

CLARIFICATION no. 2

Procurement number N/R/02/16

Published on 21st October 2016

Regarding the request for additional clarifications of the tender documents for the procurement no. N/R/02/16 - Performing construction, reconstruction and renovation works for the third group of schools within School Modernisation Programme – Component 3, we submit the following answers:

1. BIDDER'S QUESTION:

Given that public procurement is divided into lots, may bidder submit the bid for one lot alone and for other lot as a member of the consortium?

ANSWER:

The answer is yes.

2. BIDDER'S QUESTION:

Page 26/73 of tender documents under “c” states:

“Experience in construction, by itself or as lead contractor, in least five (5) years, on facilities of similar nature and/or complexity as this contract – construction, upgrading, adaptation, reconstruction or sanitation on at least:

- Lot 1: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2*
- Lot 2: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2*
- Lot 3: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2*
- Lot 4: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2”*

Will the bidder fulfill the above mentioned condition, if the referenced contract was signed before the requested period of 5 (five) years but works were carried out, completed and final payment was made in the requested period of time?

ANSWER:

The answer is yes.

3. BIDDER'S QUESTION:

“Experience in construction, by itself or as lead contractor, in least five (5) years, on facilities of similar nature and/or complexity as this contract – construction, upgrading, adaptation, reconstruction or sanitation on at least:

- Lot 1: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2*
- Lot 2: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2*

- Lot 3: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2
- Lot 4: 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2"

- If a bidder submits a bid for more than one lot, he must have a minimum sum of total gross area, in the last five years, for lots for which he submits the bid.

- Each member of a Consortium/Joint Venture must have experience, by itself or as lead contractor, in execution of works which are subject of this contract on at least 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2.

3.1. Does this, in case of a joint bid, mean that each member of the group must meet the above mentioned requirement for the type of works they will perform?

For example: If the construction company formed the consortium with the company that performs mechanical works does this mean that construction company must prove that it has experience individually and/or as a leading contractor in the field of construction works on at least 5 buildings, minimum total gross area in the sum of 10,000 m2, of which at least 2 buildings with minimum total gross area of 2,500 m2, while company that performs mechanical works must demonstrate that it meets the same requirement in the execution of mechanical works?

3.2. Does this, in the case of the consortium of two or more construction companies, mean that each company must fulfil complete condition - Each member of a Consortium/Joint Venture must have experience, by itself or as lead contractor, in execution of works which are subject of this contract on at least 5 buildings, minimum total gross area in the sum of 10,000 m2 with at least 2 buildings with minimum total gross area of 2,500 m2?

In that case we do not see meaning of the consortium (if each member of the group should fulfil this condition).

ANSWER:

The answer to both questions is yes.

4. BIDDER'S QUESTION:

Will contracting authority accept lease agreement for equipment signed with a company which is a member of the consortium and participates in the same lot with different equipment?

ANSWER:

The requirement regarding the technical capacity, consortium members meet together. Contracting authority will accept the lease agreement for equipment signed between two companies that submit a bid as a consortium for one of the lots. Note that Section 3.5 of the Instructions to Bidders stipulates that a bidder may submit a bid or participate as a consortium member in only one bid for each lot.

Deputy president of Procurement Committee

M. Pantić
Maja Pantić