**WORKS CONTRACT NOTICE**

**Construction of a pedestrian and bicycle path**

**Location** – Knjazevac, Serbia

1. **Reference**

BGRS0200069 – TD 01

1. **Procedure**

Simplified

1. **Programme title**

Interreg IPA CBC Bulgaria – Serbia Programme 2021 - 2027, CCI Number: 2021TC16IPCB007

1. **Financing**

The project is co-financed by the European Union, in accordance with the rules of Interreg IPA CBC Bulgaria – Serbia programme.

The project is co-financed by Municipality of Knjazevac

1. **Contracting authority**

Municipality of Knjazevac, Serbia

**CONTRACT SPECIFICATIONS**

1. **Nature of contract**

**Lump-sum**

1. **Description of the contract**

**The project is related to the execution of works on the construction of a pedestrian and bicycle path along the Svrljiski Timok River from the “Mladost” building to “Zlnska petlja”. The works on the arrangement of space include:**

* **Mechanical excavation of the earth and preparation of the ground for the continuation of the works,**
* **Procurement, transport and installation of crushed stone for the buffer layer**
* **Various concreting with MB 20 concrete and, if necessary, inside the formwork or out of it,**
* **Procurement, transport and installation of concrete curbs, dimensions: 24/18/80 (sloped) on MB20 concrete layer,**
* **Procurement, transportation and installation of asphalt. The path for bicycles is to be painted with red paint. The space also needs to be illuminated, which is given in the further text of the project.**
* **Procurement, transportation and installation of public lighting poles with complete wiring and LED lighting and connection to the existing low-voltage network,**
* **Geodetic surveys and leveling of surfaces, maintenance of surveys for the entire duration of works.**

1. **Provisional commencement date of the contract**

14. November 2025

1. **Period of implementation of tasks**

90 days from contract signature

**CONDITIONS OF PARTICIPATION**

1. **Legal basis, eligibility and rules of origin**

The legal basis of this procedure is Regulation (EU) No [1529] establishing the Instrument for Pre-accession Assistance (IPA III). See Annex a2a of the practical guide.

For this contract award procedure, participation is open to all natural persons who are nationals of and legal persons (participating either individually or in a grouping – consortium – of candidates/tenderers) which are effectively established in a  Member State of the European Union or in an eligible country or territory as defined under Article 11 of Regulation (EU) No 2021/1529  establishing the Instrument for Pre-accession Assistance (IPA III).

Participation is also open to international and regional organisations.

All supplies and materials under this contract may originate in any country.

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**Subcontracting**

**Subcontracting is allowed.**

Subcontractors, suppliers and entities upon whose capacity the tenderer relies for the selection criteria, must be eligible in respect of the rules on nationality and origin for the financing programme detailed in Section 10 above.

1. **Grounds for exclusion**

Natural persons, companies or undertakings falling into a situation set out in Section 2.6.10.1.1. (‘exclusion from participation in procurement procedures’) and Section 2.6.10.1.2. (‘rejection from a given procedure’) of the practical guide, are not entitled to participate in this tender procedure or be awarded a contract. Should they do so, their tender will be considered unsuitable or irregular respectively. Tenderers must provide declarations to the effect that they are not in any of the exclusion situations listed in Section 2.6.10.1. of the practical guide. The declarations must cover all the members of a joint venture/consortium. Tenderers guilty of making false declarations may also incur financial penalties up to 10% of the value of the contract and exclusion in accordance with the Financial Regulation in force.

Those exclusion situations apply to all members of a joint venture/consortium, all subcontractors and all suppliers to tenderers, as well as to all entities upon whose capacity the tenderer relies for the selection criteria.

Tenderers included in the lists of EU restrictive measures[[1]](#footnote-1) (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. Tenders for parts of the works will not be considered. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

**SELECTION AND AWARD CRITERIA**

1. **Selection criteria**

### In order to be eligible for the award of the contract, tenderers must provide evidence that they meet the selection criteria. If a tender is submitted by a consortium, unless specified, the selection criteria will be applied to the consortium as a whole.

The selection criteria for each tenderer are as follows:

***14.a Economic and financial capacity of candidate:***

**-** the average annual turnover of the tenderer in the past 3 years must be at least minimum the value of the tenderer’s offer;

• that the tenderer, in the last 12 months preceding the month in which the Call for Proposals was published, was not illiquid

The Contracting Authority reserves the right to ask for Proof :

* the tenderer has to present “Izveštaj o bonitetu” for public procurements (Form БОН-ЈН) issued by the Serbian Business Registers Agency, which has to comprise the following:

o status of the tenderer

o concise balance sheets and profit&loss account for the last 3 years (2022, 2023 and 2024).

o If the prudential Report does not contain information on the days of liquidity in the last six months preceding the month in which the Call for Proposals was published, the Tenderer shall submit the Certificate of the National Bank of Serbia that the tenderer in the last six months preceding the month in which the Call for Proposals was published on the Public Procurement Portal, it was not illiquid.

***14.b Technical and professional capacity of candidate:***

**-** it must have completed at least 3 projects of the same nature OR amount OR complexity as the works **concerned** by the tender ( ***where asphalt paving works (excluding pothole patching) are worth at least 20,000,000.00 RSD***) and implemented during the following period: max 2 years counting from 1.November 2025. The Contracting Authority reserves the right to ask for copies of certificates of final acceptance (“Zapisnik o tehničkom prijemu”) or final invoices (“Okončana situacija”) signed by the supervisors OR contracting authority of the projects concerned.

to have enough personnel capacity as follows :

To have 2 **responsible contractors**:

* responsible contractor in the field of civil engineering holding license 410 or 412, or an equivalent license, and
* a responsible contractor in the field of electrical engineering holding license 450 or 453, or an equivalent license

Proof: a copy of the Ministry's decision or license with certificate on validity, and evidence of working status

Qualifications and licence relevant to works of a similar nature to this project, according and/or comparable to Law on Planning and Construction of Republic of Serbia (“Official gazette” of Republic of Serbia no. 72/09, 81/09, 64/10 and 24/11, 121/12, 42/13, 50/13 and 98/13, 132/2014, 145/2014, 83/2018, 31/2019 i 37/2019, *9/2020, 52/2021 i 62/2023)*

Capacity-providing entities:

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links which it has with them. If the tenderer relies on other entities, it must in that case prove to the contracting authority that it will have at its disposal the resources necessary for the performance of the contract by producing a commitment by those entities to place resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality as the economic operator relying on them and must fulfil with the selection criteria for which the economic operator relies on them. **Furthermore, the data for this third entity for the relevant selection criterion should not be included in the tender form but in a separate document**. Proof of capacity must be provided at the request of the contracting authority.

With regard to technical and professional criteria, a tenderer may only rely on the capacities of other entities where the latter will perform the works for which these capacities are required.

With regard to economic and financial criteria, the entities upon whose capacity the tenderer relies, become jointly and severally liable for the performance of the contract.

Financial data to be provided by the tenderer in relation to the selection criteria must be expressed in RSD . If applicable, where a candidate refers to amounts originally expressed in a different currency, the conversion to RSD shall be made in accordance with the InforEuro exchange rate of September 2025 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 sole award criterion will be the price: the most economically advantageous tender is the technically compliant tender with the lowest price.

**TENDERING**

1. **Ethics clauses**

**The tenderers are subject to the ethics clauses, detailed in Section 2.5.6. of the practical guide.**

1. **Appeals**

Tenderers believing that they have been harmed by an error or irregularity during the award process may file a complaint. See further Section 2.12. of the practical guide.

1. **Early detection and exclusion system**

The tenderers and, if they are legal entities, persons who have powers of representation, decision-making or control over them, are informed that, should they be in one of the situations of early detection or exclusion, their personal details (name, given name if natural person, address, legal form and name and given name of the persons with powers of representation, decision-making or control, if legal person) may be registered in the early detection and exclusion system (EDES) and communicated to the persons and entities concerned in relation to the award or the execution of a procurement contract.

1. Please note that the EU Official Journal contains the official list of entities subject to restrictive measures and, in case of conflict, it prevails over the list of the [*EU Sanctions Map*](https://www.sanctionsmap.eu/#/main). [↑](#footnote-ref-1)