**Additional information about the Contract Notice**

**Supply of machinery   
Location –** City of Nis

1. **Nature of contract**

**Unit price**

1. **Programme title**

Interreg-IPA CBC Bulgaria - Serbia Programme, CCI No. 2014TC16I5CB007

1. **Financing**

CB007.2.32.199

1. **Legal basis, 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 candidates/tenderers) which are effectively established in a  Member State of the European Union or in a eligible country or territory as defined under Article 8 of 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.

Participation is also open to international organisations.

All supplies under this contract may originate from any country.

1. **Candidature**

**All eligible natural and legal persons (as per item 4 above) or groupings of such persons (consortia) may participate or tender.**

**A consortium may be a permanent, legally established grouping or a grouping which has been constituted informally for a specific procurement procedure. All partners of a consortium (i.e., the leader and all other partners) are jointly and severally liable to the contracting authority.**

**The participation or tender of an ineligible natural or legal person will result in the automatic exclusion of that person. In particular, if that ineligible person belongs to a consortium, the whole consortium will be excluded.**

1. **Number of requests to participate or tenders**

**No more than one request to participate or tender can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or partner of a consortium submitting a request to participate or tender). In the event that a natural or legal person submits more than one request to participate or tender, all requests to participate or tenders in which that person has participated will be excluded.**

1. **Period of implementation of tasks**

The time limits for delivery shall be maximum 30 (thirty) calendar days.

1. **Language of the procedure**

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

1. **Additional information**

Financial data to be provided by the tenderer in the standard tender form must be expressed in EUR.

The contract will be in EUR, and payments shall be made in RSD, according to the legislative framework of the Republic of Serbia. The conversion to EUR/RSD shall be made in accordance with the InforEuro exchange rate of MONTH and YEAR of the applicable InforEuro exchange rate, which correspond to the month and year corresponding to the deadline for submitting applications, which can be found at the following address:

http://ec.europa.eu/budget/graphs/inforeuro.html.

**SELECTION CRITERIA**

1. **Selection criteria**

The following selection criteria will be applied to candidates. In the case of requests to participate submitted by a consortium, these selection criteria will be applied to the consortium as a whole if not specified otherwise. The selection criteria will not be applied to natural persons and single-member companies when they are sub-contractors.

The candidate shall not use previous experience which caused breach of contract and termination by a contracting authority as a reference for selection criteria.

The selection criteria for each tenderer are as follows:

1. **Economic and financial capacity** **(**based on item 3 of the service application form, on item 3 of supply tender form). In case of candidate being a public body, equivalent information should be provided. The reference period which will be taken into account will be the last three years for which accounts have been closed.

* The average annual turnover of the Tenderer in the last three closed financial years must exceed the financial proposal of the tender. The Tenderer must specify the years in question in figures on item 3 of the application form.
* 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.

1. **Professional capacity** (based on items 4 and 5 of the application form for service contracts and on items 4 and 5 of the tender form for supply contracts). The reference period which will be taken into account will be the last three years preceding the submission deadline.

The Tenderer must have at least:

* 1 (one) permanent staff member currently working for the tenderer.
* 1 (one) permanent staff member in technical support for the kind of equipment tendered currently working for the tenderer.

1. **Technical capacity** (based on items 5 and 6 of the application form for service contracts and on items 5 and 6 of the tender form for supply contracts). The reference period which will be taken into account will be the last three years from submission deadline.

* The Tenderer has provided supplies under at least 2 supply contracts for similar equipment for which the Tenderer is bidding. The cumulative value of such contracts must be at least equal to that the supply for which the Tenderer is bidding. The contracts must have been implemented within the 3 (three) year period prior to the closing date of submission of the application (as indicated in point IV.2.2. of the Contract Notice).

This means that the contract the candidate refers to could have been started at any time during the indicated period, but it does not necessarily have to be completed during that period, nor implemented during the entire period. Candidates are allowed to refer either to projects completed within the reference period (although started earlier) or to projects not yet completed. Only the portion satisfactorily completed during the reference period will be taken into consideration. This portion will have to be supported by documentary evidence (statement or certificate from the entity which awarded the contract, proof of payment) also detailing its value. If a tenderer has implemented the project in a consortium, the percentage that the tenderer has successfully completed must be clear from the documentary evidence, together with a description of the supplies provided.

Previous experience which caused breach of contract and termination by a contracting authority shall not be used as reference.

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 economic operator relies on other entities it must in that case prove to the contracting authority that it will have at its disposal the resources necessary for performance of the contract by producing a commitment by 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 a separate document. Proof of the capacity will also have to be provided when requested by the contracting authority.

With regard to economic and financial criteria, the entities upon whose capacity the economic operator relies become jointly and severally liable for the performance of the contract.