

SUPPLY PROCUREMENT NOTICE

Framework Contract for the Fire Alarm System

Location – Kosovo

1. Publication reference

EuropeAid/129294/D/SUP/XK

2. Procedure

Open

3. Programme

Council Joint Action 2008/124/CFSP of 04 February 2008 on the European Union Rule of Law Mission in Kosovo, (hereafter “EULEX Kosovo”).

4. Financing

Budget article 19 03 03.

Contract No CFSP/2009/24/EULEX Kosovo — De Kermabon

5. Contracting authority

The Head of EULEX Kosovo.

CONTRACT SPECIFICATIONS

6. Description of the contract

The subject of the framework contract is the supply, installation, commissioning and after-sales service (maintenance and repair of the system, demonstration and instructions on system operation) by the Contractor of fire alarm system (*see Annex II and III of the Tender Dossier for the relevant description of the items and the estimated quantities that MAY be ordered during the duration of the framework contract*) in two lots in facilities and buildings located throughout different EULEX Log bases (Camps) in Kosovo, DDU1,

7. Number and titles of lots

Lot 1	Fire Detection System
Lot 2	Aerosol Fire Protection System

¹ DDU (Delivered Duty Unpaid - Incoterms 2000 International Chamber of [Commerce](http://www.iccwbo.org/incoterms/id3040/index.html) - <http://www.iccwbo.org/incoterms/id3040/index.html>)

TERMS OF PARTICIPATION

8. Eligibility and rules of origin

Participation in tendering 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, in an official candidate country, or a country that is a beneficiary of the Instrument for Pre-Accession Assistance, in a Member State of the European Economic Area, a country of the Western Balkans region or a contributing third State, as authorized by Council Joint Action 2008/124/CFSP of 04 February 2008 on EULEX KOSOVO, (see paragraph 22 below). 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 framework contract is financed.

The rule of origin has been derogated.

9. Grounds for exclusion

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

10. Number of tenders

Tenderers may submit only one tender per lot. Tenders for parts of a lot will not be considered. Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than one lot. Tenderers **may not** submit a tender for a variant solution in addition to their tender for the supplies required in the tender dossier.

11. Tender guarantee

Tenderers must provide a tender guarantee of (**see below table with the amount per lot**) 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. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender.

Lot 1	Fire Detection System	Euros 3,700.00
Lot 2	Aerosol Fire Protection System	Euros 300.00

12. Performance guarantee

The successful tenderer will be asked to provide a performance guarantee of **5 % (five %)**, of the amount of the Framework 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 is planned.

14. Tender validity

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders.

15. Period of implementation of tasks

The framework contract shall be concluded for a period of **24 (twenty four) months** and enter into force on the date of its signature by both parties, but it will be only be implemented by means of “purchase orders” i.e. deliveries or performance of services, shall only take place following the issuance by the contracting authority of “purchase orders”.

The Contracting Authority may, at its own discretion, extend the contract in duration up to additional **24 (twenty four) months** by amendment to the present contract signed by both parties. Such an amendment shall be subject to a negotiated procedure according to 3.2.3.1 of the Practical Guide to Contract Procedures for EC external actions. The Contractor gives up the right to withdraw from the contract for its entire duration, including possible renewals and guarantees to undertake any extension requested in accordance with the provisions set out above.

SELECTION AND AWARD CRITERIA

16. Selection criteria

The following selection criteria will be applied to tenderers. In the case of tenders submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

- 1) **Economic and financial capacity** of tenderer (based on i.a. item 3 of the Tender Form for a Supply Contract). In case of tenderer being a public body, equivalent information should be provided.
 - the average annual turnover for the last three years of the tenderer must be equivalent to the amount of its financial offer;
- 2) **Professional capacity** of tenderer (based on i.a. items 4 and 5 of the Tender Form for a Supply Contract)
 - has a professional certificate appropriate to this contract in order to show technical expertise to perform the tasks, such as manufacturer authorization forms;
 - at least 5 staff currently work for the applicant in fields related to this contract;
- 3) **Technical capacity** of tenderer (based on i.a. items 5 and 6 of the Tender Form for a Supply Contract)
 - the tenderer has worked successfully on at least one project in fields related to this contract in the past three years.

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links which it has with them. It must in that case prove to the Contracting Authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part of those entities to place those resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality, as the economic operator.

17. Award criteria

Price.

TENDERING

18. How to obtain the tender dossier

The tender dossier is available from the following Internet address: <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> and <http://www.eulex-kosovo.eu>

Tenders must be submitted using the standard Tender Form for a Supply Contract 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 tenders@eulex-kosovo.eu or to EULEX Procurement Section, Ndërtesa Farmed, “Muharren Fejza” p.n, Lagja e Spitalit, 10000 Pristina, Kosovo; (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 shall be published at the latest 11 days before the submission deadline on the EuropeAid website at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> and <http://www.eulex-kosovo.eu>

19. Deadline for submission of tenders

On **13 September 2010 at 15:00hrs**, (Kosovo time zone) at EULEX, Procurement Section, Ndërtesa Farmed, “Muharren Fejza” p.n, Lagja e Spitalit, 10000 Pristina, Kosovo.

Any tender received after this deadline will not be considered.

20. Tender opening session

On **13 September 2010 at 15:30hrs**, (Kosovo time zone) at EULEX, Procurement Section, Ndërtesa Farmed, “Muharren Fejza” p.n, Lagja e Spitalit, 10000 Pristina, Kosovo.

21. Language of the procedure

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

22. Legal basis

Council Joint Action 2008/124/CFSP of 04 February 2008 on the European Union Rule of Law Mission in Kosovo, EULEX Kosovo.