

## **SERVICE PROCUREMENT NOTICE**

### **Provision of preliminary design, studies and spatial planning documentation for the regional railway link Capljina-Trebinje-(Niksic)**

**Bosnia and Herzegovina**

**Tender No. EC/BiH/07/017**

#### **1. Publication reference**

EuropeAid/125884/C/SER/BA

#### **2. Procedure**

Restricted

#### **3. Programme**

CARDS 2006

#### **4. Financing**

BGUE-B2008-22.020502-C8-ELARG DELBIH

#### **5. Contracting Authority**

- European Community, represented by the European Commission for and on behalf of beneficiary country/countries

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## **CONTRACT SPECIFICATION**

#### **6. Nature of contracts**

Global Price service contract.

#### **7. Contract description**

This assignment shall consider provision of the preliminary studies and preliminary design activities concerning the regional railway link between Bosnia and Herzegovina (Capljina-Trebinje-borderline) and Montenegro-(Niksic). The railway section to be designed shall match the alignment of the former narrow gauge railway track, in order to utilise the lands already owned by the railway authorities and avoid massive expropriations. The activities of the consultant shall include preparation of the preliminary traffic study, preliminary alignment study, preliminary environment impact assessment, design of the preliminary solution of the track alignment, preliminary cost estimate and pre-feasibility study for the designed preliminary solution.

## **8. Numbers and titles of lots**

1 Lot as follows:

Provision of preliminary design and relevant studies for the regional railway link Capljina-Trebinje-(Niksic).

*\*Note: Lot 2 is abandoned.*

## **9. Maximum budget(s)**

Global price: **EUR 600,000.00**

## **10. Scope for additional services**

n/a

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# **CONDITIONS OF PARTICIPATION**

## **11. Eligibility**

Participation is open to all legal persons of the EU Member States and the countries and territories of the regions covered and/or authorised by the Regulations on access to Community external assistance and other specific instruments applicable to the programme under which the contract is financed (see also item 30 below). Participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.

## **12. Candidature**

All eligible natural and legal persons (as per item 11 above) or groupings of such persons (consortia) may apply.

A consortium may be a permanent, legally-established grouping or a grouping which has been constituted informally for a specific tender procedure. All members of a consortium (ie, the leader and all other members) are jointly and severally liable to the Contracting Authority.

The participation of an ineligible natural or legal person (as per item 11) 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.

## **13. Number of applications**

No more than one application can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or member of a consortium submitting an application). In the event that a natural or legal person submits more than one application, all applications in which that person has participated will be excluded.

## **14. Shortlist alliances prohibited**

Any tenders received from tenderers comprising firms other than those mentioned in the short-listed application forms will be excluded from this restricted tender procedure. Short-listed candidates may not form alliances or subcontract to each other for the contract in question.

## **15. Grounds for exclusion**

As part of the application form, candidates must submit a signed declaration, included in the standard application form, to the effect that they are not in any of the exclusion situations listed in Section 2.3.3 of the Practical Guide to contract procedures for EC external actions

## 16. Sub-contracting

The maximum percentage which may be sub-contracted shall not exceed **20% of the contract value**.

## 17. Number of candidates to be short-listed

On the basis of the applications received, at least 4 and at most 8 candidates will be invited to submit detailed tenders for each of these contracts.

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## PROVISIONAL TIMETABLE

### 18. Provisional date of invitation to tender

February 15, 2009

### 19. Provisional commencement date of the contract

June 1, 2009

### 20. Initial period of execution and possible extension of the contract

18 consecutive months following the Commencement Order.

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## SELECTION AND AWARD CRITERIA

### 21. Selection criteria

The following selection criteria will be applied to candidates. In the case of applications submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

- 1) Economic and financial capacity of candidate (based on item 3 of the application form)
  - a) The average **annual turnover of the candidate** (firm or consortium) for the previous two years (2006, 2007) shall be at least **2 MEUR**.
  - b) **Annual turnover of the candidate** (firm or consortium) for the current year 2008 (forecast, not to include this contract), shall be at least **2 MEUR**.
  - c) **Cash and cash equivalents at end of year** shall not be negative for the two previous financial years (2006, 2007).
- 2) Professional capacity of candidate (based on items 4 and 5 of the application form)
  - a) The candidate (firm or consortium) shall demonstrate availability of at least an average of 25 permanently employed experts in the field of transport infrastructure, transport economy and spatial planning throughout the previous two years (2006, 2007) and the current year 2008.
- 3) Technical capacity of candidate (based on items 5 and 6 of the application form)
  - a) The candidate (firm or consortium) shall present experience on at least 3 successfully completed transport, traffic and/or pre-feasibility/feasibility studies over the previous three years (2005, 2006, 2007). The total value of the 3 financially most advantageous inputs of the candidate in the respective contracts shall at least equal to **1.0 MEUR**.
  - b) The candidate (firm or consortium) shall present experience on at least 3 successfully completed railway construction/reconstruction designs produced in accordance with the EU directives over the previous three years (2005, 2006, 2007). The total value of the 3 financially most advantageous inputs of the candidate in the respective contracts shall at least equal to **2.0 MEUR**.

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. 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, for example by producing an undertaking on the part of those entities to place those resources at its disposal. Under the same conditions, a consortium of economic operators may rely on the capacities of members of the consortium or of other entities.

If more than 8 eligible candidates meet the above selection criteria, the relative strengths and weaknesses of the applications of these candidates must be reexamined to identify the eight best applications for the tender procedure. The only factors which will be taken into consideration during this re-examination are:

- 1) Total value of the 3 most financially advantageous inputs (the highest values of inputs of the candidate) concerning the assignments referenced under the criterion 3) a) and 3) b), Technical capacity of the candidate.

## **22. Award criteria**

As specified in the tender dossier annexed to the letter of invitation to tender which will be sent to short-listed candidates.

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# **APPLICATION**

## **23. Deadline for receipt of applications**

16:00 Central European Time on January 5, 2009

Any application received after this deadline will not be considered.

## **24. Application format and details to be provided**

The candidate shall submit *only one* application form.

Application must be submitted using the standard application form (available from the following Internet address: [http://europa.eu.int/comm/europeaid/index\\_en.htm](http://europa.eu.int/comm/europeaid/index_en.htm)), whose format and instructions must be strictly observed.

Any additional documentation (brochure, letter, etc) sent with an application will not be taken into consideration.

## **25. How applications may be submitted**

Application must be submitted in English exclusively to the Contracting Authority:

- EITHER by recorded delivery (official postal service)
- OR hand delivered (including courier services)

directly to the Contracting Authority in return for a signed and dated receipt to :

Delegation of the European Commission to Bosnia and Herzegovina  
Procurement Team  
Ul. Skenderija 3-a  
71000 Sarajevo  
Bosnia and Herzegovina  
Ms. Dagmar SCHOBESBERGER, tel +387 33 254 795

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.

Applications submitted by any other means will not be considered.

#### **26. Alteration or withdrawal of applications**

Candidates may alter or withdraw their applications by written notification prior to the deadline for submission of tenders. No application may be altered after this deadline.

Any such notification of alteration or withdrawal shall be prepared and submitted in accordance with Clause 25. The outer envelope (and the relevant inner envelope) must be marked 'Alteration' or 'Withdrawal' as appropriate.

#### **27. Operational language**

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

#### **28. Additional information**

n/a

#### **29. Date of publication of contract forecast**

September 25, 2008

#### **30. Legal basis**

Council Regulation (EC) No. 2666/2000 of 5 December 2000 (CARDS), as last amended by Regulation of the Council on access to Community external assistance No 2112/2005 of 21 November 2005.