**Qualification Data**

For qualification a tenderer must demonstrate to the Employer that it substantially satisfies the requirements regarding experience, personnel, equipment, financial position and litigation history as specified below. Please note that the experience of the tenderer company will be taken into account only, e.g. not the experience of its mother company.

**1. Experience***.* The Tenderer shall meet the following minimum criteria:

a **General**: Turnover as prime contractor (defined as billing for works in progress and completed) over the last 3 (three) years (2008,2009 and 2010) of EUR 20 (twenty) Million in total in the execution of construction, reconstruction, constructing addition, adaptation and rehabilitation of building constructions

The lead partner shall meet not less than 50 percent of this qualifying criteria

(Qualification Form 3.5.2 and 3.5.2A).

b **Particular**: Experience in performing construction works as lead contractor on at least two (2) projects of similar nature and/or complexity as this contract – construction, upgrading or reconstruction until complete functionality of business, business-housing involving a minimum construction area of 5,000m2 (five thousand square meters) of newly-built or reconstructed area within the past five years.

Each member of a Joint Venture and Subcontractor must be able to show fully completed works, according to the type of work to be performed by such member in this project on at least two buildings of similar size or complexity as the buildings involved in this project.

(Qualification Form 3.5.3 and 3.5.3A)

**2. Personnel Capabilities**

a The tenderer shall provide suitably qualified full-time job personnel to fill the following positions with the minimum experience requirements specified below, below mentioned (Qualification Form 3.5.5) . For position of Project Manager and his deputy the tenderer will submit Qualification Form 3.5.5A:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| ***Position*** | ***Number of entity*** | ***In similar works***  ***(years)*** | ***As manager of similar works (years)*** | ***Experience in FIDIC or similar Contracts***  ***(Projects)*** |
| Project Manager – Graduated  Civil/Architect/Electrical/Mechanical Engineer | 1 | 10 | 3 | 2 |
| Deputy Project Manager – Graduated Civil//Architect/Electrical/Mechanical Engineer | 1 | 10 | 3 | 1 |
| Graduate Civil/Architect Engineer – Construction and construction-craft | 2 | 5 | - | - |
| Graduate Civil/Architectural Engineer – Sewage and water supply installations | 2 | 5 | - | - |
| Graduate Electrical Engineer of high current | 2 | 5 | - | - |
| Graduate Electrical Engineer of low current | 2 | 5 | *-* | *-* |
| Graduate Term-technical Engineer | 2 | 5 | *-* | *-* |
| QA/QC Manager | 1 | 1 | *-* | *-* |

Note: All locally engaged staff must hold licenses issued by relevant authorities of the Republic of Serbia valid for the period 2009/2010. In the case of a foreign Bidder or a Bidder engaging foreign staff such Bidder shall, in the event of being awarded contract, engage solely persons holding operation licenses that are in compliance with the regulations of the Republic of Serbia.

b Qualified Personnel engaged particularly for this contract:

- Mechanical Engineer - storage and mechanical constructions, transport equipment

(Qualification Form 3.5.5 and 3.5.5A).

c Also, the bidding should have **at least 500 (five hundred) full time employed person**. The Bidders shall present a list of their full-time workers that they intend to engage for the performance of the contract at hand. The list shall include data on at least 300 (three hundred) persons the Bidder can engage for the performance of this contract.

The lead partner shall meet not less than 50 percent of this qualifying criteria

(Qualification Form 3.5.5B)

**3. Equipment Capabilities**. The Tenderer has to own, or have assured access to equipment in full working order, which is planned to be used for the execution of works.

|  |  |  |
| --- | --- | --- |
| **Ord.**  **No.** | **EQUIPMENT** | **No. of**  **pieces** |
| 1. | Construction crane | 2 |
| 2. | “SKIP” crane | 2 |
| 3. | “SPARROW” crane | 2 |
| 4. | Dredge | 1 |
| 5. | Bulldozer | 2 |
| 6. | Loader | 2 |
| 7. | Backhoe with chisel point | 1 |
| 8. | Truck (load 103) | 4 |
| 9. | Vibrating roller (large) | 4 |
| 10. | Vibrating roller (small) | 5 |
| 11. | Construction compressor | 1 |
| 12. | Concrete vibrator | 5 |
| 13. | Mortar machine | 3 |
| 14. | Cement screed mixer/placer machine | 3 |
| 15. | Façade scaffolding | 10.000,00 m2 |

The Tenderer shall list the abovementioned equipment in Qualification Form 3.5.6.

1. **Financial Position***.* The Tenderer shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means sufficient to meet the construction cash flow for the contract for a period of min. 14 (fourtheen) months and not less than EUR 1 Million equivalent, taking into account the applicant's commitments for other contracts.

The Tenderer must perform its liabilities towards its employees regularly - the delay in the payment of salaries must not be longer than a month.

(Qualification Form 3.5.7)

The Tenderer shall submit:

- The audited balance sheets and the cash flow statment for the last 3 (three) years shall be submitted and must demonstrate the soundness of the Tenderer's financial position, showing long-term profitability. Where necessary, the Employer will make inquiries with the applicant's bankers.

- a certificate from a relevant institution (an institution that registers business companies, central bank or a commercial bank of the tenderer), issued after the anouncement of the Public Invitation, that the bidder has not been insolvent within a 6 (six) month period since the day the certificate was issued;

- a certificate from a relevant institution (tax administration, commercial bank) that the bidder regularly performs its liabilities in regard to the payment of salaries, including taxes and contributions. The certificate on salaries paid should refer to one of the two months preceding the anouncement of the Public Invitation and the delay in the payment of salaries must not be longer that one month.

**5. Litigation History*.*** The Tenderer shall provide accurate information on any current or past litigation or arbitration resulting from contracts completed or under execution by him over the last five years. A consistent history of awards against the applicant or any partner of a Joint Venture may result in failure of the application.

(Qualification Form 3.5.8)

**Tenderers will be excluded from participation in the procurement procedure:**

Candidates, tenderers or applicants will be excluded from participation in procurement procedures if:

- they are bankrupt or being wound up, are having their affairs administered by the courts, have entered into an arrangement with creditors, have suspended business activities, are the subject of proceedings bconcerning those matters, or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations;

- they have been convicted of an offence concerning their professional conduct by a judgment which; has the force of *res judicata*; (i.e. against which no appeal is possible);

- they have been guilty of grave professional misconduct proven by any means which the Contracting Authority can justify;

- they have not fulfilled obligations relating to the payment of social security contributions or the payment of taxes in accordance with the legal provisions of the country in which they are established or with those of the country of the Contracting Authority or those of the country where the contract is to be performed;

- they have been the subject of a judgment which has the force of *res judicata*for fraud, corruption, involvement in a criminal organisation or any other illegal activity detrimental to the EU's financial interests;

Tenderer must provide evidence, by common law countries in which they are established, not to fall into the above categories. Date of evidence submitted papers must not be older than **60 days** before the deadline for submission of bids.

Each of the partners and subcontractors must provide these evidences

**Joint Venture Requirements**

The joint venture can satisfy collectively the qualification requirements under the following conditions:

1. The lead partner shall meet not less than 50 percent of the qualifying criteria - General Experience
2. Each member of a Joint Venture must be able to show fully completed works, according to the type of work to be performed by such member in this project on at least two buildings of similar size or complexity as project – Particular Experience
3. The lead partner shall meet not less than 50 percent of qualifying criteria - At least 500 (five hundred) full time employed person
4. Individual members must each satisfy the requirements for litigation and audited balance sheets, liquidity and salary payment.

**Subcontractor Requirements**

Each of the subcontractors must satisfy the requirements and provide evidences about litigation.

Each Subcontractor must be able to show fully completed works, according to the type of work to be performed by such member in this project on at least two buildings of similar size or complexity as project – Particular Experience

The value to be subcontracted shall not exceed 50% of the Contract Price.