



**WORKS CONTRACT NOTICE FOR
INFRASTRUCTURAL WORKS IN THE SECTOR OF ROAD SAFETY IN THE UNION OF
MUNICIPALITIES OF MENIEH, NORTH OF TRIPOLI, LEBANON**

1. Reference

TF-MADAD/2018/T04.136

2. Procedure

Competitive negotiated

3. Programme title

Dealing with Displacement – resilient subnational government in communities in the region affected by the Syrian crisis

Madad EU Regional Trust Fund in Response to the Syrian crisis

4. Financing

TF-MADAD

5. Contracting Authority

For indirect management: Agència Catalana de Cooperació al Desenvolupament

Nationality: Spanish

CONTRACT SPECIFICATION

6. Nature of contract

Lump-sum

7. Description of the contract

The Agència Catalana de Cooperació al Desenvolupament, through a consortium led by the Dutch organization of municipalities VNG, is participating in the MASAR project, a project funded by the European Union focused in the areas affected by the Syrian crisis.

The consortium of the European partners agreed that ACCD would focus its intervention in Lebanon, more specifically in the coastal plain north of Tripoli.

One of the project proposals is the improvement of Road Safety in the Union of Municipalities of Menieh.

ACCD in partnership with the local governments of the UoM Menieh will implement a quick impact pilot project on the improvement of the Road Safety that focuses on the mandate of local governments as entry point. As such, the proposed intervention will concentrate in implementing the works for the improvement of the Road Safety in Menieh.

ACCD invites you to submit a quotation for Road Safety works for the UoM of Menieh, Lebanon. The overall objective of this project is the implementation of road safety designs and solutions as established in the feasibility already produced by a previous



consultant.

In this phase, ACCD and the Consultant will supervise works implementation in accordance to law, designs, safety standards and project timeline.

The Contractor's responsibilities are the below:

- To obtain the necessary/legal permits for implementation of the designs, licenses and approvals required for implementation at local, regional and national level if necessary.
- To implement the execution of works in all technical and administrative matters, including all requested approvals, verifications and shop drawings.
- To liaise with the key stakeholders (mayors, head of municipalities/ unions, municipal and Union staff) under the guidance of ACCD and the Consultant.

The contract will have two main phases:

- Phase – I: Implementation of the Construction Works

During the implementation period, the Contractor will assist the Consultant and ACCD in all aspects of supervision of the works, in accordance with the duties and responsibilities assigned to him. The Contractor shall perform all duties and tasks to ensure that the best construction practices are followed and that the final reception of the project is completed within the delivery period and is in all respect equal to or better than the minimum specified

The Contractor assumes all safety responsibility for the site and will furnish and maintain its own safety program for itself. This is in addition to making sure that all insurance policies with adequate coverage are acquired with the supplied insurance policies;

The Contractor is expected to comply with all applicable Environmental, Health & Safety (EHS) rules, regulations, policies, procedures and guidelines when performing work on site.

- Specifications:

For Specifications refer to VOLUME 3 SPECIFICATIONS issued under a separate document.

- Bill of Quantities

The Quantities set out in the Bill of Quantities are the estimated quantities for the Works, and they are not to be taken as the actual and correct quantities of the Works to be executed by the Contractor in fulfillment of his obligations under the Contract.

The Works shall be measured in accordance with the Method of Measurement included with the Specification and in accordance with the descriptions of items stated in the Specification.



For Bill of Quantities refer to VOLUME 4 BILL OF QUANTITIES issued under a separate document.

Reminder: The bill of quantities must be submitted in Euros.

➤ Drawings

For Drawings refer to VOLUME 5 Drawings issued under a separate document.

- Phase – II: Handover the Implemented works to the client “ACCD”

Once works are completed, the Contractor will be responsible for closing the project and issuing the final Handover certificate upon satisfactory completion of this period. All related final documents (As built drawings) should be delivered to ACCD.

8. Provisional commencement date of the contract

The contract will have a provisional commencement in April 2022.

9. Period of implementation of tasks

60 days

TERMS OF PARTICIPATION

10. Eligibility and rules of origin

Participation in this tender procedure is open only to the invited tenderers.

Participation is open to all natural persons who are nationals of and legal persons [participating either individually or in a grouping (consortium) of tenderers] which are effectively established in a Member State of the European Union or in a eligible country or territory as defined under the Regulation (EU) N°236/2014 establishing common rules and procedures for the implementation of the Union's instruments for external action (CIR) for the applicable Instrument under which the contract is financed (see also heading 17 below). Participation is also open to international organisations. All goods purchased under the Contract must originate from an eligible source country as defined above. However, the goods to be purchased may originate from any country, whenever the total price of the estimated quantity of those goods, as reflected in a separate item of the Breakdown of the Lump-sum Price (Volume 4.2.3) is below 100.000 €.



11. Subcontracting

Subcontracting is allowed. The upper limit authorised for subcontracting is 50% of the value of the tender.

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.

12. Grounds for exclusion

Natural persons, companies or undertakings falling into a situation set out in section 2.3.3.1 ('exclusion from participation in procurement procedures') and section 2.3.3.2 ('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 2.3.3 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 and exclusion in accordance with section 2.3.4 of the Practical Guide.

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.

13. 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

14. 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 EUR 300.000.

14.b Technical and professional capacity of candidate:



It must have completed at least 5 projects of the same nature/amount/complexity as the works **concerned** by the tender and implemented during the last 5 years counting from the submission deadline (5 years for economic sectors subject to rapid evolution).

Please add copies of certificates of final acceptance signed by the supervisors/contracting authority of the projects concerned.

15. Award criteria

The sole award criterion will be the price: the most economically advantageous tender is the technically compliant tender with the lowest price. Please refer to the Instructions to tender clauses 7 and 15 for detailed eligibility criteria.

TENDERING

16. Ethics clauses

The tenderers are subject to the Ethics clauses, detailed in Section 2.4.14 of the Practical Guide.

17. Legal basis¹

Regulation (EU) N°236/2014 of the European Parliament and of the Council of 11 March 2014 laying down common rules and procedures for the implementation of the Union's instruments for financing external action.

18. Appeals

Tenderers believing that they have been harmed by an error or irregularity during the award process may file a complaint. See further section 2.4.15 of the Practical Guide.

19. Data protection

If processing your reply to the invitation to tender involves the recording and processing of personal data (such as names, addresses and CVs), such data will be processed solely for the purposes of the performance management and monitoring of the tender and of the contract by the data controller without prejudice to possible transmission to the bodies charge with monitoring or inspection tasks in application of Union law. Details concerning processing of your personal data are available on the privacy statement at http://cooperaciocatalana.gencat.cat/ca/agencia_catalana_de_cooperacio_al_desenvolupament/proteccio-dades/

Name of activity treatment: management and processing of the contract files.

Data controller: Catalan Agency for Development Cooperation

Purpose: Management and processing of procurement files.

¹ Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).



Rights of interested parties: You can exercise your rights of access, rectification, deletion, opposition to treatment and request for limitation by submitting a letter to the Catalan Agency for Development Cooperation, Via Laietana 14, 08003 Barcelona or by the generic request available in gencat procedures. You must use the forms available on the website of the Catalan Agency for Development Cooperation.

Additional information: To expand this information and to know the details of the data processing for the purposes of management and processing of procurement files, you can access the website of the Catalan Agency for Development Cooperation.

20. 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.].

Carme Gual Via
Director
Agència Catalana de Cooperació al Desenvolupament