**SUPPLY CONTRACT NOTICE**

**Contract title**: Supply of Multifunctional vehicle with a full range equipment, within Project No CB005.2.11.113 “Joint Initiatines for Flood Resilience Across Watersheds in CB Region/ FLOOD RESILIENCE”, 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

**Location – Municipality of Dimitrovgrad, Republic of Bulgaria**

1. **Publication reference**

CB005.2.11.113 – SUPPLY -01

1. **Procedure**

Local open

1. **Programme title**

Interreg - IPA СВС Bulgaria -Turkey Programme 2014-2020 with CCI, Number: 2014TCI6I5CB005

1. **Financing**

The project is co-financed by the European Union, in accordance with the rules of Interreg - IPA СВС Bulgaria -Turkey Programme 2014-2020 with CCI, Number: 2014TCI6I5CB005, Subsidy contract No РД-02-29-181/23.07.2019; Budget line BL5 - Equipment and works

1. **Contracting authority**

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

Contact person : Svetoslav Stoykov –

Temporarily acting as a mayor of Municipality of Dimitrovgrad

**CONTRACT SPECIFICATIONS**

1. **Description of the contract**

The subject of the contract is the supply, delivery and unloading by the Contractor of Multifunctional vehicle with a full range equipment, within Project No CB005.2.11.113 Joint Initiatines for Flood Resilience Across Watersheds in CB Region/ FLOOD RESILIENCE, 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

1. **Number and titles of lots**

One lot only

**TERMS OF PARTICIPATION**

1. **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) 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 must originate in one or more of these countries.

Pleasebe 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. In case such access is not provided by legal provisions in force at the time of the contract award, 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.

1. **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.

1. **Number of tenders**

Tenderers may submit only one tender for the supplies required in the tender dossier. Tenders for parts of supplies 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.

1. **Tender guarantee**

No tender guarantee is required.

1. **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.

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

No information meeting and/or site visit is planned.

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 (see para 8.2 of the instructions to tenderers).

1. **Period of implementation of tasks**

Period of implementation of tasks is 90 days from the receipt of a commencement order issued by the Contracting Authority.

**SELECTION AND AWARD CRITERIA**

1. **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.

* The average annual turnover of the tenderer for last three years for which accounts have been closed must be at least EUR 429 916.00;

This must be proven by the financial statements of the tenderer for the past 3 financial years for which accounts have been closed. The financial statements for the last three financial years must be attached to the tender form

1. 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.

* Has a certificate for quality management systems ISO 9001 or an equivalent certificate with scope appropriate for this contract.
* Has a certificate for environmental management systems ISO 14001 or an equivalent certificate with scope appropriate for this contract.

The Certificates must be attached to the tender form.

* The tenderer must be authorized from the manufacturer or representative of the manufacturer with writes to sell, to service and to deliver spare parts and consumables

The authorization letter must be attached to the tender form.

* The tenderer must have service base (s) and a mobile team.

The tenderer must submit a list of service bases, indicating the exact address, telephone and e-mail for contact

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 tenderer must have completed at least 2 contracts for supply of a new wheeled excavators and/or a similar earth-moving machines which was implemented at any moment during the following period: **3 years from the submission deadline – 18.11.2016 – 18.11.2019.**

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.

1. **Award criteria**

The sole award criterion will be the price. The contract will be awarded to the lowest compliant tender.

**TENDERING**

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

The tender dossier is available from the Municipality of Dimitrovgrad official website: <https://www.dimitrovgrad.bg/bg/profil-na-kupuvacha>, as well as from the Interreg - IPA СВС Bulgaria -Turkey Programme 2014-2020 official website <https://www.ipacbc-bgtr.eu/bg/public-tenders>.

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 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

Contact person : Svetoslav Stoykov –

Temporarily acting as a mayor of Municipality of Dimitrovgrad

(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 Municipality of Dimitrovgrad official website: <https://www.dimitrovgrad.bg/bg/profil-na-kupuvacha>, as well as on the Interreg - IPA СВС Bulgaria -Turkey Programme 2014-2020 official website <https://www.ipacbc-bgtr.eu/bg/public-tenders>.

1. **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 slip[[1]](#footnote-1), 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.

Deadline for submission of tenders is 18.11.2019, 17.00 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:

1. 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 :

Municipality of Dimitrovgrad, Republic of Bulgaria,

Address 15 G. S. Racovski Blvd., 6400 Dimitrovgrad

1. OR **hand delivere**d 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:

Contact person : Svetoslav Stoykov –

Temporarily acting as a mayor of Municipality of Dimitrovgrad

Tel: +359 391 68 203

Fax: +359 391 66 698

Municipality of Dimitrovgrad, Republic of Bulgaria,

Address 15 G. S. Racovski Blvd., 6400 Dimitrovgrad

From 08:30 h to 17:30 h

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.

1. **Tender opening session**

25.11.2019, 11.00 local time, at 15 G. S. Racovski Blvd., 6400 Dimitrovgrad, Hall of the Municipality of Dimitrovgrad

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.

1. **Language of the procedure**

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

1. **Legal basis[[2]](#footnote-2)**

The following legal framework applies to contracts for services, supplies and works financed by the EU budget, concluded in the course of the European Union cooperation with third countries and awarded by a contracting authority of the partner country, or by the European Commission for and on behalf of the beneficiary:

Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006

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;

Commission Implementing Regulation (EU) No 447/2014 of 2 May 2014 on the specific rules for implementing Regulation (EU) No 231/2014 of the European Parliament and of the Council establishing an Instrument for Pre-accession assistance (IPA II)

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)

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 External Action (CIR)

Regulation (EU, Euratom) No 966/2012 of 25 October 2012 on the rules applicable to the general budget of the Union (and in particular Chapter III of Title IV of Part Two, which concerns special provisions on procurement in external action), as amended by

Regulation (EU, Euratom) No 2015/1929 of 28 October 2015;

Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 laying down detailed rules for the implementation of the abovementioned Financial

Regulation, (and in particular Chapter 2 of Title IV of Part Two, which concerns special provisions on procurement in external action), as amended by Commission Delegated Regulation (EU) No 2462/2015 of 30 October 2015;

The Practical Guide to Contract Procedures for EU External Actions /PRAG/ together with the standard documents and templates in the annexes to it.

1. **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 the month and year of the publication of the present contract notice, which can be found at the following address: <http://ec.europa.eu/budget/graphs/inforeuro.html>.

1. It is recommended to use registered mail in case the postmark would not be readable. [↑](#footnote-ref-1)
2. Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term). [↑](#footnote-ref-2)