SUPPLY CONTRACT NOTICE

Contract title: ***Procurment Medical equipment*** for the project "Romania-Serbia joint initiative against cancer in cross-border region: improved diagnosis and treatment of malignant tumors – ROSECAN"

Location – Resita/Romania

1. Publication reference

RORS 193/CEHR/04

2. Procedure

Competitive negotiated procedure

3. Programme title

INTERREG- IPA CROSS-BORDER COOPERATION ROMANIA-SERBIA PROGRAMME

4. Financing

Budget line

5. Contracting authority

County Emergency Hospital Resita
Fagarasului str., no.18, Resita City,
Caras-Severin County,
Romania

CONTRACT SPECIFICATIONS

6. Description of the contract

Procurment Medical equipment for the project "Romania-Serbia joint initiative against cancer in cross-border region: improved diagnosis and treatment of malignant tumors – ROSECAN"

7. Number and titles of lots

Lot no 1 **–** ***Medical equipment 1***

Lot no 2 - ***Medical equipment 2***

Lot no 3 - ***Medical equipment 3***

TERMS OF PARTICIPATION

8. Eligibility and rules of origin

All supplies purchased under a procurement contract, or in accordance with a grant agreement, financed under IPA II shall originate from an eligible country or from any country which is eligible under the rules of the Member State.

As the Romanian national rules do not contain any restrictions as regards the rules of origin and nationality, then all natural persons or legal persons can participate in public procurement procedures from any country, and all goods can originate from any country, irrespective of any thresholds.

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

No tender guarantee is required

12. Performance guarantee

No performance guarantee is required

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 tasks shell be 40 days from signature of the contract by both parties until the provisional acceptance.

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:

In case one TENDERER submits tender/s for **more than 1 lot**, the selection criteria will be applied in a cumulated manner.

1) Economic and financial capacity of tenderer *(*based on i.a. item 3 of the Tender Form for a Supply Contract). In case of tenderer being a public body, equivalent information should be provided. The reference period which will be taken into account will be the **last three years for which accounts have been closed**.

Financial criteria for legal persons:

The selection criteria for tenderers to **Lot No 01: Medical equipment 1** are as follows:

- the average annual turnover of the tenderer must exceed the maximum budget of the contract (**49571.31 EUR** including VAT).

The selection criteria for tenderers to **Lot No 02: Medical equipment 2** are as follows:

- the average annual turnover of the tenderer must exceed the maximum budget of the contract (**18877.50 EUR** including VAT).

The selection criteria for tenderers to **Lot No 03: Medical equipment 3** are as follows:

- the average annual turnover of the tenderer must exceed the maximum budget of the contract (**19800 EUR** including VAT).

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 three years from submission deadline.

Professional criteria for legal persons:

a) For each lot professional capacity of tenderer (based on i.a. items 4 and 5 of the Tender Form for a Supply Contract) must fullfil the following conditions:
- has a professional certificate appropriate to this contract;
- has higher education

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 three years from submission deadline.

Technical criterion for legal and natural persons:

- **Lot No 1:** the tenderer has delivered supplies under **at least 1 and/or maximum 3 contracts** with a budget/cumulated budget of at least **49571.31 EUR including VAT** which were implemented during the following period: **3 years** from the submission deadline

- **Lot No 2:** the tenderer has delivered supplies under **at least 1 and/or maximum 3 contracts** with a budget/cumulated budget of at least **18877.50 EUR including VAT** which were implemented during the following period: **3 years** from the submission deadline

- **Lot No 3:** the tenderer has delivered supplies under **at least 1 and/or maximum 3 contracts** with a budget/cumulated budget of at least **19800 EUR including VAT**

which were implemented during the following period: **3 years** from the submission deadline

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.

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 tender rely in majority on the capacities of other entities or when they rely on key criteria. If the tender rely 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 (or, if appropriate after derogation, the best value for money which is a combination of quality and price)

TENDERING

18. How to obtain the tender dossier

The tender dossier is available from the following Internet address:
http://www.romania-serbia.net/?page_id=2540,
and http://www.spitaluljudeteanresita.ro/birou-de-presa/licitatii/romania-serbia-initiativa-comuna-impotriva-cancerului-in-regiunea-transfrontaliera-imbunatatirea-diagnosticarii-si-tratamentul-tumorilor-maligne.
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:

County Emergency Hospital Resita
Address: Fagarasului str., no.18
Resita City, Caras-Severin County, Romania
email: sju.resita@gmail.com

(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 following Internet address: http://www.romania-serbia.net/?page_id=2540, and http://www.spitaluljudeteanresita.ro/birou-de-presa/licitatii/romania-serbia-initiativa-comuna-impotriva-cancerului-in-regiunea-transfrontaliera-imbunatatirea-diagnosticarii-si-tratamentul-tumorilor-maligne

19. Deadline for submission of tenders

11:00 local time on 22 April 2022.

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

20. Tender opening session

13:00 local time on 22 April 2022.

At the premises of the **Emergency County Hospital Resita**, Fagarasului str., no.18, Resita City, Caras-Severin County, Romania

21. Language of the procedure

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

22. Legal basis[1]

REGULATION (EU) No 231/2014 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 11 March 2014 establishing an Instrument for Pre-accession Assistance (IPA II)

Regulation (EU) N°236/2014 of the European Parliament and of the Council of 11 March 2014 laying down common rules and procedures for the implementation of the Union's instruments for financing external action

Commission Implementing Regulation (EU) No 447/2014 of 2 May 2014 on the specific rules for implementing Regulation (EU) No 231/2014 of the European Parliament and of the Council establishing an Instrument for Pre-accession assistance (IPA II)

Regulation (EU) No 1299/2013 of the European Parliament and of the Council of 17 December 2013 on specific provisions for the support from the European Regional Development Fund to the European territorial cooperation goal

Commission Delegated Regulation (EU) No 481/2014 of 4 March 2014 supplementing Regulation (EU) No 1299/2013 of the European Parliament and of the Council with regard to specific rules on eligibility of expenditure for cooperation programmes

REGULATION (EU, EURATOM) No 966/2012 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 25 October 2012 on the financial rules applicable to the general

[1] Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).

budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002

COMMISSION DELEGATED REGULATION (EU) No 1268/2012 of 29 October 2012 on the rules of application of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union

Practical Guide to Contract procedures for EU external actions published on the EuropeAid

http://ec.europa.eu/europeaid/prag/previousVersions/document.do?num=2015.0&lang=en

http://ec.europa.eu/europeaid/prag/previousVersions/annex.do?num=2015.0&lang=en

23. Additional information

Not applicable.