

**EQUIPMENT FOR BIOSENSE INSTITUTE IN NOVI SAD, SERBIA
(PROCUREMENT NO. IOP/22-2018/RD)**

Clarification no. 4

Issued on February 6, 2019

Regarding the list of questions that the Purchaser, Public Investment Management Office Belgrade, No. 11 Nemanjina street, have received from the potential bidders, concerning the procurement procedure: Equipment for Biosense Institute in Novi Sad, Serbia no. IOP/22-2018/RD, we give you the following answers:

Question 1:

In Section IV. Bidding Forms, document Bidder Information Form, page 42, point 7, requests:

“Articles of Incorporation or Registration of firm named in 1, above, in accordance with ITB Sub-Clauses 4.1 and 4.2.”

Please clarify which document represents Articles of Incorporation or Registration of firm, in accordance with ITB Sub-Clauses 4.1 and 4.2.?

Is it enough to submit certificate on registration of a company issued by Serbian business registers agency together with signed statement of integrity?

If not, please clarify which document it should be for the Bidders from Serbia?

Answer 1:

Articles of Incorporation or Registration of firm, for the bidders from the Republic of Serbia are the documents issued in accordance with the Law on Business Companies *"Official Herald of the Republic of Serbia"*, Nos. 36/2011, 99/2011, 83/2014 – other law, 5/2015, 44/2018 i 95/2018) and the law governing registration of economic operators (e.g. Excerpt from register of the relevant authority, which proofs that Bidder is registered with the competent body, or entered in the appropriate register etc.).

A company shall acquire legal personality by registration in accordance with the law governing registration of economic operators.

Registration of companies and entrepreneurs, i.e. registration of information and documents provided for in the Law on Business Companies, shall be carried out in accordance with the law governing registration of economic operators.

An instrument of incorporation shall be a constitutive act of a company made in the form of decision on incorporation if a company is formed by one person or in the form of memorandum of association if a company is formed by more than one person.

In addition to the instrument of incorporation, joint-stock companies shall also have Articles of Association, which shall govern the management of the company and other issues in accordance with this Law, unless provided otherwise by a special law.

It is enough to submit certificate on registration of a company issued by Serbian business registers agency together with signed statement of integrity.

Question 2:

In Section VIII. Special Conditions of Contract, point GCC 12.1, page 83 it is requested:

“Details of Shipping and other Documents to be furnished by the Supplier are:

Upon shipping the goods, the Supplier shall inform the Purchaser about all the details of the shipment. The Supplier shall submit the following documents to the Purchaser by e-mail or regular mail:

- a) A copy of the invoice with data on the type, quantity and value;
- b) Certificate of origin;
- c) The estimated time of entry of the goods into the Purchaser’s country and its delivery to the final destination, as well as the place of entry of the goods.

The Purchaser should receive the abovementioned documents before the arrival of the goods and if they are not received, the Supplier is responsible for all consequential costs including customs duties. ”

In Section V. Eligible Countries, page 53, it is stated:

“Eligibility for the Provision of Goods, Works and Services in Bank-Financed Procurement In accordance with EIB Guide to Procurement – “firms originating from all countries of the world are eligible to tender for works, goods and services contracts”.”

Since all countries are eligible, please clarify if it is necessary to provide Certificate of origin?

Otherwise, It is common to provide Certificate of origin only for equipment like Impedance analyzer, Spectrum analyzer, Signal generator and similar. Suppliers do not usually provide Certificate of origin for accessories and small equipment like probes, power dividers, tweezers and similar. Please confirm that it is acceptable to provide Certificate of origin only for main equipment.

Answer 2:

No, it is not necessary to provide Certificate of origin.

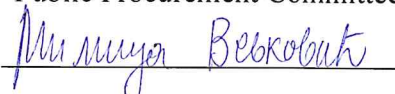
Question 3:

For the Bid Security (Bank Guarantee), is it possible to replace it by direct deposit of 5000 EUR on account of Purchaser instead of providing the paper from the bank?

Answer 3:

No, it is not possible. Bid Security is a requirement prescribed by the Bid documentation.

Public Procurement Committee



Milica Veljković