**WORKS CONTRACT NOTICE**

Improvement of Solid Waste Treatment in Kwashe

**Kurdistan Region of Iraq – KRI – Duhok Governorate, Semel District**

1. **Publication reference**

RSCP/KRI/CALL/001/W16.1 – CIG Z7B2E49428

1. **Procedure**

Open

1. **Programme title**

Resilience and Social Cohesion Programme (RSCP)

1. **Financing**

TF – MADAD/2017/T04.40

1. **Contracting authority**

Italian Agency for Development Cooperation - AICS

Islamic College Street, 77

11180 Jabal Amman, Amman

**CONTRACT SPECIFICATIONS**

1. **Description of the contract**

The intervention is aimed at the improvement of the Solid Waste Treatment system in Kwashe and consists in the following actions: rehabilitation of sanitary landfill, rehabilitation of a warehouse, construction of a road, provision of dumping trucks and spare parts for vehicles and machines for MRFs at Kwashe. The contract will include the payment of Syrian refugees’ labors and displaced Iraqis, the transport of these workers to the project sites, the tools, the protective equipment according to the Standard Operating Procedures defined by the Cash for Work Group in country.

1. **Number and titles of lots**

One lot only

**TERMS OF PARTICIPATION**

1. **Eligibility and rules of origin**

Participation is open to all natural persons who are nationals of and legal persons (participating either individually or in a grouping – consortium – of tenderers) which are effectively established in a Member State of the European Union or in a eligible country or territory as defined under the Regulation (EU) no. 236/2014 establishing common rules and procedures for the implementation of the Union's instruments for external action (CIR) for the applicable instrument under which the contract is financed (see also heading 22 below). Participation is also open to international organisations. All supplies under this contract must originate in one or more of these countries. However, they may originate from any country when the amount of the supplies to be purchased is below EUR 100 000 per purchased.

1. **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 Section 2.6.10.1 of the **practical Guide.**

Tenderers included in the lists of EU restrictive measures (see Section 2.4. of the PRAG) at the moment of the award decision cannot be awarded the contract.

1. **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 works required in the tender dossier.

1. **Tender guarantee**

Tenderers must provide a tender guarantee of **6,000** 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.

1. **Performance guarantee**

The successful tenderer will be asked to provide a performance guarantee of 10% 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.

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

A mandatory information meeting will be held on the 15 of October 2020, at the Duhok Union of Contractors, at 10.30 a.m., behind Delshad palace hotel, Duhok city center.

1. **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.

1. **Period of implementation of tasks**

8 months

**SELECTION AND AWARD CRITERIA**

1. **Selection criteria**

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

* the average annual turnover of the tenderer in the past 3 years must be at least EUR 500.000
* economic operators provide information on their annual accounts showing ratios between assets and liability.
* economic operators provide an appropriate level of professional risk indemnity insurance.

Tenderers will have to provide the following proof documents:

* appropriate statements from banks or, where appropriate, evidence of relevant professional risk indemnity insurance;
* financial statements or their extracts for a period equal to the last 3 years for which accounts have been closed;
* a statement of the economic operator's overall turnover for a maximum of the last 3 financial years available.

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

* it must have completed at least 5 projects of the same nature and amount as the works concerned by the tender and implemented during the following period: 5 years from the submission deadline. The contracting authority reserves the right to ask for copies of certificates of final acceptance signed by the supervisors/contracting authority of the projects concerned.
* all its key staff must have at least <8> years’ appropriate experience and proven qualifications relevant to works of a similar nature to this project.
* a statement of the technical equipment, tools or plant available to the economic operator for performing the contract;
* a description of the technical facilities and means available to the economic operator to for ensuring quality, and a description of available study and research facilities.

Financial data to be provided by the tenderer in relation to the selection criteria must be expressed in EUR. If applicable, where a candidate refers to amounts originally expressed in a different currency, the conversion to EUR shall be made in accordance with the InforEuro exchange rate of October 2020 of the applicable InforEuro exchange rate, which can either correspond to the month and year of the publication of the present contract notice or the month and year corresponding to the deadline for submitting applications, which can be found at the following address: <http://ec.europa.eu/budget/graphs/inforeuro.html>.

1. **Award criteria**

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

**TENDERING**

1. **How to obtain the tender dossier**

The tender dossier is available online at <http://rscp-madad.org/en/Tenders>. It is also available for inspection at the premises 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 infokri@rscp-madad.org (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 on the website of DG International Cooperation and Development at <http://rscp-madad.org/en/Tenders>.

1. **Deadline for submission of tenders**

The tenderer's attention is drawn to the fact that there are two different systems for sending tenders:one is by post or private mail service, the other is by hand delivery.

In the first case, the tender must be sent before the date and time limit for submission, as evidenced by the postmark or deposit slip[[1]](#footnote-1), but in the second case it is the acknowledgment of receipt given at the time of the delivery of the tender which will serve as proof.

**16 November, 2020 – 15:59 hours, Erbil time**

Any tender submitted to the contracting authority after this deadline will not be considered.

The contracting authority may, for reasons of administrative efficiency, reject any tender submitted on time to the postal service but received, for any reason beyond the contracting authority's control, after the effective date of approval of the evaluation report, if accepting tenders that were submitted on time but arrived late would considerably delay the evaluation procedure or jeopardise decisions already taken and notified.

**How tenders may be submitted**

Tenders must be submitted in English exclusively to the contracting authority in a sealed envelope:

1. EITHER by post or by courier service, in which case the evidence shall be constituted by the postmark or the date of the deposit slip, to :

Italian Agency for Development Cooperation - AICS Erbil

UB Plaza building

262 Gulan Street, 2nd floor

Bakhtiyari Erbil

1. OR **hand delivere**d by the participant in person or by an agent **directly** to the premises of the contracting authority in return for a **signed and dated receipt**, in which case the evidence shall be constituted by this acknowledgement of receipt, to:

Haval Almaleh

Italian Agency for Development Cooperation - AICS Erbil

UB Plaza building

262 Gulan Street, 2nd floor

Bakhtiyari Erbil

Opening hours: from 09:00 a.m. till 16:00.

The **contract title** and the **publication reference** (see item 1 above) must be clearly marked on the envelope containing the tender and must always be mentioned in all subsequent correspondence with the contracting authority.

**Tenders submitted by any other means will not be considered.**

By submitting a tenderer accept to receive notification of the outcome of the procedure by electronic means. Such notification shall be deemed to have been received on the date upon which the contracting authority sends it to the electronic address referred to in the tender.

1. **Tender opening session**

AICS Amman Office - 17 November, 2020 – 09:00 a.m. Amman time.

In the case that at the date of the opening session some tenders have not been delivered to the contracting authority but their representatives can show evidence that they have been sent on time, the contracting authority will allow them to participate in the first opening session and inform all representatives of the tenderers that a second opening session will be organised.

1. **Language of the procedure**

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

1. **Repetition of similar works**

**Subsequent to the initial contract resulting from the current tender procedure, new works consisting in the repetition of similar works, up to the estimated amount of 32.000 EUR, may be entrusted to the initial contractor by negotiated procedure without prior publication of a contract notice, provided the new works are in conformity with the same basic project.**

1. **Legal basis**

Regulation (EU) No 236/2014 of the European Parliament and of the Council of 11 March 2014 laying down common rules and procedures for the implementation of the Union's instruments for financing external action and Reg EU 232/2014 of the European Parliament and of the Council of 11 March 2014 establishing a European Neighbourhood Instrument, OJ L 77, 15.3.2014, p.27 - See Annex A2 of the practical guide.

1. It is recommended to use registered mail in case the postmark would not be readable. [↑](#footnote-ref-1)