

L-Luxemburgo: BEI - Prestación de asistencia a la Autoridad Palestina del Agua (PWA) para la realización del proyecto de suministro de agua a Gaza, y de desalinización del agua de mar (Fase A)

2013/S 022-032982

SERVICE PROCUREMENT NOTICE

Location: Gaza and West Bank

1.Reference code

TA2012033 PS F10

2.Procedure

International restricted tender

3.Financing

European Neighbourhood and Partnership Instrument (ENPI) / Facility for Euro-Mediterranean Investment and Partnership (FEMIP)

4.Contracting Authority

European Investment Bank, 98-100, boulevard Konrad Adenauer, L- 2950, Luxembourg

CONTRACT SPECIFICATION

5.Nature of contracts Global price and fee based

6.Contracts description

The overall objective of this technical assistance operation is to assist the Palestinian Water Authority (PWA) with the implementation of a seawater reverse osmosis (SWRO) desalination plant with an annual capacity 55 million m³. This includes the preparatory work, additional studies and concept design for the plant as well as the drafting of EPC and O&M contract documents. This assignment (Phase A - Design and Tendering Services) thus covers the following main activities: (i) preparatory works and conceptual design; (ii) environmental and energy supply studies (iii) procurement of the EPC contractor; and (iv) procurement of the O&M contractor. In addition to the above, the consultant is expected to ensure cooperation with related projects and, generally, to support PWA over the duration of the assignment in carrying out its duties and responsibilities in relation to the project.

7.Number and titles of lots Not applicable

8.Maximum budget EUR 4,000,000 (Phase A only)

9.Scope for additional services The Contracting Authority may, at its own discretion and subject to the availability of funding, extend the scope and duration of the services to be provided under the contract, to cover complementary and/or additional services.

In case of complementary services, the extension shall be up to a maximum not exceeding 50% of the initial contract value. In case of additional services, such extension shall be up to a maximum not exceeding the duration and value of the initial contract.

Any extension of the contract would be subject to satisfactory performance by the Contractor.

CONDITIONS OF PARTICIPATION

10. Eligibility Participation is open to all legal persons - participating either individually or in a grouping (consortium) of candidates - which are established in a Member State of the European Union (Austria, Belgium, Bulgaria, Czech Republic, Cyprus, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, United Kingdom) or in a country or territory of the regions covered (Algeria, Armenia, Azerbaijan, Belarus, Egypt, Georgia, Israel, Jordan, Lebanon, Libya, Moldova, Morocco, Palestinian Authority of the West Bank and Gaza Strip, Russian Federation, Syria, Tunisia, Ukraine) and/or authorised (Countries that are beneficiaries of the Instrument for Pre-Accession Assistance (IPA) set up by Council Regulation (EC) No 1085/2006 of 17 July 2006 (Croatia, Former Yugoslav Republic of Macedonia, Turkey, Albania, Bosnia, Montenegro and Serbia, including Kosovo) and EEA Member States (Iceland, Lichtenstein, Norway)) by the specific instruments applicable to the programme under which the contract is financed (see also item 29 - Legal basis below). Participation is also open to international organisations. The participation of natural persons is governed by the specific instruments applicable to the programme under which the contract is financed.

11. Candidature All eligible natural and legal persons (as per item 10 above) or groupings of such persons (consortia) may apply.

A consortium may be a permanent, legally-established grouping or a grouping which has been constituted informally for a specific tender procedure. All members of a consortium (ie, the leader and all other members) are jointly and severally liable to the Contracting Authority.

The participation of an ineligible natural or legal person (as per item 10) will result in the automatic exclusion of that person. In particular, if that ineligible person belongs to a consortium, the whole consortium will be excluded.

12. Number of applications No more than one application can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or member of a consortium submitting an application). In the event that a natural or legal person submits more than one application, all applications in which that person has participated will be excluded.

13. Shortlist alliances prohibited Any tenders received from tenderers comprising firms other than those mentioned in the short-listed application forms will be excluded from this restricted tender procedure. Short-listed candidates may not form alliances or subcontract to each other for the contract in question.

14. Grounds for exclusion As part of the application form, candidates must submit a signed declaration, included in the standard application form, to the effect that they are not in any of the exclusion situations listed in Section 2.3.3 of the Practical Guide to contract procedures for EU external actions.

15. Sub-contracting Sub-contracting is allowed up to a maximum of 30% of the initial contract value.

16. Number of candidates to be short-listed On the basis of the applications received, between 4 and 8 candidates will be invited to submit detailed tenders for the contract. If the number of eligible candidates meeting the selection criteria is less than the minimum of 4, the Contracting Authority may invite the candidates who satisfy the criteria to submit a tender.

PROVISIONAL TIMETABLE

17. Provisional date of invitation to tender March 2013

18. Provisional commencement date of the contract June 2013

19. Initial period of implementation of tasks and possible extension of the contract The initial period of execution of the contract shall be of 24 months. This period may be extended, with the prior approval of the Contracting Authority. See also item 9 above.

SELECTION AND AWARD CRITERIA

20. Selection criteria The following selection criteria will be applied to candidates. In the case of applications submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

1) Economic and financial capacity of candidate (based on item 3 of the application form). In case of applicant being a public body, equivalent information should be provided.

(a) The annual turnover of the candidate (individual company or consortium overall) must be of at least 2,500,000 Euro for each of the last two years for which accounts have been closed. Note to candidates: In the application form, please make sure to include the actual year for which the data is provided.

2) Professional capacity of candidate (based on items 4 and 5 of the application form)

(a) At least 30% of the staff working for the candidate (individual company or consortium) must be permanent for each of the last two years (2011, 2012). Note to candidates: In the application form, please make sure to include the actual year for which the data is provided.

3) Technical capacity of candidate (based on items 5 and 6 of the application form)

(a) The candidate (individual company or consortium altogether) has successfully completed, during the last 5 years (since January 1st, 2008 up to the deadline for the receipt of applications indicated under item 23 below), at least one similar assignment, each of a minimum value of EUR 1,000,000 equivalent, and should demonstrate that it had a participation of minimum 60% in each of the assignments brought as reference. For the avoidance of doubt "similar assignments" mean assignments covering activities of the type described at item 6 – Contract description above, in relation to desalination plants of at least 30 million m³ annual capacity. Note to candidates: please include only those assignments for which you have been legally contracted by the Client (as individual contractor or as member of a consortium). The assignments referenced could have been started before, but must have been completed (i.e. final payment made by the Client), at any time during the period from 2008 up to the deadline for the submission of tenders. The candidate may refer to a part of an assignment which is not yet completed, but only in so far as that part is successfully completed and its date of completion and the candidate's contribution may be clearly identified and proven through adequate documentary evidence (such as certificates from the beneficiary). Where the assignments referenced have been implemented by consortia comprising two or more of the members now associated as a consortium for this tender procedure, their individual percentages shall be cumulated, so that the application is assessed on the basis of the candidate consortium as a whole. Note that reliance on the experience of another entity (natural or legal person) for the purposes of this criterion will not be considered appropriate by the Contracting Authority, regardless of the relationship the Candidate has with that third party entity.

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. If the tenderer relies on the capacities of other entities, it must in that case 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, must be included in the tender in a separate document. Proof of such capacity will also have to be furnished when requested by the Contracting

Authority.

Note, however, that reliance on other entities' capacities may not be considered appropriate by the Contracting Authority in cases when the tenderer relies in majority on such capacities or when such reliance concerns key criteria.

If more than 8 eligible candidates meet the above selection criteria, the relative strengths and weaknesses of the applications of these candidates must be re-examined to identify the eight best applications for the tender procedure. The only factors which will be taken into consideration during this re-examination are, in order of precedence:

1. The number of assignments brought as reference which comply with the criterion 3(a) above.
2. In case of competition between two or more candidates having the same number of compliant references as per additional criterion 1 above, the number of such compliant references which have been implemented in Middle Eastern and North African (MENA) countries, as included on the World Bank list, available at:
<http://web.worldbank.org/WBSITE/EXTERNAL/COUNTRIES/MENAEXT/0,,menuPK:247619~pagePK:146748~piPK:146812~theSitePK:256299,00.html>, will prevail.

21. Award criteria Best value for money.

APPLICATION

22. Deadline for receipt of applications The applications must be received by the Contracting Authority no later than 17:00 hrs. CET on 1 March 2013.

Any application received after this deadline will not be considered.

23. Application format and details to be provided

Applications must be submitted in one hard copy and one e-copy (CD-ROM or similar means of electronic storage) using the standard application form (available from the following Internet address: http://www.eib.org/attachments/med/ta_application_form_en.doc), whose format and instructions must be strictly observed, unless otherwise specified in this Procurement notice. Any additional documentation (brochure, letter, etc) sent with an application will not be taken into consideration.

24. How applications may be submitted Applications must be submitted in English exclusively to the Contracting Authority EITHER by recorded delivery (official postal service) OR hand delivered (including courier services) to: European Investment Bank (EIB), Mr Stefan Kerpen, Head of Technical Assistance Unit, OPS A/ASD/Technical Assistance Unit (TAU), 100 boulevard Konrad Adenauer, L-2950 Luxembourg

The Contract title and the Reference code (see item 1 above) must be clearly marked on the envelope containing the application and must always be mentioned in all subsequent correspondence with the Contracting Authority.

Applications submitted by any other means will not be considered.

25. Alteration or withdrawal of applications Candidates may alter or withdraw their applications by written notification prior to the deadline for submission of applications. No application may be altered after this deadline.

Any such notification of alteration or withdrawal shall be prepared and submitted in accordance with Item 24. The outer envelope (and the relevant inner envelope if used) must be marked 'Alteration' or 'Withdrawal' as appropriate.

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

27. Additional information NA

28. Date of publication of contract forecast

[2012/S 236-387548](#) of 07.12.2012

29. Legal basis Regulation (EC) no.1638/2006 of the European Parliament and of the Council of 24 October 2006 laying down general provisions establishing a European Neighbourhood and Partnership Instrument