

VOLUME 1

SECTION 1: INSTRUCTIONS TO TENDERERS

SECTION I INSTRUCTIONS TO TENDERERS

PUBLICATION REF.: THOR 84682/27.06.2019 3.2.1 Infrastructure execution for BPS Brinza

In submitting a tender, the tenderer accepts in full and without restriction the special and general conditions governing the contract as the sole basis of this tendering procedure, whatever its own conditions of sale may be, which it hereby waives. Tenderers are expected to examine carefully and comply with all instructions, forms, contract provisions and specifications contained in this tender dossier. Failure to submit a tender containing all the required information and documentation within the deadline will lead to rejection of the tender. No account can be taken of any reservation in the tender as regards the tender dossier; this may result in immediate rejection of the tender without further evaluation.

These Instructions set out the rules for the submission, selection and implementation of contracts financed under this call for tenders, in conformity with the provisions of the Practical Guide, which is applicable to this call (available on the internet at this address: <http://ec.europa.eu/europeaid/prag/document.do>).

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SECTION 2

TENDER FORM

APPENDIX TO THE TENDER

TENDER FORM FOR A WORKS CONTRACT

Publication reference: THOR 84682/27.06.2019 3.2.1 Infrastructure execution for BPS Brinza

Name of contract: Rehabilitation and extension of Brinza Border Police Sector

Chisinau, 04.06.2020

A: General Inspectorate of the Border Police of the Ministry of Internal Affairs, 19 Petricani Street, MD-2059, Chisinau, Republic of Moldova.

One signed form must be supplied (for each lot, if the tender procedure is divided into lots), together with the number of copies specified in the Instruction to Tenderers. The form must include a signed declaration using the annexed format from each legal entity making the application. **All data included in this form must concern only the legal entity or entities making the application.** The attachments to this form (i.e. declarations, statements, proofs) may be in original or copy. If copies are submitted, the originals must be sent to the Contracting Authority upon request. For economical and ecological reasons, we strongly recommend that you submit your files on paper (no plastic folder or divider). We also suggest you use double-sided printing as much as possible.

Any additional documentation (brochures, letters, etc.) sent with the form will not be taken into

consideration. Applications submitted by a **consortium** (i.e. either a permanent, legally-established grouping or a grouping which has been constituted informally for a specific tender procedure) must follow the instructions applicable to the consortium leader and its members.

1 SUBMITTED BY

	Name(s) of tenderer(s)	Nationality ¹
Leader ²	„Profnatin” SRL	Republic of Moldova
Member 2*		
Etc ...		

2 CONTACT PERSON (for this tender)

Name	Besliu Roman
Address	Republic of Moldova, Chisinau, str. Ion Dumeniuc. 16, ap. 21
Telephone	+37379704052
Fax	
E-mail	profnatin@yahoo.com

3 TENDERER'S DECLARATION(S)

As part of their tender, each legal entity identified under point 1 of this form, including every consortium member, as well as each capacity-providing entity and each subcontractor providing more than 10% of the works, must submit a signed declaration using this format, together with the Declaration of honour on exclusion and selection criteria (Annex 1)

¹ Country in which the legal entity is established.

² Add/delete additional lines for members as appropriate. Note that a subcontractor is not considered to be a member for the purposes of this tender procedure. If this tender is being submitted by an individual tenderer, the name of the tenderer should be entered as 'leader' (and all other lines should be deleted).

In response to your letter of invitation to tender for the above contract,

we, the undersigned, hereby declare that:

1. We have examined and accept in full the content of the dossier for invitation to tender No ocde-b3wdp1-MD-1584953910083 of 01.05.2020. We hereby accept its provisions in their entirety, without reservation or restriction.
2. We offer to execute, in accordance with the terms of the tender dossier and the conditions and time limits laid down, without reserve or restriction, the following works: **Rehabilitation and extension of Brinza Border Police Sector**
3. The price of our tender is: **10 687 330,529 MDL (pretul)**
4. We will grant a discount of [%], This tender is valid for a period of 90 days from the final date for submission of tenders.
5. If our tender is accepted, we undertake to provide a performance guarantee, as required by Article 15 of the Special Conditions.
6. Our firm/company has the following nationality:

Republic of Moldova

7. We are making this tender on an individual basis. We confirm that we are not tendering for the same contract in any other form.
8. In the event that our tender is successful, we undertake, if required, to provide the proof usual under the law of the country in which we are effectively established that we do not fall into any of the exclusion situations. The date on the evidence or documents provided will be no earlier than one year before the date of submission of tender and, in addition, we will provide a statement that our situation has not altered in the period which has elapsed since the evidence in question was drawn up. We also understand that if we fail to provide this proof within 15 calendar days after receiving the notification of award, or if the information provided is proved false, the award may be considered null and void.
9. We agree to abide by the ethics clauses in Clause 28 of the instructions to tenderers and, in particular, have no professional conflicting of interests and/or any equivalent relation with other candidates or other parties in the tender procedure or behaviour which may distort competition at the time of the submission of this application according to Section 2.3.6 of the Practical Guide. We have no interest of any nature whatsoever in any other tender in this procedure.

10. We will inform the Contracting Authority immediately if there is any change in the above circumstances at any stage during the implementation of the contract. We also fully recognise and accept that any inaccurate or incomplete information deliberately provided in this application may result in our exclusion from this and other contracts funded by the EU/EDF.
11. We note that the Contracting Authority is not bound to proceed with this invitation to tender and that it reserves the right to award only part of the contract. It will incur no liability towards us should it do so.
12. We fully recognise and accept that if the above-mentioned persons participate in spite of being in any of the situations listed in Section 2.3.3.1 of the Practical Guide or if the declarations or information provided prove to be false, they may be subject to rejection from this procedure and to administrative sanctions in the form of exclusion and financial penalties representing 2 % to 10 % of the total estimated value of the contract being awarded and that this information may be published on the Commission website in accordance with the conditions set in Section 2.3.4 of the Practical Guide..
13. We are aware that, for the purposes of safeguarding the EU's financial interests, our personal data may be transferred to internal audit services, to the Early Detection and Exclusion System, to the European Court of Auditors, to the Financial Irregularities Panel or to the European Anti-Fraud Office.

Name and first name: **Besliu Roman**

Duly authorised to sign this tender on behalf of:

„Profnatin” SRL

Place and date: Chisinau, Republic of Moldova, 04.06. 2020

Stamp of the firm/company:

This tender includes the following annexes:

15 January 2016

Secțiunile 1-3 Profnatin Brinza

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**SECTION
TENDER GUARANTEE FORM**

3

Works contract

For the attention of

**The General Inspectorate of the Border Police of the Ministry of Internal Affairs,
19 Petricani Street, MD-2059, Chisinau, Republic of Moldova**

referred to below as the 'Contracting Authority'

Title of contract: **Rehabilitation and extension of Brinza Border Police Sector**

Identification number: THOR 84682/27.06.2019 3.2.1 Infrastructure execution for BPS Brinza

We, the undersigned, [name and address of financial institution], hereby irrevocably declare that we will guarantee, as primary obligor, and not merely as a surety on behalf of SRL „Profnatin”, based in mun. Chisinau, str. Ion Dumeniuk.16, ap. 21, payment to the Contracting Authority **110 000 MDL**, this amount representing the guarantee referred to in Article 11 of the Procurement Notice.

Payment shall be made without objection or legal proceedings of any kind, upon receipt of your first written claim (sent by registered letter with confirmation of receipt) if the Tenderer does not fulfil all obligations stated in its tender. We shall not delay the payment, nor shall we oppose it for any reason whatsoever. We shall inform you in writing as soon as payment has been made.

We note that the guarantee will be released at the latest within 45 days of expiry of the tender validity period, including any extensions, in accordance with Article 15 of the Instructions to Tenderers [and in any case at the latest on (one year after the deadline for submitting tenders)].³

The law applicable to this guarantee shall be that of the Republic of Moldova. Any dispute arising out of or in connection with this guarantee shall be referred to the courts of the Republic of Moldova.

The guarantee will enter into force and take effect from the submission deadline of the tender.

Done at 04/06/20

Name and first name: **Besliu Roman, SRL „Profnatin”**

Signature:

³ This mention has to be inserted only where required, for example where the law applicable to the guarantee stipulates a precise expiry date or where the guarantor can justify that he is unable to provide such a guarantee without expiry date.