installation of combined infrared motion sensors with stands	4 pcs.
Delivery and installation of Internet module	1 pcs.
Delivery and installation of magnetic Contact	1 pcs.
Delivery and pulling out of cable CQR 6x0,22, shielded	115 m
Delivery and laying of pipe HDPE $\Phi 20$ external diameter $\Phi 20$ / internal diameter $\Phi 16$	100 m.
Corrugated metal pipe with PVC insulation, $\Phi 26$	15 m
Configuration and settings	1 pcs.
<u>LIGHTNING PROTECTION AND GROUNDING SYSTEM</u>	
Delivery and installation of lightning rod h=3 m	1 pcs.
Delivery and laying on a metal structure of a mast current collector made of galvanized steel rope - 50 mm ² with fasteners included	32 m
Delivery of steel galvanized splint 40/4 mm	121 m.
Laying of a current collector made of steel galvanized splint 40/4 mm in trench 40/60 cm	94 m.
Installation of current collector made of steel galvanized splint 40/4 mm for grounding of fence pillars and solar panels	27m
Delivery and piling of vertical grounding rods, made of profile 63/63/6 mm, L=1,5m	12 pcs.
Construction of revision compound	1 pcs.
Delivery and installation of revision metal box	1 pcs.
Delivery and installation of grounding cable IIB A2 1x25 mm ²	3 m.
Delivery and laying of grounding cable IIB A2 1x16 mm ²	4 m.

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Construction of excavation for earthing	94 m.
Conducting of laboratory measurements of grounding device	12 pcs.
Elaboration of passport documentation	1 pcs.
<u>AVIATION OBSTRUCTION LIGHTS</u>	
Delivery and installation of LED signal lamp, low intensity, 6W, continuous illumination mode, red radiation with photo sensor	1 pcs.
Delivery and laying of cable CBT 3x1mm2 for electrical power delivery of LED signal lamp	31 m.
Delivery and pulling out in pipe of cable CBT 3x1,0mm2	5 m.
Connection of wire to equipment	6 pcs.
Delivery and installation of fastening brackets	1 set
<u>EXCAVATION WORKS</u>	
Trench 0,8/0,4 m with burying and compacting	66 m
Making of pad for cable	66 m.
Tracing of cable line	0.30 km
Transportation of excavated soil and waste	13.20 m3
<u>TECHNOLOGICAL EQUIPMENT AND SOFTWARE TOWER</u>	
Delivery and installation of scanning complex consisted of 1pcs. thermal imaging camera and 1 pcs. color camera installed on rotating module	1 pcs
Delivery and installation of Camera for surveillance overview	1 pcs.
Delivery and installation (at elevation 28 m) of weather station	1 pcs.
Delivery and installation of switch 8 ports	1 pcs.
Delivery and installation of set of antenna and module for radio connection	1 pcs.
<u>CONTROL CENTER</u>	
<u>COMMUNICATION CABINET</u>	
Delivery and installation of communication cabinet 27U 600x800 standing	1 pcs

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Delivery and installation of fan block 4x, with thermostat	1 pcs.
Delivery and installation of panel 19“ 3U fuse box	1 pcs.
Delivery and installation of panel 19" 1U C5e FTP 16XRJ45, charged	1 pcs.
Delivery and installation of panel 19" 1U arranged, 5 brackets	2 pcs.
Delivery and installation of shelf 19" 1U 300, 30 kg	3 pcs.
Delivery and installation of power delivery unit 8x Schuko 19" 1U, with switch	2 pcs.
Delivery and installation of Grounding kit -	1 pcs.
Delivery and installation of levelling feet set 4 pcs	1 pcs.
Delivery and installation of switch 16 ports	1 pcs.
Configuration and settings of a site	1 pcs
<u>RADIO ANTENNA FOR RECEPTION/TRANSMISSION</u>	
Delivery and installation of set antenna and module for radio connection	1 pcs..
Delivery and pulling out of communication cable FTP cat.5e from communications cabinet to the radio antenna	30 m.
Delivery and laying of PVC cable duct 20x20	30 m.
Delivery and installation of current collector made of steel galvanized splint 40/4 mm on the roof of the Community building to connect with the existing lightning protection	5 m.
Delivery and installation of UPS 3000VA	1 pcs.
<u>TECHNOLOGICAL EQUIPMENT AND SOFTWARE</u>	
Delivery and installation of workstation	2 pcs.
Delivery and installation of software GPRS/IP monitoring receiver	1 pcs.
Delivery and installation of monitor - 42"	2 pcs.
Delivery and installation of monitor - 21.5"	2 pcs.
Delivery and commissioning of software for early detection of fires in the Control Center	1 pcs.
Setting and testing of the system for early detection of fires	1 pcs.

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Training of operators to work with the software for early detection of fires	1 pcs
Construction works - tubular steel tower	
Site preparation and fence	
A. Groundworks and fence	
Removal of humus layer of 30 cm with an excavator and tipper	86.70 m3
Manual excavation and loading on tipper	17.34m3
Transportation of excavated earth.	104.04 m3
Delivery and installation of geotextile	225.00 m2
Delivery and installation of crushed rock /layer thickness 20 cm/	45.00 m3
Leveling of crushed rock	45.00 m3
Compacting of crushed rock	45.00 m3
Excavation works for fence foundations	28.00 m3
B. Formworks	
Formworks for fence foundations	5.28 m2
C. Concrete works	
Concrete B20 for fence foundations	3.20 m2
D. Fence construction – production	
Production of steel poles for fence	486.40 kg
Production of steel frame for door	42.20 kg
Production of steel door with door lock	29.65 kg
E. Fence construction - delivery and installation	
Delivery and installation of poles, frame and door for fence	558.25 kg
Delivery and installation of fence panels Nylofor 3D HD Galva	24 pcs.

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Delivery and installation of barbed wire	190 m
Guy-rope tower	
A. Reinforced concrete panels – production	
Central foundation 1200/1200/300 mm.	1 pcs.
Bearing truss panel 1200/1200/300 mm.	4 pcs.
Upper panel 2000/750/300 mm.	8 pcs.
B. Steel construction – production	
Lower section - mast TS6	320.80 kg
Mid section - mast TS1	479.80 kg
Mid section - mast TS4	245.10 kg
Mid section - mast TS5	245.10 kg
Upper section - mast TS5	199.70 kg
Lightning-conductor - TS3	10.00 kg
Support beam - TH1	781.40 kg
Support diagonal pillar - TH1	204.80 kg
Support diagonal pillar - TH2	71.40 kg
Support pillar - TF3	42.80 kg
Steel rope anchors - TF4	177.24 kg
Steel brackets for equipment	150.00 kg
Steel ropes Ø14 – set	128.00 m
Steel ropes Ø16 – set	104.00 m
Fasteners	1 set
C. Reinforced concrete panels - delivery and installation	

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Reinforced concrete panels - delivery	20360.00 kg
Reinforced concrete panels – Installation	13 pcs.
D. Steel construction - delivery and installation	
Steel construction – delivery	3172.00 kg
Steel construction – Installation	12 pcs.
Foundations for technological cabinet	
A. Foundations for technological cabinet – production	
Foundations for technological cabinet 1400/1400/300 mm	1 pcs.
B. Foundations for technological cabinet - delivery and installation	
Foundations for technological cabinet – delivery	1360.00 kg
Foundations for technological cabinet – Installation	1 pcs
Foundations under the construction for photovoltaic panels	
A. Foundations under the construction for photovoltaic panels – production	
Foundations under the construction for photovoltaic panels 700/700/250 mm	21 pcs.
B. Foundations under the construction for photovoltaic panels - delivery and installation	
Foundations under the construction for photovoltaic panels – delivery	5967.00 kg
Foundations under the construction for photovoltaic panels – installation	21 pcs.
Geodetic survey	
Geodetic survey of the foundations and site fence	1 pcs.
Construction works - tubular steel tower for control centre	
A. Steel construction – production	
Lower section - mast TS1	60.20 kg
Upper section - mast TS2	32.85 kg

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Lightning-conductor - LR1	5.50 kg
Support diagonal pillar - SB1	27.20 kg
Base for diagonal pillar - SB1	11.80 kg
Fasteners	1 set
B. Steel construction - delivery and installation	
Steel construction - delivery and installation	137.55 kg

The place of acceptance of the supplies shall be the premises of the Contracting Authority at the Municipality of Dimitrovgrad, Dimitrovgrad, Bulgaria, the time limits for delivery shall be 5:00 PM local time (Bulgaria) on 01 May 2018 and the Incoterm applicable shall be DDP¹. The implementation period of tasks shall run from the date of signature of the contract by the last party to date of signature of acceptance protocol by the Contracting Authority.

- 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.

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 195,488.16 (one hundred ninety five thousand four hundred eighty eight) EURO and sixteen cents, VAT EXCLUDED

- 3.2 Payments shall be made in accordance with the General and/or Special Conditions (Articles 26 to 28).

¹ DDP (Delivered Duty Paid) - Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

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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 Design Documentation (drawings)
- 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.

Done in English in three originals, two originals being for the Contracting Authority and one original being for the Contractor.

For the Contractor

Name: Tsvetan
Mutafchiev

Title: Executive
Director

Signature:

Date:

24.11.2017

For the Contracting Authority

Name: Ivo Dimov

Title: Mayor

Signature:

Date: 24.11.2017

Name: Siyka Georgieva

Title: Chief accountant

Signature:

Date: 24.11.2017



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SPECIAL CONDITIONS

CONTENTS

These conditions amplify and supplement, if necessary, the General Conditions governing the Contract. Unless the Special Conditions provide otherwise, those General Conditions remain fully applicable. The numbering of the Articles of the Special Conditions is not consecutive but follows the numbering of the Articles of the General Conditions. In exceptional cases, and with the authorisation of the appropriate Commission departments, other clauses may be added to cover specific situations.

Article 2 Language of the Contract

2.1 The language used shall be English.

Article 4 Communications

4.1 Communications between the Contracting Authority on the one hand, and the Contractor on the other, shall be exclusively in writing. Official communications shall be sent by post or delivered by hand to the following addresses:

For the Contracting Authority:

Contact person: Ivo Dimov
Municipality of Dimitrovgrad, Republic of Bulgaria,
Address 15 G. S. Racovski Blvd., 6400 Dimitrovgrad
Tel: +359 391 68 203
Fax: +359 391 66 698
e-mail address: obshtina@dimitrovgrad.bg

For the Contractor:

Hristo Bantutov
"Telelink" EAD
Sofia, Lachezar Stanchev 3,
Business centre Litex tower
tel./fax: +359 2 970 40 40/ +359 2 970 40 42
e-mail: hristo.bantutov@telelink.com

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Article 6 Subcontracting

No derogation from Article 6 of the General conditions.

Article 7 Supply of documents

At the time of delivery the Contractor shall provide:

- all relevant technical documentation for the equipment including, but not limited to, detailed technical specifications and operational and maintenance manuals;
- certificate of origin.

Article 8 Assistance with local regulations

No derogation from the General Conditions

Article 9 General Obligations

- 9.9 The visibility measures by the Contractor must comply with the rules lay down in the Communication and Visibility Manual for EU External Actions published on the EuropeAid Website: https://ec.europa.eu/europeaid/funding/communication-and-visibility-manual-eu-external-actions_en.

Also the Contractor should ensure the visibility of the delivered equipment in line with the rules and recommendations Communication and Visibility Guidelines Interreg - IPA CBC Programme Bulgaria - Turkey 2014-2020, at: <http://www.ipacbc-bgtr.eu>

Article 10 Origin

- 10.1 All goods purchased must originate in a Member State of the European Union or a country covered by the Interreg – IPA CBC Bulgaria – Serbia Programme CCI Number 2014TC16I5CB007. For these purposes, ‘origin’ means the place where the goods are mined, grown, produced or manufactured and/or from which services are provided. The origin of the goods must be determined according to the EU Customs Code or to the relevant international agreement applicable.

Article 11 Performance guarantee

- 11.1 The amount of the performance guarantee shall be 5 % of the total Contract price, including any amounts stipulated in addenda to the Contract

Article 12 Liabilities and Insurance

Not applicable.

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Article 13 Programme of implementation of tasks

- 13.2 The period of implementation of tasks is not later than 01 May 2018.
- 13.3 The trainings shall be performed within 15 working days after the delivery and installation of the supplied equipment.

Article 14 Contractor's drawings

- 14.1 The Contractor has the obligation to provide all original drawings and manuals with suitable technical specifications of goods. Each set of equipment will be provided with an original set of users' operation and maintenance manuals for all parts of the equipment

Article 15 Sufficiency of tender prices

- 15.1 No derogation from General Conditions

Article 16 Tax and customs arrangements

- 16.1 The delivery conditions are DDP¹.

Article 17 Patents and licences

- 17.1 No derogation from Article 17 of the General Conditions.

Article 18 Commencement order

- 18.1 The implementation of the tasks shall commence with the commencement of the contract but not later than 30 days following notification of award of contract.

Article 19 Period of implementation of the tasks

- 19.1 The period of implementation of the construction works and physical delivery of supplies items by the Contractor to the Contracting Authority shall be not later than 01 May 2018

Article 24 Quality of supplies

- 24.2 No preliminary technical acceptance is required.

Article 25 Inspection and testing

- 25.2 The supplies will be inspected and tested at the place of delivery and acceptance.

Article 26 General principles for payments

¹ DDP (Delivered Duty Paid) - Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

- 26.1 Payments shall be made in BGN. The conversion into euro of the real costs borne in national currency shall be done at the fixed rate of Bulgarian National Bank (1 euro=1.95583 BGN).

Payments shall be authorised and made by Mr/Mrs Siyka Georgieva.
Chief accountant of the Municipality of Dimitrovgrad.
Municipality of Dimitrovgrad, Republic of Bulgaria,
Address 15 G. S. Racovski Blvd., 6400 Dimitrovgrad
Tel: +359 391 68 203
Fax: +359 391 66 698
e-mail address: obshtina@dimitrovgrad.bg

- 26.3. By derogation, the pre-financing payment shall be made within 30 days from the date on which an admissible invoice is registered by the Contracting Authority. The final payment to the Contractor of the amounts due shall be made within 60 days following provisional acceptance of the goods, after receipt by the Contracting Authority of an admissible invoice.
- 26.5 In order to obtain payments, the Contractor must forward to the authority referred to in paragraph 26.1 above:
- a) For the 40% pre-financing,
By derogation from article 26.5 of the General Conditions, no pre-financing guarantee is required.
 - b) For the 60 % balance, the invoice(s), following provisional acceptance of the supplies.
- 26.9 No price revision clause.

Article 28 Delayed payments

- 28.2 Not applicable.

Article 29 Delivery

- 29.3 The packaging shall become the property of the recipient subject to environmental considerations.
- 29.5/6/7 The documents which shall accompany each delivery include as follows:
- An invoice in triplicate, where the name and reference number of the project and the tender procedure shall be included in the description
 - Technical documentation - certificate/declaration of conformity, maintenance and user manuals in Bulgarian language
 - Warranty certificates
 - Certificates of origin

Article 31 Provisional acceptance

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The Certificate of Provisional Acceptance must be issued using the template in Annex C11 after delivery of supplies by the Contractor and their acceptance by the Contracting Authority.

Article 32 Warranty obligations

- 32.6 The Contractor shall warrant that the supplies are new, unused, of the most recent models and incorporate all recent improvements in design and materials. The Contractor shall further warrant that none of the supplies have any defect arising from design, materials or workmanship.
- 32.7 The warranty must remain valid for at least two years after provisional acceptance unless other is specified in the technical specification required.

Article 33 After-sales service

- 33.1 Not applicable.

Article 40 Settlement of disputes

- 40.4 Any disputes arising out of or relating to this Contract which cannot be settled otherwise shall be referred to the exclusive jurisdiction of the competent Bulgarian court in accordance with the national legislation of the state of the Contracting Authority.

Article 44 Data Protection

Not applicable.

As the part of the contract includes construction works /construction of Metal Tower, where the supplied system equipment shall be located/ the following specific clauses should also apply to the contract

Article 45. Supervisor and Supervisor's representative

- 45.1 The project site supervisor and its representatives will be assigned by the Contracting Authority in another contract.
- 45.2 The project site supervisor and its representatives have the powers and responsibilities described in the Bulgarian Law on Spatial Planning.
- 45.3 Instructions and/or orders issued in writing by the Supervisor shall be made in the compliance with Bulgarian Law on Spatial Planning in the order book of the construction

Article 46. Documents to be provided

- 46.1 Within 10 days of the signing of the contract, the Contracting Authority in Supervisor's presents shall provide the Contractor, free of charge, with a copy of the drawings prepared for the implementation of the contract and a copy of the specifications and other contract documents. Upon the issue of the final

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acceptance, the Contractor shall return to the Contracting Authority all drawings, specifications and other contract documents.

- 46.2 If a Party becomes aware of any mistake or fault of technical nature in a document that has been prepared to be used for the execution of the works on site, the Party must send notice to the other Party, notifying of such a mistake or fault

Article 47 Access to the site

- 47.1 The Contracting Authority shall, in 30 days of contract signature and in conformity with the progress of the works, place the site and access thereto at the disposal of the Contractor in conformity with national legislation/ Art. 157 (1) of the Bulgarian Law of Spatial planning/. During the construction works the Contractor shall provide an appropriate access to other persons such as representatives of the Contracting Authority, Site Supervisor, Audit and Control authorities.

Article 48 Liabilities and Insurance in construction

- 48.1 The Contractor shall establish a general insurance policy covering the third party risks in accordance with Art. 171 of the Bulgarian Law of Spatial planning or equivalent, covering the minimum insurance amount according to Bulgarian Ordinance of the terms and conditions of mandatory insurance in design and construction issued in the State Gazette on March 2004. .
- 48.2 The amount of insurance covering liability with regard to risks and civil liability insurance shall be will be minimum total of 100 000 BGN in accordance with article 5, paragraph 2, section 4 of the Bulgarian Ordinance of the terms and conditions of mandatory insurance in design and construction issued in the State Gazette on March 2004.
- 48.3 All the insurance referred to this Article shall be taken out with the Contract signature. The Contractor should submit copies of the insurances to the Contracting Authority, for information.

Article 49 Work register

- 49.1 An order book and acts and protocols in the construction process will be kept on the site by the Contractor and shall be developed and signed by the Supervisor, who shall enter in it all information in accordance to the Bulgarian Law of Spatial planning.
- 49.2 The statements shall form an integral part of the work register but may, where appropriate, be recorded in separate documents. The statements for work registration will be complied by the Contractor and will be approved by the Supervisor at the same time.

Article 50 Provisional acceptance of the construction works

- 50.1 The "certificate of provisional acceptance" is according to the National legislation for the construction works of the Contracting Authority ("Act 15" according to Article 176 of Bulgarian Law of Spatial planning and relevant Regulations).

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Article 51 Defects liability

- 51.1 The defects liability period is defined as the period commencing on the date of provisional acceptance, during which the Contractor is required to make good any effect in, or damage to, any part of the work which may appear or occur during this period as notify by the Supervisor or the Contracting Authority.
- 51.2 The defects liability period shall be up in compliance with Article 20 from Bulgarian Ordinance № 2 dated 31 July 2003 for the commissioning of the construction in Republic of Bulgaria and warranty periods for completed construction works, facilities and construction sites.

Article 52: Final acceptance of the construction works

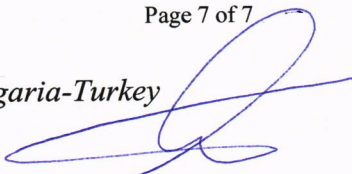
The “final acceptance certificate” is according to the National legislation for the construction works of the Contracting Authority (“Use permit” /”Certificate of commissioning”, according to Bulgarian Law of Spatial planning, articles 177 and 178, and relevant Regulations).

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