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## **WORKS PROCUREMENT NOTICE**

Vinkovci to Tovarnik to State Border Railway Rehabilitation  
(Civil Engineering and Track Works)

Vukovarsko – Srijemska County, Croatia

**1. Publication reference**

EuropeAid/123209/D/WKS/HR

**2. Procedure**

Open

**3. Programme**

ISPA

**4. Financing**

ISPA 2005/HR/16/P/PT/001 Vinkovci to Tovarnik to State Border Railway Rehabilitation

**5. Contracting Authority**

Ministry of Finance of the Republic of Croatia, Central Finance and Contracting Unit, Katančičeva 5, 10000 Zagreb, Croatia.

### **CONTRACT SPECIFICATIONS**

**6. Description of the contract**

The rehabilitation of a double track railway line on Pan European corridor X over a route length of 33,5km to improve line speed from the originally designed 120km/h (now restricted to 60km/h) to 160km/h comprises (1) track and civil works and restoration and rehabilitation of 10 stations / halts and (2) upgrade of war damaged signaling and safety devices.

The Civil engineering, track and electrification works include (1) track and civil works on open line (new rails, concrete sleepers with fastenings, ballast and sand layer, switches, new drainage ducts and refurbishment of culverts), (2) reconstruction of 2 stations, (3) rehabilitation of one station and 7 halts (upgrade of platforms, parking areas, shelters, lighting), (4) modular units for 12 road level crossings and (5) repositioning of the existing overhead line equipment including occasional replacement where necessary and reconstruction in the locations where station side tracks have been extended.

**7. Number and titles of lots**

There are no lots.

### **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 also heading 22 below). All works, supplies and services under this contract must originate in one or more of these countries. Participation is also open to international organisations. The 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 Works Contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the *Practical Guide to contract procedures for EC external actions*.

#### **10. Number of tenders**

Tenderers may submit only one tender. Tenders for parts of a tender will not be considered. Any tenderer may state in its tender that it would offer a discount. 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**

Tenderers must provide a tender guarantee of 560,000.00 euros 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.

#### **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 second best admissible tender.

#### **13. Information meeting and/or site visit**

A site visit will take place on 02 October 2007 in Vinkovci. It is strongly recommended that interested tenderers attend this site visit. Individual visits of the track and facilities within the track zone are forbidden. The site visit will start at 11:00 hrs local time, from Vinkovci Railway Station at the following address: Trg kralja Tomislava bb, Vinkovci.

An information meeting will be held by the Final Beneficiary at 10:00 hrs local time on 03 October 2007 at the following address: HŽ Infrastruktura d.o.o, Mihanovićeve 12, First floor, Conference room, 10000 Zagreb.

The minutes of the clarification meeting will be submitted in writing to the Tenderers.

#### **14. Tender validity**

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

#### **15. Period of implementation**

The time for completion of all the Works shall be 730 days from the commencement date. Defect Notification Period will be 24 months commencing upon the issue of the Final Taking Over Certificate.

## SELECTION AND AWARD CRITERIA

### 16. Selection criteria

The minimum qualifying criteria for the **sole Tenderer** include:

1. Must be a registered firm or natural person legally capable of carrying out the specified works.
2. The Tenderer must have an average annual turnover equivalent to or exceeding EUR 70 million over the three years: 2004, 2005, 2006, but not less than 50 million EUR for each of these years.
3. The Tenderer must have access to sufficient credit and other financial facilities to cover the required cash flow for the duration of the contract. In any case, the amount of credit available must exceed the equivalent of EUR 15 million.
4. The Tenderer must carry out at least 70% of the contract works by his own resources, which means that he must have the equipment, materials, human and financial resources necessary to enable him to carry out that percentage of the contract.
5. The Tenderer, as a main works contractor, must have successfully completed at least 2 projects (each project of minimum EUR 30 million value) of the same nature and complexity comparable to the works concerned by the tender (rail rehabilitation / construction including technical disciplines required in this project) over the last 5 years.
6. All key personnel to be mobilised for this project must have appropriate experience and proven qualifications relevant to works of a similar nature to this project as it is specified in the Tender Dossier, Volume 1, Section 1. Instruction to Tenderers, sub-clause 4.1.5.

The **joint venture/consortium** as a whole (all members together) and the lead member must satisfy the following minimum qualifying criteria:

1. The joint venture/consortium must be a registered firm or natural person legally capable of carrying out the specified works.
2. The joint venture/consortium must have an average annual turnover equivalent to or exceeding EUR 70 million over the three years: 2004, 2005, 2006 but not less than 50 million EUR for each of these years. The lead member of a joint venture/consortium must have an average annual turnover equivalent to or exceeding EUR 35 million over the three years: 2004, 2005, 2006, but not less than 20 million EUR for each of these years.
3. The lead member of joint venture/consortium must have access to sufficient credit and other financial facilities to cover the required cash flow for the duration of the contract. In any case, the amount of credit available must exceed the equivalent of EUR 15 million.
4. The joint venture/consortium must carry out at least 70% of the contract works by his own resources, which means that he must have the equipment, materials, human and financial resources necessary to enable him to carry out that percentage of the contract.
5. The lead member of a joint venture/consortium must have the ability to carry out at least 50% of the contract works by his own means, as defined in Sub-clause 4. above.
6. Another member of a joint venture/consortium (i.e. not the lead member) must have the ability to carry out at least 10% of the contract works by his own means, as defined in Sub-clause 4. above.
7. The joint venture/consortium must have successfully completed at least 2 projects (each project of minimum EUR 30 million value) of the same nature and complexity comparable to the works concerned by the tender (rail rehabilitation/construction including technical disciplines required in this project) over the last 5 years. The lead member of joint venture /consortium must have

completed at least one of these projects as a lead firm.

8. All key personnel to be mobilised for this project must have appropriate experience and proven qualification relevant to works of a similar nature to this project as it is specified in the Tender Dossier, Volume 1, Section 1. Instruction to Tenderers, sub-clause 4.1.5.

## 17. Award criteria

Price

## TENDERING

## 18. How to obtain the tender dossier

The tender dossier is available from Ministry of Finance, Central Finance and Contracting Unit, Katančičeva 5, 10000 Zagreb, Croatia, upon payment of **300 EUR** in favour of the Ministry of Finance of the Republic of Croatia at the Bank Account in Privredna Banka Zagreb d.d.:

**Giro account: 702000-132344-91**

**SWIFT CODE: PBZG HR 2X**

**Purpose of payment: For tender dossier**

or Croatian currency counter value of the relevant amount due in EUR in favour of the Ministry of Finance of the Republic of Croatia, in accordance with provisions of the current Foreign Exchange Act of the Republic of Croatia, at the Bank Account in Croatian National Bank:

**Žiro - račun: 1001005-1863000160**

**Model: 64**

**Poziv na broj: 9733 – 20157 – MB (uplatitelj)**

**Svrha: uplata za natječajnu dokumentaciju**

The aforementioned payment excludes courier delivery. It is also available for inspection at the premises of the Contracting Authority at the address as in point 5 above. Tenders must be submitted using the standard tender form 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 Ministry of Finance, Central Finance and Contracting Unit, Katančičeva 5, 10000 Zagreb, Croatia and/or [cfcu@mfin.hr](mailto:cfcu@mfin.hr), (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 will be published on the EuropeAid website at:

[http://ec.europa.eu/europeaid/work/procedures/index\\_en.htm](http://ec.europa.eu/europeaid/work/procedures/index_en.htm) and also on the Contracting Authority website at: <http://cfcu.mfin.hr>

## 19. Deadline for submission of tenders

12:00 local time on 03 December 2007, at the Ministry of Finance, Central Finance and Contracting Unit, Katančičeva 5, 10000 Zagreb, Croatia.

Any tender received after this deadline will not be considered.

## 20. Tender opening session

14:00 local time on 03 December 2007, at the Ministry of Finance, Central Finance and Contracting Unit, Katančičeva 5, 10000 Zagreb, Croatia.

**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 1267/1999 of 21 June 1999, as last amended by Council Regulation (EC) No 2112/2005 of 21 November 2005