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**NE-Niamey: EDF — periodic maintenance of asphalt roads under the 10th EDF road programme  
2011/S 71-114171**

**Regions of Maradi and Zinder in Niger**

**Works contract notice**

1. **Publication reference:**  
EuropeAid/130922/D/WKS/NE.
2. **Procedure:**  
Open.
3. **Programme:**  
European Development Fund.
4. **Financing:**  
Financing agreement.  
The invitation to tender has been issued with a suspension clause. Contract award is dependent upon the rider to the financing agreement being approved. If this condition is not fulfilled, the contracting authority may withdraw from the contract or cancel the procurement procedure, without candidates or tenderers being entitled to claim any compensation.
5. **Contracting authority:**
  - a) Contracting authority:  
Ministry of the Economy and Finance, EDF National Authorising Officer, c/o 'European Union Unit', 265, avenue du Gouverneur Jules Brévié, PO Box 13854, Niamey, REPUBLIC OF NIGER. Tel. +227 20722127. Fax +227 20723520. E-mail: [cue-onfed@intnet.ne](mailto:cue-onfed@intnet.ne)
  - b) Supervisor:  
Minister for Infrastructure, Directorate-General for Largescale Works, place Nelson Mandela, PO Box 235, Niamey, REPUBLIC OF NIGER. Tel. +227 20722157 / 20203508. Fax +227 20722171. E-mail: [dgtp@intnet.ne](mailto:dgtp@intnet.ne)
  - c) Delegation of the European Commission in the Republic of Niger, rue du Commerce, BIA Building, 3rd Floor, PO Box 10388, Niamey, NIGER. Tel. +227 20734508 / 20732773. Fax +227 20732322. E-mail: [delegation-niger@ec.europa.eu](mailto:delegation-niger@ec.europa.eu)

**Contract specifications**

6. **Contract description:**

This invitation to tender, divided into 5 lots, is for strengthening work and periodic maintenance of asphalt roads in Niger with a total road length of approximately 396 km.

The work will chiefly involve:

  - cleaning and shrub clearance works alongside the roadway,
  - readjustment of the road's camber board with extra materials,
  - recycling of the base course with extra lateritic materials,
  - application of asphalt-concrete surfacing for lots 1 and 2 and surface dressing for lots 3, 4 and 5,
  - construction of structures and culverts,
  - scouring and cleaning of water structures,

- protection via kerbs, ripraps and gabions of the road shoulders, embankment slopes, embankment-slope bases and outlets for the structures,
- improvement works to junctions,
- construction of tollbooth and weighing stations,
- installation of road signs and application of road-markings,
- implementation of works to protect the environment.

7. **Number and titles of lots:**

No 1 — lot No 1: Tsernaoua-Madaoua; region of Maradi; 71 km; 22 months;

No 2 — lot No 2: Madaoua-Guidan-Roumji; 107 km; 20 months;

No 3 — lot No 3: Zinder-Guidimouni-Guidiguir; region of Zinder; 107 km; 20 months;

No 4 — lot No 4: Zinder-Bandé; 70 km; 13 months;

No 5 — lot No 5: Bandé-Magaria-Nigerian border; 41 km; 10 months.

Lot No 3 is divided into a firm phase (Zinder-Guidimouni stretch: 69 km) and a conditional phase (Guidimouni-Guidiguir: 38 km).

Lot No 5 comprises a firm phase (roadworks) and a conditional phase (construction of the tollbooth/weighing station).

The firm phases will take priority for contract award. Award of the conditional phases will depend on the availability of funds.

**Conditions of participation**

8. **Eligibility and rule of origin:**

Participation in the contract is open on equal terms to all natural persons and legal entities (irrespective of whether they are taking part as individuals or as part of a grouping (consortium) of tenderers) from the EU Member States and the ACP countries and territories, as authorised by the ACP-EC Partnership Agreement under which the contract is financed (see also point 22 below). Participation is also open to international organisations. All the goods supplied under this contract must originate in these countries.

9. **Grounds for exclusion:**

Tenderers must sign and submit the declaration, included with the tender form for a works contract, to the effect that they are not in any of the situations listed in section 2.3.3 of the Practical Guide to contract procedures for EU external actions.

10. **Number of tenders:**

Tenderers may not submit more than 1 tender per lot. Tenders for part of a lot will not be considered. Tenderers may state in their tender whether they would grant a discount should they be awarded several lots. Tenderers may not submit a variant tender in addition to their tender for the work required in the invitation to tender dossier.

11. **Tender guarantee:**

As regards his tender, the tenderer must submit a tender guarantee which complies with the model in section 3 of the 'Instructions to tenderers', or any other model with the same essential conditions which is acceptable to the contracting authority.

The tender guarantee must be for a value of at least:

- lot 1: 180 000 000 XOF or its equivalent in euro,
- lot 2: 150 000 000 XOF or its equivalent in euro,
- lot 3: 90 000 000 XOF or its equivalent in euro,
- lot 4: 60 000 000 XOF or its equivalent in euro,
- lot 5: 40 000 000 XOF or its equivalent in euro.

This will be returned to unsuccessful tenderers once the invitation to tender procedure has been completed and to the successful tenderer(s) once the contract has been signed by all parties.

12. **Performance bond:**

The successful tenderer will be required to provide a performance bond equal to 10 % of the contract value when the contract is signed. The bond must be furnished within 30 days of the date on which the tenderer receives the contract signed by the contracting authority. If the successful tenderer does not provide the bond within the time allowed, the contract will be rendered void and a new contract may then be drawn up and sent to the tenderer who submitted the second lowest-priced compliant tender.

13. **Briefing and/or site visit:**

A mandatory site visit will be organised by the supervisor from 23 to 28.5.2011. The contact details for confirmation of participation are: Mr Hassane Salaou, Director-General, Directorate-General for Largescale Works, place Nelson Mandela, PO Box 235, Niamey, NIGER. Tel. +227 20203014 / 96563634. Fax +227 20722171.

A briefing will be organised after the site visit.

14. **Tender validity:**

Tenders are to be valid for 90 days from the final date for submission of tenders.

15. **Implementation period:**

Completion times are:

lot 1: 22 months;

lot 2: 20 months;

lot 3: 20 months;

lot 4: 13 months;

lot 5: 10 months.

**Selection and award criteria**

16. **Selection criteria:**

Candidates will be selected by grading tenders on 2 scales, 1 for administrative compliance and the other an evaluation scale primarily considering economic, professional and technical capacity criteria, in accordance with the criteria used in section 4 of the 'Instructions to tenderers'.

17. **Award criterion:**

Price.

The contract will be awarded to the lowest-priced compliant tender.

**Tender submission**

18. **Procedures for obtaining the invitation to tender dossier:**

The invitation to tender dossier can be obtained from the awarding authority:

EDF National Authorising Officer, Ministry of the Economy and Finance, c/o 'European Union Unit', 265, avenue du Gouverneur Jules Brévié, PO Box 13854, Niamey, REPUBLIC OF NIGER. Tel. +227 20722127 / 20725186.

Fax +227 20723520. E-mail: [cue-onfed@intnet.ne](mailto:cue-onfed@intnet.ne)

against payment of 350 000 XOF, payable by certified and crossed cheque, made out to the 'Cellule Union européenne'. It can also be consulted in the contracting authority's offices at the address given in point 5. The standard tender form enclosed in the invitation to tender dossier must be used to draw up tenders. The clauses and format of this form must be strictly adhered to.

Questions regarding this invitation to tender must be sent in writing to: Director-General of Largescale Works, Ministry of Infrastructure, Directorate-General for Largescale Works, place Nelson Mandela, PO Box 235, Niamey, REPUBLIC OF NIGER. Tel. +227 20722157 / 20725186. Fax +227 20722171. E-mail: [dgtp@intnet.ne](mailto:dgtp@intnet.ne)

quoting the publication reference given in point 1. They must be sent at least 21 days before the final date for submission of tenders, given in point 19, and the contracting authority must reply at least 11 days before the final date for submission of tenders. Clarifications or minor amendments to the invitation to tender dossier will be published at least 11 days prior to the final date for submission of tenders on the EuropeAid Internet site at the following address: <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>

19. **Final date for submission of tenders:**

All tenders must be received no later than 15.7.2011 (10:00), local time, at the following address:  
EDF National Authorising Officer, Ministry of the Economy and Finance, c/o 'European Union Unit', 265, avenue du Gouverneur Jules Brévié, PO Box 13854, Niamey, REPUBLIC OF NIGER. Tel. +227 20722127 / 20725186.  
Fax +227 20723520. E-mail: [cue-onfed@liptinfor.net](mailto:cue-onfed@liptinfor.net)

Tenders received after this deadline will not be considered.

20. **Tender opening session:**

Tenders will be opened in public at 10:30 on this same date in the conference room of the 'European Union Unit'.

21. **Language for the procedure:**

All correspondence regarding this procedure must be in French.

22. **Legal basis:**

ACP-EC Partnership Agreement signed in Cotonou on 23.6.2000, as amended.