

## CLARIFICATION II

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<b>Project Title</b>	Central Supervision Over the Works of Project WATSAN FBiH (EIB)
<b>Executing Agency</b>	Federal Ministry of Agriculture, Water Management and Forestry (FMoAWMF)
<b>Date of Clarification</b>	26 March 2018
<b>Clarification Deadline</b>	30 March 2018
<b>Submission Date</b>	13 April 2018

### Response to the Clarification Requests of the Applicants

The questions received from the applicants for the above mentioned service contract during the invitation for prequalification step are given below. The answers are given under each question in italics.

All other terms and conditions of the Procurement Notice remain unchanged. The above stated corrigendum (PR: 2018/S 054-118666) **and** below alterations and /or corrections to the Procurement Notice are integral part of the Procurement Notice.

This clarification will also be published on the Official web-page of the Project WATSAN FBiH under section Tenders (link below).

[http://www.watsanfbih.org/oglas\\_i\\_en.php](http://www.watsanfbih.org/oglas_i_en.php)

1. The Contract Notice, Technical Capacity of the Candidate, Selection Criterion 3.1 a) reads: *“for/including supervision and design in the environment sector with a minimum value of 1 350 000 EUR (one million three hundred fifty thousand) excluding VAT in a single project (proportion carried out by the candidate)”*.

Can you please clarify what do you consider as “environment sector”? Since the project refers strictly to water supply and wastewater infrastructure, it is our opinion that this criterion would refer to this type of projects. The term “environment sector” includes also other type of projects such as solid waste, air quality, industrial pollution, flood protection, river rehabilitation etc. which are not relevant.

This criterion is very important because the cumulative value of such project references will be used as secondary criterion in case more than 8 Candidates are shortlisted.

**ANSWER 1:**

*The criterion 3.1.a) concerning Technical capacity clearly states:*

*“for/including supervision and design in the environment sector”*

*Therefore, eligibility of candidates’ experience if referred to the conditions stated within the criterion 3.1.a) will not be limited to certain segments of the environment sector. Any successfully completed project from within the overall environment sector, with a minimum value and conditions as stated within the Procurement Notice under the criterion 3.1.a), will be considered as eligible reference.*

2. In response to the Pre-qualification Criteria, Technical capacity of candidate, technical capacity criterion 3.1.(a), (b), (c), (e);

Could you please confirm or clarify if the candidates can present their “ongoing contracts” as references, if they are covering the specified requirements and the completed amounts (proportion carried out by the candidate) of these references are fulfilling the budget criterion specified in 3.1 (a) already?

**ANSWER 2:**

*The criterion 3.1 concerning Technical capacity and addressing respective sub-criteria clearly states the following:*

*“The candidate should have successfully completed at least 2 service contracts in the last 6 years prior to the submission deadline of this application (from April 2012 to April 2018)”*.

*Therefore, following the criterion 3.1 /including the sub-criteria a); b); c); e)/ only successfully completed projects shall be considered as eligible references.*

3. In technical capacity criterion 3.1 (a), it is stated that “*for/including supervision and design in the environment sector with a minimum value of 1 350 000 EUR (one million three hundred fifty thousand) excluding VAT in a single project (proportion carried out by the candidate)*”

Could you please confirm or clarify if the project references which are solely including design or solely including supervision are acceptable respectively? In other words, could you please confirm if the references for this criterion is not necessarily to include “supervision and design” at the same time in a single project?

**ANSWER 3:**

*The consultant’s reference(s) in the environment sector with a minimum value of 1.350.000 EUR in a single project will be eligible if containing any consulting services such as, a reference that only contains either one of the supervision and/or design or that contains both of the mentioned services.*

4. Regarding the technical capacity criterion 3.1 (e), could you please confirm if the projects governed by FIDIC Gold Book (Design, Build and Operate) are acceptable as references?

**ANSWER 4:**

*Following the conditions stated within the technical capacity criterion 3.1 (e), namely “for/including construction supervision for any kind of construction which is governed by FIDIC contract conditions including both Red and Yellow Books“- Projects governed by FIDIC Gold Book are not acceptable as references under 3.1.e).*

5. We kindly ask you to clarify if design review, undertaken by the Engineer as part of its obligations on design-build projects (FIDIC Yellow Book), is considered eligible for the first technical qualification criterion 3.1.a), i.e., „a) for/including supervision and design in the environment sector with a minimum value of 1 350 000 EUR (one million three hundred fifty thousand) excluding VAT in a single project (proportion carried out by the candidate);“

**ANSWER 5:**

*Following the conditions stated under the respective technical qualification criterion 3.1 a), namely „for/including supervision and design in the environment sector with a minimum value of 1 350 000 EUR (one million three hundred fifty thousand) excluding VAT in a single project (proportion carried out by the candidate);“, Design review, undertaken by the Engineer as part of his obligations on design-build projects (FIDIC Yellow Book) is considered eligible for the technical qualification criterion under 3.1.a).*