



Finance Contract:	SERBIAN INLAND WATERWAY INFRASTRUCTURE Finance Contract between the Republic of Serbia and European Investment Bank (Official Gazette of the Republic of Serbia - International Contracts No. 02/2019)
MCTI reference:	342-01-1045/2019-06
Type of document:	Clarification No 1 to Tender Dossier
Number of pages:	2
Number of attachments:	-
Date:	12.06.2020

Clarification No. 1 to TD

B. Draft Contract, ToR, chapter 8. Monitoring and evaluation, subchapter 8.2 Special requirements, page 22/23

QUESTIONS	ANSWERS
<p>Question No 1 Evidences that shall be submitted by the successful Tenderer, are:</p> <ul style="list-style-type: none">Valid Decision issued by the Ministry of Construction, Transport and Infrastructure of the Republic of Serbia, whereby compliance with the requirements for obtaining Licence P120G1, is determined;Valid Decision issued by the Ministry of Construction, Transport and Infrastructure of the Republic of Serbia, whereby compliance with the requirements for obtaining Licence P120G2, is determined;Valid Decision issued by the Ministry of Construction, Transport and Infrastructure of the Republic of Serbia, whereby compliance with the requirements for obtaining Licence P120G3, is determined;	<p>Answer No 1</p> <p>It is clearly specified in the Contract Notice - §21, Selection criteria: "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 unless specified otherwise. The selection criteria will not be applied to natural persons and single-member companies when they are sub-contractors."</p> <p>In addition, within the ToR, subchapter 8.2 - Special requirements it is prescribed: "In order to ensure non-discrimination in procurement, possession of required licenses is not mandatory at the time of tender submission and only the winning/successful Tenderer is requested to furnish valid licenses within twenty-eight (28) calendar days from receipt of the Decision on Contract Award, in accordance with these Tender Documents."</p>



<ul style="list-style-type: none">Valid decision issued by the Republic Geodetic Authority, for conducting the business activity that is subject of the procurement 404-02-00152/2019-2, as prescribed by the Rulebook on licence for operation of a geodetic organisation and on geodetic licence (“Official Gazette of the RS”, No. 33/10 and 2/15) and/or valid licence for operation of a geodetic organisation. <p>Is it possible for a consortium that does not poses the requested licenses stated above to engage a subcontractor that has such licenses in order to cover this request and will this be acceptable?</p>	
<p>Question No 2</p> <p><i>In the above you are referring to design licenses (P120 G1, P120G2, P120G3) but in Serbia to carry our supervision services individuals must poses either a design or construction license. Is it not logical that a construction license (I120 G1, I120G2, I120G3) would also be acceptable ?</i></p>	<p>Answer No 2</p> <p>According to the Law on Planning and Construction it is stipulated that site supervision may be carried out by a person who fulfils the conditions prescribed by the Law on Planning and Construction for a responsible designer or responsible construction engineer. The above-mentioned is clearly respected in the ToR regarding the personal licenses.</p> <p>The national legal framework does not regulate it for the licenses for the legal entities. Accordingly, the successful tenderer will have to comply with the requirements for licenses P120 G1, P120G2 and P120G3 as set in Section 8.2 of the ToR.</p> <p>In addition, within the ToR, subchapter 8.2 - Special requirements it is prescribed: “In order to ensure non-discrimination in procurement, possession of required licenses is not mandatory at the time of tender submission and only the winning/successful Tenderer is requested to furnish valid licenses within twenty-eight (28) calendar days from receipt of the Decision on Contract Award, in accordance with these Tender Documents.”</p>