

This notice in TED website: <http://ted.europa.eu/udl?uri=TED:NOTICE:193710-2011:TEXT:EN:HTML>

**SZ-Mbabane: DCI — upgrading of the St Phillips road (D50) from km 11,3 to St Phillips town, and the link road to the MR8 as well as drainage structures
2011/S 118-193710**

Location — southern Africa/Swaziland

Works procurement notice

1. **Publication reference:**
EuropeAid/131455/C/WKS/SZ.
2. **Procedure:**
Open.
3. **Programme:**
Development Cooperation Instrument (DCI).
4. **Financing:**
Financing agreement CRIS Decision 2008/019-848.
5. **Contracting authority:**
European Commission, on behalf of and for the account of the Government of the Kingdom of Swaziland, Mbabane, SWAZILAND.
Physical address: Delegation of the European Union in the Kingdom of Swaziland, 4th floor, Lilunga House, Somhlolo Road, Mbabane, SWAZILAND.
Postal address: Delegation of the European Union in the Kingdom of Swaziland, PO Box A36, Swazi Plaza H101, Mbabane, SWAZILAND.

Contract specifications

6. **Description of the contract:**
The tender is for the upgrading of the St Phillips road (D50) from km 11,3 to St Phillips town, in addition to the link road from the D50 to the MR8, and corresponding drainage structures.
The site is situated in south-eastern Swaziland and the work included will mainly consist of the following:
— upgrading the St Phillips road (D50) from km 11,3 to St Phillips town and the link road to the MR8 to bitumen standard,
— a new large culvert to be constructed at km 13,065,
— roadworks including the establishment of the contractor's and engineer's facilities, compliance with environmental and social obligations, the relocation of services, the management of traffic, clearing and grabbing, roadbed preparation, earthworks, preparation of selected layers, subbase, crushed stone base, surfacing, construction of storm water cross-drainage concrete pipes, construction of lined and unlined side drains, establishment and finishing of borrow pits, erosion protection measures, finishing of road and road reserve,
— appurtenant works such as the erection of road signs, fencing, guardrails, road markings, kerbing, landscaping and grassing,
— the maintenance of works during defects liability period.
7. **Number and titles of lots:**
This tender is not divided into lots.

Terms of participation

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

Participation is open to all legal persons participating either individually or in a grouping (consortium) of tenderers which are established in a Member State of the European Union or in a country or territory of the regions covered and/or authorised by the specific instruments applicable to the programme under which the contract is financed (see also heading 22 below). All works, supplies and services under this contract must originate in one or more of these countries. Participation is also open to international organisations. The participation of natural persons is directly governed by the specific instruments applicable to the programme under which the contract is financed.

9. **Grounds for exclusion:**

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

10. **Number of tenders:**

Tenderers may submit only 1 tender per lot. Tenders for parts of a lot will not be considered. Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than 1 lot. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

11. **Tender guarantee:**

Tenderers must provide a tender guarantee of 130 000 EUR when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer(s) upon signature of the contract by all parties.

12. **Performance guarantee:**

The successful tenderer will be asked to provide a performance guarantee of 10 % of the amount of the contract at the signing of the contract. This guarantee must be provided together with the return of the countersigned contract no later than 30 days after the tenderer receives the contract signed by the contracting authority. If the selected tenderer fails to provide such a guarantee within this period, the contract will be void and a new contract may be drawn up and sent to the tenderer which has submitted the next cheapest compliant tender.

13. **Information meeting and/or site visit:**

A mandatory information meeting and site visit will be held on 27.7.2011 (9:00), local Swazi time at the office of the Delegation of the European Union, 4th floor, Lilunga House, Somhlolo Road, Mbabane, SWAZILAND.

14. **Tender validity:**

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders.

15. **Period of implementation of tasks:**

The implementation period of tasks is 12 months. The implementation period shall start from the commencement date (as specified in Article 33 of the general conditions) and end on the date of provisional acceptance.

Selection and award criteria

16. **Selection criteria:**

Economic and financial capacity of candidate:

1. An average annual turnover for the past 3 years of at least 5 000 000 EUR or equivalent (using InforEuro rate of the date of publication of the procurement notice), as evidenced by form 4.4 financial statement and the company's previous 3 years' certified statements of accounts.

2. Access to sufficient credit and other financial facilities (including cash deposits), to cover the required cash flow for the duration of the contract. The amount of credit or other financial facilities must exceed the equivalent of 1 000 000 EUR.

Technical and professional capacity of candidate:

3. Have completed (this means that the projects the tenderer refers to could have been started/implemented/ completed at any time during the indicated period but they do not necessarily have to be started and completed during that period nor implemented during the entire period) at least 3 projects of a nature/amount/complexity comparable to the works concerned by the tender over the last 5 years which involve significant construction of earthworks, chemical stabilisation of soil, bituminous paved roads and surfacing, as evidenced by form 4.6.4 and 4.6.5 and references and certificates from the relevant contracting authorities.

4. The capacity to carry out at least 70 % of the contract works by their own resources, which means that they must have the equipment, materials, human and financial resources necessary to enable them to carry out that percentage of the contract.

The lead member of a joint venture/consortium must have the ability to carry out at least 50 % of the contract works by their own means, and the consortium as a whole at least 70 % of the contract works by their own means.

5. All key personnel must have at least 5 years' appropriate experience and proven qualifications relevant to works of a similar nature to this project.

17. **Award criteria:**

Price.

Tendering

18. **How to obtain the tender dossier:**

The tender dossier is available from Aurecon South Africa (Pty) Ltd, contact person: Johan Kotze, Lynnwood Bridge Office Park, 4 Daventry Road, Lynnwood Manor, Pretoria, SOUTH AFRICA. Tel. +27 124272437. E-mail: jckotze@aurecongroup.com upon payment of 50 EUR, which excludes courier delivery. It is also available for inspection at the premises of the contracting authority, address as in point 5 above. Tenders must be submitted using the standard tender form included in the tender dossier, whose format and instructions must be strictly observed.

Tenderers with questions regarding this tender should send them in writing to delegation-swaziland@eaas.europa.eu and/or PO Box A36, Swazi Plaza, Mbabane, SWAZILAND (mentioning the publication reference shown in item 1) at least 21 days before the deadline for submission of tenders given in item 19. The contracting authority must reply to all tenderers' questions at least 11 days before the deadline for submission of tenders. Eventual clarifications or minor changes to the tender dossier will be published at the latest 11 days before the submission deadline on the EuropeAid website at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome> and on the Swaziland Delegation's website <http://eeas.europa.eu/delegations/Swaziland>

19. **Deadline for submission of tenders:**

28.9.2011 (12:00), local Swazi time.

Any tender received after this deadline will not be considered.

20. **Tender opening session:**

28.9.2010 (14:30), local Swazi time at the Delegation of the European Union, 4th floor, Lilunga House, Somhlolo Road, Mbabane, SWAZILAND.

21. **Language of the procedure:**

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

22. **Legal basis:**

Regulation (EC) No 1905/2006 of the European Parliament and of the Council of 18.12.2006 establishing a financing instrument for development cooperation.