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## **SUPPLY PROCUREMENT NOTICE**

**Laboratory equipment for food control in Bosnia and Herzegovina**

**Bosnia and Herzegovina**

**EC/BiH/09/014**

**1. Publication reference**

EuropeAid/128355/C/SUP/BA

**2. Procedure**

Open

**3. Programme**

IPA 2008

**4. Financing**

BGUE-B2010-22.020200-C8-ELARG DELBIH

**5. Contracting authority**

European Union, represented by the European Commission on behalf of and for the account of the beneficiary country/countries

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## **CONTRACT SPECIFICATIONS**

**6. Description of the contract**

Provision of the laboratory equipment for determination and confirmation of metallic contaminants, residues of different veterinary substances, organochlorine and organophosphorus pesticides residue and determination of different mycotoxins.

BiH is in the process of harmonisation with the EU food legislation and this laboratory equipment will allow determination of contaminants and residues according to the EU maximum residue limits (MRL) which is prescribed by EU directives and regulations, and it will contribute to implementation of new food safety legislation.

**7. Number and titles of lots**

Lot 1: Chromatographs

Lot 2: Atomic Absorption Spectrophotometers

Lot 3: Various Laboratory Equipment

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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 IPA programme under which the contract is financed (see item 22 below and [http://ec.europa.eu/europeaid/work/procedures/implementation/eligibility/index\\_en.htm](http://ec.europa.eu/europeaid/work/procedures/implementation/eligibility/index_en.htm), next enter **GENERAL ANNEX A2** Eligibility programmes 2007-2013 and go to **Instrument for Pre-Accession Assistance (Council Regulation (EC) N° 1085/2006 - OJ L 210/82 of 31.7.2006).**)

### 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 point 2.3.3 of the Practical Guide to contracts procedures for EU external actions.

### 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 supplies required in the tender dossier.

### 11. Tender guarantee

Tenderers must provide a tender guarantee of **7,200 Euro for Lot 1, 1,100 Euro for Lot 2, and 1,700 Euro for Lot 3** 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. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender.

### 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.

## 15. Period of implementation of tasks

~~4 months~~

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## 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:

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.

a) The average annual turnover of the tenderer for the last 3 years (2008, 2009 & 2010) must exceed the total value of its financial offer for the lots offered under this tender.

2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the Tender Form for a Supply Contract)

a) At least 5 permanent staff working in fields related to the lot(s) offered under this tender by the tenderer.

3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract)

a) Over the last thirty-six (36) months before the publication of this tender the tenderer must have completed at least one contract in a field related to the scope of the this contract.

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. Some examples of when it may *not* be considered appropriate by the Contracting Authority are when the tender rely in majority on the capacities of other entities or when they rely on key criteria. If the tender rely 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, for example by producing an undertaking 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. 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 furnished when requested by the Contracting Authority.

### 17. Award criteria

Price

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## TENDERING

### 18. How to obtain the tender dossier

The tender dossier is available from the following Internet address: <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> and <http://www.delbih.ec.europa.eu>. 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:

Delegation of the European Union to Bosnia and Herzegovina  
Procurement, Skenderija 3a, 71000 Sarajevo  
Bosnia and Herzegovina  
Fax: 00387 33 218 323  
E-mail: [DELEGATION-BiH-PROCUREMENT@ec.europa.eu](mailto:DELEGATION-BiH-PROCUREMENT@ec.europa.eu)

(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 shall be published at the latest 11 days before the submission deadline on the EuropeAid website at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> and EU Delegation to BiH website <http://www.delbih.ec.europa.eu>.

**19. Deadline for submission of tenders**

5th September 2011 at 12:00 CET

**20. Tender opening session**

5th September 2011 at 15:00 CET

**21. Language of the procedure**

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

**22. Legal basis**

Council Regulation (EC) No 1085/2006 of 17 July 2006 establishing an Instrument for Pre-Accession Assistance (IPA)