
SUPPLY PROCUREMENT NOTICE

Support to the National Security Authority of Bosnia and Herzegovina

Equipment supply (re-tendering)

Bosnia and Herzegovina

Tender No. EC/BiH/08/055

1. Publication reference

EuropeAid/126864/C/SUP/BA

2. Procedure

Open

3. Programme

CARDS 2006

4. Financing

BGUE-B-2008-22.050200-C8-ELARG

5. Contracting authority

European Community, represented by the European Commission on behalf of and for the account of the beneficiary country

CONTRACT SPECIFICATIONS

6. Description of the contract

To provide equipment in support of the National Security Authority within the Ministry of Security of BiH.

7. Number and titles of lots

Lot 1: Establishment of security areas

Lot 2: CISs

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 (Austria, Belgium, Denmark, Finland, France, Germany, Greece, Italy, Ireland, Luxembourg, Netherlands, Portugal, Spain, Sweden, United Kingdom, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Poland, Slovak Republic, Slovenia, Cyprus, Malta, Bulgaria and Romania) 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 22 below) (Albania, Bosnia and Herzegovina, Croatia, FYROM, Serbia, Montenegro, Iceland, Liechtenstein, Norway, Turkey and Kosovo (under UNSCR 1244)). All goods

supplied under this contract must originate in one or more of these countries. Participation is also open to international organisations. Participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.

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 EC 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 7,200.00 Euro for Lot 1 and 2,100.00 Euro for Lot 2 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 best compliant tender.

13. Information meeting and/or site visit

An optional site visit will start on 19th January 2009 at 10:00 am local time at the following address:

**Common Institutions Building (Zgrada zajedničkih institucija BiH)
Trg BiH 1,
71000, Sarajevo, BiH**

and will be followed by site visits to other five Institutions at addresses for delivery in Sarajevo and Lukavica on the same day.

14. Tender validity

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders.

15. Period of implementation

Five (5) months from contract signature by both parties.

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:

For LOT 1

- 1) Economic and financial capacity of tenderer (based on i.a. item 3 of the Tender Form for a Supply Contract)
 - a. The annual turnover of the tenderer in the year 2006 as well as in the year 2007 must exceed financial proposal for Lot 1 offered by him 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. The tenderer has a minimum 3 staff employed on permanent basis.
 - b. The tenderer must be in possession of a valid EU, or NATO, or national Facility Security Clearance (FSC), at least on classification level of “Confidential“, FSCs being issued by the relevant national (or designated) security authority of country where the tendering company is registered to do business.
 - b. The tenderer's personnel intended to work on the sites of BiH beneficiary institutions (as listed in Lot 1) must have a valid EU, or NATO, or national Personnel Security Clearance (PSC), at least on classification level “Confidential“, PSCs being issued by the relevant national (or designated) security authority of country where the tendering company is registered to do business.
- 3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract)
 - a. The tenderer has successfully completed at least one contract for the development of security areas (i.e.: establishment of a new security area, or upgrading/modifying physical security measures of an existing security area) that met requirements of relevant EU (2001/264/EC, or 2001/844/EC) or NATO (C-M(2002)49) security regulations, over the past 36 months before the launch of this tender proven by substantiated evidence(s). If the place and the end-user of the aforementioned reference(s) cannot be named, then the specifiable nature, subject and volume of performed contract should be attested by the relevant national or designated security authority.

For LOT 2

- 1) Economic and financial capacity of tenderer:
 - a. The annual turnover of the tenderer in the year 2006 as well as in the year 2007 must exceed financial proposal for Lot 2 offered by him under this tender.
- 2) Professional capacity of tenderer:
 - a. The tenderer has a minimum 3 staff employed on permanent basis.
- 3) Technical capacity of tenderer
 - a. The tenderer has successfully completed at least one contract of the value of his financial proposal for Lot 2 over the past 36 months before the launch of this tender.

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. Such entities must respect the same rules of eligibility and notably that of nationality (as well as of security for Lot 1), as the economic operator.

17. Award criteria

Price

TENDERING

18. How to obtain the tender dossier

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

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 Commission to Bosnia and Herzegovina
Procurement team
Skenderija 3a
71000 Sarajevo
Bosnia and Herzegovina

Fax: 00387 33 218 323

E-mail: 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 to the tender dossier shall be published on the European Commission Delegation to BiH website at <http://www.delbih.ec.europa.eu> and on the EuropeAid website at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>

19. Deadline for submission of tenders

12:00 Central European Time on 2nd March 2009

at the following address:

Delegation of the European Commission to Bosnia and Herzegovina
Procurement team
Skenderija 3a, 1st floor
71000 Sarajevo
Bosnia and Herzegovina

Any tender received after this deadline will not be considered.

20. Tender opening session

15:00 Central European Time on 2nd March 2009, at the above mentioned address.

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