**WORKS CONTRACT NOTICE**

**“Construction of Adrenaline Park With Associated Facilities (Temporary Structures)”**

**Kalin Kamen, Kriva Palanka, Republic of North Macedonia**

1. **Reference**

Adventure Park 01-02

1. **Procedure**

Simplified

1. **Programme title**

Interreg IPA VI-A Bulgaria-North Macedonia

1. **Financing**

Grant contract ref. no. RD02-29-254/07.03.2025

BL 6 : Works

1. **Contracting authority**

Municipality of Kriva Palanka, North Macedonia

**CONTRACT SPECIFICATIONS**

1. **Nature of contract**

**Lump-sum**

1. **Description of the contract**

The contract is to provide tender documentation and dossiers for works tender procedures (version 20 Jan 2025), according a pre-developed and approved Project Procurement Plan which was developed by the Contracting Authority and approved by the Joint Technical Secretariat team of the IPA Cross-Border Cooperation Programme between Bulgaria and North Macedonia. The tender dossier should provide smooth execution of the works activities according to the guidelines for implementation of the simplified procedures for Works contracts according to the Practical guide to contract procedures for EU external actions, grant contract external actions of the European Union, and approved Project procurement plan.

The selected economic operator (company) shall execute works according the rules and the approved technical documentation (Basic Project no. 04-53/2022) “Adrenaline Park With Associated Facilities (Temporary Structures)”. Details of the positions and quantities are described in the technical documentation (construction part, architecture, electricity and other installations and water and sewerage) and the tender dossier for works.

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

22.09.2025

1. **Period of implementation of tasks**

Maximum 12 months after signing of the contract, but not later than 01.10.2026

**CONDITIONS OF PARTICIPATION**

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

The legal basis of this procedure is Regulation (EU) No 2021/1529 establishing the Instrument for Pre-accession Assistance (IPA III). See Annex a2a1 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).

Interreg VI-A IPA Bulgaria - North Macedonia Programme, approved with Commission Implementing Decision C(2022) 8880 of 29.11.2022.

Interreg VI-A IPA Bulgaria - North Macedonia Programme 2021 – 2027 CCI 2021TC16IPCB006.

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1. **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-2) (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:

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1. For this project the tenderer should allocate Key personal (engineer) with the following criteria;
   1. Education: Bachelor's Degree level in Civil Engineering / Architect;
   2. Certificates: minimum Authorisation “B” for construction issued by the Chamber of certified Architects and certified Engineers of Republic of North Macedonia / or equivalent document issued by relevant institution for candidates outside the Republic of North Macedonia;
   3. Professional experience: experience in at least 2 projects as Technical Site Manager / Project Manager / Site engineer of works contracts.

The information should be presented in the Vol. 1, Section 4, Form 4.6.1.2 Staff to be employed on the contract.

The tenderer should provide proof for the education (diplomas), authorization according the national legislation i.e. Authorisation “B” for Technical Site Manager/Civil Construction Engineer/Architect issued by the Chamber of certified Architects and certified Engineers of Republic of North Macedonia / or equivalent document issued by relevant institution for candidates outside the Republic of North Macedonia. Contracting authority may request for contracts, references or other documents to proof the professional experience of the Key Staff.

1. The tenderers have to list the contracts i.e. experiences (Volume 1, Section 4, Form 4.6.4 Experience as Contractor) and have to provide at least 1 contract for works carried out in the last five years. Contract is considered completed if provisional/ final acceptance/ technical reception or equivalent certificate is issued by Contracting Authority/ Employer/ Client/ Supervisor clearly indicating the date of issuing of the aforementioned certificates. Completion means that the project the tenderer refers to has been completed at any time during the indicated period but it does not necessarily have to be started during that period, or implemented during the entire period.
2. The tenderer must have the necessary technical capacity, i.e. machines, equipment, to prove that he can fulfil the works (Vol. 1, Section 4, Form 4.6.2 Plants). If the tenderer hasn’t got the necessary equipment he has to declare that he owns, have contract for rent the equipment or owned by the sub-contractor. The minimum should include:
3. Tipper truck – at least 1 (minimum load 10 tons);
4. Truck – at least 1 (minimum load 12 tons);
5. Bulldozer – 1 (minimum weight 15 tons);
6. Excavator – 1 (minimum weight 10 tons);
7. Vibro roller - 1 (3 tons)
8. Vibro plate  compressor – 1;
9. Small tools for construction (small concrete mixers, wheel-barrows,  
   portable pneumatic hammer/drill, chainsaw, welding apparatus,  
   digital instrument for measuring of insulation and grounding etc.).
10. Certificate (or other type of document) for working at height.
11. a statement of the average annual manpower and the number of managerial staff of the economic operator for the last three years.

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

1. The average annual turnover of the tenderer in the past 3 years must be at least 300.000 EUR.
2. The tenderer must have access to an amount of credit on 100.000 EUR (or same amount in national currency, the conversion to EUR shall be made in accordance with the applicable InforEuro exchange rate, corresponding to the deadline for submitting the offer).

The requirement under 14.a.i must be proven by financial statements (balance sheets/ profit & loss statements/ cash flow statements) of the tenderer for the last 3 closed financial years (2022, 2023 & 2024).

The requirement under 14.a.ii must be proven by bank statement, issued in the name of the tenderer or any member of the consortium.

**14.b Technical and professional capacity of company.**

1. it must have completed at least 1 project of the same nature/amount/complexity as the works **concerned** by the tender and implemented during the following period: 5 years counting from the submission deadline.
2. Contract/s for construction of adventure/adrenalin parks and surfaces using elements and props of large size will be considered as advantage.
3. The Tenderers must be a duly registered firm or natural person in accordance with the Law on Construction of the Republic of North Macedonia - Official Gazette No. 130/09, 124/10, 18/11, 36/11, 54/11, 13/12, 144/12, 25/13, 79/13, 137/13, 163/13, 27/14, 28/14, 42/14, 115/14, 149/14, 187/14, 44/15, 129/15, 217/15, 226/15, 30/16, 31/16, 39/16, 71/16, 132/16, 35/18, 64/18, 168/18, 244/19, 18/20 and 279/20), approved to implement works of group II, or equivalent registration on the professional or trade register of the country in which he is established. If the selected contractor has equivalent registration on the professional or trade register of the country in which he is established, before signing the contract it must provide evidence that it is authorized for execution of works in Republic of North Macedonia in accordance with the Law on Construction.

The requirement under 14.b.ii must be proven by a copy of “Licence B” issued by the Ministry of transport or equivalent as per the legislation of the country of its headquarters’ registration.

If the candidate/tenderer is unable to provide the evidence requested for some exceptional reason which the contracting authority finds to be justified, it may prove its capacity by any other means which the contracting authority considers appropriate.

If the documentary evidence submitted is not written in one of the official languages of the European Union, a translation into the language of the procedure must be attached. Where the documents are in an official language of the European Union other than the one of the procedure, it is however strongly recommended to provide a translation into the language of the procedure, in order to facilitate the evaluation of the documents.

Offers from tenderers who do not meet the selection criteria of this section shall be rejected by the Evaluation Committee.

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 EUR.

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.**

Interreg VI-A IPA Bulgaria - North Macedonia Programme, approved with Commission Implementing Decision C(2022) 8880 of 29.11.2022.

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-2)