
WORKS CONTRACT NOTICE

Construction of bicycle paths

Location of Bács-Kiskun County in Hungary

1. Publication reference

HUSRB/1602/21/0102/B2/works2

2. Procedure

Local open procedure

3. Programme title

INTERREG- IPA CBC Hungary-Serbia

4. Financing

HUSRB/1602/21/0102

Maximum budget: 470 658 EUR (gross amount, including VAT)

5. Contracting authority

Local Government of Tompa

H-6422 Tompa, Szabadság square 3. Hungary

Clarifications may be sought from the contracting authority at the following email address kozbeszerzes@jog-asz.eu at the latest 21 days before the deadline for submission of applications stated at the point 19 below.

Clarifications will be published on the website of DG International Cooperation and Development at the latest 11 days before the deadline.

CONTRACT SPECIFICATIONS

6. Description of the contract

The planned road will be constructed directly next to the Highway 53, from the southern part of Tompa to the international border crossing point. According to the technical plans, the new bicycle route with smooth tarred surface will be 3,2 km long and 2,3 m wide in Hungary. Building permits of this cycle path is already provided (number: BK/OU/568/33/2016).

7. Number and titles of lots

One lot only

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) 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. However, they may originate from any country when the amount of the supplies to be purchased is below EUR 100 000 per purchased.

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 countries¹ will apply to candidates or tenderers from the United Kingdom, and to all candidates or tenderers proposing goods originating from the United Kingdom¹ depending on the outcome of negotiations. 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.

¹However, they may originate from any country when the amount of the supplies to be purchased is below EUR 100 000.

9. 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 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 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.

11. Tender guarantee

Tenderers must provide a **tender guarantee of 1 500 000 HUF** 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.

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.

15. Period of implementation of tasks

The implementation period of tasks from contract signature is 6 months.

SELECTION AND AWARD CRITERIA

16. Selection criteria

Economic and financial capacity of candidate:

- The **average annual turnover** of the tenderer in the **last three financial years** for which accounts have been closed must be at least **50.000.000 HUF**.

Proof documents: Statements of overall turnover for the **last three financial years**, for which accounts have been closed.

Technical and professional capacity of candidate:

- The tenderer must have completed and contractually fulfilled as a prime/main contractor or the Lead Partner of the Joint Venture / Consortium at least one **national public road** construction or reconstruction work contract which was at least **5000 square meter** area project during the last **five years** before the deadline for submission of tenders.

Proof documents: Declaration of the relevant road construction work must be accompanied by certificates of satisfactory execution, issued by the contracting authority or entity, who ordered or purchased the work, specifying whether they have been carried out in a professional manner and have been fully completed.

- Tenderer must employ at least one construction manager who has at least 36 months of work experience acquired as engineer on the construction or reconstruction of national public road as construction manager, and who has appropriate registration and licenses according to the national requirements.

Proof document: CV

17. Award criteria

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

(net) price.

The reverse-charge VAT applies to the subject of the contract, therefore tender price may not include any VAT. The detailed rules of the reverse-charge VAT is under the Article 142 of law 127 of 2007.

TENDERING

18. How to obtain the tender dossier

The tender dossier is available on CD-ROM free of charge (excludes courier delivery) at the following address:

Edit Piegel-Csesznegi

H-6400 Kiskunhalas, Thúry József u. 4/B I/4.

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 via e-mail: **kozbeszerzes@jog-asz.eu** and by post: **H-6400 Kiskunhalas, Thúry József u. 4/B I/4.** (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 will be published at the latest 11 days before the submission deadline at <http://www.kozbeszerzes.hu/cikkek/prag> and on the website of DG International Cooperation and Development at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>.

19. Deadline for submission of tenders

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

In the first case, the application/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 application/tender which will serve as proof.

10:00 Central European Time on 15 January 2019

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 application or tender submitted on time to the postal service but received, for any reason beyond the contracting

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

authority's control, after the effective date of approval of the short-list report or of the evaluation report, if accepting applications or tenders that were submitted on time but arrived late would considerably delay the evaluation procedure (for instance when applications or tenders are received after the evaluation committee has finished its works and evaluating them would imply re-calling the evaluation committee) 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 :

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- 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:

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The opening hours of the office are Mondays to Fridays from 8.h00 to 12h00 CET.

The contract title and the publication reference (see item 1 above) must be clearly marked on the envelope containing the application 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 application.

20. Tender opening session

10:00 Central European Time on 15 January 2019 at the address indicated in the article 18, above.

21. Language of the procedure

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

22. Repetition of similar works

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23. 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 of the Council establishing an Instrument for Pre-accession Assistance (IPA II) and Commission Implementing Regulation (EU) No 447/2014 (IPA II Implementing Regulation).

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