



GOUVERNEMENT OF MONTENEGRO

STANDARD FORM

Ministry of spatial planning
and environment
Number:13-4000/4
Podgorica, 30.09.2010.

Pursuant to Art. 35. Law on Public Procurement

PUBLIC ANNOUNCEMENT

Pursuant to Article 35 Law on Public Procurement (Official Gazette No. 46/06), Ministry of spatial planning and environment published:

INVITATION

35/10

Open public procurement procedure for the selection of the best bid for the preparation of a assessing the requirement for revising the Strategic Master Plan for Waste Management of Montenegro and recommendations for organizing the activities of waste management until the year 2030.

1. Details of the client:

Client: Ministry of Spatial Planning and Environment	Contact Persons Igor Jovanović Ana Jovanović
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City: Podgorica	Identification Number: 02760517
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2. Subject of public procurement of goods:

Preparation of a Study assessing the requirement for revising the Strategic Master Plan for Waste Management of Montenegro and recommendations for organizing the activities of waste management until the year 2030.

3. Estimated value of the public procurement (including VAT) amounts to €110,000.00

4. Requirements and eligibility of bidders

Legal entities that have the experience and qualifications in accordance with the public Invitation to Tender and tender documents have the right to participate in an open public procurement procedure.

Each bidder in the bidding procedure must prove:

1. That it was neither sentenced for the crimes listed in Article 46 of the Law on Public Procurement, nor was any ban measure imposed on the performance of the activities which are the subject of public procurement;
2. That it possess both business and professional capacity;
3. That it settles its obligations that become due, referring to taxes and contributions;
4. Economic and financial capacity.

Evidence of compliance with mandatory requirements of the preceding paragraph hereof shall be submitted in the structure and form stipulated by Article 51 of the Law on Public Procurement:

1. Certificate confirming that the legal person is not registered in the criminal records of the Central Register of the Commercial Court (CRCC), pursuant to Article 42 of the Law on Liability of Legal Persons for Criminal Acts, issued by the Commercial Court
2. Excerpt from the court, professional or trade register of the state in which the bidder has a seat, or a valid permit or license issued by the competent authority for the professional performance of activities,
 - Certificate of registration of the bidder-legal entity, issued by the Commercial Court;
 - Evidence that the legal person is not bankrupt or in liquidation– certificate issued by the Commercial Court confirming that there are no current bankruptcy or liquidation proceedings against the tenderer (legal entity), i.e. certificate of the competent authority of the state of origin;
 - Evidence that no payments to the bidder have been suspended - the corresponding bank statements, certificate or statement of financial eligibility of the bank where the legal person is the client.
3. Evidence issued by the administrative body responsible for tax issues and the organization of pension and health insurance confirming that all obligations referring to taxes and contributions were settled (combined evidence on the settlement of obligations issued by the Tax Administration or individual evidence as follows: document of Tax Administration, Health Insurance Fund, Pension and Disability Insurance Fund);
4. Statement of accounting and financial situation - income statement and balance sheet, and the report of an authorized auditor, in cases where it is required by the Law governing the issues of accounting and auditing, for the last three years, or if the company was registered in the later period, since the day of the registration.

5. List of main services provided in the previous two to three years, including total amounts.
6. Statement of technical facilities, qualification and measures available to the bidder for carrying out the specific services and quality assurance.

If the state in which the bidder has a seat does not issue such evidence, this evidence can be replaced by a declaration of the bidder, under criminal and financial liability, or if the country where the registered office of the bidder is located has no legal provisions relating to declarations under criminal and financial liability, a declaration of the bidder given before a competent judicial or administrative authority or notary.

Evidence can be enclosed either in original or a certified copy and cannot be older than six months prior to the announcement of the invitation to tender.

If the bidder fails to provide a proof of eligibility provided by the Invitation to Tender and tender documents, his bid will be rejected as incomplete.

5. Criteria for the selection of the best bid:

1) the best tender economically
with the following sub-criteria, in descending order:

- 1) number of points
- 2) number of points

6. Possibility for the submission of alternative bids:

No possibility for the submission of alternative bids shall be permitted

7. Submission of a Joint Tender (Consortium)

The tender may be submitted by a group of bidders, whose liability regarding all obligations from the public Invitation to Tender and possibly execution of the contract shall be joint and several.

In the case of submitting a joint bid, the bidders are required to submit a Consortium Agreement (which is legally binding for all members of the consortium), which expressly provides:

- That the liability of all members of the consortium for the performance of the Contract will be joint and several, in accordance with the terms of the Contract;
- That a member of the consortium will be appointed and empowered, on behalf of each and all members of the consortium together, to assume the obligations and receive the instructions;
- That the implementation of the entire Contract, including payments, will be made only through a single authorized member of the consortium.

Bidders are required to provide in the bid the names and relevant professional qualifications of the persons who will be responsible for the execution of the contract

Bidders whose bid is submitted within a consortium are required to furnish proof of compliance with the conditions stipulated in the Public Invitation and tender documents (Annex II) for each bidder.

8. The possibility of participation of sub-contractors is provided

The Bidder can engage a subcontractor.

If the value of the subcontract exceeds 10% of the value of the contract, the bidder is required to provide proof of eligibility prescribed by the public invitation and tender documents for the subcontractors (Annex II).

The rights and obligations of suppliers and subcontractors are defined by the conclusion of a contract between them, which is provided with the bid.

The Bidder shall be held fully liable by the Client for the execution of the contract regardless of the number of subcontractors.

9. TIME AND PLACE FOR REVIEWING THE TENDER DOCUMENTS (PURCHASE AND COLLECTION OF THE TENDER DOCUMENTS)

Tender documentation can be collected by interested bidders at the Ministry of Spatial Planning and Environment - Podgorica, Rimski trg 46, from the contact person, every day, starting from **30 September 2010**, during the period from 10 a.m. to 12 noon, local time, or the same will, at their request, be delivered to them by e-mail.

In order to obtain the tender documents it is necessary to make a payment of € 50.00 to the Client's bank account number 832-7071-33 (fee for the purchase of tender documents of the Ministry of Spatial Planning and Environment, reference number 02760517, noting "the tender documents per Call no. 35/10)."

The bidders who purchase the tender documents will have the right to participate.

10. Place, date and time for the submission of bids:

Archives of the Ministry of Spatial Planning and Environment, Street Rimski trg br. 46, directly or by regular mail, every working day until **28 October 2010 at 12 noon**.

The bids submitted after the foregoing period, as well as those that are not sealed, will not be considered.

11. Place, date and time of the opening of bids:

A public opening of bids will take place on **28 October 2010 at 12:30 p.m.** at the premises of the Ministry of Spatial Planning and Environment, Street Rimski trg 46, Podgorica.

12. Deadline for the Client to make a decision on the selection of the best bid:

- 30 (thirty) day from the day of the opening of bids