

## CLARIFICATION NO. 3

### RHP-W8-AB-CW/IOP1-2019

Based on the request for additional clarification regarding tender dossier for procurement: **Execution of works on the construction of multi apartment buildings in Loznica, Arilje, Subotica, Vršac, Pančevo. Bački Petrovac and Novi Sad**, publication reference: **RHP-W8-AB-CW/IOP1-2019**, we provide the following clarification:

#### **Question no 1:**

(Filed under number: 4995 dated 20<sup>th</sup> of August 2019)

Will Contracting Authority evaluate tender as acceptable if in original version of tender, tenderer has submitted copies of Forms: Form 4.6.1.4 – Statement of engagement for Professional team for project implementation?

#### **Answer:**

Under original Tender, tenderer is obligated to submit original Form 4.6.1.4 Statement of engagement, filled, signed and stamped.

#### **Question no 2:**

(Filed under number: 4995 dated 20<sup>th</sup> of August 2019)

In Volume 3 – Bill of quantities, 22.5 Loznica – Architecture, 1.11 Various works, under position 4. Supply and installation of nickel plated cover on inspection fittings. Calculation per piece, inspection fitting 20x20cm cover on vertical system distribution, no quantity is specified.

What is the quantity of these inspection fitting cover?

#### **Answer:**

Under 1. Architecture, group of works position 4 – description is taken from general bill of quantities and respective position is empty, which means there are no quantities.

Under 3. Water and sewage, internal installations, group of works sanitary appliances, position 10 – the necessary quantity is specified.

#### **Question no 3:**

(Filed under number: 5029 dated 20<sup>th</sup> of August 2019)

In accordance with item 17. Sealing, marking and submitting tenders we have following questions:

Should Envelope 1 consist of Technical offer for each Lot in one envelope separately or should Envelope 1 consist of Technical offer for each Lot while each Lot being separated with colored paper or similar, same question applies for Financial offer?

Should one envelope consist of original Technical offer and original Financial offer or should one envelope consist of original Technical offer and copy of Technical offer, while other envelope consists of original Financial offer and copy of Financial offer?  
Should we pack electronic form of tender with original tender or copy of tender?

**Answer:**

In accordance with Tender dossier requirements, Volume 1 – Instruction to tenderers, item 17. Sealing, marking and submitting tenders, tender shall be packed and named, for each Lot separately (same applies to both Technical and Financial offer).

Contracting Authority recommendation is that envelopes with copies of tender be packed and submitted inside of the large sealed envelope under which are Envelope 1 and Envelope 2 packed, in accordance with item 17.4, separately copy of technical offer from copy of financial offer with label ‘copy’.

Electronic form of tender shall be submitted with original tender inside one envelope.

**Question no 4:**

(Filed under number: 5029 dated 20<sup>th</sup> of August 2019)

Given the fact that we have submitted our tender for another procurement, in which for the purpose of contract realization, Professional team for project implementation was specified for which we were obligated to submit filled Statement of engagement for each person under that team, but since tender opening for this procurement did not yet occurred, and we are not certain whether we will sign contract or not, can we presented same persons as Professional team for project implementation for these procurement?

**Answer:**

The Tender Documentation does not foresee a restriction on this issue.

**Question no 5:**

(Filed under number: 5038 dated 21<sup>th</sup> of August 2019)

Is tender going to be acceptable if a member of the joint venture/consortium has negative Profit and Loss Account for years 2015. and 2016, if lead member of joint venture/consortium fulfills all specified conditions of this tender?

**Answer:**

In a case of tender submission by the group of bidders/consortium, in accordance with tender dossier requirements, Volume 1 – Instruction to tenderers, item 12.2 – Selection criteria, 1) Financial capacity, under c) Operating income, leading member can fulfill specified criteria by himself.

**Question no 6:**

(Filed under number: 5039 dated 21<sup>th</sup> of August 2019)

In Volume 3 – Bill of quantities, there are certain errors in Excel document regarding locked cells with no possibility of entering rates, some cells has incorrect sums because they summarize inter-dials which are not supposed to be summarized, while some recapitulations

drag rates from group of works which do not belong to respective description (for example, in recapitulation for concrete works, formula drags rates form summary of earth works)?

**Answer:**

It is necessary that potential tenderer specify Lot, Bill of quantity, position and cells in which he saw the above mentioned deficiencies in order for the Contracting Authority to check and correct the documents in question.

**Question no 7:**

(Filed under number: 5153 dated 23<sup>rd</sup> of August 2019)

On page 16 of Volume 1 – Instruction to tenderers, Technical capacity – Tenderers experience for Lot 4, the following is specified: “for Lot 4: building/buildings of minimal total gross area of 4.500 m<sup>2</sup>.” It is further specified that: “Tenderer is obligated to provide the Investor’s certificate for each and every constructed building on Form 4.6.4.2. and a valid building permit. The Contracting Authority reserves the right to request additional documentary evidence.

Our question is whether it is possible to submit Investor’s certificate in Form not specified in Tender documentation?

Given the fact that certificate consists of relevant information on the performed works and that Investor with his stamp and signature guarantees that informations are true, we think that with positive response regarding our question, you won’t diminish the quality and question the authenticity of the certificate itself.

**Answer:**

Tenderer can submit Investors certificate on different Form, only if such form consists all the necessary informations specified under Form 4.6.4.2 of this Tender dossier.

**Question no 8:**

(Filed under number: 5156 dated 23<sup>rd</sup> of August 2019)

In both summary of works and Contract form, Total amount of works (with VAT) and Total amount of works (VAT excluded) are specified. Since works are being conducted and invoiced in accordance with clause 10, paragraph 2, item 3, namely VAT is not calculated, is it necessary to enter price with VAT and price with VAT excluded or should we only enter price with VAT excluded with note that VAT is not being calculated in accordance with clause 10, paragraph 2, item 3?

**Answer:**

It is also necessary to insert price with VAT.

**Question no 9:**

(Filed under number: 5180 dated 26<sup>th</sup> of August 2019)

In Bill of quantities for Lot 4, under column G in certain places, due to the smaller width of the column, it is not possible to see the amount. Given the fact that the column is locked it is not possible to expand the column in order to see the full amount.

Also, in certain places, where it is envisaged to enter rates under same Bill of quantities, it is impossible to enter rates under column F (rate), for example in position 2.1 of Structural works, 2.1.1 of Earth works and POS 1 Mechanically strip a layer of topsoil.

Our question is: Did mistake occur while creating a document and is there a specific way to correctly determine the content of Bill of quantities and to enter specified values for specific positions?

If a mistake occurred while creating a document, please make a correction/modification of the Tender dossier, precisely Bill of quantities, in accordance with articles 61 and 63 of Public procurement law in order to make correct tender.

**Answer:**

Please see Corrigendum no 1 of Tender dossier.

**Question no 10:**

(Filed under number: 5188 dated 26<sup>th</sup> of August 2019)

Regarding procurement with publication reference: **RHP-W8-AB-CW/IOP1-2019**, please clarify the following:

For the purpose of satisfying Technical capacity, could we submit Form 4.6.4.2 INVESTOR'S CERTIFICATE, which we submitted for previous tenders published by the Public Sector Projects Implementation Unit Ltd?

**Answer:**

As one of the proofs for the fulfillment of specified criteria of Technical capacity, a) Tenderers experience, tenderer can submit Form 4.6.4.2, which was part of the tender dossier in previous procurements which were conducted by the Contracting Authority, in a case where such a form consisted of all elements and informations specified under Form 4.6.4.2 which is a part of tender dossier for procurement in question.

**Question no 11:**

(Filed under number: 5204 dated 27<sup>th</sup> of August 2019)

Shall Contracting Authority accept certificates issued by other Contracting Authorities in other forms for other procurements which consist all elements presented in Form 4.6.4.2, instead of Form 4.6.4.2 which is specified in this Tender dossier?

**Answer:**

Tenderer can submit investors certificate on different form if such Form consists all the informations specified under Form 4.6.4.2 of this Tender dossier.

**Question no 12:**

(Filed under number: 5204 dated 27<sup>th</sup> of August 2019)

Could Investors certificated be submitted, for the purpose of satisfying conditions, as an unverified copy?

