

As amended on 22.08.2024

INVITATION FOR TENDERS

Ukraine

"Repair of critical infrastructure, Ukraine - Component II"

Design, supply, construction and installation works for the rehabilitation of the Wastewater Treatment Plant (WWTP) in Okhtyrka, Sumy region

(OKH-1)

This Invitation for Tenders follows the General Procurement Notice dated 01.05.2024 for the EU Programme "Repair of critical infrastructure, Ukraine" which was published in the Procurement Notices section of NEFCO's website (<https://www.nefco.int>).

Department of Capital Construction and Housing and Communal Services of Okhtyrka City Council, hereinafter referred to as "the Employer", intends to use part of the proceeds of financing from the European Union (hereinafter "EU") through the fund manager Nordic Environment Finance Corporation (NEFCO) towards the cost of the project "**Reconstruction of the centralized wastewater system in Okhtyrka (Decision of the City Council dated 07.05.2024 No1006-MP)**". The Project is financed by the EU under the program "**Repair of critical infrastructure, Ukraine - Component II**".

The Employer now invites sealed tenders for the following contract **OKH-1: "Design, supply, construction and installation works for the rehabilitation of the Wastewater Treatment Plant (WWTP) in Okhtyrka, Sumy region"**, to be financed by the EU grant. The expected budget of the contract is up to EUR 4,140,000 excluding VAT.

Tendering for contracts that are to be financed by NEFCO financing is open to firms/individuals from any country.

Based on the results of the Tender, the Employer will sign the Contract, namely OKH-1 with the successful Tenderer which provided the most economically attractive price proposal that meets all qualification requirements.

Tenders shall be priced in Euro.

The Contract OKH-1 to be financed by EU grant will be tax-exempt in accordance with the Resolution of Cabinet of Ministers of Ukraine No.153 (with changes), therefore, the respective amount of VAT will be excluded from this contract's price.

To be qualified for the award of a contract, tenderers must satisfy the following minimum criteria:

- Tenderers shall meet the eligibility requirements set forth in Instructions to Tenderers.
- Average annual turnover over the last **four (4) years (2020-2023) exceeded EUR 3,000,000** equivalent. In case of a tender submitted by JVCA, the leading partner should demonstrate at least 50% compliance with this criterion.
- The Tenderer shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means sufficient to meet the production cash flow for the contract estimated as not less than **thirty (30%) percent of the Tenderer price** of the Tender, considering the Tenderer's commitments for other concluded contracts and/or contracts to be concluded. If the Tender is submitted by JVCA, the leading partner shall demonstrate at least fifty (50) percent compliance with this criterion.
- The Tenderer has satisfactorily supplied and completed for the **period 2017-2023**:
 - At least **two (2) contracts** (as a Main Contractor) which have been fully and successfully completed and which are similar to the proposed equipment and works, with a total amount **at least EUR 3,000,000**.
- Non-performance of contract by the Tenderer (including members of JVCA, if appropriate) did not occur during the last **three (3) years (2021-2023)** based on information provided in Section III, Tender Forms (the Employer reserves the right to check the correctness of the reported information by using other sources).
- All pending litigations against the Tenderer (including members of JVCA, if appropriate) shall in total **not represent more than thirty (30) percent** of the Tenderer's net worth.

- The Tenderer (single legal entity or JVCA partner or designated subcontractor) shall demonstrate the availability of all personnel, equipment, and machinery for implementation of all necessary works under the Contract.
- The Tenderer must demonstrate that it has the personnel for the key positions that meet the Qualification requirements set forth in the Tender documents.
- The Tenderer must demonstrate that it or its designated subcontractor has equipment and machinery that meet the following requirements and quantity set forth in Tender documents.

The Employer reserves the right to cancel all tenders in the event of non-approval of grant funding.

During the preparation of the tender, the Tenderers should take into account that works under this Contract will tentatively start in October 2024 and should be completed no later than March 2026.

Tender documents may be obtained from the office at the address below free of charge upon a written request from a prospective Tenderer.

Upon receiving the written request from prospective Tenderer, the documents will be promptly dispatched electronically in PDF and MS Word format, however, no liability can be accepted for their non-delivery or late delivery. In case of discrepancies between the PDF and Word versions of the document, the PDF version shall prevail.

Tenders must be delivered to the office at the address below on or before **11:00 (Kyiv time) on 16 September 2024** at which time they will be opened in the presence of those Tenderers' representatives who choose to attend.

A pre-tender meeting for Tenderers with Employer representatives to discuss technical and procedural issues will be held online at **10:00 (Kyiv time) on 14 August 2024**.

To pre-register for participation in the pre-tender meeting please contact:

Contact person: Oleksandr Maslo

Address: 27 A Ivana Shapovalva Str., Okhtyrka, Sumy oblast, Okhtyrskyi region, 42706 Ukraine

E-mail: kuzmenkoolhamykolavivna@gmail.com

Prospective tenderers may obtain further information from, and also inspect and acquire the tender documents at, the following office:

Contact person: Oleksandr Maslo

Address: 27 A Ivana Shapovalva Str., Okhtyrka, Sumy oblast, Okhtyrskyi region, 42706 Ukraine

E-mail: kuzmenkoolhamykolavivna@gmail.com

Date: 22.08.2024