
SUPPLY CONTRACT NOTICE

“Supply of specialized equipment” within project CB005.2.12.116 “Joint nature protection”,
financed by Interreg-IPA CBC Bulgaria-Turkey Programme

Location: Municipality of Sungurlare, Republic of Bulgaria

1. Publication reference

CB005.2.12.116-LP-SU-3

2. Procedure

Open

3. Programme title

Interreg-IPA CBC Bulgaria-Turkey Programme; Second Call 2014TC16I5CB005 –
2018 – 2.

4. Financing

Budget Line 5.2 „Supply“ from project “Joint nature protection” with Ref No:
CB005.2.12.116, funded in frame of the Second call for proposals 2014TC16I5CB005 – 2018
– 2 of the Interreg-IPA CBC Bulgaria-Turkey Programme.

5. Contracting authority

Municipality of Sungurlare

CONTRACT SPECIFICATIONS

6. Description of the contract

The contract consists of the supply of specialized equipment to be delivered in Sungurlare, for execution of specific conservation activities in the territories, addressed by the project. The equipment is needed for implementation of the specific conservation measures as well as for future regular cleaning and maintenance of the adequate ecological and environment condition of the protected areas and/or surrounding natural sites.

The equipment is necessary for execution of conservation measures for nature protection in Sungurlare Municipality in protected areas “Kotlenska planina” BG 0002029 and “Gorna Luda Kamchia” BG 0000136, as follows:

1. Supporting the natural regeneration of the forest areas by soil loosening using the skid steer loader with the mulcher;
2. Cleaning of the territories from bushes that prevent the growing of the vegetation, typical for the designated protected areas, and making the territory favorable for the growing of young plantations which usually flourish there, using the skid steer loader with the mulcher and the garden chipper as well as the tipper truck for removal of the generated waste.
3. Afforestation with 40 000 pieces of the typical for the natural habitat 91M0 forest types – Quercus Frainetto and Quercus cerris, according to the Forest Plan of the Sungurlare Municipal Forestry Fund until the year 2020, with the aim of preservation of the area of the natural habitat as well as the habitats of the protected species and their populations, subject to conservation within the protected areas, using the skid steer loader with augers.

7. Number and titles of lots

Lots:

Lot 1 – Supply of skid steer loader and attachments

Lot 2 – Supply of garden chipper

Lot 3 – Supply of tipper truck

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 an eligible country or territory as defined under the Regulation (EU) No 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.

All supplies under this contract may originate from any country.

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 countries will apply to candidates or tenderers from the United Kingdom, 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.

The tenderer shall comply with the following eligibility criteria for participation - the tenderer is not in a situation of exclusion that would prevent it from participating in the current tender procedure (please, refer to the “Declaration on honour on exclusion criteria and selection criteria”).

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

The candidates may submit an application for one lot only, several lots or all of the lots, but only one application may be submitted per lot. Tenders for parts of a lot will not be considered. Tenderers may not submit a tender for a variant solution in addition to their tender for the supplies required in the tender dossier.

Contracts will be awarded lot by lot and each lot will form a separate contract. 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.

11. Tender guarantee

No tender guarantee is required.

12. Performance guarantee

The successful tenderer will be asked to provide a performance guarantee of 5% 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 delivery of the machinery should be performed within 5 months from the signature of the contract.

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 financial years** for which accounts have been closed.

Financial criteria for legal persons:

The selection criteria for tenderers to lot n°1:

- The average annual turnover of the tenderer must be at least 90 000 EUR, and
- Current ratio (current assets/current liabilities) in the last year for which accounts have been closed must be at least 1. In case of a consortium, this criterion must be fulfilled by each member.

The selection criteria for tenderers to lot n°2:

- The average annual turnover of the tenderer must be at least 5 000 EUR, and
- Current ratio (current assets/current liabilities) in the last year for which accounts have been closed must be at least 1. In case of a consortium, this criterion must be fulfilled by each member.

The selection criteria for tenderers to lot n°3:

- The average annual turnover of the tenderer must be at least 55 000 EUR, and
- Current ratio (current assets/current liabilities) in the last year for which accounts have been closed must be at least 1. In case of a consortium, this criterion must be fulfilled by each member.

Financial criteria for natural persons:

The selection criteria for tenderers to lot n°1:

- The available financial resources of the tenderer must exceed 90 000 EUR, and



- the financial situation of the tenderer should not be in deficit, taken into account debts, at the beginning and end of year.

The selection criteria for tenderers to lot n°2:

- The available financial resources of the tenderer must exceed 5 000 EUR, and
- the financial situation of the tenderer should not be in deficit, taken into account debts, at the beginning and end of year.

The selection criteria for tenderers to lot n°3:

- The available financial resources of the tenderer must exceed 55 000 EUR, and
- the financial situation of the tenderer should not be in deficit, taken into account debts, at the beginning and end of year.

In case of bid for more than one lot, the requirement should be fulfilled for all lots for which a bid is placed cumulatively.

- 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 three years preceding the submission deadline.

Professional criteria for legal persons:

- has a professional certificate appropriate to this contract, such as such as ISO 9001 or equivalent;
- has a professional certificate appropriate to this contract, such as ISO 14001 or equivalent;
- at least 2 staff experts currently work for the tenderer in fields related to this contract

Professional criteria for natural persons:

- has a professional certificate appropriate to this contract.

- 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 three years preceding the submission deadline.

The selection criteria for tenderers to lot n°1 are as follows:

- the tenderer has delivered supplies under at least 1 contract with a budget of at least 90 000 EUR in supplying specialised equipment with loading capabilities which were implemented last three years prior to submission deadline

The selection criteria for tenderers to lot n° 2 are as follows:

- the tenderer has delivered supplies under at least 1 contract with a budget of at least 5 000 EUR in supplying specialised gardening equipment similar to the object of the



present contract, lot 2, which were implemented during last three years prior to submission deadline

The selection criteria for tenderers to lot n° 3 are as follows:

- the tenderer has delivered supplies under at least 1 contract with a budget of at least 55 000 EUR in supplying specialised vehicles with loading capabilities which were implemented during last three years prior to submission deadline

In case of bid for more than one lot, the requirement should be fulfilled for all lots for which a bid is placed cumulatively.

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. 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 (or, if appropriate after prior approval, the best price-quality ratio which is a combination of quality and price)

TENDERING

18. How to obtain the tender dossier

The tender dossier is available from the following Internet address: <http://www.ipacbc-bgtr.eu/bg/public-tenders>, as well the Contracting authority's website: <http://www.sungurlare.org/>

The tender dossier is also available from the contracting authority. 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 Todorka Pavleva, kmetsungurlare@abv.bg, (mentioning the publication reference shown in item 1) at the latest 21 days before the deadline for submission of tenders given in item 19. The contracting authority must reply to all tenderers' questions at the latest 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 website the program at <http://www.ipacbc-bgtr.eu/bg/public-tenders> and the Contracting authority's website: <http://www.sungurlare.org/>

19. Deadline for submission of tenders

The tenderer's attention is drawn to the fact that there are two different systems for sending tenders: one is by post or private mail service, the other is by hand delivery.

In the first case, the tender must be sent before the date and time limit for submission, as evidenced by the postmark or deposit slip¹, but in the second case it is the acknowledgment of receipt given at the time of the delivery of the tender which will serve as proof.

The deadline for the submission of the tenders is **13.04.2020, 17:00 h** local time.

Any tender submitted to the contracting authority after this deadline will not be considered.

The contracting authority may, for reasons of administrative efficiency, reject any tender submitted on time to the postal service but received, for any reason beyond the contracting authority's control, after the effective date of approval of the evaluation report, if accepting tenders that were submitted on time but arrived late would considerably delay the evaluation procedure or jeopardise decisions already taken and notified.

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 :

¹ It is recommended to use registered mail in case the postmark would not be readable.



Municipality of Sungurlare,

address Georgi Dimitrov 2 Str. 8470 Sungurlare, Republic of Bulgaria

- 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:

Todorka Pavleva, kmetsungurlare@abv.bg;

Municipality of Sungurlare,

address Georgi Dimitrov 2 Str. 8470 Sungurlare, Republic of Bulgaria

opening hours – every work day 08:30 -12.00 h. and 13.15 -17:00 h. local time

The contract title and the Publication reference (see item 1 above) must be clearly marked on the envelope containing the tender and must always be mentioned in all subsequent correspondence with the contracting authority.

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

The tender opening session shall be held on **21.04.2020, at 11:00 h.** local time.

In the case that at the date of the opening session some tenders have not been delivered to the contracting authority but their representatives can show evidence that they have been sent on time, the contracting authority will allow them to participate in the first opening session and inform all representatives of the tenderers that a second opening session will be organised.

21. Language of the procedure

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

22. Legal basis²

- Regulation (EU) No 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) – the IPA II general regulation;

² Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).



- Commission Implementing Regulation (EU) No 447/2014 of 2 May 2014 on the specific rules for implementing Council Regulation (EU) No 231/2014 establishing an Instrument for Pre-accession Assistance - IPA II Implementing Regulation;
- Regulation (EU) No 1299/2013 of the European Parliament and of the Council of 17 December 2013 on specific provisions for the support from the European Regional Development Fund to the European territorial cooperation goal;
- Interreg-IPA CBC Bulgaria-Turkey Programme approved by European Commission on 22.07.2015 by Decision C(2015) 5280, amended with Decision C(2016) 2852 from 4.5.2016 and Decision C(2016) 8642 from 13.12.2016, with programme reference number CCI 2014TC16I5CB005;
- Memorandum on Implementation of Interreg – IPA Cross-Border Cooperation Programme CCI Number: 2014TC16I5CB005 between the Government of the Republic of Bulgaria and the Government of the Republic of Turkey;

23. Additional information

Financial data to be provided by the tenderer in the standard tender form must be expressed in EUR. If applicable, where a candidate refers to amounts originally expressed in a different currency, the conversion to EUR shall be made in accordance with the InforEuro exchange rate of **March 2020**, which can be found at the following address:
<http://ec.europa.eu/budget/graphs/inforeuro.html>.