

**SCIENCE AND TECHNOLOGY PARK IN NIŠ (STP NIŠ) – NEW BUILDING
CONSTRUCTION WORKS EXECUTION
(PROCUREMENT NO. IOP/13-2018/RD)**

Clarification no. 9

Issued on June 8, 2018

Regarding the list of question that the Purchaser, Public Investment Management Office Belgrade, No. 11 Nemanjina street, have received from the potential bidders, concerning the procurement procedure: Science and Technology Park in Nis (STP Nis), New building construction works execution no. IOP/13-2018/RD, we give you the following answers:

Question 1:

If an offer is submitted by a group of bidders with a subcontractor, is it acceptable that the financial security means (bank guarantee) be issued by the sub-contracting bank?

In the tender dossier no one specifies that the financial security means (banking guarantees) must be submitted by an authorized member of the group, and that they are not acceptable by the subcontractor. In each case, the contracting party is secured, because it has a guarantee, and it is of less importance who of the participants issued it: an authorized member of the group, one of the members or subcontractor, or whose commercial bank.

Answer 1:

If an offer is submitted by a group of bidders with a subcontractor, it is acceptable that the financial security means (bank guarantee) be issued by the sub-contracting bank, providing that the bank guarantee in question meets all the requirements regarding the Tender Security, prescribed in the Tender Documents as well as in the Section 3.3. of the Tender Documents, Tender Security (Sample form).

Question 2:

On the page number 32/90 it is quoted the following:

4. Financial Position.

4.1 The Tenderer's bank account can never have been frozen nor blocked for any reason over a period of previous 36 (thirty-six) months prior to the publishing the tender notice

4.2 The Tenderer should have SCORING assigned with a rating of minimum BB for a period of years 2012-2016

4.3 The Tenderer has not carried out economic activity with the net loss over a period of the last 3 (three) accounting years (2015, 2016 and 2017), not even in one of these years

4.4 The Tenderer has to prove that it is not undergoing liquidation or bankruptcy procedure, or preliminary liquidation procedure

Tenderer must provide evidence in accordance with the law of the country in which they are established, that they fulfil the abovementioned requirements. Date of evidence submitted papers must not be older than 60 days before the deadline for submission of tenders.

Does the evidence of the fulfilment of conditions no older than 60 days from the day of tender opening refer only to items 4.1. and 4.4.?

BON JN and SCORING, which are issued and are no older than 60 days on the day of tender opening, are nothing more different if they are issued in May or at the end of April 2018 since the data are permanently unchanged. With this requirement, the Contracting Party does not receive any security or other information, except that the bidders have unnecessary obligations and costs. The once awarded Scoring for 2012-2016 with the BB + rating is unchanged. In addition, positive operating in each year from 2015 to 2017 is unchanged. Nothing can be changed by submitting a BON JN issued in May 2018.

In accordance with the abovementioned, I request an affirmative answer to the asked question.

Answer 2:

Documentary evidence of the fulfillment of the requirements stipulated in Volume I of the Tender Documents, Section 2.3 Qualification Criteria, point 4. Financial Position (4.1-4.4) are the evidence in accordance with the law of the country in which they are established, that they fulfill the abovementioned requirements.

For **the Tenderers from the Employer's Country** the evidences are documents as specified below:

- Report on solvency (BON JN issued by the Serbian Business Registers Agency (SBRA) for a company established in the employer's country)
- Certificate on the number of days of account blockage (issued by the National Bank of Serbia, Division for Enforced Collection for a company established in the employer's country)
- SCORING with a rating of minimum BB for a period of years 2012-2016 (issued by the Serbian Business Registers Agency (SBRA) for a company established in the employer's country)
- Certificate that the Tenderer is not undergoing liquidation or bankruptcy procedure, or preliminary liquidation procedure, (issued by the Commercial Court of the Tenderer's seat for a company established in the employer's country)

Date of evidence submitted papers for the requests under point 4.1 and point 4.4 must not be older than 60 days before the deadline for submission of tenders.

Evidence submitted papers for the requests under point 4.2 and point 4.3 must undoubtedly confirm the fact that the Tenderer has SCORING assigned with a rating of minimum BB for a period of years 2012-2016 as well as the fact that the Tenderer has not carried out economic activity with the net loss over a period of the last 3 (three) accounting years (2015, 2016 and 2017), not even in one of these years, no matter of the date of its issuance.

Question 3:

Architectural and construction works, position 06-05, in the description part it is quoted that the unit of measure is m², and in the part of the Bill of Quantities the measure of unit is m¹. Please adjust the units of measure.

Answer 3:

The unit measure is m¹

Question 4:

External landscaping, position III-03, it is necessary to define the thickness and height of the supporting walls.

Answer 4:

Thickness of the wall is 40cm, total height is 480cm

Question 5:

External landscaping, position III-07, it is necessary to define the width and thickness of the drainage channel.

Answer 5:

Drainage channel is typical concrete channel with cross section of 50x20cm or 50x18cm and 30-50cm in length. This is typical product of the producers of prefabricated concrete products. Insisting on exact detail of this concrete element and its geometry could be considered as irregular since it would give advantage to certain producer. That is why there should be a 10% tolerance in the dimensions of the channels that are explained in clarification no.8

Question 6:

External landscaping, positions III-01, III-03 and III-04, in the description of the position it is stated that the reinforcement is included in the single price-without specifying the quantity-and in the continuation of the Bill of Quantities there is a position of reinforcement works. Should the positions III-01, III-03 and III-04 be included in the positions and in what quantity?

Answer 6:

Quantities are 4800kg for position III-01, 6450kg for position III-03 and 750kg for position III-04. These quantities should be included in position price

Question 7:

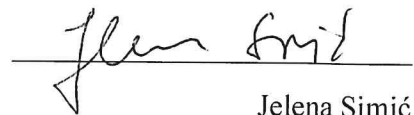
In the description of the positions of metal works there are different technical requirements and it is required that "the Contractor is obliged to submit the appropriate evidence issued by the domestic laboratory". Should the bidder furnish this evidence or not?

Answer 7:

The evidence of the domestic laboratory from supplier for metal works can be submitted during within tender bid, but it is not obligatory.

All necessary certificates should be furnished by selected contractor before the construction works.

Public Procurement Committee

A handwritten signature in black ink, appearing to read 'Jelena Simić', is written over a horizontal line.

Jelena Simić