Additional information about the Contract Notice

Construction of Çerkezköy Intermodal Terminal (IMT)
Location - Tekirdağ / Turkey

1. Nature of contract

Lump sum

2. Programme title

Multi-Annual Action Programme for Turkey on Transport (MAAP-T)

2014/031-877

3. Financing

IPA budget item 22.02 03 02 of the General Budget of the EU and National Contribution.

4. Legal basis, eligibility and rules of origin

The legal basis of this procedure is Regulation (EU) No 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 and 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) (OJ L 77, p.11-26). See Annex A2 of the practical guide.

Participation is open to all natural persons who are nationals of and legal persons (participating either individually or in a grouping – consortium – of candidates/tenderers) which are effectively established in a Member State of the European Union or in a eligible country or territory as defined under Article 8 of Regulation (EU) No 236/2014 establishing common rules and procedures for the implementation of the Union's instruments for external action (CIR) for the applicable instrument under which the contract is financed.

Participation is also open to international organisations.

Participation in procurement and grant procedures financed by the European Instrument for Democracy and Human Rights (EIDHR) and the Instrument contributing to Stability and Peace (IcSP)1 is fully untied2.

All supplies under this contract must originate in one or more of these countries.

For UK candidates or tenderers: Please be aware that following the entry into force of the EU-UK Withdrawal Agreement* on 1 February 2020 and in particular Articles 127(6), 137 and 138, the references to natural or legal persons residing or established in a Member State of the European Union and to goods originating from an eligible country, as defined under Regulation (EU) No 236/2014** and Annex IV of the ACP-EU Partnership Agreement***, are to be understood as including natural or legal persons residing or established in, and to goods originating in, the United Kingdom ****. Those persons and goods are therefore eligible under this call.

* Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.

** Regulation (EU) No 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.

*** Annex IV to the ACP-EU Partnership Agreement, as revised by Decision 1/2014 of the ACP-

[1] Regulation (EU) No 230/2014 of the European Parliament and of the Council of 11 March 2014 establishing an instrument contributing to stability and peace (OJ L 77, 15.3.2014, p. 1).
[2] Article 11 CIR.

EU Council of Ministers (OJ L196/40, 3.7.2014).

**** Including the Overseas Countries and Territories having special relations with the United Kingdom, as laid down in Part Four and Annex II of the TFEU.

5. Candidature

All eligible natural and legal persons (as per item 4 above) or groupings of such persons (consortia) may participate or tender.

A consortium may be a permanent, legally established grouping or a grouping which has been constituted informally for a specific procurement procedure. All partners of a consortium (i.e., the leader and all other partners) are jointly and severally liable to the contracting authority.

The participation or tender of an ineligible natural or legal person 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.

6. Number of requests to participate or tenders

No more than one request to participate or tender can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or partner of a consortium submitting a request to participate or tender). In the event that a natural or legal person submits more than one request to participate or tender, all requests to participate or tenders in which that person has participated will be excluded.

In case of lots, the candidates or tenderers may submit only one request to participate or tender per lot. Contracts will be awarded lot by lot and each lot will form a separate contract.

7. Grounds for exclusion

N/A

8. Sub-contracting

N/A

9. Number of candidates to be short-listed

N/A

10. Short-list alliances prohibited

N/A

11. Provisional date of invitation to tender

N/A

12. Provisional commencement date of the contract

N/A

13. Period of implementation of tasks

Seven hundred and thirty days (730) from contract signature until the taking over.

Defects Notification Period is three hundred sixty-five days (365) starting from the taking over.

14. Language of the procedure

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

15. Additional information

Decision of public interest has been taken by DGII that has started the expropriation process of the works site with a view to be finalized before the contract signature.

Signature of contract will be subject to availability of the works site resulting from the ongoing expropriation process.

Financial data to be provided by the candidate in the request to participate form or in the tender

submission form must be expressed in EUR. If applicable, where a candidate refers to amounts originally expressed in a different currency, the conversion to EUR shall be made in accordance with the InforEuro exchange rate of **June, 2022**, which can be found at the following address: http://ec.europa.eu/budget/graphs/inforeuro.html.

Tender opening session

21.09.2022 (14:00), local time – Turkey at MoTI/DGEUAFR/EUID premises at the address:

Hakkı Turayliç Caddesi No:5 B Blok Ground Floor Meeting Room (Giriş Kat Toplantı Salonu)
Emek / Çankaya / Ankara / TURKEY

Only two representatives of each tenderer will be allowed to participate in the tender opening session

How to obtain the tender dossier

The tender dossier is available from

Ministry of Transport and Infrastructure,
Directorate General for European Union Affairs and Foreign Relations,
Department of European Union Investments
(MoTI/DGEUAFR/EUID)
Hakkı Turayliç Caddesi No: 5 B Blok Kat: 10
Emek 06490 Çankaya, Ankara, Türkiye

upon payment of **2.500 TL (two thousand and five hundred Turkish Liras)**. It is also available for inspection at the premises of the Contracting Authority.

The tender dossier is also accessible on TED eTendering or https://op.uab.gov.tr. The website will be updated regularly and it is the tenderer's responsibility to check for updates and modifications during the submission period.

Interested tenderers, upon registering their company information and power of attorney of the person who receives the tender dossier and submitting a copy of the receipt for the payment of **2.500 TL (two thousand and five hundred Turkish Liras)** to the below mentioned bank account, can receive the tender dossier in electronic format (CD, USB memory stick or similar), from the Contracting Authority.

Bank account for the payment for the tender dossier:

T.C. Merkez Bankası Ankara Şubesi

Ulaştırma ve Altyapı Bakanlığı Merkez Saymanlık Müdürlüğü

IBAN No: TR67 0000 1001 0000 0350 1540 29

Please be ensure that the receipt for the payment indicates the following information as explanatory note:

Publication reference : NEAR/ANK/2022/EA-OP/0057

Contract title : Construction of Çerkezköy Intermodal Terminal (IMT)

Name of the legal entity including VAT number:

The Contracting Authority will send the tender dossier by courier if a company located outside Ankara wants to receive it and declares its interest in written form to the Contracting Authority, by considering enough time and also recommending the appropriate courier service for the specific location. The Contracting Authority does not accept any responsibility for late delivery of the tender dossier by the courier service. Payment for the courier service will be done by the recipient. The payment for the tender dossier **2.500 TL (two thousand and five hundred Turkish Liras)** will be provided to the bank account and the receipt for that amount will be submitted in the tenders as usual procedure for all interested companies.

SELECTION AND AWARD CRITERIA

16. Selection criteria

Capacity-providing entities

An economic operator (i.e. candidate or tenderer) 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 economic operator relies on other entities, it must in that case prove to the contracting authority that it will have at its disposal the resources necessary for the performance of the contract by producing a commitment by 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 relying on them and must comply with the selection criteria for which the economic operator relies on them. **Furthermore, the data for this third entity for the relevant selection criterion should be included in a separate document**. Proof of the capacity will also have to be provided when requested by the contracting authority.

With regard to technical and professional criteria, an economic operator may only rely on the capacities of other entities where the latter will perform the tasks for which these capacities are required.

With regard to economic and financial criteria, the entities upon whose capacity the economic operator relies, become jointly and severally liable for the performance of the contract.

The selection criteria are described in section 12.2 of the instruction to tenderers.

17. Award criteria

The most economically advantageous tender is the technically compliant tender with the lowest price.

PARTICIPATION

18. Requests to participate format and details to be provided

N/A

19. How requests to participate may be submitted

N/A

20. Deadline for submission of requests to participate

N/A

21. Clarifications on the contract notice

N/A

22. Outcome of the evaluation

N/A

23. Alteration or withdrawal of requests to participate

N/A