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**WORKS CONTRACT NOTICE**

**Work contract in regards of the cross boarder by-pass road to be constructed connecting  
Kübekháza – Rabe (Rábé)**

**Hungary – Csongrád – Kübekháza**

**1. Publication reference**

Project PTS code: K431.02.71

Project EU identification number: HUSRB/1601/21/0003

**2. Procedure**

Local tender procedure

**3. Programme title**

Interreg-IPA CBC Hungary-Serbia - Project PTS code: K431.02.71

**4. Financing**

The financing of the contract is based on the “Preparation of cross boarder public roads developments” budget estimate.

The scope of the present procedure is financed by the following contracts:

TF/HUSRB/1601/21/0003/LB (15 %)

HUSRB/1601/21/0003 (85 %)

**5. Contracting Authority**

NIF National Infrastructure Developing Private Company Limited (address: Hungary - 1134 Budapest, Váci út 45.)

represented by

InTender Consulting Ltd. (address: Hungary – 1036 Budapest, Bécsi út 63., e-mail address: kozbeszerzes@intender.hu, telephone number: +36-1/396-89-79)

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## CONTRACT SPECIFICATIONS

### 6. Description of the contract

The scope of the present procedure is to sign a contract for the cross boarder by-pass road to be constructed connecting Kübekháza – Rabe (Rábé).

According to the available authorization planning documentation made by the TRENECON Limited liability company, the contractor has to widen the road No. 43112 in Kübekháza between section 0+636,36 and 1+500 on a length of 863,64 m.

The contractor who will perform the construction works also has to extend the road No. 43112 from the at edge of Kübekháza to the Hungary – Serbia border, between section 1+500 and 3+872,69 on a length of 2372,69 m. Beyond the primary construction works, the entity to whom the contract is awarded shall pay also attention to the secondary construction works.

### 7. Number and titles of lots

One lot only.

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## TERMS OF PARTICIPATION

### **8. Eligibility and rules of origin**

Participation is open to all legal persons (participating either individually or in a grouping – consortium - of tenderers) which are established in a Member State of the European Union or in a country or territory of the regions covered and/or authorised by the specific instruments applicable to the programme under which the contract is financed (see item 22 below). All goods supplied under this contract must originate in one or more of these countries. Participation is also open to international organisations. Participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.

### **9. Grounds for exclusion**

Tenderers must submit a signed declaration, included in the Tender Form for a Works Contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the Practical Guide.

### **10. Number of tenders**

Tenderers may submit only one tender.

Tenders for parts of a lot will not be considered.

Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

### **11. Tender guarantee**

Tenderers must provide a tender guarantee of 50.000,- euros when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer[s] upon signature of the contract by all parties.

**12. Performance guarantee**

The successful tenderer will be asked to provide a performance guarantee of 5 % of the amount of the contract at the signing of the contract. This guarantee must be provided together with the return of the countersigned contract no later than 30 days after the tenderer receives the contract signed by the Contracting Authority. If the selected tenderer fails to provide such a guarantee within this period, the contract will be void and a new contract may be drawn up and sent to the tenderer which has submitted the next cheapest compliant tender.

**13. Information meeting and/or site visit**

No information meeting and/or site visit is planned.

**14. Tender validity**

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders. In exceptional circumstances, the Contracting Authority may, before the validity period expires, request that tenderers extend the validity of tenders for a specific period.

**15. Period of implementation of tasks**

Within 12 months, counted from the commencement date.

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## SELECTION AND AWARD CRITERIA

### 16. Selection criteria

#### *Economic and financial capacity of candidate:*

E/1. The annual turnover deriving from public road construction of the tenderer in 2016 and 2017 together must exceed the net sum of 1.000.000.000,- HUF.

In case the tender is submitted by a consortium, then the above capacities may be provided by the consortium members together.

#### *Technical and professional capacity of candidate:*

TP/1. Tenderer has to have at least one **project leader** who meets the following criteria:

- has at least one of the degrees stated in annex 1. point IV.3.2.D of the government decree number 266/2013. (VII.11) and
- has at least 36 month of work experience acquired as engineer:
  - on the following field: construction of national public road
  - in the following position: project leader

Contracting authority regards someone to be a project leader when that person is controlling the operation of multiple construction managers.

Contracting authority under national public road intends the same content as defined in section 2. paragraph 1. of the KHVM decree number 19/1994. (V.31.).

A separate expert has to be presented for each position defined within the technical and professional capacity of the candidate.

TP/2. Tenderer has to have at least one **construction manager** who meets the following criteria:

- has at least one of the degrees stated in annex 1. point IV.3.2.D or annex 1. point IV.3.3.D of the government decree number 266/2013. (VII.11) and

- has at least 36 month of work experience acquired as engineer:
  - on the following field: construction of national public road
  - in the following position: construction manager

Contracting authority under national public road intends the same content as defined in section 2. paragraph 1. of the KHVM decree number 19/1994. (V.31.).

A separate expert has to be presented for each position defined within the technical and professional capacity of the candidate.

TP/3. Tenderer has provided in the past 8 years counted from the publication of the summary of the present tender procedure works under at least 1 contract with a budget of at least 1.000.000.000,- HUF + VAT related to the construction of a 2X1 lane national public road that was at least 1.7 kilometer long (continuous length).

Contracting authority withholds the right to request certification from the contracting authority for whom the presented construction work was fulfilled.

Contracting authority under national public road intends the same content as defined in section 2. paragraph 1. of the KHVM decree number 19/1994. (V.31.).

In case the tender is submitted by a consortium, then the above capacities may be provided by the consortium members together.

## **17. Award criteria**

The most economically advantageous tender is the technically compliant tender with the lowest price.

Tenderers must determine a net HUF + VAT lump sum fee for which they shall undertake the fulfilment of the contract / tasks subject to the present tender notice.

The sum determined by the tenderers may not vary on any basis during the fulfilment of the contract / tasks subject to the present tender notice.

The sum must contain all and every cost required for the fulfilment of the contract / tasks subject to the present tender notice.

More details may be found on the instructions to tenderers provided as an annex of the present tender notice.

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## TENDERING

### 18. How to obtain the tender dossier

The tender dossier is available for free at InTender Consulting Ltd. (address: Hungary – 1036 Budapest, Bécsi út 63.) upon request (by sending an e-mail to the following address: **office@intender.hu**) for free. It is also available for inspection at the premises of the representative of the Contracting Authority, address as in point 5 above. Tenders must be submitted using the standard tender form included in the tender dossier, whose format and instructions must be strictly observed.

Tenderers with questions regarding this tender should send them in writing to **office@intender.hu** (mentioning the publication reference shown in item 1) at least 21 days before the deadline for submission of tenders given in item 19. The Contracting Authority must reply to all tenderers' questions at least 11 days before the deadline for submission of tenders. Eventual clarifications or minor changes to the tender dossier will be published at the latest 11 days before the submission deadline in the same way as the tender notice was. All tenderers to whom the tender dossier was sent will be notified, and shall be sent clarifications or minor changes.

### 19. Deadline for submission of tenders

10:00 Central European Time on the 4<sup>th</sup> of June 2018

The opening hours of the Contracting Authorities representative are the following:

Monday to Friday from 9:00 to 17:30 (Central European Time)

Any tender received by the Contracting Authority after this deadline will not be considered.

### 20. Tender opening session

The tender opening session is held at the following time:

Right after the deadline determined in the above point 19 of the present contract notice for the submission of tenders.

The tender opening session is held at the following address:

**InTender Consulting Ltd.**

**Hungary – 1036 Budapest, Bécsi út 63.**

**21. Language of the procedure**

All written communications for this tender procedure and contract must be in English.

**22. Repetition of similar works**

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**23. Legal basis<sup>1</sup>**

Interreg-IPA CBC Hungary-Serbia - Project PTS code: K431.02.71

Project EU identification number: HUSRB/1601/21/0003

The scope of the present procedure is financed by the following contracts:

TF/HUSRB/1601/21/0003/LB (15 %)

HUSRB/1601/21/0003 (85 %)

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<sup>1</sup> Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).