

## CLARIFICATION No 1. TO TENDER DOSSIER

**Contract Title :** Rehabilitation Works on railway Section Kos – Trebesica, Montenegro

**Publication Reference:** EuropeAid/139290/IH/WKS/ME

### QUESTIONS & ANSWERS

**Question 1:** In Contract Notice Clause 16.2.1. as “Technical and professional capacity of candidate” the tenderer is requested to present at least one (1) reference project of similar nature for construction or rehabilitation of a public railway line/section. In case of joint venture/consortium participation can this criteria be satisfy as a whole by the joint venture/consortium. In other words, is it acceptable to satisfy this requirement only by the leader or partner of joint venture/consortium?

**Answer 1:** In case of consortium/joint venture, members of consortium/joint venture accumulate their experience records. That means that any member can contribute on its own, or jointly to satisfy the criteria.

**Question 2:** I am the owner of my private company with %100 share. I have a personal work experience certificate on behalf of myself as a project manager at the project of a similar complexity and nature comparable to the works subject to this tender. This certificated which is named “Work Management Certificate” was received from Employer who is a government agency during the similar size of contract which is executed under my management.

Could you please clarify if this certificate can be presented as a work experience of my company. Please confirm if it is acceptable as a satisfactory document for criteria requested in Contract Notice Clause 16.2. or not.

**Answer 2:** As defined in Clause 16.2 of Contract Notice, the selection criteria are applicable to candidates. The Candidates can be all legal persons (participating either individually or in grouping-consortium-of tenderers).

In the interest of the equal treatment of tenderers, the Contracting authority cannot give a conclusive prior opinion on candidate’s qualification against preliminary information provided in the request for clarification.

**Question 3:** As specified in Terms of Participation – 8 Eligibility and rules of origin: “Participation is open to all legal persons (participating either individually or in a grouping – consortium –of tenderers) which are established in a member state of the European Union or in a country or territory of the regions covered and/or authorized by the specific instruments applicable to the programme under which the contract is financed. All goods supplied under this contract must originate in one or more of these countries. Participation is also open to international organizations. Participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.”

Our question is: the countries outside EU are not specifically mentioned, so we would like ask you to clarify that whether a Chinese company can participate in this tender as an individual or member of JV/consortium?

**Answer 3:** Please refer to the Clause 23 of the Contract Notice. The rules on nationality and origin are also listed in **Annex A2a** of Practical Guide for Eligibility programmes 2014-2020 - PART I: 2014-2020 instruments for external action under the IPA II. The document is available on the following link:

<http://ec.europa.eu/europeaid/prag/document.do?isAnnexes=true>.

In accordance with this document, legal persons who are established in China are not eligible to participate in this procurement procedure. Please note, that the eligibility rules apply both to candidates (legal persons either individually or in grouping –consortium- of the tenderers) and to subcontractors.

**Question 4:** Which type of new elastic clip need to be offered?

**Answer 4:** Please refer Volume 3 - Technical Specifications (document d4u\_tecspec\_en\_171204), paragraph C.1.4 - Supply of fastenings for wooden sleepers with elastic clip.

**Question 5:** Which crushing resistance index by the Los Angeles method should be a crushed stone?

**Answer 5:** Resistance to crushing and wearing, according to method LOS ANGELES for II category of crushed stone (carbonate, sedimentary and metamorphic), is max 30 (in accordance with the Rulebook on the maintenance of the superstructure in railway line). Please also refer Volume 3, Technical specifications, paragraph C.1.8 - Procurement, transport and placing of crushed stone.

**Question 6:** Can you specify by type existing posts and signs, which are supposed to be dismantling?

**Answer 6:** Inter alia, the most common types of existing, equipment, posts and signs supposed to be dismantled are:

- Rails 49E1
- Sleepers
- Fish plates on the joints
- Screw
- Base plate for rail 49E1
- Base plate for rail joints
- Standing screw nut
- Double elastic rail pad
- Rail clip
- Lateral track movement caps
- Longitudinal track movement device
- Expansion joint device

- Gradient posts
- Hectometric and kilometer markings
- Curve mark
- Tunnel mark

**Question 7:** Can you specify by type new posts and signs, which are supposed to be installed?

**Answer 7:** Please refer to Volume 3, Technical specifications, paragraph C.4 - Track furniture.

**Question 8:** Are you able to deliver a draft of expansion device and specification of the required material?

**Answer 8:** Please refer to Volume 3 – Technical Specifications, paragraph C.1.12 - Supply of track expansion device together with wooden sleepers and elastic track fastening. All relevant drawings are integral part of design documentation.

**Question 9:** Are you able to deliver a draft of track laying on bridges?

**Answer 9:** Please refer to Volume 3 – Technical Specifications, paragraphs: C.3.3. Laying and assembling of delivered wooden sleepers with new fastenings to the delivered rails, C.3.4 Mechanical lining of track, C.3.7. Installation of guard rails, type 49E1 on bridges, and C.3.8 Installation of anti-creep devices. All relevant drawings are integral part of design documentation.

**Question 10:** When is expected start of the works?

**Answer 10:** In Accordance with Clause 1. of Instruction to Tenderers Signature of the contract is predicted on 15.08.2015. Start of the works is expected in September 2018.