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## WORKS CONTRACT NOTICE

### Construction of 29 New Housing Units

Federation of Bosnia and Herzegovina, Bosnia and Herzegovina

**1. Publication reference**

BOS1705-WOR-2019-04

**2. Procedure**

Local Open

**3. Programme title**

BOS1705; Flood Recovery – Housing Interventions in Federation of Bosnia and Herzegovina.

**4. Financing**

The project is financed by the European Union, in accordance with the rules of IPA II programme.  
The project is co-financed by local authorities.

**5. Contracting Authority**

Arbeiter-Samariter-Bund Deutschland e.V. – ASB BH Office  
Aleja Bosne Srebrene 35, 71000 Sarajevo, Bosnia and Herzegovina

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## CONTRACT SPECIFICATIONS

**6. Description of the contract**

The disaster that struck B-H in May 2014 affected a quarter of its territory and approximately one million people. Despite the intervention's impressive outreach across 53 local governments in B-H, with more than 610,000 people assisted, there remains a significant number of the most vulnerable yet to recover. The overall objective of this Project is sustainable recovery of flood and landslide affected communities in the entity of Federation of Bosnia and Herzegovina, advanced through improved living conditions for vulnerable households whose homes were substantially damaged or destroyed in the disaster and restored economic and livelihood opportunities for low-income vulnerable households assisted with housing recovery. Purpose of the contract is construction of 29 housing units for beneficiaries whose dwellings were destroyed or condemned for removal due to their proximity to an active hazard.

Lot 1: Construction of 4 New Housing Units in the City of Goražde

Construction of 4 new houses for affected households in the City of Goražde. Land allocation/ construction permissions and necessary licences as per relevant legislative frameworks shall be completed by partner LG prior to the beginning of construction.

Lot 2: Construction of 8 New Housing Units in the City of Zenica (Region 1)

Construction of 8 new houses for affected households in the City of Zenica – Region 1 (Perin han). Land allocation/ construction permissions and necessary licences as per relevant legislative frameworks shall be completed by partner LG prior to the beginning of construction.

Lot 3: Construction of 8 New Housing Units in the City of Zenica (Region 2)



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Construction of 8 new houses for affected households in the City of Zenica – Region 2 (Moščanica, Klopče, Ričice, Pepelari and Pobrežje). Land allocation/construction permissions and necessary licences as per relevant legislative frameworks shall be completed by partner LGs prior to the beginning of construction.

Lot 4: Construction of 9 New Housing Units in the City of Zenica (Region 3)

Construction of 9 new houses for affected households in the City of Zenica – Region 3 (Bistričak). Land allocation/construction permissions and necessary licences as per relevant legislative frameworks shall be completed by partner LG prior to the beginning of construction.

## 7. Number and titles of lots

Lot 1: Construction of 4 New Housing Units in the City of Goražde

Lot 2: Construction of 8 New Housing Units in the City of Zenica (Region 1)

Lot 3: Construction of 8 New Housing Units in the City of Zenica (Region 2)

Lot 4: Construction of 9 New Housing Units in the City of Zenica (Region 3)

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## TERMS OF PARTICIPATION

### 8. Eligibility and rules of origin

Participation is open to all legal persons (participating either individually or in a grouping – consortium – of tenderers) which are established in a Member State of the European Union or in a country or territory of the regions covered and/or authorised by the specific instruments applicable to the programme under which the contract is financed (see item 23 below). All goods supplied under this contract must originate in one or more of these countries.

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 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.

### 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 2.3.3 of the Practical Guide. Also, as per provision of the Article 9 of the Project Cooperation Agreement signed between UNDP and ASB, tenderers must submit filled and signed UN Procurement Division – Prerequisites for Eligibility (Model included in the Tender Form).

### 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



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Tenderers must provide a tender guarantee of BAM 2,000 for Lot 1 and BAM 4,500 for Lot 2, Lot 3 and Lot 4 when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderers upon signature of the contract by all parties.

## 12. Performance guarantee

The successful tenderer will be asked to provide a performance guarantee of 10% 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 period of implementation of the tasks will be

- For Lot 1 – 2 (two) calendar months;
- For Lot 2, 3 and 4 – 4 (four) calendar months.

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## SELECTION AND AWARD CRITERIA

### 16. Selection criteria

In order to be eligible for the award of the contract, tenderers must provide evidence that they meet the selection criteria. This must be provided by tenderers using the forms described in 12.2 of the Instructions to Tenderers and any additional forms tenderers may wish to use.

If a tender is submitted by a consortium, unless specified, the selection criteria will be applied to the consortium as a whole.

#### **A. The selection criteria for tenderers to Lot 1 are as follows:**

##### **1) Economic and financial capacity of candidate:**

- the total cumulative turnover in construction works in the last 3 (three) years must be at least BAM 350,000.00 (three hundred and fifty thousand BAM);
- in the case of joint venture/consortium the Lead Partner's individual total cumulative turnover in construction works in the last 3 (three) years must be at least BAM 200,000.00 (two hundred thousand BAM); (Vol. 1; Sec. 4; Form 4.4; Financial Statement – 4.4.2.);
- the tenderer must have access to sufficient credit and other financial facilities to cover the required cash flow for duration of the contract. In any case, the amount of credit available must be at least BAM 100,000.00 (one hundred thousand BAM).

##### **2) Professional and Technical capacity of candidate:**



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- the tenderer must be a registered firm capable to carry out the specified works. It must be duly authorized / licensed to perform the works under this contract in accordance with the relevant law in force in B-H. Activity code AC BiH 2010: 41.20 must be submitted with the tender (*Classification of the legal entity in accordance with the activity classification*). Relevant licence for Canton 5 (Bosansko-podrinjski kanton Goražde), must be obtained by the tenderer, prior to start of implementation of works;
- the tenderer shall present its experience in implementation, as a prime contractor, of at least 1 (one) project of the similar complexity and nature as the works concerned by the tender over the last 8 (eight) years prior to the tender submission deadline.

**Note:**

The referenced projects must have been completed in the indicated period but they do not necessarily have to be started within that period.

The tenderer must present copies of respective certificate(s) of commissioning, provisional or final acceptance endorsed by the supervisor/contracting authority for the referenced projects concerned. The Contracting Authority reserves the right to ask for further information.

**B. The selection criteria for tenderers to Lot 2, 3 and 4 are as follows:**

**1) Economic and financial capacity of candidate:**

- the total cumulative turnover in construction works in the last 3 (three) years must be at least BAM 850,000.00 (eight hundred and fifty thousand BAM);
- in the case of joint venture/consortium the Lead Partner's individual total cumulative turnover in construction works in the last 3 (three) years must be at least BAM 400,000.00 (four hundred thousand BAM); (Vol. 1; Sec. 4; Form 4.4; Financial Statement – 4.4.2.);
- the tenderer must have access to sufficient credit and other financial facilities to cover the required cash flow for duration of the contract. In any case, the amount of credit available must be at least BAM 200,000.00 (two hundred thousand BAM).

**2) Professional and Technical capacity of candidate:**

- the tenderer must be a registered firm capable to carry out the specified works. It must be duly authorized / licensed to perform the works under this contract in accordance with the relevant law in force in B-H. Activity code AC BiH 2010: 41.20 must be submitted with the tender (*Classification of the legal entity in accordance with the activity classification*);
- the tenderer shall present its experience in implementation, as a prime contractor, of at least 1 (one) project of the similar complexity and nature as the works concerned by the tender over the last 8 (eight) years prior to the tender submission deadline.

**Note:**

The referenced projects must have been completed in the indicated period but they do not necessarily have to be started within that period.

The tenderer must present copies of respective certificate(s) of commissioning, provisional or final acceptance endorsed by the supervisor/contracting authority for the referenced projects concerned. The Contracting Authority reserves the right to ask for further information.

**17. Award criteria**

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



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## TENDERING

### 18. How to obtain the tender dossier

The tender dossier is available from the following web page: <https://asb-see.org/tenders-2/tenders-bosnia-and-herzegovina/>. Tenders must be submitted using the standard tender form included in the tender dossier, whose format and instructions must be strictly observed.

The CD with drawings is available free of charge for collection from the following address: Arbeiter-Samariter-Bund Deutschland e.V. – ASB BH Office, Engineers Department, Aleja Bosne Srebrene 35, 71000 Sarajevo, B-H. If the tenderer is not able to collect the CD from premises of the ASB BH Office, it could be sent by courier to the address of the interested party at its own expense.

Tenderers with questions regarding this tender should send them in writing to [hakija.pozderac@asb-see.org](mailto:hakija.pozderac@asb-see.org) (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 on the ASB website at: <https://asb-see.org/tenders-2/tenders-bosnia-and-herzegovina/>.

### 19. Deadline for submission of tenders

August 7, 2019 at 12:00 CET. The ASB BH Office opening hours are 08:30 CET. Office is not open on Saturday and Sunday. Office is closed on state holidays.

Any tender received by the Contracting Authority after this deadline will not be considered.

### 20. Tender opening session

August 7, 2019 at 12:30 CET, ASB BH Office (Ground Floor) Aleja Bosne Srebrene 35, 71000 Sarajevo, B-H.

### 21. Language of the procedure

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

### 22. Repetition of similar works

N/A

### 23. Legal basis<sup>1</sup>

Regulation (EU) N°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 Regulation (EU) N°231/2014 of the European Parliament and of the Council of 11 March 2014 establishing an Instrument for Pre-accession Assistance (IPA II).

<sup>1</sup> Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).