

The request for clarification of the Bidding documents

Subject: The answer to the question for IOP/2 - 2014 whose subject is Execution of works on the construction of Centres of excellence in Kragujevac.

**1. Question:**

When you have planned - approximate dates for pre-tender meeting and site visit?

**Response:**

Site visit is planned within the period from 09.02.-28.02.2015. You will be notified subsequently.

**2. Question:**

Can you announce the estimated value of procurement of the procurement, since it's stated on page 18 of the Instructions to Bidders that items from the bill of quantities should be below the estimated value of the Employer?

**Response:**

The Employer has decided not to announce the estimated value of the procurement.

**3. Question:**

Evidence to be submitted as confirmation of the data in the (final statements, contracts and other documents) whether it must be attached in certified copies?

**Response:**

Evidence to be submitted as confirmation of the data in (final statements, contracts and other documents) do not need to, but can be supplied in certified copies.

**4. Question:**

Is it required to submit the contracts between the Bidder and the Subcontractor?

**Response:**

Contracts may be attached.

**5. Question:**

Do all contracts between participants in the Bid shall be certified in relevant institutions (the Court) in order to be accepted as a valid document, or is it enough to be certified by the Contracting Parties?

**Response:**

For contracts between participants in the offer, it is enough to be certified by the authorized persons - legal representatives of the contracting parties.

**6. Question:**

Our company is as a legal entity registered in the Registry of the Bidder, what we can prove by attaching the Decision on registration and the Statement of active status. Whether these documents are valid evidence to the Employer, as covering a number of requirements specified in the tender documents, which refer to the delivery of individual financial statements?

**Response:**

Bidders who are residents of the Republic of Serbia can prove compliance with the conditions as follows:

- if they are in bankruptcy or liquidation, are having their affairs administered by the courts, are entered into an arrangement with creditors, if they have suspended business activities, are the subject of proceedings concerning those matters, or are in any analogous situation arising from a similar procedure provided in the national legislation or regulations, **certificate of the competent court;**
- if they have been convicted of an act concerning their professional conduct by a judgment which has the force of *res judicata*; (i.e. against which no appeal is possible), **an extract from the Register of bidders;**
- if they have been guilty of grave professional misconduct proven by any means which the Contracting Authority can justify, **a confirmation issued by the Serbian Chamber of Engineers;**
- if 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, **an extract from the Register of bidders ;**
- if it is shown, under the other procurement procedure or grant award procedure financed by the Community budget, that they are seriously violated a contract because they did not fulfil its contractual obligations, **the submission of the proof is not required (if the Purchaser obtains such knowledge, he will refuse an offer such Bidder) ;**
- if 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 of the country of the Contracting Authority or of the country where the contract is to be performed, **an extract from the Register of bidders.**

Financial reports with the opinion of the certified auditor and other evidence requested on page 25 of the Bidding documents shall be enclosed with the bid in uncertified photocopies.

**7. Question:**

How can we get the General Conditions of the Contract which are part of Publication „Conditions of Contract for Construction Works“, FIDIC 1999? Can you please give the address of the original document which is covered by the Contract and which will be implemented in our proposal?

**Response:**

General Conditions of Contract may be obtained from an authorized dealer of FIDIC contracts, for example, the Association of Consulting Engineers of Serbia.

**8. Question:**

The Form of Contract Agreement - Particular Conditions, does not state what are the guarantees and collaterals that the Contractor receives from the Employer, and that the Employer as a contracting party shall comply with its obligations under the Contract Agreement.

**Response:**

The Employer gives no guarantees to the contractor or the security instruments.

**9. Question:**

Would it be possible for the same person to be named as Project Manager and Engineer with license 413, in the Personnel Capabilities? Also, the same person can have the license 450 and 453. Whether it have to be different persons?

**Response:**

The same person can be a carrier of the two licenses and may have other than the function of the appropriate contractor, the function of the project manager as well.

**10. Question:**

What was thought to request - Form 3.6.2 Quality assurance system? Whether this applies to ISO quality standards that Bidder has? Are you able to define it clearly?

**Response:**

Form 3.6.2 refers to the Quality assurance system, which the contractor intends to implement in order to ensure the successful execution of the work, including the ISO quality standards that the bidder possesses.

President of the Commission

Olja Jovanovic, BSc. Arch.

