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State Secretariat for Economic Affairs SECO, Switzerland

Project
Municipal Disaster Risk Reduction Project

Title
Prequalification documents

Subtitle
Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin



www.stucky.ch Author

**B. Pavlovic / D. Milenkovic / C.
Cekerevac**

Stucky Balkans Ltd.
Boulevard Mihajla Pupina 115^E/VI floor
11070 Belgrade
Serbia
Phone +381 11 311 05 11
Fax +381 11 311 05 11
Info-Stucky-Belgrade@stucky.ch

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Author	B. Pavlovic / D. Milenkovic / C. Cekerevac	Function	Project Engineer
Checked by	Dragana Milenkovic	Function	Project Engineer
Approved by	Dr. Cane Cekerevac	Function	Project Manager

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Invitation for prequalification

Preamble

Within the framework of its co-operation between Switzerland and Serbia, the Government of the Swiss Confederation represented by the State Secretariat for Economic Affairs (hereinafter referred to as SECO), granted technical and financial assistance in the form of a donation for the Municipal Disaster Risk Reduction Project in Serbia - Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin (hereinafter referred to as the Project).

The funding project was formally approved by the Swiss authorities and Bilateral Project Agreement between the Authorities of Switzerland and Serbia has been signed.

Stucky Ltd, in Renens, Switzerland is the Swiss based Implementation Consultant (hereinafter referred to as Consultant) to SECO, Bern, Switzerland, entrusted with the consultancy services related to the implementation phase of the Project.

Municipality of Paracin, Direction for investments and sustainable development, Paracin, Serbia, hereinafter referred to as the Employer, is responsible to ensure proper implementation of the project by carrying out all the procurement, coordination and supervising the execution of the works by the Contractors. Consultant will be responsible for overall managing the project in a harmonized manner.

Purpose of the prequalification

Municipality of Paracin, Direction for investments and sustainable development, Paracin Serbia invites International construction companies with experience in road and bridge construction and rehabilitation to express their interest in submitting a proposal for the Project.

Project foresees rehabilitation and heightening of four pedestrian and three traffic bridges on Crnica river located in the city center of the Paracin. Four existing pedestrian bridges are ranging from 24.5 to 30.6 meters in span and 2.0 meters in width, while three existing traffic bridges are from 26.5 to 31.8 meters in span and 10.0 to 13.0 meters in width.

Scope of the project is removing of the existing bridges and supporting piers and Construction design and construction of the new bridges and foundations together with construction of access ramps and roads. Positions of the new bridges will be on the locations of existing ones. Pedestrian bridges will steel truss structures while traffic bridges will be prestressed concrete structures.

Note 1: All bridges that will be rehabilitated are currently in use. During the foreseen works vehicular and pedestrian traffic should be enabled in certain extent that will be specified by the project.

Note 2: The contract shall be signed both in English and Serbian languages. Whenever there is a conflict between the Serbian and the English versions of the contract, the English version of the Contract shall prevail. All official correspondence exchange shall be in English with Serbian translation.

Note 3: Design for construction permit for construction permit for all bridges is currently in progress.

100% of the funds come from a grant from the Swiss Government, represented by SECO.

The language for bidding, contracting and contract execution shall be English. The site manager shall have the capacity to communicate in Serbian language.

The bidding process is planned in the Spring 2020 with a time of 40 calendar days for the preparation of technical and financial proposals.

Bidding will be based on SECO procurement guidelines and with respect to the Serbian law.

The contract will be awarded at the outcome of a joint financial and technical evaluation of proposals.

International and domestic Contractors with experience in construction and rehabilitation of roads and bridges are now invited to prequalify for the call for bids.

Prequalification documents are based on the World Bank standard procurement document "Prequalification Document for Procurement of Works" edition September 2011. All changes made on the general clauses are indicated as footnotes. The forms are adapted without indications.

Expressions of interest supported by the filled prequalification forms are to be transmitted against receipt to the address below and before the closing date below:

Address:

Uprava za investicije I održivi razvoj opštine Paraćin

Tome Živanovića 10, 35250 Paraćin

Closing date: *27th January 2020 at 11:00 AM*

Stucky Balkans Ltd.

Dr. Cane Cekerevac
Project Manager

Dragana Milenkovic
Project Engineer

PART 1 – Prequalification Procedures

Section I. Instructions to applicants

A. General

1 Scope of Application

- 1.1 In connection with the Invitation for Prequalification¹ indicated in Section II, Prequalification Data Sheet (PDS), the Employer, as defined in the PDS, issues this Prequalification Document (“Prequalification Document”) to prospective applicants (“Applicants”) interested in submitting applications (“Applications”) for prequalification to bid for the Works described in Section VII, Scope of Works. In case the Works are to be bid as individual contracts (i.e. the slice and package procedure), these are listed in the PDS. The International Competitive Bidding (“ICB”) number corresponding to this prequalification is also provided in the PDS.

2 Source of Funds

- 2.1² The Recipient indicated in the PDS has received financing (hereinafter called “funds”) from SECO (hereinafter called “the Donor”) towards the cost of the project named in the PDS. The Employer intends to apply a portion of the funds to eligible payments under the contract(s) resulting from the bidding for which this prequalification is conducted.

Payments shall be made directly by the Donor based on two original invoices, one to be sent to the Employer and the second one to be sent in parallel to the Donor. Payments shall be released by the Donor upon receipt of written or facsimile approval of the invoices by the Employer and the Consultant the Donor reserves the right to proceed with the payments if no written comment on the invoices has been received within 45 days following the receipt date of the invoices by the Employer.

3 Corrupt and Fraudulent Practice

- 3.1 The Donor requires compliance with its policy with regard to corrupt and fraudulent practices as set forth in Section VI
- 3.2 In further pursuance of this policy, Applicants shall permit and shall cause its agents to permit the Donor to inspect all accounts, records and other documents relating to the submission of the Application, bid submission (in case prequalified), and contract performance (in the case of award), and to have them audited by auditors appointed by the Donor.

4 Eligible Applicants

- 4.1 Applicants shall meet the eligibility criteria as per clause 5.1. For the purpose of applying the eligibility criteria listed in this Clause 4 and 5, references to the “Applicant” include all

¹ The Invitation for Prequalification (IFP) provided information for potential bidders to decide whether to participate, including the essential items listed in the Standard Prequalification Document and also any important or specialized prequalification requirements requested to qualify for the prequalification.

² This clause is completely changed to reflect the Swiss grant instead of the World Bank loan as described in the reference document. Conditionality to UN decisions is removed. Throughout the document, The Bank becomes the Donor and the Borrower becomes the Recipient.

entities involved or intended to be involved with the proposed Works (including all partners and any of their affiliates that directly or indirectly control, or are controlled by or are under common control with the firm), specialized sub-contractors, consultants, manufacturers or suppliers (as mentioned in Form ELI-1.2 Applicant's JV Member's Information Form), and the personnel of each, for any part of the contract including related services.

- 4.2 An Applicant may be a firm that is a private entity, a government-owned entity—subject to ITA 4.9 - or a combination of such entities in the form of a joint venture (“JV”) under an existing agreement or with the intent to enter into such an agreement supported by a letter of intent. In the case of a JV, all members shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. The JV shall nominate an authorized representative who shall have the authority to conduct all business for and on behalf of any and all the members of the JV during the prequalification process, bidding (in the event the JV submits a bid) and during contract execution (in the event the JV is awarded the Contract). Unless specified in the PDS, there is no limit on the number of members in a JV.
- 4.3 A firm may apply for prequalification both individually, and as part of a joint venture, or as a sub-contractor. If prequalified, it will not be permitted to bid for the same contract both as an individual firm and as a part of the joint venture or as a sub-contractor. However, a firm may participate as a sub-contractor in more than one bid, but only in that capacity. Bids submitted in violation of this procedure will be rejected.
- 4.4 A firm and any of its affiliates (that directly or indirectly control, are controlled by or are under common control with that firm) may submit its application for prequalification either individually, as joint venture or as a sub-contractor among them for the same contract. However, if prequalified only one prequalified applicant will be allowed to bid for the same contract. All bids submitted in violation of this procedure will be rejected.
- 4.5 An Applicant may have the nationality of any country, subject to the restrictions pursuant to ITA 5.1. An Applicant shall be deemed to have the nationality of a country if the Applicant is constituted, incorporated or registered in and operates in conformity with the provisions of the laws of that country, as evidenced by its articles of incorporation (or equivalent documents of constitution or association) and its registration documents, as the case may be. This criterion also shall apply to the determination of the nationality of proposed specialized sub-contractors or suppliers for any part of the Contract including related Services.
- 4.6 Applicants shall not have a conflict of interest. Applicants shall be considered to have a conflict of interest, if they participated as a consultant in the preparation of the design or technical specifications or have been hired or proposed to be hired by the Employer or Recipient as Engineer for contract implementation of the works that are the subject of this prequalification.
- 4.7³ An Applicant that has been sanctioned by the Donor in accordance with the above ITA 3.1, including in accordance with the Donor's Guidelines (“Anti-Corruption Guidelines”), shall be ineligible to be prequalified, to bid for, awarded a Donor-financed contract or benefit from a Donor-financed contract, financially or otherwise, during such period of time as the Donor shall have determined.
- 4.8 The list of debarred firms and individuals is available as specified in the PDS.
- 4.9 Government-owned enterprises or institutions in the Employer's Country may participate only if they can establish that they (i) are legally and financially autonomous (ii) operate under commercial law, and (iii) are not dependent agencies of the Employer⁴. To be eligible, a government-owned enterprise or institution shall establish to the Donor's satisfaction, through all relevant documents, including its Charter and other information the Donor may

³ Reference to World Bank lists is adapted.

⁴ Other than Force Account units, as permitted under paragraph 3.9 of the World Bank Procurement Guidelines

request, that it: (i) is a legal entity separate from the government (ii) does not currently receive substantial subsidies or budget support; (iii) operates like any commercial enterprise, and, inter alia, is not obliged to pass on its surplus to the government, can acquire rights and liabilities, borrow funds and be liable for repayment of its debts, and can be declared bankrupt; and (iv) is not bidding for a contract to be awarded by the department or agency of the government which under their applicable laws or regulations is the reporting or supervisory authority of the enterprise or has the ability to exercise influence or control over the enterprise or institution.

- 4.10 An Applicant shall not be under suspension from bidding by the Employer as the result of the execution of a Bid–Securing Declaration.
- 4.11 An Applicant shall provide such evidence of eligibility satisfactory to the Employer, as the Employer shall reasonably request.

5 Eligibility

- 5.1 Firms and individuals may be ineligible if they are nationals of ineligible countries as indicated in Section V. The countries, persons or entities are ineligible if (a) as a matter of law or official regulations, the Recipient’s country prohibits commercial relations with that country, provided that the Donor is satisfied that such exclusion does not preclude effective competition for the supply of goods or the contracting of works or services required; or (b) by an act of compliance with a decision of the United Nations Security Council taken under Chapter VII of the Charter of the United Nations, the Recipient’s country prohibits any import of goods or contracting of works or services from that country, or any payments to any country, person, or entity in that country.

B. Contents of the Prequalification Document

6 Sections of Prequalification Document

- 6.1 This Prequalification Document consists of parts 1 and 2 which comprise all the sections indicated below, and which should be read in conjunction with any Addendum issued in accordance with ITA 8.

PART 1 Prequalification Procedures

- Section I. Instructions to Applicants (ITA)
- Section II. Prequalification Data Sheet (PDS)
- Section III. Qualification Criteria and Requirements
- Section IV. Application Forms
- Section V. Eligible Countries
- Section VI. Donor Policy – Corrupt and Fraudulent practices

PART 2 Works Requirements

- Section VII. Scope of Works

- 6.2 Unless obtained directly from the Employer, the Employer accepts no responsibility for the completeness of the document, responses to requests for clarification, the minutes of the pre-Application meeting (if any), or Addenda to the Prequalification Document in accordance

with ITA 8. In case of any discrepancies, documents issued directly by the Employer shall prevail.

- 6.3 The Applicant is expected to examine all instructions, forms, and terms in the Prequalification Document and to furnish with its Application all information or documentation as is required by the Prequalification Document.

7 Clarification of Prequalification Document and Pre-Application Meeting

- 7.1 A prospective Applicant requiring any clarification of the Prequalification Document shall contact the Employer in writing at the Employer's address indicated in the PDS. The Employer will respond in writing to any request for clarification provided that such request is received no later than fourteen (14) days prior to the deadline for submission of the applications. The Employer shall forward a copy of its response to all prospective Applicants who have obtained the Prequalification Document directly from the Employer, including a description of the inquiry but without identifying its source. If so indicated in the PDS, the Employer shall also promptly publish its response at the web page identified in the PDS. Should the Employer deem it necessary to amend the Prequalification Document as a result of a clarification, it shall do so following the procedure under ITA 8 and in accordance with the provisions of ITA 17.2.
- 7.2 If indicated in the PDS, the prospective Applicant's designated representative is invited at the Applicant's cost to attend a pre-Application meeting at the place, date and time mentioned in the PDS. During this pre-Application meeting, prospective Applicants may request clarification of the project requirement, the criteria for qualifications or any other aspects of the Prequalification Document.
- 7.3 Minutes of the pre-Application meeting, if applicable, including the text of the questions asked by Applicants, including those during the meeting (without identifying the source) and the responses given, together with any responses prepared after the meeting will be transmitted promptly to all prospective Applicants who have obtained the Prequalification Document. Any modification to the Prequalification Document that may become necessary as a result of the pre-Application meeting shall be made by the Employer exclusively through the use of an Addendum pursuant to ITA 8. Non-attendance at the pre-Application meeting will not be a cause for disqualification of an Applicant.

8 Amendment of Prequalification Document

- 8.1 At any time prior to the deadline for submission of Applications, the Employer may amend the Prequalification Document by issuing an Addendum.
- 8.2 Any Addendum issued shall be part of the Prequalification Document and shall be communicated in writing to all prospective Applicants who have obtained the Prequalification Document from the Employer. The Employer shall promptly publish the Addendum at the Employer's web page identified in the PDS.
- 8.3 To give prospective Applicants reasonable time to take an Addendum into account in preparing their Applications, the Employer may, at its discretion, extend the deadline for the submission of Applications in accordance with ITA 17.2.

C. Preparation of Applications

9 Cost of Applications

- 9.1 The Applicant shall bear all costs associated with the preparation and submission of its Application. The Employer will in no case be responsible or liable for those costs, regardless of the conduct or outcome of the prequalification process.

10 Language of Application

- 10.1 The Application as well as all correspondence and documents relating to the prequalification exchanged by the Applicant and the Employer, shall be written in the language specified in the PDS. Supporting documents and printed literature that are part of the Application may be in another language, provided they are accompanied by an accurate translation of the relevant passages in the language specified in the PDS, in which case, for purposes of interpretation of the Application, the translation shall govern.

11 Documents Comprising the Application

- 11.1 The Application shall comprise the following:

- a) Application Submission Form, in accordance with ITA 12.1;
- b) documentary evidence establishing the Applicant's eligibility, in accordance with ITA 13.1;
- c) documentary evidence establishing the Applicant's qualifications, in accordance with ITA 14; and
- d) any other document required as specified in the PDS.

- 11.2 The Applicant shall furnish information on commissions and gratuities, if any, paid or to be paid to agents or any other party relating to this Application

12 Application Submission Form

- 12.1 The Applicant shall complete an Application Submission Form as provided in Section IV, Application Forms. This Form must be completed without any alteration to its format.

13 Documents Establishing the Eligibility of the Applicant

- 13.1 To establish its eligibility in accordance with ITA 4, the Applicant shall complete the eligibility declarations in the Application Submission Form and Forms ELI (eligibility) 1.1 and 1.2, included in Section IV (Application Forms).

14 Documents Establishing the Qualifications of the Applicant

- 14.1 To establish its qualifications to perform the contract(s) in accordance with Section III, Qualification Criteria and Requirements, the Applicant shall provide the information requested in the corresponding Information Sheets included in Section IV, Application Forms.

- 14.2 Wherever an Application Form requires an Applicant to state a monetary amount, Applicants should indicate the CHF equivalent using the rate of exchange determined as follows:

- For construction turnover or financial data required for each year - Exchange rate prevailing on the last day of the respective calendar year (in which the amounts for that year is to be converted) was originally established.
- Value of single contract - Exchange rate prevailing on the date of the contract.
- Exchange rates shall be taken from the publicly available source identified in the PDS. Any error in determining the exchange rates in the Application may be corrected by the Employer.

15 Signing of the Application and Number of Copies

- 15.1 The Applicant shall prepare one original of the documents comprising the Application as described in ITA 11 and clearly mark it "ORIGINAL". The original of the Application shall be typed or written in indelible ink and shall be signed by a person duly authorized to sign on behalf of the Applicant. In case the Applicant is a JV, the Application shall be signed by an authorized representative of the JV on behalf of the JV and so as to be legally binding on all the members as evidenced by a power of attorney signed by their legally authorized signatories.
- 15.2 The Applicant shall submit copies of the signed original Application, in the number specified in the PDS, and clearly mark them "COPY". In the event of any discrepancy between the original and the copies, the original shall prevail.

D. Submission of Applications

16 Sealing and Identification of Applications

- 16.1 The Applicant shall enclose the original and the copies of the Application in a sealed envelope that shall:
- a) bear the name and address of the Applicant;
 - b) be addressed to the Employer, in accordance with ITA 17.1; and
 - c) bear the specific identification of this prequalification process indicated in the PDS 1.1.
- 16.2 The Employer will accept no responsibility for not processing any envelope that was not identified as required in ITA 16.1 above.

17 Deadline for Submission of Applications

- 17.1 Applicants may either submit their Applications by mail or by hand. Applications shall be received by the Employer at the address and no later than the deadline indicated in the PDS. When so specified in the PDS, Applicants have the option of submitting their Applications electronically, in accordance with electronic application submission procedures specified in the PDS.
- 17.2 The Employer may, at its discretion, extend the deadline for the submission of Applications by amending the Prequalification Document in accordance with ITA 8, in which case all rights and obligations of the Employer and the Applicants subject to the previous deadline shall thereafter be subject to the deadline as extended.

18 Late Applications

18.1 The Employer reserves the right to accept applications received after the deadline for submission of applications, unless otherwise specified in the PDS.

19 Opening of Applications

19.1 The Employer shall open all Applications at the date, time and place specified in the PDS. Late Applications shall be treated in accordance with ITA 18.1.

19.2 Applications submitted electronically (if permitted pursuant to ITA 17.1) shall be opened in accordance with the procedures specified in the PDS.

19.3 The Employer shall prepare a record of the opening of Applications to include, as a minimum, the name of the Applicants. A copy of the record shall be distributed to all Applicants.

E. Procedures for Evaluation of Applications

20 Confidentiality

20.1 Information relating to the Applications, their evaluation and result shall not be disclosed to Applicants or any other persons not officially concerned with the prequalification process until the notification of prequalification results is made to all Applicants in accordance with ITA 28.

20.2 From the deadline for submission of Applications to the time of notification of the results of the prequalification in accordance with ITA 28, any Applicant that wishes to contact the Employer on any matter related to the prequalification process (except as specified in 20.1 above), may do so only in writing.

21 Clarification of Applications

21.1 To assist in the evaluation of Applications, the Employer may, at its discretion, ask an Applicant for a clarification (including missing documents) of its Application, to be submitted within a stated reasonable period of time. Any request for clarification from the Employer and all clarifications from the Applicant shall be in writing.

21.2 If an Applicant does not provide clarifications and/or documents requested by the date and time set in the Employer's request for clarification, its Application shall be evaluated based on the information and documents available at the time of evaluation of the Application.

22 Responsiveness of Applications

22.1 The Employer may reject any Application which is not responsive to the requirements of the Prequalification Document. In case the information furnished by the Applicant is incomplete or otherwise requires clarification as per ITA 21.1, and the Applicant fails to provide satisfactory clarification and/or missing information, it may result in disqualification of the Applicant.

23 Domestic Bidder Price Preference

23.1 Unless otherwise specified in the PDS, a margin of preference for domestic bidders⁵ shall not apply in the bidding process resulting from this prequalification.

24 Sub-contractors

24.1 Unless otherwise stated in the PDS, the Employer does not intend to execute any specific elements of the Works by sub-contractors selected in advance by the Employer.

24.2 The Employer may decide to permit subcontracting for certain specialized works as indicated in Section III 4.2, Experience. The Employer may do so at its own initiative or at the request of the Applicants during the prequalification process (if justified). When subcontracting is permitted by the Employer, the specialized sub-contractors experience shall be considered for evaluation. Section III describes the qualification criteria for sub-contractors.

24.3 Applicants may propose subcontracting to the percentage of the total value of the contract or the volume of works mentioned in the PDS and as further described in ITA 25.2.

F. Evaluation of Applications and Prequalification of Applicants

25 Evaluation of Applications

25.1 The Employer shall use the factors, methods, criteria, and requirements defined in Section III, Qualification Criteria and Requirements, to evaluate the qualifications of the Applicants, and no other methods, criteria, or requirements shall be used. The Employer reserves the right to waive minor deviations from the qualification criteria if they do not materially affect the technical capability and financial resources of an Applicant to perform the contract.

25.2 Applicants planning to subcontract more than 10% of total volume of work shall specify, in the Application Submission Form, the activity (ies) or parts of the works to be subcontracted along with complete details of the sub-contractors and their qualification and experience. The sub-contractors proposed shall be fully qualified for their work proposed, and meet the specified criteria in Section III, failing which such sub-contractors will not be permitted to participate. The qualification and experience of sub-contractors proposed by the Applicant under ITA 24.3 will not be considered for evaluation of the Applicant. The Applicant on its own (without taking into account the qualification and experience of the sub-contractor) should meet the prequalification criteria.

25.3 Only the qualifications of the Applicant shall be considered. In particular, the qualifications of a parent or other affiliated company that is not party to the Applicant under a JV in accordance with ITA 4.2 (or participating as a sub-contractor as per ITA 25.2) shall not be considered.

⁵ An individual firm is considered a domestic bidder for purposes of the margin of preference if it is registered in the country of the Employer, has more than 50 percent ownership by nationals of the country of the Employer, and if it does not subcontract more than 10 percent of the contract price, excluding provisional sums, to foreign contractors. JVs are considered as domestic bidders and eligible for domestic preference only if the individual member firms are registered in the country of the Employer, have more than 50 percent ownership by nationals of the country of the Employer, and the JV shall be registered in the country of the Recipient. The JV shall not subcontract more than 10 percent of the contract price, excluding provisional sums, to foreign firms. JVs between foreign and national firms will not be eligible for domestic preference.

26 Employer's Right to Accept or Reject Applications

26.1⁶ The Employer reserves the right to annul the prequalification process and reject all Applications at any time, without thereby incurring any liability to the Applicants.

27 Prequalification of Applicants

27.1 All Applicants whose Applications substantially meet or exceed the specified qualification requirements will be prequalified by the Employer.

27.2. An Applicant may be "conditionally prequalified," that is, qualified subject to the Applicant submitting or correcting certain specified nonmaterial documents or deficiencies to the satisfaction of the Employer.

27.3 Applicants that are conditionally prequalified will be so informed along with the statement of the condition(s) which must be met to the satisfaction of the Employer before or at the time of submitting their bids.

28 Notification of Prequalification

28.1 The Employer shall notify all Applicants in writing of the names of those Applicants who have been prequalified or conditionally prequalified. In addition, those Applicants who have been disqualified will be informed separately.

28.2 Applicants that have not been prequalified may write to the Employer to request, in writing, the grounds on which they were disqualified.

29 Invitation for Bids

29.1 Promptly after the notification of the results of the prequalification, the Employer shall invite bids from all the Applicants that have been prequalified or conditionally prequalified.

29.2 Bidders may be required to provide a Bid Security or a Bid-Securing Declaration acceptable to the Employer in the form and an amount to be specified in the Bidding Documents, and the successful Bidder shall be required to provide a Performance Security as specified in the Bidding Documents.

30 Changes in Qualifications of Applicants

30.1 Any change in the structure or formation of an Applicant after being prequalified in accordance with ITA 27 and invited to bid (including, in the case of a JV, any change in the structure or formation of any member thereto) shall be subject to the written approval of the Employer prior to the deadline for submission of bids. Such approval shall be denied if (i) a prequalified applicant proposes to associate with a disqualified applicant or in case of a disqualified joint venture, any of its members; (ii) as a consequence of the change, the Applicant no longer substantially meets the qualification criteria set forth in Section III, Qualification Criteria and Requirements; or (iii) in the opinion of the Employer, the change may result in a substantial reduction in competition. Any such change should be submitted to the Employer not later than fourteen (14) days after the date of the Invitation for Bids.

⁶ This clause is changed to reflect the Swiss grant instead of the World Bank loan prequalification process.

Section II. Prequalification Data Sheet

A. General	
ITA 1.1	<p>The identification of the Invitation for Prequalification is: Municipal Disaster Risk Reduction Project in Serbia - Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin.</p> <p>The Employer is: Municipality of Paracin, Direction for investments and sustainable development, Paracin, Serbia. All contacts with the Employer during the prequalification and bidding process are through the Consultant:</p> <p style="text-align: center;"><i>Uprava za investicije I održivi razvoj opštine Paraćin</i></p> <p style="text-align: center;"><i>Tome Živanovića 10, 35250 Paraćin</i></p> <p style="text-align: center;">e-mail: vladimir_jankovic@paracin.rs</p> <p>Referring to the Section I, ITA 1.1, the list of contracts is:</p> <ul style="list-style-type: none"> - Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin.
ITA 2.1	<p>The name of the Recipient is: Municipality of Paracin, Direction for investments and sustainable development, Paracin, Serbia</p> <p>The name of the Project is: Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin</p>
ITA 3.1	For this assignment, the Donor adopts the World Bank standards.
ITA 4.2	Maximum number of members in the JV shall be: <i>Not limited</i>
ITA 4.8	<p>The list of debarred firms and individuals, published by the World Bank is applicable:</p> <p>https://projects.worldbank.org/en/projects-operations/procurement/debarred-firms</p>
B. Contents of the Prequalification Document	
ITA 7.1	<p>For clarification purposes, the Employer's address is:</p> <p style="text-align: center;"><i>Uprava za investicije I održivi razvoj opštine Paraćin</i></p> <p style="text-align: center;"><i>Tome Živanovića 10, 35250 Paraćin</i></p> <p style="text-align: center;">e-mail: vladimir_jankovic@paracin.rs</p> <p style="text-align: center;">no phone calls; answers will be communicated to all applicants</p>
ITA 7.1 & 8.2	Clarifications and addenda shall be distributed by e-mail to all registered Applicants.
ITA 7.2	Pre-Application Meeting will be held: <i>No</i>

C. Preparation of Applications	
ITA 10.1	<p>This Prequalification document has been issued in English language.</p> <p>The Application as well as all correspondence shall be submitted in English language.</p>
ITA 11.1 (d)	<p>The Applicant shall submit with its Application, the following additional documents:</p> <ul style="list-style-type: none"> - Copy of registration in the Commerce register - Proof of payment of taxes and social insurance - Certificate from the official debt collection agency that the Applicant is not being prosecuted for debts - Licenses issued by the Ministry of Construction, Transport and Infrastructure of the Republic of Serbia (as per Serbian law) for design and construction: I131G2, I132G1, P131G2 and P132G1. - Prevention of irregularities - Compliance with working conditions, workplace health and safety regulations and requirement of equal pay for men and women Declaration.
ITA 14.2	All sums are in Swiss Francs (CHF).
ITA 15.2	<p>In addition to the original, the number of copies to be submitted with the Application is:</p> <ul style="list-style-type: none"> - One paper copy - One digital copy in pdf format <p>The digital copy shall have a reasonably short but explicit name, without special characters, spaces or punctuation marks except the dot, hyphen and underscore (. - _). If the digital copy is made of several files, the files shall be named in the same way, and sorting them in alphabetic order shall put the document in the same order as the paper copy.</p>
D. Submission of Applications	
ITA 17.1	<p>The deadline for Application submission is:</p> <p>Date: 27th January, 2020 at 11:00 AM</p> <p>Applicants shall not have the option of submitting their Applications electronically.</p> <p>For application submission purposes only, the Employer's address is:</p> <p style="text-align: center;"><i>Uprava za investicije I održivi razvoj opštine Paraćin</i></p> <p style="text-align: center;"><i>Tome Živanovića 10, 35250 Paraćin</i></p> <p style="text-align: center;">e-mail: vladimir_jankovic@paracin.rs</p>

ITA 18.1	Late Applications will be returned unopened to the Applicants.
ITA 19.1	<p>The opening of the Applications shall be on 27th January, 2020 at 12:00 noon.</p> <p><i>Uprava za investicije I održivi razvoj opštine Paraćin</i></p> <p><i>Tome Živanovića 10, 35250 Paraćin</i></p>
E. Procedures for Evaluation of Applications	
ITA 24.1	At this time the Employer does not intend to execute certain specific parts of the Works by sub-contractors selected in advance.
ITA 24.3	Maximum percentage of subcontracting permitted is 40% of the total value of the contract.

Section III. Qualification Criteria and Requirements

This Section contains all the methods, criteria, and requirements that the Employer shall use to evaluate Applications. The information to be provided in relation to each requirement and the definitions of the corresponding terms are included in the respective Application Forms.

1 Eligibility

See ITA 11.1. Produced documents are to be emitted by the official agencies of the Applicant's country.

2 Historical Contract Non-Performance

The Applicant shall make a solemn declaration that:

- He has no litigation history with the Employer or on any contract financed by the Donor.
- He has no litigation history in relation with the presented references, see "Experience" below.

3 Financial Situation

Subject to ITA 11.1, the Applicant shall give positive proof of:

- Annual turnover in excess of 6 million CHF for each of the three consecutive years before the application and for which a certified account is available. The proof shall be a copy of the certified accounts.
- Proof of financial asset to ensure the company operation of 2 months or 1 mio CHF (the lower value is acceptable). The financial capacity shall be proven by the bank statement of the cash availability or bank support in terms of credits, etc. until the above-mentioned amount. If the Bidder is a joint venture, the leading company must achieve at least 66% of this amount.

4 Experience

Subject to ITA 11.1, the Applicant shall give positive proof of:

- Being a company or joint venture with the following skills and references of similar projects:
 - **1. Reference project**
 - i) Minimum three (3) references for detail design of regional and/or city roads.
 - ii) Minimum three (3) references for detail design of bridge structures.
 - iii) Minimum three (3) references for detail design of bored piles.
 - iv) Minimum three (3) references for construction and/or rehabilitation of regional and/or city roads.
 - v) Minimum three (3) references for construction and/or rehabilitation of traffic bridge structures.
 - vi) Minimum three (3) references for construction of bored piles.

- The reference projects can cover several criteria given under i) to vi) under condition that the reference project satisfies these criteria.
- The reference projects, for design and construction, shall have been done in the last 10 years.
- The reference projects related to the construction shall be related to the bridges of the span of more than 25 m.
- Each reference shall indicate at least: client, name of project, brief description, location, investment cost, service amount, duration, dates, funding.
- Each reference shall be certified by a letter from the Final Client, showing the contact details of the Client's representative.

If any of the references are from the Parent company of which the Bidder is a branch, they must be accompanied by a letter of the parent company indicating that their personnel and expertise shall be available without restrictions for the project.

The above given criteria, given under § 2, 3 and 4 are mandatory and will be evaluated on a YES / NO basis.

- **2. Personnel**

- Key staff to be engaged on this project in form of CVs with specified name, employment status, position, years of experience and references on similar projects for each of key personnel.
- The list shall be exhaustive and to present only key staff that will be available for this project. The effective team to be employed for the project implementation will be requested only from the successful Applicants.

- **3. Technical capacities for construction**

- Capacity for site activities in form of list of equipment in possession and equipment available for lease (confirmation of the lease agency) to be engaged on this project. List should specify numbers of the equipment, age of equipment and basic data regarding the equipment (power, capacity, etc.).
- The list shall be exhaustive and the final list of the equipment, necessary and to be employed for the construction works, will be requested only from the successful Applicants.

Section IV. Application Forms

Application Submission Form

Date: *[insert day, month, and year]*

Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin

To: Municipality of Paracin, Direction for investments and sustainable development, Paracin, Serbia *Vojislav Vasić, Tome Živanovića 10, 35250 Paraćin*

We, the undersigned, apply to be prequalified for the referenced contract and declare that:

- (a) We have examined and have no reservations to the Prequalification Document, including Addendum(s) No(s)., issued in accordance with Instructions to Applicants (ITA) 8: *[insert the number and issuing date of each addendum]*.
- (b) We have no conflict of interest in accordance with ITA 4.6;
- (c) We meet the eligibility requirements as stated ITA 4.1, we comply with the requirements on historical contract non-performance in accordance section III;
- (d) We, in accordance with ITA 24.2, plan to subcontract the following key activities and/or parts of the works:

[Insert any of the key activities identified in Section III- 4.2(a) or (b) which the Employer has permitted under the Prequalification document and which the Applicant intends to subcontract along with complete details of the sub-contractors, their qualification and experience]
- (e) We declare that the following commissions, gratuities, or fees have been paid or are to be paid with respect to the prequalification process, the corresponding bidding process or execution of the Contract:

<u>Name of Recipient</u>	<u>Address</u>	<u>Reason</u>	<u>Amount</u>
<i>[insert full name for each occurrence]</i>	<i>[insert street/ number/city/country]</i>	<i>[indicate reason]</i>	<i>[specify amount currency, value, exchange rate and CHF equivalent]</i>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

[If no payments are made or promised, add the following statement: "No commissions or gratuities have been or are to be paid by us to agents or any third party relating to this Application"]

- (f) We understand that you may cancel the prequalification process at any time and that you are neither bound to accept any Application that you may receive nor to invite the prequalified Applicants to bid for the contract subject of this prequalification process, without incurring any liability to the Applicants, in accordance with ITA 26.1.
- (g) All information, statements and description contained in the Application are in all respect true, correct and complete to the best of our knowledge and belief.

Signed *[insert signature(s) of an authorized representative(s) of the Applicant]*

Name *[insert full name of person signing the Application]*

In the capacity of *[insert capacity of person signing the Application]*

Duly authorized to sign the Application for and on behalf of: Applicant's Name

[insert full name of Applicant or the name of the JV]

Address *[insert street number/town or city/country address]*

Dated on *[insert day number]* day of *[insert month]*, *[insert year]*

[For a joint venture, either all members shall sign or only the authorized representative, in which case the power of attorney to sign on behalf of all members shall be attached]

Applicant Information Form

Date: *[insert day, month, and year]*

Rehabilitation and reconstruction of four pedestrian and
three traffic bridges in the Municipality of Paracin

Page *[insert page number]* of *[insert total number]* pages

Applicant's name <i>[insert full name]</i>
In case of Joint Venture (JV), name of each member: <i>[insert full name of each member in JV]</i>
Applicant's actual or intended country of registration: <i>[indicate country of Constitution]</i>
Applicant's actual or intended year of incorporation: <i>[indicate year of Constitution]</i>
Applicant's legal address [in country of registration]: <i>[insert street/ number/ town or city/ country]</i>
Applicant's authorized representative information Name: <i>[insert full name]</i> Address: <i>[insert street/ number/ town or city/ country]</i> Telephone/Fax numbers: <i>[insert telephone/fax numbers, including country and city codes]</i> E-mail address: <i>[indicate e-mail address]</i>
1. Attached are copies of original documents of <input type="checkbox"/> Articles of Incorporation (or equivalent documents of constitution or association), and/or documents of registration of the legal entity named above, in accordance with ITA 4.5. <input type="checkbox"/> In case of JV, letter of intent to form JV or JV agreement, in accordance with ITA 4.2. <input type="checkbox"/> In case of Government-owned enterprise or institution, in accordance with ITA 4.9 documents establishing: <ul style="list-style-type: none">• Legal and financial autonomy• Operation under commercial law• Establishing that the Applicant is not dependent agency of the Employer 2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

Applicant's JV Information Form

[The following form is additional to Form ELI – 1.1., and shall be completed to provide information relating to each JV member (in case the Applicant is a JV) as well as any Specialized Sub-contractor proposed to be used by the Applicant for any part of the Contract resulting from this prequalification]

Date: [insert day, month, and year]

Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin

Page [insert page number] of [insert total number] pages

Applicant name: [insert full name]
Applicant's JV Member's name: [insert full name of Applicant's JV Member]
Applicant's JV Member's country of registration: [indicate country of registration]
Applicant JV Member's year of constitution: [indicate year of constitution]
Applicant JV Member's legal address in country of constitution: [insert street/ number/ town or city/ country]
Applicant JV Member's authorized representative information Name: [insert full name] Address: [insert street/ number/ town or city/ country] Telephone/Fax numbers: [insert telephone/fax numbers, including country and city codes] E-mail address: [indicate e-mail address]
1. Attached are copies of original documents of <input type="checkbox"/> Articles of Incorporation (or equivalent documents of constitution or association), and/or registration documents of the legal entity named above, in accordance with ITA 4.5. <input type="checkbox"/> In case of a Government-owned enterprise or institution, documents establishing legal and financial autonomy, operation in accordance with commercial law, and absence of dependent status, in accordance with ITA 4.9. 2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

Historical Contract Non-Performance, Pending Litigation and Litigation History

[The following table shall be filled in for the Applicant and for each member of a Joint Venture]

Applicant's Name: [insert full name]

Date: [insert day, month, year]

Joint Venture Member Name: [insert full name]

Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin

Page [insert page number] of [insert total number] pages

Non-Performed Contracts in accordance with Section III, Qualification Criteria and Requirements			
<input type="checkbox"/> Contract non-performance did not occur since 1 st January [insert year] specified in Section III, Qualification Criteria and Requirements, Sub-Factor 2.1.			
<input type="checkbox"/> Contract(s) not performed since 1 st January [insert year] specified in Section III, Qualification Criteria and Requirements, requirement 2.1			
Year	Non- performed portion of contract	Contract Identification	Total Contract Amount (CHF equivalent)
[insert year]	[insert amount and percentage]	Contract Identification: [indicate complete contract name/ number, and any other identification] Name of Employer: [insert full name] Address of Employer: [insert street/city/country] Reason(s) for non-performance: [indicate main reason(s)]	[insert amount]
Pending Litigation, in accordance with Section III, Qualification Criteria and Requirements			
<input type="checkbox"/> No pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2.			
<input type="checkbox"/> Pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2 as indicated below.			

Year of dispute	Amount in dispute (currency)	Contract Identification	Total Contract Amount (CHF)
<i>[insert year]</i>	<i>[insert amount]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate "Employer" or "Contractor"]</i> Status of dispute: <i>[Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>

No pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2.

Pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2 as indicated below.

Year of award	Outcome as percentage of Net Worth	Contract Identification	Total Contract Amount (CHF)
<i>[insert year]</i>	<i>[insert percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate "Employer" or "Contractor"]</i> Status of dispute: <i>[Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>

Financial Situation & Performance

[The following table shall be filled in for the Applicant and for each member of a Joint Venture]

Applicant's Name: [insert full name]

Date: [insert day, month, year]

Joint Venture Member Name: [insert full name]

Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin

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1. Financial data

Type of Financial information in (currency)	Historic information for previous [insert number] years, [insert in words] (amount in CHF)				
	Year 1	Year 2	Year 3	Year 4	Year 5
Statement of Financial Position (Information from Balance Sheet)					
Total Assets (TA)					
Total Liabilities (TL)					
Total Equity/Net Worth (NW)					
Current Assets (CA)					
Current Liabilities (CL)					
Working Capital (WC)					
Information from Income Statement					
Total Revenue (TR)					
Profits Before Taxes (PBT)					
Cash Flow Information					
Cash Flow from Operating Activities					

2. Sources of Finance

[The following table shall be filled in for the Applicant and all parties combined in case of a Joint Venture]

Specify sources of finance to meet the cash flow requirements on works currently in progress and for future contract commitments.

No.	Source of finance	Amount (CHF)
1		
2		
3		

3. Financial documents

The Applicant and its parties shall provide copies of financial statements for *[number]* years pursuant Section III, Qualifications Criteria and Requirements, Sub-factor 3.1. The financial statements shall:

- (a) reflect the financial situation of the Applicant or in case of JV member, and not an affiliated entity (such as parent company or group member).
 - (b) be independently audited or certified in accordance with local legislation.
 - (c) be complete, including all notes to the financial statements.
 - (d) correspond to accounting periods already completed and audited.
- Attached are copies of financial statements⁷ for the *[number]* years required above; and complying with the requirements

⁷ If the most recent set of financial statements is for a period earlier than 12 months from the date of application, the reason for this should be justified.

Average Annual Turnover

[The following table shall be filled in for the Applicant and for each member of a Joint Venture]

Applicant's Name: [insert full name]

Date: [insert day, month, year]

Joint Venture Member Name: [insert full name]

Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin

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Annual turnover data			
Year	Amount (currency)	Exchange rate*	CHF equivalent
[indicate calendar year]	[insert amount and indicate currency]		
		Average Annual Construction Turnover **	

* Refer ITA 14 for date and source of exchange rate.

** Total CHF for all years divided by the total number of years. See Section III, Qualification Criteria and Requirements, Clause 3.2.

General experience in road and bridge construction

[The following table shall be filled in for the Applicant and for each member of a Joint Venture]

Applicant's Name: [insert full name]

Date: [insert day, month, year]

Joint Venture Member Name: [insert full name]

Rehabilitation and reconstruction of four pedestrian and three traffic bridges in the Municipality of Paracin

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[Identify contracts that demonstrate continuous construction work over the past [number] years pursuant to Section III, Qualification Criteria and Requirements, Sub-Factor 4.1. List contracts chronologically, according to their commencement (starting) dates.]

Starting Year	Ending Year	Contract Identification	Role of Applicant
[indicate year]	[indicate year]	Contract name: [insert full name] Brief Description of the Works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in CHF] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]	[insert "Prime Contractor" or "JV Member" or "Sub-contractor" or "Management Contractor"]
		Contract name: [insert full name] Brief Description of the Works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in CHF] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]	[insert "Prime Contractor" or "JV Member" or "Sub-contractor" or "Management Contractor"]
		Contract name: [insert full name] Brief Description of the Works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in CHF] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]	[insert "Prime Contractor" or "JV Member" or "Sub-contractor" or "Management Contractor"]

* Refer ITA 14 for date and source of exchange rate.

Specific road and bridge design, construction and contract management experience

[The following table shall be filled in for contracts performed by the Applicant, each member of a Joint Venture, and Specialized Sub-contractors]

Applicant's Name: [insert full name]

Date: [insert day, month, year]

Joint Venture Member Name: [insert full name]

Amount of contract: [insert amount in CHF]

Page [insert page number] of [insert total number] pages

Similar Contract No. [insert number] of [insert number of similar contracts required]	Information			
Contract Identification	[insert contract name and number, if applicable]			
Award date	[insert day, month, year, i.e., 15 June 2015]			
Completion date	[insert day, month, year, i.e., 03 October 2017]			
Role in Contract [check the appropriate box]	Prime Contractor <input type="checkbox"/>	Member in JV <input type="checkbox"/>	Management Contractor <input type="checkbox"/>	Sub-contractor <input type="checkbox"/>
Total Contract Amount	[insert total contract amount in local currency]		CHF	
If member in a JV or sub-contractor, specify participation in total Contract amount	[insert a percentage amount]	[insert total contract amount in local currency]	[insert exchange rate and total contract amount in CHF]	
Employer's Name:	[insert full name]			
Address:	[indicate street / number / town or city / country]			
Telephone/fax number	[insert telephone/fax numbers, including country and city area codes]			
E-mail:	[insert e-mail address, if available]			

* Refer ITA 14 for date and source of exchange rate.

Similar Contract No. <i>[insert number] of [insert number of similar contracts required]</i>	Information
Description of the similarity in accordance with Sub-Factor 4.2(a) of Section III:	
1. Amount	<i>[insert amount in local currency, exchange rate, CHF in words and in Figures]</i>
2. Physical size of required works items	<i>[insert physical size of items]</i>
3. Complexity	<i>[insert description of complexity]</i>
4. Methods/Technology	<i>[insert specific aspects of the methods/technology involved in the contract]</i>
5. Construction rate for key activities	<i>[insert rates and items]</i>
6. Other Characteristics	<i>[insert other characteristics as described in Section VII, Scope of Works]</i>

Section V. Eligible Countries

Eligibility for the Provision of Goods, Works and Services in Donor-Financed Procurement

In reference to ITA 5.1, for the information of the Applicants, at the present time firms and individuals, supply of goods, or contracting of works or services, from the following countries are excluded from this prequalification process:

Under ITA 5.1 (a) None

Under ITA 5.1 (b) None

Section VI. Donor Policy - Corrupt and Fraudulent Practices

Guidelines for Procurement of Goods, Works, and Non-Consulting Services under IBRD Loans and IDA Credits & Grants by World Bank Borrowers, dated January 2011

Fraud and Corruption

- 1.16 It is the Donor's policy to require that Recipients (including beneficiaries of Donor grants), bidders, suppliers, contractors and their agents (whether declared or not), sub-contractors, sub-consultants, service providers or suppliers, and any personnel thereof, observe the highest standard of ethics during the procurement and execution of Donor-financed contracts.⁸ In pursuance of this policy, the Donor:
- (a) defines, for the purposes of this provision, the terms set forth below as follows:
 - (i) "corrupt practice" is the offering, giving, receiving, or soliciting, directly or indirectly, of anything of value to influence improperly the actions of another party;⁹
 - (ii) "fraudulent practice" is any act or omission, including a misrepresentation, that knowingly or recklessly misleads, or attempts to mislead, a party to obtain a financial or other benefit or to avoid an obligation;¹⁰
 - (iii) "collusive practice" is an arrangement between two or more parties designed to achieve an improper purpose, including to influence improperly the actions of another party;¹¹
 - (iv) "coercive practice" is impairing or harming, or threatening to impair or harm, directly or indirectly, any party or the property of the party to influence improperly the actions of a party;¹²
 - (v) "obstructive practice" is
 - (aa) deliberately destroying, falsifying, altering, or concealing of evidence material to the investigation or making false statements to investigators in order to materially impede a Donor investigation into allegations of a corrupt, fraudulent, coercive or collusive practice; and/or threatening, harassing or intimidating any party to prevent it from disclosing its knowledge of matters relevant to the investigation or from pursuing the investigation, or
 - (bb) acts intended to materially impede the exercise of the Donor's inspection and audit rights provided for under paragraph 1.16(e) below.
 - (b) will reject a proposal for award if it determines that the bidder recommended for award, or any of its personnel, or its agents, or its sub-consultants, sub-contractors, service providers, suppliers and/or their employees, has, directly or indirectly, engaged in corrupt, fraudulent, collusive, coercive, or obstructive practices in competing for the contract in question;

⁸ In this context, any action to influence the procurement process or contract execution for undue advantage is improper.

⁹ For the purpose of this sub-paragraph, "another party" refers to a public official acting in relation to the procurement process or contract execution. In this context, "public official" includes World Bank staff and employees of other organizations taking or reviewing procurement decisions.

¹⁰ For the purpose of this sub-paragraph, "party" refers to a public official; the terms "benefit" and "obligation" relate to the procurement process or contract execution; and the "act or omission" is intended to influence the procurement process or contract execution.

¹¹ For the purpose of this sub-paragraph, "parties" refers to participants in the procurement process (including public officials) attempting either themselves, or through another person or entity not participating in the procurement or selection process, to simulate competition or to establish bid prices at artificial, non-competitive levels, or are privy to each other's bid prices or other conditions.

¹² For the purpose of this sub-paragraph, "party" refers to a participant in the procurement process or contract execution.

- (c) will declare misprocurement and cancel the portion of the loan allocated to a contract if it determines at any time that representatives of the Recipient or of a recipient of any part of the proceeds of the loan engaged in corrupt, fraudulent, collusive, coercive, or obstructive practices during the procurement or the implementation of the contract in question, without the Recipient having taken timely and appropriate action satisfactory to the Donor to address such practices when they occur, including by failing to inform the Donor in a timely manner at the time they knew of the practices;
- (d) will sanction a firm or individual, at any time, in accordance with the prevailing Donor's sanctions procedures,¹³ including by publicly declaring such firm or individual ineligible, either indefinitely or for a stated period of time: (i) to be awarded a Donor-financed contract; and (ii) to be a nominated¹⁴
- (e) will require that a clause be included in bidding documents and in contracts financed by a Donor grant, requiring bidders, suppliers and contractors, and their sub-contractors, agents, personnel, consultants, service providers, or suppliers, to permit the Donor to inspect all accounts, records, and other documents relating to the submission of bids and contract performance, and to have them audited by auditors appointed by the Donor;

¹³ A firm or individual may be declared ineligible to be awarded a Bank financed contract upon: (i) completion of the Bank's sanctions proceedings as per its sanctions procedures, including, inter alia, cross-debarment as agreed with other International Financial Institutions, including Multilateral Development Banks, and through the application the World Bank Group corporate administrative procurement sanctions procedures for fraud and corruption; and (ii) as a result of temporary suspension or early temporary suspension in connection with an ongoing sanctions proceeding. See footnote 14 and paragraph 8 of Appendix 1 of these Guidelines.

¹⁴ A nominated sub-contractor, consultant, manufacturer or supplier, or service provider (different names are used depending on the particular bidding document) is one which has either been: (i) included by the bidder in its pre-qualification application or bid because it brings specific and critical experience and know-how that allow the bidder to meet the qualification requirements for the particular bid; or (ii) appointed by the Recipient.

PART 2 – Works Requirements

Section VII. Scope of Works

1 Description of the Works

Scope of the project is preparation of Construction design and construction of four pedestrian and three traffic bridges on Crnica river located in the city center of the Paraćin (river chainage from km 6+736 to km 5+370). Design and construction of one of the three traffic bridges which is located on the regional road, classified as type II-A, should be considered as optional. Construction permit for the bridge which is located on the regional road shall be issued by the Ministry of Construction, Transport and Infrastructure of the Republic of Serbia, while construction permits for other bridges shall be issued by Municipality of Paraćin, Direction for Urban planning.

Project foresees removing of the existing structures of the bridges, removing of piers located in the riverbed, temporary relocation of the existing powerlines, gas and other installations, removing or adaptation of the foundations located on the river banks, construction, assembly and erection of the new structures of the bridges, construction of the new foundations with bored piles, construction of the new access ramps and roads, retaining walls, stairs, fences, lighting, etc.

During the construction works no changes of the existing riverbed are allowed. New bridges will be located on the position of existing bridges. New pedestrian bridges are designed as steel truss structures while traffic bridges will be concrete structures.

All bridges that will be rehabilitated are currently in use. During the foreseen works vehicular and pedestrian traffic should be enabled in certain extent that will be specified by the project.

Main data regarding existing and new bridges are specified in the following table.

Bridge number	Traffic / Pedestrian	Location	River chainage	Span [m]		Width [m]		Material	
				Existing	New	Existing	New	Existing	New
1	Pedestrian	"Diletovo Mlinče"	km 6+736	26.45	32.0	2.0	3.5	Prestressed Concrete	Steel truss
2	Pedestrian	"Radio Paraćin"	km 6+465	30.63	32.0	2.0	3.5	Steel	Steel truss
3	Pedestrian	"Kod Hotela Petrus"	km 6+126	24.5	25.4	2.0	3.5	Prestressed Concrete	Steel truss
4	Traffic & Pedestrian	Kralja Petra Str.	km 6+060	26.5	30.67	13.0	12.5	Prestressed Concrete	Concrete
5	Pedestrian	"Kod Branka"	km 5+907	27.75	28.65	2.0	3.5	Reinforced Concrete	Steel truss
6	Traffic & Pedestrian	Dragoljuba Jovanovića Str.	km 5+616	28.8	33.84	≈10.0	14.5	Steel	Concrete

Bridge number	Traffic / Pedestrian	Location	River chainage	Span [m]		Width [m]		Material	
				Existing	New	Existing	New	Existing	New
7	Traffic & Pedestrian (OPTIONAL)	Vidovdanska-Đurađa Brankovića Str.	km 5+370	31.8	35.18	≈13.0	14.0	Prestressed Concrete	Concrete

Note: Bridge number 7 is located on regional road, classified as type II-A, and Construction design and construction of this bridge should be considered as optional.

2 Construction period

Contracting shall be done at the beginning of Spring 2020.

Construction design and preparation works on site shall be done in 2020.

Construction of the new bridges shall be done from 2020 to 2021.

3 Site and other data

Project is located in the Paracin in the central part of the Serbia. Paracin is positioned on the highway road E-75, 170 km from Belgrade and 80 km from Nis.

Four pedestrian and three traffic bridges which rehabilitation is in scope of the Project are located on Crnica river (tributary of Velika Morava river), in the city center of the Paracin. One of the three traffic bridges is part of the regional road, class II-A, while other two traffic bridges are located on local city roads.

During the execution of the works traffic between two parts of the city located on the left and right banks shall be maintained in extent that will respect aspects required for safety and normal operation of the city services.

ANNEX DOCUMENTS

- **Annex 1: Suitability Criterion Prevention of Irregularities**
- **Annex 2: Compliance with working conditions, workplace health and safety regulations and requirement of equal pay for men and women: Declaration by the supplier/consultant.**

Annex 1: Suitability Criterion Prevention of Irregularities

Suitability Criterion *Prevention of Irregularities*

No.	Suitability Criterion	Evidence	Confirmation from provider
EKxy	<p>The provider confirms that the company itself, all persons involved in the tender process and/or implementation of the project, and commissioned subcontractors:</p> <p>a) Have not been convicted of an offence relevant to fulfilment of the contract in the last 5 years, either in Switzerland or abroad.¹⁵</p> <p>b) Are not included in the sanction list of an international financial institution¹⁶.</p> <p>c) Within the context of this tender document, have not behaved in a way which could endanger or challenge the competition-neutral and legally equal process of awarding the tender or fulfilling the contract in the most economically advantageous way.</p>	<p>Named written confirmations.</p> <p>The contracting authority reserves the right to demand an extract from a Swiss judicial record or comparable foreign certification (incl. official translation).</p>	<p>Confirmation to a) <input type="checkbox"/></p> <p>Confirmation to b) <input type="checkbox"/></p> <p>Confirmation to c) <input type="checkbox"/></p>
	<p>The provider also confirms that he has taken suitable and proportional measures (Compliance Processes) for the prevention, early recognition and risk-reducing handling of the offences relevant for the contract.</p>	<p>Named written confirmation.</p> <p>The contracting authority reserves the right to demand a summary of the measures (Compliance Processes) taken by the provider for the recognition, prevention and risk-reducing handling of</p>	<p>Confirmation</p> <p><input type="checkbox"/></p>

¹⁵ Offences relevant to the fulfilment of the contract are specifically: offences against property (Art. 137 - 172 Criminal Code), offences against sexual integrity (Art. 187 - 212 Criminal Code), criminal organisation (Art. 260ter Criminal Code), financing of terrorism (Art. 260 quinquies Criminal Code), money laundering (Art. 305bis Criminal Code), bribery (Art. 322ter-322octies Criminal Code), dishonest and unlawful behaviour as per Unfair Competition legislation.

¹⁶ This includes the following financial institutions:

- [African Development Group](#)
- [Asian Development Bank](#)
- [European Bank for Reconstruction and Development](#)
- [Inter-American Development Bank](#)
- [World Bank Group](#)

		offences by its employees that are relevant for the contract.	
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The provider:

<<company name>>

<<first name>> <<name>>

<<function>>

Annex 2: Compliance with working conditions, workplace health and safety regulations and requirement of equal pay for men and women: Declaration by the supplier/consultant

<h3>Compliance with working conditions, workplace health and safety regulations and requirement of equal pay for men and women: Declaration by the supplier/consultant</h3>
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The undersigned herewith confirms, in his/her capacity as member of the management board, that his/her company:

Name and address: _____

and those subcontractors and sub-suppliers used by said company **for services in Switzerland** comply with the following conditions, workplace health and safety regulations and the requirement of equal pay for men and women:

ILO Core Conventions

Working conditions:

Health and safety regulations: Federal Act on Employment in Trade and Industry (Employment Act; SR 822.11) and Federal Act on Accident Insurance (Accident Insurance Act; SR 832.20).

Equal pay for men and women: Federal AUR-00705.10.12 on Gender Equality (Equality Act; SR 151.1).

Furthermore, the undersigned herewith confirms that, for services provided outside of Switzerland by his/her company or by subcontractors and/or sub-suppliers, he/she complies with the Core Conventions of the International Labour Organisation (ILO).

Please note: Knowingly entering false information on this form may result in criminal penalties for the undersigned.

Place and date: _____

Legally binding signature: _____

This document must be submitted to the authority issuing the call for tenders.