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**Turkey-Ankara: IPA — Supply of equipment for border enforcement of intellectual property rights (IPR) for modernisation of Turkish customs administration VIII
2015/S 127-231315**

Supply contract notice

Location — Europe (non-EU) — Turkey

1. **Publication reference:**
EuropeAid/136585/IH/SUP/TR.
2. **Procedure:**
Open.
3. **Programme title:**
National programme for Turkey 2012, part 1A under the Instrument for Pre-Accession Assistance — transition assistance and institution building component.
4. **Financing:**
IPA budget item 22.02.01 of the general budget of the EU (85 %) and national contribution (15 %).
5. **Contracting authority:**
Central Finance and Contracts Unit (CFCU), Ankara, TURKEY.

Contract specifications

6. **Description of the contract:**
The subject of this contract is the supply, delivery, installation, putting into operation, inspection, testing, training and warranty services of tablet computers and 2-wheeled, self-balancing electric vehicles in order to increase the technical capacity of the Ministry of Customs and Trade in the fight against counterfeiting and piracy.
7. **Number and titles of lots:**
The contract is divided into 2 lots:
lot 1: tablet computers;
lot 2: 2-wheeled, self-balancing electric vehicles.

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 authorised by the specific instruments applicable to the programme under which the contract is financed (see item 22 below). All goods supplied under this contract must originate in one or more of these countries. Participation is also open to international organisations. Participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.
Derogation from the rule of origin is granted only for the following item:
item No; description; quantity:
2.1; 2-wheeled, self-balancing electric vehicles; 55.
9. **Grounds for exclusion:**

Tenderers must submit a signed declaration, included in the tender form for a supply contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the 'Practical Guide'.

10. **Number of tenders:**

Tenderers may submit only 1 tender per lot. Tenders for parts of a lot will not be considered. Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than 1 lot. Tenderers may not submit a tender for a variant solution in addition to their tender for the supplies required in the tender dossier.

11. **Tender guarantee:**

Tenderers must provide a tender guarantee for each lot with the amounts stated in the table below when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer(s) upon signature of the contract by all parties. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender.

Lot number; amount of tender guarantee for the lot (EUR):

lot 1; 39 000;

lot 2; 3 675.

If the tenderer is bidding for more than 1 lot, it has to provide either a total of the tender guarantee amount for the relative lots or separate tender guarantees for each lot.

12. **Performance guarantee:**

The successful tenderer will be asked to provide a performance guarantee of 10 % of the amount of the contract at the signing of the contract. This guarantee must be provided together with the return of the countersigned contract no later than 30 days after the tenderer receives the contract signed by the contracting authority. If the selected tenderer fails to provide such a guarantee within this period, the contract will be void and a new contract may be drawn up and sent to the tenderer which has submitted the next cheapest compliant tender.

13. **Information meeting and/or site visit:**

No information meeting is planned.

14. **Tender validity:**

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders.

15. **Period of implementation of tasks:**

The period of implementation of the tasks is 120 calendar days for all of the lots for the supply, delivery, installation, putting into operation, inspection, calibration, testing and training of the equipment from the commencement of the implementation period. Following the mentioned tasks, a 1-year warranty period will start from the issuance of the provisional acceptance. Apart from the warranty provided by the contractor, all the equipment must have at least 2 years of commercial warranty.

Selection and award criteria

16. **Selection criteria:**

The following selection criteria will be applied to tenderers. In the case of tenders submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

1) Economic and financial capacity of tenderer (based on i.a. item 3 of the tender form for a supply contract). In the case of the tenderer being a public body, equivalent information should be provided:

— the average annual turnover in the last 2 financial years of the tenderer must exceed the financial proposal for the tender for each individual lot for which he is bidding. In case the tenderer is awarded more than 1 lot, the average annual turnover must exceed the cumulative value of the financial proposals for those lots.

2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the tender form for a supply contract):

— at least 3 staff must currently work for the tenderer this year (2015) in fields related to this contract.

- 3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the tender form for a supply contract):
- for lot 1, the tenderer has successfully delivered supplies with a budget of at least 500 000 EUR in the supply of similar equipment to the lot being tendered during the following period: from 7.9.2012 to 7.9.2015 (the submission deadline of this tender) (the start and end/completion dates of the references should be specified as day/month/year),
 - for lot 2, the tenderer has successfully delivered supplies with a budget amount of at least 100 000 EUR in the supply of similar equipment to the lot being tendered during the following period: from 7.9.2012 to 7.9.2015 (the submission deadline of this tender) (the start and end/completion dates of the references should be specified as day/month/year).

This means that the contract the tenderer refers to could have been started or completed at any time during the indicated period but it does not necessarily have to be started and completed during that period, nor implemented during the entire period. Tenderers are allowed to refer either to projects completed within the reference period (although started earlier) or to projects not yet completed. In the first case, the project will be considered in its whole if proper evidence of performance is provided (statement or certificate from the entity which awarded the contract, final acceptance). In the case of projects still ongoing, only the portion satisfactorily completed during the reference period will be taken into consideration. This portion will have to be supported by documentary evidence (similarly to projects completed) also detailing its value.

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. Some examples of when it may not be considered appropriate by the contracting authority are when the tenderers rely in majority on the capacities of other entities or when they rely on key criteria. If the tenderer relies on other entities it must prove to the contracting authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part of those entities to place those 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. Furthermore, the data for this third entity for the relevant selection criterion should be included in the tender in a separate document. Proof of the capacity will also have to be furnished when requested by the contracting authority.

17. **Award criteria:**

Price.

Tendering

18. **How to obtain the tender dossier:**

The tender dossier is available from the following Internet addresses:

<https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>

<http://www.cfcu.gov.tr>

The tender dossier is also available from the contracting authority. Tenders must be submitted using the standard tender form for a supply contract included in the tender dossier, whose format and instructions must be strictly observed.

Tenderers with questions regarding this tender should send them in writing to:

Central Finance and Contracts Unit, attention: Ms Emine Döğler (Acting PAO-CFCU Director), Eskişehir Yolu 4. km 2180 Cad. (Halkbank Kampüsü), No: 63 C-Blok, 06510 Söğütözü, Ankara, TURKEY. Fax +90 3122867072.

E-mail: pao@cfcu.gov.tr

(mentioning the publication reference shown in item 1) at least 21 days before the deadline for submission of tenders given in item 19. The contracting authority must reply to all tenderers' questions at least 11 days before the deadline for submission of tenders. Eventual clarifications or minor changes to the tender dossier shall be published at the latest 11 days before the submission deadline on the EuropeAid website at <https://>

webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome and on the CFCU website at <http://www.cfcu.gov.tr>

19. **Deadline for submission of tenders:**

7.9.2015 (12:00), local time — Turkey.

Any tender received by the contracting authority after this deadline will not be considered.

20. **Tender opening session:**

7.9.2015 (14:30), local time — Turkey at the CFCU premises at the address:

Eskişehir Yolu 4. km, 2180 Cad. (Halkbank Kampüsü), No: 63 C-Blok, 06510 Söğütözü, Ankara, TURKEY.

21. **Language of the procedure:**

All written communication for this tender procedure and contract must be in English.

22. **Legal basis:**

Council Regulation (EC) No 1085/2006 of 17.7.2006 establishing an Instrument for Pre-Accession Assistance (IPA) (OJ L 210, 31.7.2006, p. 82).