

***B. DRAFT CONTRACT AND SPECIAL CONDITIONS,
INCLUDING ANNEXES***

DRAFT CONTRACT

SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

No <Contract number>

FINANCED FROM THE EU GENERAL BUDGET

The European Union, represented by the European Commission on behalf of and for the account of Bosnia and Herzegovina,

("The Contracting Authority"),

of the one part,

and

<Full official name of Contractor>

[<Legal status/title>]¹

[<Official registration number>]²

<Full official address>

[<VAT number>]³, ("the Contractor")

of the other part,

have agreed as follows:

CONTRACT TITLE: Support to the Civil Protection Mechanism – (LOT XXX)

Identification number: EuropeAid/139040/DH/SUP/BA

Article 1 Subject

1.1 The subject of the contract shall be the supply, delivery, unloading, installation (where applicable) and other related services as defined in Annex II: Technical Specifications, by the Contractor of the following goods:

Lot 1: Truck and Hydraulic Crane

Lot 2: Truck trailers

¹ Where the contracting party is an individual.

² Where applicable. For individuals, mention their ID card or passport or equivalent document - number

³ Except where the contracting party is not VAT registered.

Lot 3: 4 x 4 Terrain Motor Vehicles

Lot 4: 4 x 4 Vehicles

Lot 5: Vans

Lot 6: Rescue tools for Urban Search and Rescue (USAR) teams

Lot 7: Specialized personal rescue equipment

Lot 8: Specialised communication and surveillance equipment

Lot 9: Aircrafts

Lot 10: Equipment for psychological testing

Lot 11: Radio communication equipment

The place of acceptance of the supplies shall be the places in Bosnia and Herzegovina defined in Appendix 1 to Annex II - Technical Specifications. The time limits for delivery and related services shall be 75 days for Lot 3, Lot 4, Lot 5, Lot 6, Lot 7, Lot 8, Lot 10 and Lot 11 from the commencement date and 225 days for Lot 1, Lot 2 and Lot 9 from the commencement date and the Incoterm applicable shall be DDP⁴ (not including customs duties, import duties, taxes or other equivalent fiscal charges).

The implementation period of tasks shall run from commencement date until the provisional acceptance.

1.2 The Contractor shall comply strictly with the terms of the Special Conditions and the technical annex.

Article 2 Origin

The rules of origin of the goods are defined in Article 10 of the Special Conditions.

A certificate of origin for the goods must be provided by the Contractor at the latest when it requests provisional acceptance of the goods. Failure to comply with this condition may result in the termination of the contract.

Article 3 Price

3.1 The price of the supplies shall be that shown on the financial offer (specimen in Annex IV). The total maximum contract price shall be **EUR <price>**.

3.2 Payments shall be made in accordance with the General and/or Special Conditions (Articles 26 to 28).

Article 4 Order of precedence of contract documents

The contract is made up of the following documents, in order of precedence:

- the contract agreement;
- the Special Conditions

⁴ DDP (Delivered Duty Paid) (not including customs duties, import duties, taxes or other equivalent fiscal charges) - Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

- the General Conditions (Annex I);
- the Technical Specifications (Annex II including clarifications before the deadline for submission of tenders;
- the Technical Offer (Annex III including clarifications from the tenderer provided during tender evaluation);
- the budget breakdown (Annex IV);
- specified forms and other relevant documents (Annex V);

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above.

Article 5 Other specific conditions applying to the contract

Done in English in three originals, two originals being for the European Commission, and one original being for the Contractor.

For the Contractor

Name:

Title:

Signature:

Date:

For the Contracting Authority

Name:

Title:

Signature:

Date: