
WORKS PROCUREMENT NOTICE

CONSTRUCTION OF KUŞADASI SOLID WASTE MANAGEMENT PROJECT

Location – KUŞADASI, TURKEY

1. Publication reference

EuropeAid/122784/D/WKS/TR-RELAUNCHED

2. Procedure

International Open

3. Programme

2005 National Pre-Accession Assistance Programme for Turkey

4. Financing

Item 22.02.04.01 of the general budget of the EC (68,1 %) + national co-financing (31,9%)

5. Contracting Authority

Central Finance and Contracts Unit

CONTRACT SPECIFICATIONS

6. Description of the contract

The Contract comprises the construction of a Regional Solid Waste Management project (SWM) for the Kuş-Atak Municipal Union (consisting of four municipalities).

The project includes;

-Construction of a central sanitary landfill at a 36 ha of land within the territory of Kirazlı Village of Kuşadası County. The landfill will have a total capacity of approx. 1.5 million m³, including a pilot composting plant with a capacity of 5,000 tonnes per year and with all necessary installations (civil works, drainage, gas collection and treatment service, leachate collection and treatment, buildings, etc.)

- Construction of four civic amenity centers, including collection systems for recyclables, located in Kuşadası, Söke, Davutlar and Güzelçamlı.

7. Number and titles of lots

N/A

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 also heading 22 below). All works, supplies and services under this contract must originate in one or more of these countries. Participation is also open to international organisations. The participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.

9. Grounds for exclusion

Tenderers must submit a signed declaration, included in the Tender Form for a Works Contract, to the effect that they are not in any of the situations listed in point 2.3.3 of the *Practical Guide to contract procedures for EC external actions*.

10. Number of tenders

Tenderers may submit only one tender. Tenders for parts of a tender 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. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

11. Tender guarantee

Tenderers must provide a tender guarantee of **100,000 euros** 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.

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 second best admissible tender.

13. Information meeting and/or site visit

No site visit is foreseen.

14. Tender validity

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

15. Period of implementation

600 calendar days from the commencement date including construction, commissioning, running-in, training and hand-over. Defects Notification Period is 730 calendar days from the date of taking over.

SELECTION AND AWARD CRITERIA

16. Selection criteria

1. General

The Tenderer must be a registered firm or natural person capable of carrying out the specified Works.

The JV as a whole must satisfy the minimum qualifications required below.

2. Economic and financial standing

- a) Annual Turnover: (the amount of business done in a year, incomes generated from ongoing works and incomes generated from works undertaken as JV shall be considered as part of the turnover):

The average of annual turnovers over the last 3 years (2006, 2005, 2004) shall be minimum **EURO 4,000,000** or equivalent.

This must be proven by the audited balance sheets and income statements of the tenderer for the last 3 years (2006, 2005, 2004) which were audited by a **Certified Public (Sworn) accountant** and any other document necessary to prove annual turnover values of the tenderer (eg. Cover pages of the interim payment certificates, audited reports of the **Certified Public (Sworn) accountant** showing the incomes of the tenderer from each contract in each year, documents showing the share of the tenderer in JV, etc)

The yearly income of a company coming from a project undertaken as JVs shall also be added to the turnover calculated, in proportion to the share of the particular company in JV.

For purposes of converting another currency to Euro, the Conversion rates, published in the Official Journal of European Communities shall be used, which can be found at:

<http://ec.europa.eu/budget/inforeuro/index.cfm?Language=en>

For calculating annual turnovers in Euro, the rates for June of each year shall be used.

- b) Financial Resources:

The Tenderer shall demonstrate, by a bank statement from his bank, that he has available or has access to liquid assets, lines of credit, or other financial means sufficient to meet the construction cash flow for the contract of not less than; **EURO 2,000,000** equivalent, for a period of 6 months, in addition to the Tenderer's commitments for other contracts.

c) Financial Position:

The Audited Financial Statements (audited balance sheets and income tables (for local tenderers) or loss and profit statements (for foreign tenderers)) as well as **the report of Certified Public (Sworn) Accountant** for the last 3 years (2006, 2005, 2004) shall be submitted and must demonstrate the soundness of the applicant's financial position, showing long-term profitability.

The tenderer should be in positive profit account at least 2 of the 3 years (2006, 2005, 2004)

The Contracting Authority reserves the right to carry out such any further inquiry on the Tenderer's financial standing as the Evaluation Committee may deem appropriate.

3. Technical and professional capacity

a) The Tenderer shall have experience as prime contractor in the execution of **similar projects (i.e. construction of Hazardous/ Medical/ Sanitary/ Special Waste landfill treatment/ incineration plants/dam/Waste Water or potable water Treatment plants)** to the proposed contract.

One similar contract with the minimum value of EUR 6,000,000 or two similar projects with a cumulative value of minimum EUR 9,000,000 equivalent within the last 7 years (2006, 2005, 2004, 2003, 2002, 2001, 2000(beginning from 01.01.2000)) up to the date of deadline of this tender.

For purposes of converting another currency to Euro, the Conversion rates, published in the Official Journal of European Communities shall be used, which can be found at:

<http://europa.eu.int/comm/budget/inforeuro/index.cfm?Language=en>

Regarding the calculation of the contract amounts for the completed works of the tenderers, the values will be considered at the date of signature of the contract and will not be carried to the date of the evaluation as "net present values".

Previous experience of the Tenderer must be proved by **notary approved copy of provisional acceptance or final acceptance certificates** or originals of them. **Ongoing works of the Tenderer will not be taken into consideration.**

The Contracting Authority reserves the right to ask for originals of the respective certificates of provisional or final acceptance signed by the project managers/Contracting Authority of the concerned projects.

If the similar past experience of a tenderer has been completed in a Joint Venture or Consortium, the Financial value of the tenderer's experience out of such works will be evaluated as the proportion of

the partnership share of the tenderer in the JV/Consortium

b) Key Personnel: (Form 4.6.1.2 and Form 4.6.1.3)

The Tenderer must have suitably qualified personnel to fill the key positions. The Tenderer shall supply information on the candidate for each position, who should meet the experience requirements as specified below.

Key Positions	No	Minimum experience (years of experience)	Minimum experience (years of experience in similar position)
<u>Project Manager</u> (Engineer)	1	15	10
<u>Site Manager</u> (Civil Engineer)	1	10	10
<u>Mechanical Engineer</u>	1	10	5
<u>Electrical Engineer</u>	1	10	5
<u>Environmental Engineer</u>	1	10	5

c) Litigation History:

The Tenderer shall provide accurate information on any current or past litigation or arbitration resulting from contracts completed, terminated, or under execution by him over the last five years, including the fact of having been considered guilty of not respecting professional conduct on certain environmental issues. A consistent history of awards against the Tenderer may lead to the rejection of the tender.

The minimum selection criteria for a Joint-Venture/Consortium as Tenderer are as follows:

- a) The leading partner shall meet no less than 50% of the economic and financial standing (16.2.a) criteria specified above;
- b) The other partners shall meet individually no less than 25% of the economic and financial standing (16.2.a) criteria specified above;
- c) All partners must collectively meet the economic and financial standing (16.2.a, 16.2.b) and technical and professional capacity criteria (16.3.a, 16.3.b) specified above;

d) Each individual member shall satisfy the sound financial position (16.2.c), legal status (16.1) and litigation history criteria (16.3.c).

17. Award criteria

Price

TENDERING

18. How to obtain the tender dossier

The tender dossier is available from:

Central Finance and Contracts Unit - CFCU

Eskişehir Yolu 4. km 2. Cad. (Halkbankası Kampüsü) No:63 C-Blok 06580 Söğütözü, Ankara /
TURKEY

The tender dossier is also available at the following web sites:

<http://ec.europa.eu/europeaid/cgi/frame12.pl>

<http://www.cfcu.gov.tr> or <http://www.avrupa.info.tr/DelegasyonPortal.html> **without drawings.**

It is also available for inspection at the premises of the Contracting Authority. Interested tenderers, upon registering their company information and power of attorney of the person who receives the tender dossier and submitting a copy of the receipt for the payment of 250 euros to the below-mentioned bank account, can receive the tender dossier including drawings, from the CFCU. A copy of the receipt of that payment will also be submitted in the tender.

The tenderers who have paid for the documents during the initial launch of this tender will not have to pay again for this tender and can submit their offers with the copy of the receipt of the payment they have made for the first tender.

Bank Account for the payment for the Tender Dossier:

T.C. Ziraat Bankası

Ankara Kurumsal Bankacılık Şubesi (Ankara-TURKEY)

37712157-5029

The CFCU will send the tender dossier by courier if a company located outside Turkey wants to receive it and declares its interest in written form to the CFCU, by considering enough time and also recommending the appropriate courier service for the specific location. CFCU does not accept any responsibility for late delivery of the tender dossier by the courier service. Payment for the courier service will be done by the recipient (payment on delivery). The payment for the tender dossier will be provided to the bank account and the receipt for that amount will be submitted in the tenders as usual procedure for all interested companies. Tenders must be submitted using the standard tender form 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 the address provide above 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 to the tender dossier will be published on the

EuropeAid website at <http://ec.europa.eu/europeaid/cgi/frame12.pl> and www.cfcu.gov.tr and <http://www.avrupa.info.tr/DelegasyonPortal.html>.

19. Deadline for submission of tenders

03/10/2007, 10.30 hours, local time, at the CFCU at the following address:

CFCU (Central Finance and Contracts Unit)
Eskişehir Yolu 4. km 2. Cad. (Halkbank Kampüsü) No:63 C-Blok 06580 Söğütözü, Ankara /
TURKEY

Any tender received after this deadline will not be considered.

20. Tender opening session

03/10/2007, 11.00 hours, local time, at the following address of the Contracting Authority.

CFCU (Central Finance and Contracts Unit)
Eskişehir Yolu 4. km 2. Cad. (Halkbank Kampüsü) No:63 C-Blok 06580 Söğütözü, Ankara /
TURKEY

21. Language of the procedure

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

22. Legal basis

Council Regulation No. (EC) 2500/2001 of 17 December 2001 concerning pre-accession financial assistance for Turkey modified by Regulation of the Council on access to Community Assistance No.2112/2005⁽¹⁾.

⁽¹⁾DJL342, 27.12.2001, p.1 as last amended by Council Regulation (EC) No.2112/2005 (OJL344, 27.12.2005, p.23)