

Pursuant to the legislation of the Republic of Serbia, the Framework Loan Agreement between the Republic of Serbia and the Council of Europe Development Bank, concluded in Belgrade on 15 October 2010, which was ratified under the Law on the Confirmation of the Framework Loan Agreement between the Council of Europe Development Bank and the Republic of Serbia (*Official Gazette of the Republic of Serbia*, No. 13/10), the policy of the Council of Europe Development Bank described in the Guidelines for the Provision of Goods, Works and Services, the European Investment Bank's Guide to Procurement and the Bidding Documents, the Employer's Public Procurement Commission has made this

**BID EVALUATION REPORT
FOR PART OF THE LOTS – NUMBER 2
for public procurement No. IOP/5-2012/G**

Employer: PIU Research and Development Ltd., Belgrade, Nemanjina 22-26.

Subject of the procurement: "Procurement of laboratory equipment," Sub-project (Component 1): New capital equipment (Research equipment).

Type of procedure: Open international procedure based on Decision on Initiating a Procedure No. 3650 of 6 August 2012 in line with Article 7 Paragraph 1 Item 2(b) of the Public Procurement Act (*Official Gazette of the Republic of Serbia*, No. 116/08), organised in 189 lots.

Estimated value: The total estimated value of the procurement is EUR 15,619,900.00 (excluding VAT) and it was established on the basis of examination of comparable market prices at the time of applying for the Project.

The numbers, names and values of the lots are defined by Lot Specifications No. 3650/1 of 6 August 2012, which are an integral part of the Decision on Initiating No. 3650 of 6 August 2012, and are listed in the Tabular Report, which is a constituent part of this report.

A public invitation to tender was published in the *Official Gazette of the Republic of Serbia*, No. 078/12 of 10 August 2012, the Public Procurement Portal, the *Official Journal of the European Union* and the Employer's website.

The bid opening procedure was conducted in the Employer's premises, PIU Research and Development Ltd., Belgrade, Makenzijeveva 24, from 24 to 27 September 2012 starting at 1:00 p.m. by the Public Procurement Commission established under Commission Establishing Decision No. 3651 of 6 August 2012, in the following composition:

- Dr. Milinko Godevac – Member, Technical Sub-Commission Coordinator
- Dijana Toljaj-Kasapović, Bachelor of Law – Member
- Jelena Planić, Master of Engineering in Organisational Sciences – Member
- Mladen Savić - Member
- Jelena Petrović, Bachelor of Law – Member and the Commission Secretary

The President of the Commission, Miloš Vojnović, Bachelor of Economy, did not attend the bid opening procedures.

The Commission kept Minutes of the Opening of the Bids notified under numbers: 4469, 4547, 4679 and 4683 of 24, 25, 26 and 27 September 2012, which were posted on the Employer's website immediately after their compiling, and are enclosed with this report and contain information on the following:

- Date of the opening of the bids;

- Numbers, names and the estimated values of the lots for which the opening procedure is being conducted;
- Names of the bidders who submitted their bids in a timely manner;
- Information on untimely bids;
- Relevant information from the submitted bids;
- Notes of the Public Procurement Commission;
- Remarks by the Bidders' authorised representatives;
- Signatures of the present authorised representatives of the Bidders.

Following the opening of the bids, the Commission proceeded in line with Section I – Instructions to Bidders (ITB) Item E, Evaluation and Comparison of Bids and Section III – Evaluation and Qualification Criteria, Item 2 Postqualification Requirements of the Bidding Documents, and in the period from 27 September to 4 December 2012 examined and professionally evaluated a part of the lots which were the 37 lots for which no single bid was received and 80 lots for which only one bid was received. The results are issued in the tabular report, which is an integral part of the Bid Evaluation Report for part of the lots no. 5964. issued on 5 December 2012.

Examination and professional evaluation of the remaining lots for which the conditions for evaluation were met and the result of which are a part of this report, the Commission conducted from 5 December 2012 to 13 February 2013.

The results of the examination and professional evaluation of the remaining lots will be the subject of the next bid evaluation report.

Starting from the value of the Project budget and from the comparable market prices for the subject of the procurement, the Commission has taken the view that all bids exceeding the estimated value of the lot by 10% are declared as financially non-compliant bids, upon comparison of the total value of the lots selected with the total estimated values of the lots to which those bids relate in order to establish the fulfilment of the budget requirements in this part of the professional evaluation.

The bid evaluation criterion is the most economically advantageous tender (MEAT).

The bids will be ranked, in the manner defined in the Bidding Documents, under the following criteria:

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|----|--------------------------|---|-------------|
| 1) | Price offered | - | 80 weights; |
| 2) | Warranty period | - | 10 weights; |
| 3) | Free service maintenance | - | 10 weights; |

In case of two or more bids with an equal number of weights, the Employer will select the most favourable bid by choosing the bid by the bidder who has offered the lowest price.

In cases where only one bid was submitted, the Commission did not evaluate the bids in terms of the related number of weights.

The Commission conducted the examination and technical evaluation procedure for the bids which are the subject of this report in line with the relevant provisions in the Bidding Documents, which stipulate that a responsive bid is a bid that is compliant with all the conditions, terms and specifications of the Bidding Documents, without any material deviation, reservation or omission and in line with Section III of the Bidding Documents - Evaluation and Qualification Criteria Item 2 Postqualification Requirements, which implies that after determining the lowest-evaluated bid in accordance with ITB Sub-clause 36.1, the Employer carries out the postqualification of the Bidders in accordance with ITB, Clause 37, only using the requirements specified in the Bidding Documents.

The bid examination and professional evaluation procedure was carried out in phases, in the following manner:

1. Checking the correctness of the calculations in the bids and error correction
2. Checking the completeness of the items offered
3. Checking the technical compliance of the complete bids, i.e. substantial compliance of a bid with the technical requirements defined in the Technical Specification Form, and the price structure
4. If the said bids are technically compliant, their comparison with the estimated values, i.e. current market prices – so called financial compliance – follows
5. Ranking of complete, technically and financially compliant bids using the selection criteria for identifying the lowest evaluated bid - not applicable in cases where only one bid was submitted
6. Checking the administrative compliance of the lowest evaluated bid per lot
7. Requirements for bid clarification, in line with Sub-clause 29.1 of the Bidding Documents, as assistance during examination, evaluation and comparison of bids
8. If the said bids are not administratively compliant, checking the next ranked bid in terms of its completeness as well as from the technical, financial and administrative aspect follows – not applicable in cases where only one bid was submitted
9. If the lowest evaluated bids are complete, and technically and financially (prices offered within or lower than the estimated or market prices) and administratively compliant, the Commission gives a contract award recommendation
10. If no bid was submitted or no bid within a lot is complete or technically or administratively or financially compliant, the Commission gives a recommendation on a negotiation procedure
11. In the case that for a certain lot (for lots evaluated in this report and those evaluated in report 5964 published on 5 December 2012) all submitted bids are technically compliant and financially non-compliant, a request for financial improvement of the bids was sent to all bidders so that evaluation can proceed in accordance with points 5 to 10.

Besides this report, the results of the bid examination and professional evaluation procedure are presented in the Tabular Report which is enclosed with and is a constituent part of this report, and which contains all relevant information about the conducted procedure of the public procurement in question, primarily information about:

- Lot number and name;
- Bidder's name;
- Estimated value;
- Price offered;
- Number of weights for technically and financially compliant bids;
- Remarks and recommendations by the Commission;

According to everything above, the Public Procurement Commission proposes that the Employer issue the following decisions in the public procurement of laboratory equipment, Sub-project (Component 1): New capital equipment (Research equipment), No. IOP/5-2012/G, in the part related to the lots which are the subject of this report:

- in the part of the procedure where the bidding procedure was successful, take the decision to award contracts to the Bidders who have been declared successful in this evaluation report, and upon the expiry of the deadline for requests for clarification by unsuccessful Bidders provided for in Clause 41.3. of the Bidding Documents;
- in the part related to the lots for which the bidding procedure was not successful because no qualitatively (technically), financially and administratively compliant bid was received, take the decision to cancel this procedure in the part in question and at the same time, initiate an international negotiated procedure with the announcement of public invitation to tender on the

Employer's website where all interested persons will be allowed to participate as well as the Bidders who have taken part in this international open procedure so that they submit bids that are substantially and fully compliant with the requirements in the Technical Specifications of the Bidding Documents and all other conditions and terms of the Bidding Document, without any material deviation, reservation or omission;

- In the part of the procedure related to LOT 138 - EMC Evaluation System and LOT 139 – Fiberoptic components Testing System, the Public Procurement Commission, upon discovering a technical error when taking into account the currency in which the bid was submitted, recommends a change in the evaluation of the bid submitted by bidder IBIS-INSTRUMENTS DOO published in the Bid evaluation report number 5964 dated 5 December 2012, so that the new evaluation reads: the bid submitted by bidder IBIS-INSTRUMENTS DOO: substantially compliant bid – bid accepted;

Enclosed with this Report is the Tabular Report.

The Commission:

1. _____, Miloš Vojnović, President of the Commission
2. _____, Tatjana Božić, Technical Sub-Commission Coordinator
3. _____, Mladen Savić, Commission Member
4. _____, Dijana Toljaj-Kasapović, Commission Member
5. _____, Jelena Planić, Commission Member
6. _____, Jelena Petrović, Member and Commission Secretary