

This notice in TED website: <http://ted.europa.eu/udl?uri=TED:NOTICE:328058-2012:TEXT:EN:HTML>

**HR-Zagreb: IPA — development of EU Structural Funds project pipeline for protecting Croatia's water resources through improved water supplies and integrated waste water management systems in Istria and continental Croatia  
2012/S 200-328058**

**Location: Europe (non-EU) — Croatia**

**Service procurement notice**

Common procurement vocabulary (CPV):

Main object:

71313000 Environmental engineering consultancy services

Additional object(s):

71241000 Feasibility study, advisory service, analysis

71242000 Project and design preparation, estimation of costs

71313400 Environmental impact assessment for construction

71311000 Civil engineering consultancy services

1. **Publication reference:**

EuropeAid/133215/D/SER/HR.

Internet address(es):

General address of the contracting authority: <http://www.voda.hr/hv-ipa-en>

2. **Procedure:**

Restricted.

3. **Programme:**

IPA.

4. **Financing:**

Financing agreement.

5. **Contracting authority:**

Hrvatske vode, Ulica grada Vukovara 220, 10000Zagreb, CROATIA.

6. **Nature of contract:**

Global price.

7. **Contract description:**

The contract consists of preparation of the following documents including but not limited to:

1. investment plan for the long-term and short-term time horizon within the boundaries of the agglomeration with proposed technical solutions including asset inventory and gap analysis for compliance with EU 'acquis' and national legislation;
2. feasibility study with option analysis, affordability analysis and cost-benefit analysis;
3. conceptual design, with cost estimations, of the whole system (water supply, sewerage and waste water treatment);
4. preliminary design of the WWTP on the basis of the chosen technical solution;
5. environmental impact assessment study of the whole system (water, sewage and waste water treatment);

6. preparation of project applications for co-financing through EU funds on the basis of requested EU application form with all necessary annexes;

7. tender documentation for supervision of all works (foreseen by project application) as service contract and tender documentation for the construction of WWTP (according to FIDIC conditions of contracts for 'Yellow Book').

The documentation will be prepared for each agglomeration listed within each lot.

8. **Numbers and titles of lots:**

The contract is divided into lots:

Yes, number of lots: 2.

Lot 1: development of EU Structural Funds project pipeline for protecting Croatia's water resources through improved water supplies and integrated waste water management systems in Istria — for agglomerations: Savudrija, Umag, Novigrad Istarski and Pula–Sjever (maximum budget: 1 820 000 EUR).

Lot 2: development of EU Structural Funds project pipeline for protecting Croatia's water resources through improved water supplies and integrated waste water management systems in continental Croatia — for agglomerations: Donja Dubrava, Mursko Središće, Ivanić Grad, Jastrebarsko, Ivanec and Novska (maximum budget: 2 620 000 EUR).

9. **Budget:**

Maximum budget: 4 440 000 EUR.

10. **Scope for additional services:**

The contracting authority may, at its own discretion, extend the project in duration and/or scope, subject to the availability of funding, up to a maximum not exceeding the length and value of the initial contract. Any extension of the contract would be subject to satisfactory performance by the contractor.

**Conditions of participation**

11. **Eligibility:**

Participation is open to all legal persons (participating either individually or in a grouping (consortium) of candidates) which are established in a Member State of the European Union or in a country or territory of the regions covered and/or authorised by the specific instruments applicable to the programme under which the contract is financed (see also item 29 below). Participation is also open to international organisations. The participation of natural persons is governed by the specific instruments applicable to the programme under which the contract is financed.

12. **Candidature:**

All eligible natural and legal persons (as per item 11 above) or groupings of such persons (consortia) may apply.

A consortium may be a permanent, legally-established grouping or a grouping which has been constituted informally for a specific tender procedure. All members of a consortium (i.e., the leader and all other members) are jointly and severally liable to the contracting authority.

The participation of an ineligible natural or legal person (as per item 11) will result in the automatic exclusion of that person. In particular, if that ineligible person belongs to a consortium, the whole consortium will be excluded.

13. **Number of applications:**

No more than 1 application can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or member of a consortium submitting an application). In the event that a natural or legal person submits more than 1 application, all applications in which that person has participated will be excluded.

The candidates may submit an application for 1 lot only, several lots or all of the lots, but only 1 application per lot. Contracts will be awarded lot by lot and each lot will form a separate contract.

14. **Shortlist alliances prohibited:**

Any tenders received from tenderers having a different composition than the ones on the application forms will be excluded from this restricted tender procedure, unless prior approval from the contracting authority has been obtained — see PRAG 2.4.3. Shortlisted candidates may not form alliances or subcontract to each other for the contract in question.

15. **Grounds for exclusion:**

As part of the application form, candidates must submit a signed declaration, included in the standard application form, to the effect that they are not in any of the exclusion situations listed in Section 2.3.3 of the 'Practical Guide to contract procedures for EU external actions'.

16. **Subcontracting:**

Subcontracting is allowed.

Maximum percentage of the contract value which may be subcontracted: 40 %.

Activities which may be subcontracted: activities necessary to support the preparation of project outputs (e.g. geotechnical surveys, geodetic surveys, designing, preparation of EIA study).

17. **Number of candidates to be shortlisted:**

On the basis of the applications received, at least 4 and at most 8 candidates will be invited to submit detailed tenders for this contract. If the number of eligible candidates meeting the selection criteria is less than the minimum of 4, the contracting authority may invite the candidates who satisfy the criteria to submit a tender.

**Provisional timetable**

18. **Provisional date of invitation to tender:**

27.12.2012.

19. **Provisional commencement date of the contract:**

1.6.2013.

20. **Initial period of implementation of tasks:**

Duration in months: 21.

**Selection and award criteria**

21. **Selection criteria:**

Same criteria for legal and natural person.

The following selection criteria will be applied to candidates. In the case of applications submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

1) Economic and financial capacity of candidate:

In the case of the applicant being a public body equivalent information should be provided:

1. the average annual turnover of the candidate for the years 2009, 2010 and 2011 must exceed 1 000 000 EUR for lot 1 and 1 400 000 EUR for lot 2. The candidate tendering for both lots should satisfy the sum of both aforementioned values i.e. 2 400 000 EUR;

2. cash and cash equivalents of the candidate at the beginning and at the end of the years 2009, 2010 and 2011 were positive.

2) Professional capacity of candidate:

1. at least 10 permanent staff currently work for the applicant in fields related to this contract for lot 1 and at least 15 permanent staff currently work for the applicant in fields related to this contract for lot 2. The candidate tendering for both lots should satisfy the cumulative value of 25 permanent staff.

3) Technical capacity of candidate:

1. the candidate has completed at least 2 feasibility studies with CBA and project applications for EU funds (ISPA or IPA or Structural Funds or Cohesion Fund) in the field of waste water or waste water and drinking water within the last 3 years before the deadline for receipt of applications, indicated in Article 23 of this procurement notice. This criterion is not cumulative when sending an application for more than 1 lot;
2. the candidate has completed at least the following 2 designs of waste water investment projects within the last 3 years before the deadline for receipt of applications, indicated in Article 23 of this procurement notice:
  - (1) design of sewerage system, with a design budget of minimum 150 000 EUR (proportion carried out by the candidate); and
  - (2) design of WWTP with secondary treatment for at least 15 000 PE. This criterion is not cumulative when sending an application for more than 1 lot;(NB: the 2 subcriteria can be covered under 1 reference);
3. the candidate has completed at least 2 tender dossiers for works in accordance with FIDIC 'Yellow Book' contract conditions within the last 3 years before the deadline for receipt of applications, indicated in Article 23 of this procurement notice. This criterion is not cumulative when sending an application for more than 1 lot. 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. Some examples of when it may not be considered appropriate by the contracting authority are when the tenderers rely in majority on the capacities of other entities or when they rely on key criteria. If the candidate 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 performance of the contract, for example by producing an undertaking on the part of those entities to place those 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. Furthermore, the data for this third entity for the relevant selection criterion should be included in the tender in a separate document. Proof of the capacity will also have to be furnished when requested by the contracting authority. If more than 8 eligible candidates meet the above selection criteria, the relative strengths and weaknesses of the applications of these candidates must be re-examined to identify the 8 best applications for the tender procedure. The only factors which will be taken into consideration during this re-examination are:
  1. the total number of the references fulfilling technical capacity criterion 21.3(1), in case of equality;
  2. the total number of the references fulfilling technical capacity criterion 21.3(2), in case more than 1 candidate will be ranked on position 8 after the first re-examination;
  3. the total value of the references fulfilling technical capacity criterion 21.3(2), in case more than 1 candidate will be ranked on position 8 after the second re-examination.

22. **Award criteria:**  
Best value for money.

#### **Application**

23. **Deadline for receipt of applications:**  
19.11.2012 (12:00), local time.  
Any application received after this deadline will not be considered.
24. **Application format and details to be provided:**  
Applications must be submitted using the standard application form, the format and instructions of which must be strictly observed. The application form is available at the following Internet address: [http://ec.europa.eu/europeaid/work/procedures/implementation/services/index\\_en.htm](http://ec.europa.eu/europeaid/work/procedures/implementation/services/index_en.htm)  
Any additional documentation (brochure, letter, etc.) sent with an application will not be taken into consideration.
25. **How applications may be submitted:**

Applications must be submitted exclusively to the contracting authority in the following language: English  
— either by recorded delivery (official postal service) to:  
Hrvatske vode, Ulica grada Vukovara 220, 10000 Zagreb, CROATIA,  
— or hand delivered (including courier services) directly to the contracting authority in return for a signed and dated receipt to:

For the attention of: Robert Kartelo. Tel. +385 16307333.

Opening hours: 8:00–16:00.

As in abovementioned address.

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

Applications submitted by any other means will not be considered.

26. **Alteration or withdrawal of applications:**

Candidates may alter or withdraw their applications by written notification prior to the deadline for submission of applications. No applications may be altered after this deadline.

Any such notification of alteration or withdrawal shall be prepared and submitted in accordance with item 25.

The outer envelope (and the relevant inner envelope if used) must be marked 'Alteration' or 'Withdrawal' as appropriate.

27. **Operational language:**

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

28. **Date of publication of contract forecast notice:**

3.7.2012.

Notice number in OJ: [2012/S 125-205707](#).

29. **Legal basis:**

EC Council Regulation No 1085/2006 of 17.7.2006 establishing an Instrument for Pre-Accession Assistance (IPA).

30. **Additional information:**

1 signed application form must be supplied for each lot if tendering for more than 1 lot.

31. **Date of dispatch of this notice:**

5.10.2012.