

Request for clarification of the Bidding documents

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

1. Question:

The tender documents request from all bidders to submit proof that they are not in the category of those bidders who will be excluded from the participation in the tender procedure on all counts stated on page 25 of the tender documents.

In accordance with article 78. of Public Procurement Law (RS Official Gazette No 124/2012), those bidders who are registered at the Register of Bidders are not obliged to separately prove the fulfillment of all obligatory conditions, but only have to submit a copy of Entry from the Register of Bidders of the Serbian Business Registers Agency along with a their Statement which contains the internet address where verification can be conducted.

Asked by the bidder if it is acceptable that bidders, as a proof, submit an Entry from the Register of Bidders, you answered both times identically (your no.411 and no.413 dated February 6th,2015).

We ask you to reconsider your answer since it is contrary to the requests of the tender documentation where you have stated that bidders may prove fulfillment of conditions:

- If they are bankrupt or being wound up, are having their affairs administered by the courts...
- If they have been convicted...
- If they have been the subject of a judgment...
- If they have not fulfilled obligations relating to the payment...

Whereas in the tender documents the tenderers are asked to submit proof:

- That they are not bankrupt or being wound up or having their affairs administered by the courts...
- That they have not been convicted...
- That they have not been the subject of a judgment...
- That they have fulfilled obligations relating to the payment...

Response:

We stick to our previous answers to the placed question. Please note that the candidates must submit a proof, which is common for the country of the company registration, that the company does not fall into the mentioned categories. In our previous answers we clearly stated which of the categories stated in the tender documents can be proved with the Entry from the Register of Bidders.

Further, please notice that the actual procurement procedure is conducted as an international open procedure in accordance with the proceedings of the European Investment Bank.

2. Question:

Do you consider as permanently employed workers all staff employed at the bidder's for an unlimited period of time as well as staff employed for a limited period of time, having in mind that both categories of employees have fulltime working contracts concluded with the bidder.

Response:

Having in mind that this is an international open procurement procedure in which non-residents, that is foreign tenderers, may participate, the Employer looks on this condition in regard to the category of bidders. Bidders-residents submit a list with all permanently employed staff in accordance with the legal provisions of the Republic of Serbia. Staff employed for an unlimited period of time may be employed full time and part time.

3. Question:

Concerning the required Personnel Capabilities the request is to submit licenses valid for the period 2013/2014. Did you mean the submission of copies of the licenses and the confirmations along with the licenses which are issued by the Serbian Chamber of Engineers, that is that they must be valid on tender opening day, having in mind that a license may have been issued from 2003 onwards and that the Confirmation issued by the Serbian Chamber of Engineers proves that a license is not revoked and that membership fee has been paid.

Response:

At the moment of submitting the bid, the tenderers submit the Confirmations issued by the Serbian Chamber of Engineers which are valid in the year of launching the tender. The successful tenderer is obliged to innovate the Confirmations which validity expires during the execution of contract.

4. Question:

In the tender documents which has been delivered in Excel, the Bill of quantity for thermotechnical installations under 7a is identical to the Bill of quantity under 7b (all positions are the same).

In the Summary recap 7a and 7b do not exist, only 7. Is it possible that by mistake the same tender has been delivered twice or are there differences after all. If they exist, what are the differences between the tender under 7a and 7b, and why both in this case are not stated in the Summary recap.

Response:

The position thermotechnical installations, the numbers “7a” and “7b”, refer only to one Bill of quantity, and that is “7”. Therefore, instead the Bill of quantity under 7a, all has to be operated as “7”, and “7b” should not exist.

5. Question:

In the Summary recap for the architectural and building design the interior finish flooring works under number 12 are missing.

Response:

Please find attached the corrected Bill of quantity for the architectural-construction works.

President of the Commission


Olja Jovanovic, BSc. Arch.