

## SUPPLY PROCUREMENT NOTICE

PROJECT: **Optimal transition to greener production in printing industry**

Project Promoter: **Agens d.o.o.**, Medarska 69, 10090 Zagreb, Croatia

1. Publication reference

**2022/340854\_TD2.2022**

2. Procedure

### SPECIAL PROCUREMENT PROCEDURE

Project Promotor carries out Special Procurement Procedure by publishing Tender Announcement on its website (brief summary with link to Tender Announcement will be sent to Fund Operator), based on the occurrence of following conditions:

There is no possibility to collect more tenders on the market, because the subject of procurement is exclusively tied to a particular economic entity<sup>1</sup> which is the only entity that can deliver it due to technical reasons:

- Interoperability with existing Label Print Press including use of the stock of existing necessary special tools and accessories (necessary tooling) on existing Label Print Press and on a new Label Printing Press (new targeting Label Printing Press). In addition, based on the existing Know-How in operating with the existing printing press (trained operators), interoperability in broader sense for this particular supply takes into account special printing processes that have been developed by the Project Promotor and its organizational factors thus also extends to impact system-to-system performance.
- Upgrading of the existing printing system.

3. Programme

**"Business Development and Innovation Croatia" - Norway Grants 2014-2021**

4. Financing

**GRANT CONTRACT 2022/340854**

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<sup>1</sup> Economic Entity in this context is considered to be a legal or natural person, or community of such persons that carries out works, and/or deliver goods, and/or deliver services on the market.

## CONTRACT SPECIFICATIONS

### 5. Description of the contract

One contract will be awarded. The subject of the contract is the supply, delivery (transport), mounting, installation and trial run of the the 1 (one) Label Printing Press. Furthermore, subject of the contract is training of the employees in production who will be in charge of handling the new machine and conducting the maintenance, documentation and instructions on English language, and the after-sales service for the supplied equipment by the Contractor. Warranty is 12 months after successful trial. After sales services includes maintenance and services with response time in specified time frame – within 48 hours of malfunction notice receipt.

### 6. Information about the Contracting Authority/Contracting Project Promoter:

Contracting Authority: Agens d.o.o.

Address: Medarska 69, 10090 Zagreb, Croatia

VAT No.: HR73831655633

Phone number: +385 1 38 62 830

E-mail: direktor@etikete-agens.hr

Authorised representative: Željko Bošnjak, CEO

### 7. Information about the person in charge of communication

Name and surname: Iljen Blažević

E-mail: iljen@etikete-agens.hr

## TERMS OF PARTICIPATION

### 8. Eligibility

Participation is open to all legal persons participating either individually or in a grouping (consortium) of tenderers.

Grounds for obligatory exclusion:

1) if company or undertaking or a person authorized for its legal representation has been legally convicted of the criminal offense of participating in a criminal organization, criminal association, committing a criminal offense as part of a criminal association, association to commit criminal offenses, terrorism or criminal offenses related to terrorist activities, money laundering or financing of terrorism, child labor or other forms of human trafficking, corruption, accepting bribes in business operations, giving bribes in business operations, abuse in the public procurement process, abuse of position and authority, illegal favouritism, accepting

bribes, giving bribes, trading in influence, giving bribery for influence trading, abuse of position and authority, abuse of state authority duties, illegal mediation, fraud, fraud in business operations, tax or customs evasion, subsidy fraud; or

2) if company or undertaking has not fulfilled the obligation to pay salaries to employees, pay overdue tax obligations and obligations for pension and health insurance, unless he has been granted a postponement of payment of said obligations according to special rules; or

3) if company or undertaking has falsely declared, presented or provided information regarding the conditions that the Client stated as reasons for exclusion or qualification conditions; or

4) if in the last two years up to the start of the procurement procedure, company or undertaking has committed a serious professional failure that the Contracting Project Promotor can prove in any way.

#### 9. Number of tenders

Tenderers may not submit a tender for a variant solution in addition to their tender for the supplies required in the tender dossier.

#### 10. Performance guarantee

The successful tenderer will be asked to provide a performance guarantee relating to the after sales services of 5% 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 8 days after the tenderer receives the contract signed by the Contracting Project Promotor. 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. The performance guarantee related to the after sales services shall be released within 45 days upon expiry of all after sales services granted for the goods being the subject of this contract and as described under the Annex II – Technical Specifications.

#### 11. Information meeting and/or site visit

No information meeting is planned.

#### 12. Tender validity

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

#### 13. Period of implementation of tasks

By signing the contract, the Contractor agrees to adhere to the deadlines set by the Contracting Project Promotor meaning that these deadlines are binding and cannot be altered.

- Delivery (I.T.T<sup>1</sup>, Article 1) shall be made at the latest after 70 days after the commencement of the Contract.

- Installation (Annex I: Technical Specifications) shall be made at the latest after 70+10 days after the commencement of the Contract
- Testing and training (Annex I: Technical Specifications) shall be made at the latest after 80+10 days after the commencement of the Contract.

## SELECTION AND AWARD CRITERIA

### 13. Selection criteria

The following selection criteria will be applied to tenderers. In the case of tenders submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

1) Economic and financial capacity of tenderer (based on i.a. item 3 of the Tender Form for a Supply Contract). In case of tenderer being a public body, equivalent information should be provided.

The annual turnover of the tenderer for the years 2020 and 2021 must be at least of the submitted financial proposal.

The averages of cash and cash equivalents at the beginning and end of year are positive.

#### 2) Professional capacity of tenderer

The tenderer must provide manufacturer's certified authorization to represent, distribute and provide after sale service during and after warranty period for offered goods.

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. Some examples of when it may *not* be considered appropriate by the Contracting Project Promotor are when the tenderer relies in majority on the capacities of other entities or when they rely on key criteria. If the tenderer relies on other entities it must prove to the Contracting Project Promotor 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, as the economic operator. Furthermore, the data for this third entity for the relevant selection criterion should be included in the tender in a separate document. Proof of the capacity will also have to be furnished when requested by the Contracting Project Promotor.

### 14. Award criteria

Price

## TENDERING

### 15. How to obtain the tender dossier

The tender dossier is available from the Contracting Authority from the from the Contracting Project Promotor web page: <https://etikete-agens.hr/en/green-print-eng/>.

Tenders must be submitted using the standard Tender Form for a Supply Contract 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 [illen@etikete-agens.hr](mailto:illen@etikete-agens.hr) (mentioning the publication reference) at least 5 days before the deadline for submission of tenders given. The Contracting Project Promotor must reply to all tenderers' questions at least 3 days before the deadline for submission of tenders. Eventual clarifications or minor changes to the tender dossier shall be published at the latest 3 days before the submission deadline on the Contracting Project Promotor web page: <https://etikete-agens.hr/en/green-print-eng/>.

### 16. Deadline for submission of tenders

Tenders must be received before the deadline, at least 10 calendar days after the date of publication of this procurement notice, 15.00 and be sent to the following address Agens d.o.o., Medarska 69, HR –10000 Zagreb by registered letter with acknowledgement of receipt or hand-delivered against receipt signed by its representative Željko Bošnjak. Any tender received after this deadline will not be considered.

### 17. Tender opening session

The tenders will be opened on 21.9.2022.\*, 11.00 h (Zagreb), at the premises of Agens d.o.o., Medarska 69, 10090 Zagreb, Croatia.

\*provisional date

### 18. Language of the procedure

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

### 19. Legal basis

Rules for the submission, selection and implementation of contracts financed under this call for tenders, are in conformity with the provisions of the HR-INNOVATION Procurement Guidelines of the "Business Development and Innovation Croatia" Programme (document is a part of the tender dossier and can be downloaded from the Contracting Project Promotor following web page: <https://etikete-agens.hr/en/green-print-eng/>). The Project Promoter has further on provided information in refer to the Special Procurement Procedure in the document: DESCRIPTION - SPECIAL PROCUREMENT PROCEDURE.

Norway Grants 2014-2021 web page address of Programme is:  
<https://eeagrants.org/countries/croatia>.

The implementation of these HR INNOVATION Procurement Guidelines shall be monitored by Innovation Norway, the Fund Operator of the “Business Development and Innovation Croatia” Programme (hereinafter referred to as Fund Operator).

Web page address is:

<https://www.innovasjon Norge.no/en/start-page/eea-norway-grants/>