



Invitation for Pre-qualification

Country: **Montenegro**
Employer: **Ministry of Economy**
Project Name: **Energy Efficiency Program in Public Buildings**
Closing Date: **16/09/2013**
Ref. No.: **BMZ Nr. 202080554**
Funding Source: **German Financial Cooperation Funds via KfW-
Development Bank**
Type of notice: **Invitation for Pre-qualification**

In the framework of the German-Montenegrin Financial Cooperation, Ministry of Economy, the Employer, has received a development loan from the Kreditanstalt für Wiederaufbau (KfW) to be used for the Energy Efficiency Program in Public Buildings in Montenegro. The Employer will use a portion of the available funds for the payments of the work to be performed under the contract for which this Invitation for Pre-qualification is issued.

The Employer now invites sealed applications from eligible Applicants for the energy efficient reconstruction and modernization of eight (8) educational buildings in two Clusters listed below and under jurisdiction of Ministry of Education (MoE).

The educational buildings are grouped in two Clusters.

Cluster I consists of 4 educational buildings,

Cluster II consists of 4 educational buildings.

Applicants may submit applications for either only one of the two clusters, or for both clusters.

The Employer reserves the right to award the contracts for Cluster I and Cluster II separately, even if the prequalified applicants provide applications for both clusters.

Cluster I

Educational building 1:

- Primary school “Mileva Lajović Lalatović”, Nikšić

Educational building 2:

- Primary school “Jagoš Kontić”, Nikšić

Educational building 3:

- Primary school “Milija Nikčević”, Nikšić

Educational building 4:

- Primary school “Braća Ribar”, Nikšić

Cluster II

Educational building 1:

- Dormitory “Spasić-Mašera”, Kotor

Educational building 2:

- Primary school “Dašo Pavičić”, Herceg Novi

Educational building 3:

- Secondary school “Bratstvo i Jedinstvo”, Ulcinj

Educational building 4:

- Primary school “Maršal Tito”, Ulcinj

The Employer intends to prequalify firms and joint ventures for the invitation for Bids for the following contract to be funded from part of the proceeds of the loan:

The general scope of the Works shall cover civil-construction works, thermal-technical services, electrical services, sanitary (water supply and sewage) services and shall include, but not be limited to the following: dismantling of existing equipment and its temporary site storage (disposal), procurement of materials and equipment, packing, transport and storage to the site, insurance of the Works, installation of the equipment, commissioning, trial operation and obligations during defect notification period (for equipment for which applicable) and preparation of As-build design.

Applicants may submit applications for either only one of the two clusters, or for both clusters.

Pre-qualification and tendering for the contract is open to firms or joint ventures from all over the world except otherwise it would contradict KfW's procurement policies and rules.

Execution of the Works and the Contract Documents itself shall be framed by standard contract conditions: Conditions of Contract for EPC/Turnkey Projects as published by the International federation of Consulting Engineers (FIDIC) 1st Edition 1999, ISBN 2-88432-021-0.

For the purpose of pre-qualification, Applicants must demonstrate that they substantially satisfy the following minimum requirements:

- a) United Nations Security Council Resolution - Not having been excluded by an act of compliance with UN Security Council resolution;
- b) Conflict of Interest - No conflicts of interest;
- c) Laws or official regulations - Not having been legally barred from the procurement process in Montenegro on the grounds of previous violations of regulation on fraud and corruption;
- d) Declaration of Undertaking - Submission of Declaration of Undertaking;
- e) History of Non-Performing Contracts - Non performance of a contract did not occur within the last five (5) years prior to the deadline for Bid submission based on all information on fully settled disputes or litigation;
- f) Pending Litigation - All pending litigation shall in total not represent more than fifty percent (50%) of the Bidder's net worth and shall be treated as resolved against the Bidder;
- g) Financial Performance - Submission of audited balance sheets for the last five (5) years to demonstrate the current soundness of the Bidder's financial position and its prospective long term profitability;
- h) Average Annual Contract Turnover - Minimum average annual turnover of four million (4,000,000) EUR, within the last five (5) years for Cluster I and minimum average annual turnover of five million (5,000,000) EUR, within the last five (5) years for Cluster II. If the Bidder submits bids both for Cluster I and II a minimum average annual turnover of nine million (9,000,000) EUR within the last 5 years is required. In case of a Consortium/Joint Venture, the turnover of the Lead Company will be considered.
- i) General Experience – The Applicant shall be a well reputed contractor in the field of construction and/or refurbishment of buildings. The Applicant shall provide evidence that he was successfully executed at least ten (10) projects of similar nature and complexity as a leading contractor within the last seven (7) years. In case of a joint venture, the leader as well as all other joint venture partners shall meet these requirements.
- j) Licences for construction works, thermal technical works, electrical services and water and sewage installations, required by the MNE

Law on Spatial development and Construction of structures
(Official gazette of Montenegro 51/08).

The pre-qualification will be based on the Applicant meeting the minimum pass/fail criteria aforementioned as documented by the qualification forms filled in by him.

The number of prequalified firms is limited up to max seven (7). If the number of Applicants is exceeding seven (7), a choice is made based on the extent of submitted references under consideration of the actuality, the extent and the comparability of the references with the services that are subject to the invitation for pre-qualification.

Only firms and joint ventures that have been prequalified under this procedure will be invited to tender.

Pre-qualification documents can be obtained upon submission of a written request to the address below:

**Ministry of Economy
Sector for Energy Efficiency
Rimski Trg 46
81000 Podgorica
Montenegro
Phone: +382 (20) 482 238,
Fax: +382 (20) 234 081,
E-mail: sandra.sipcic@ee-me.org
Attention: Mrs. Sandra Šipčić**

This request must be accompanied by a cover letter, clearly stating the name of the company and the country of domicile.

The documents shall be dispatched electronically in PDF format free of charge.

The procurement process and applications, the evaluation procedure for the pre-qualification and the subsequent selection process will have to be acceptable under the “Guidelines for Procurement of Supply and Work Contracts under Financial Cooperation with Developing Countries”, available on KfW’s website¹.

The pre-qualification documents must be duly completed and delivered to the above address, on or before 16.09.2013 at 12:00 (noon), local time. Documents which are received late will be rejected and returned unopened. In case of any discrepancies between the original and the copies, the information included in the original shall prevail.

¹ <https://www.kfw-entwicklungsbank.de/Download-Center/PDF-Dokumente-Richtlinien/Vergabe-E.pdf>

The Applicant has to submit the original, four hard copies and two digital copies of the pre-qualification documents.

The original, three hard copies and one digital copy (digital copy shall include all documents, including scans of original signed letters and declarations) of the application documents shall be submitted to the above address.

One hard copy and one digital copy shall be sent directly to the following address **on or before 16.09.2013** at 12:00 (noon. Local time Montenegro):

KfW Bankengruppe
Division Europe
LEa/3 Energy - Environment – Transport
Attention Dr Matthias Schlund
Palmengartenstr. 5-9
60325 Frankfurt am Main
Germany

Podgorica, July 2013