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**Turkey-Ankara: IPA - Supply of Equipment for Capacity Building for Effective Nationality Determination
2018/S 073-161052**

Location - Turkey

SUPPLY CONTRACT NOTICE

1. **Publication reference**
EuropeAid/139166/IH/SUP/TR
2. **Procedure**
Open
3. **Programme title**
Annual action programme for Turkey for the year 2014 under the Instrument for Pre-Accession Assistance (IPA II).
4. **Financing**
IPA budget item 22.02 03 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 main objective of the contract is to eliminate the difficulties in deciding eligibility of refugee status of asylum seekers who arrive without documents and irregular migrants through establishing language analysis system in order to determine their nationality. The contract will include supply, delivery, installation, commissioning, training, testing, inspection and warranty services of the accent recognition software, video conferencing equipment, IT equipment.
7. **Number and titles of lots**
3 lots:
Lot 1: Xinjiang Uyghur/Uzbek Accent Recognition Software
Lot 2: Video Conference Equipment
Lot 3: Server and Laptop

TERMS OF PARTICIPATION

8. **Eligibility and rules of origin**
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 an eligible country or territory as defined under the Regulation (EU) No 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 22 below). Participation is also open to international organisations.
All supplies under this contract (except for Lot 3) must originate in one or more of these countries. The supplies under Lot 3 may originate from any country.
In addition, derogation from the rule of origin is granted for the following item under Lot 2:
Item No: 2.1

Description: Video Conference Bridge (MCU)

Please be aware that after the United Kingdom's withdrawal from the EU, the rules of access to EU procurement procedures of economic operators established in third countries and of goods originating from third countries will apply to candidates or tenderers from the United Kingdom, and to all candidates or tenderers proposing goods originating from the United Kingdom depending on the outcome of negotiations. In case such access is not provided by legal provisions in force at the time of the contract award, candidates or tenderers from the United Kingdom, and candidates or tenderers proposing goods originating from the United Kingdom could be rejected from the procurement procedure.

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 one 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 one 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 of:

For Lot 1: 10 000,00 EUR

For Lot 2: 25 000,00 EUR

For Lot 3: 600,00 EUR

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.

If the tenderer is bidding for more than 1 lot, it has to provide either a tender guarantee with a total amount of the relative lots he is bidding for 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. In exceptional circumstances, the Contracting Authority may, before the validity period expires, request that tenderers extend the validity of tenders for a specific period (see para 8.2 of the instructions to tenderers).

15. **Period of implementation of tasks**

The period of implementation of the tasks is 180 calendar days for all lots from the commencement date of the contract.

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 unless specified otherwise. The selection criteria will not be applied to natural persons and single-member companies when they are sub-contractors:

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 reference period which will be taken into account will be the last 3 years for which accounts have been closed:

- Lot 1: the average annual turnover of the tenderer must exceed 400 000,00 EUR,
- Lot 2: the average annual turnover of the tenderer must exceed 1 000 000,00 EUR,
- Lot 3: the average annual turnover of the tenderer must exceed 25 000 00 EUR.

2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the tender form for a supply contract). The reference period which will be taken into account will be the last 3 years from submission deadline:

- at least 5 staff must currently work for the tenderer.

3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the tender form for a supply contract): The reference period which will be taken into account will be the last 5 years from submission deadline.

Lot 1:

- the tenderer has delivered supplies under at least 1 contract with a budget of at least 250 000,00 EUR (proportion carried out by the candidate) in the fields related to the supply of accent recognition software which was implemented during the following period: 5 years from the submission deadline (the start and end/completion dates of the references should be specified as day/month/year).

Lot 2:

- the tenderer has delivered supplies under at least 1 contract with a budget of at least 650 000,00 EUR (proportion carried out by the candidate) in the field related to the supply of video conference equipment which was implemented during the following period: 5 years from the submission deadline (the start and end/completion dates of the references should be specified as day/month/year).

Lot 3:

- the tenderer has delivered supplies under at least 1 contract with a budget of at least 15 000,00 EUR (proportion carried out by the candidate) in the field related to the supply of server equipment which was implemented during the following period: 5 years from the submission deadline (the start and end/completion dates of the references should be specified as day/month/year).

In case a tenderer applies to multiple lots, the tenderer should meet;

- for economic and financial capacity criterion, the cumulative amount of the average annual turnover required for the relative lots,
- for professional capacity criterion, cumulative number of staff required for the relative lots.

If the tenderer does not meet the required selection criteria for all the lots he applied, his tender will only be taken into consideration for the lot(s) he is qualified for. In this case, the Contracting Authority will choose the most favorable overall solution taking into account the financial offers and the discounts granted. In this respect, the tenderers have no preferences on the lots

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 case of projects still on-going 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.

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. Some examples of when it may not be considered appropriate by the Contracting Authority are when the tenderer relies 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 a commitment 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.

With regard to technical and professional criteria, a tenderer may only rely on the capacities of other entities where the latter will perform the tasks 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.

17. **Award criteria**

Price

TENDERING

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

The tender dossier is available from the following Internet address: <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> The tender dossier is also available from the Contracting Authority (www.cfcu.gov.tr). 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 (CFCU), attention: Mr. M. Selim Uslu (PAO-CFCU Director), T.C.

Başbakanlık Hazine Müsteşarlığı Kampüsü E Blok İnönü Bulvarı No:36 06510 Emek / Ankara, Turkey. Fax + 90 312 286 70 72. 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/onlineservices/index.cfm?do=publi.welcome> and on the CFCU website at www.cfcu.gov.tr

19. **Deadline for submission of tenders**

18.6.2018 (12:00, noon), local time — Turkey

Any tender received by the Contracting Authority after this deadline will not be considered.

20. **Tender opening session**

18.6.2018 (2:30 p.m), local time — Turkey at the CFCU premises at the address:

T.C. Başbakanlık Hazine Müsteşarlığı Kampüsü E Blok İnönü Bulvarı No:36 06510 Emek / Ankara/Turkey

21. **Language of the procedure**

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

22. **Legal basis**

Regulation (EU) No 236/2014 of the European Parliament and of the Council of 11.3.2014 laying down common rules and procedures for the implementation of the Union's instruments for financing external action and Regulation (EU) No 231/2014 of the European Parliament and of the Council of 11.3.2014 establishing an

Instrument for Pre-Accession Assistance (IPA II), OJ L 77, 15.3.2014, p. 11. See Annex A2 of the Practical Guide.

23. **Additional information**
Not applicable.