

## **Questions and answers for the tender HUSRB/1602/31/0252/KNM/02**

1. *If the bidder submits documentation for both lots, whether the documentation is packaged as two physically independent tenders with separate documentation for each lot or the entire documentation should be prepared as one tender, with a common documentation for both lots?*

### **ANSWER**

In case that the bidder submits documentation for both lots, the entire documentation could be prepared as one tender, with a common documentation for both lots, clearly marked: Lot 1 and Lot 2 for each lot.

2. *Does Lot 1 refer to conservation works in the mill, and Lot 2 to the construction of an auxiliary building?*

### **ANSWER**

As it is stated in the Contract notice, point 7:

### **Number and titles of lots**

1. Renovation of mill
  2. Renovation of building in the mill yard
3. *Under the point 12. of Works Contract Notice, it is stated: "No performance guarantee required." Under the point 26.3 of Instructions to Tenderers, it is stated> "The performance guarantee referred to in the General Conditions is set at 5% as specified in the contract notice of the amount of the contract..."  
Which of these two instructions is corrected and should be followed?*

### **ANSWER**

In order to be answered to this question, please refer to Corrigendum No 1 and accompanied documents, published at the website [www.muzejkikinda.com](http://www.muzejkikinda.com)

4. *The sum to be retained from interim payments to guarantee the Contractor's obligations for elimination of defects in the warranty period will be 10% of each installment. Is this correct?*

**ANSWER**

Yes, this is correct.

5. *Point 46.3 of Special Conditions states: "If the total Contract price is below EUR 60.000, no pre-financing guarantee is required."  
If the total Contract price is above 60.000 and the pre-financing requested is below 300.000, will the Contracting Authority require a pre-financing guarantee?*

**ANSWER**

In order to be answered to this question, please refer to Corrigendum No 1 and accompanied documents, published at the website [www.muzejkikinda.com](http://www.muzejkikinda.com)

6. *Under the point 12.1.1.1 of Instructions to Tenderers it is stated: "The Detailed Breakdown of Prices must be used when required for any purpose under the contract, notably to provide the coefficient for applying the price revision formula referred to in Article 48.2 of the Special Conditions. The tenderer must provide clear arithmetical calculations for the proposed coefficients."  
Under Article 48 (Price revision) of Special Conditions, it is stated:*

*"Prices must be revised for contracts:*

- With a total amount above 5.000.000 EUR (excluding VAT) and/or*
- With a duration above 1 year"*

*Does all of this indicate that in the case of this tender it is not necessary to fill in the forms in VOLUME 4.3.5 – DETAILED BREAKDOWN OF PRICES?*

**ANSWER**

In order to be answered to this question, please refer to Corrigendum No 1 and accompanied documents, published at the website <http://www.muzejkikinda.com/Images/UserFiles/File/javnenabavke/2019/HUSRB/1602/31/0252/02.zip>

7. *Under the point 12.3 of Instructions to Tenderers, it is stated:  
"For tenders below EUR 5.000.000:  
Documentary evidence of financial and economic standing and technical and professional capacity, referred to in 12.2 of these Instructions to Tenderers, is not obligatory for tenders below EUR 5.000.000. However, it is obligatory if a pre-financing is requested."*

*Under the point 25. (paragraph 4) of Instruction to Tenderers, it is stated:*

*“Evidence of financial, economic, technical and professional capacity according to the selection criteria specified in subsection 12.2 above will be requested unless satisfactory documents are already included in the tender.”*

*Related to the above, if the tender value is less than 5.000.000 and the bidder does not require pre-financing, does this mean that the bidder is not obliged to submit documentary evidence referred to in 12.2 of Instructions to Tenderers when submitting a tender, but it is obliged to hand over the above mentioned evidence within 15 calendar days following the notification of award?*

**ANSWER**

Documentary evidence of financial and economic standing and technical and professional capacity, referred to in 12.2 of these Instructions to Tenderers, is not obligatory for tenders below EUR 5.000.000. or in the case there is no pre-financing requested.

However, having in mind that Contracting Authority reserve the right to ask for the evidence within the offer, based on the points 12.2 of Instructions to Tenderers, first paragraph:

*“In order to be eligible for the award of the contract, tenderers must provide evidence that they meet the selection criteria. This must be provided by tenderers using the forms described in 12.1 above and any additional forms tenderers may wish to use.*

*If a tender is submitted by a consortium, unless specified, the selection criteria will be applied to the consortium as a whole”* it means that documentary evidence should be submitted within the offer.