**Tender Reference Number: UA-1702/3.1/0130/1**

**WORK CONTRACT NOTICE**

The Greek Catholic Eparchy of Mukachevo (Uzhhorod, Ukraine) intends to carry out restoration work at the Cathedral of the Holy Cross (Uzhhorod, Zakarpatska oblast, Ukraine) and, in order to award the contract announces and open tender on the terms set out below.

The sources of funding: restoration works will be partially financed from the EU grant allocated under project “Restore your common history and cultural heritage” (No HUSKROUA/1702/3.1/0130) within the framework of Hungary-Slovakia-Romania-Ukraine ENI CBC Programme 2014-2020 (Project registration card in Ukraine – No4297 dated 19/02/2020).

**A/ CONTRACT DATA**

1. **Contract title**

"Restoration of wall painting and iconostasis of the national historic and architect landmark "Cathedral" (watch list number: 164), located: 9,11, Kapitulna Street (new name 1, Bachynski Square), Uzhhorod, Zakarpatska oblast"

1. **Publication reference**

<http://cathedral.uz.ua/>

<http://cathedral.uz.ua/event/%D0%BE%D0%B3%D0%BE%D0%BB%D0%BE%D1%88%D0%B5%D0%BD%D0%BD%D1%8F-%D0%BF%D1%80%D0%BE-%D1%82%D0%BE%D1%80%D0%B3%D0%B8/>

1. **Procedure**

Open tender procedure in the programme area, the estimated cost of the works is in the range of EUR 300 001.00 to EUR 5 000 000.00).

Responsible for the tender procedure: the tender committee established by the Contracting Authority for carrying out procurements under the Project.

1. **Programme title**

The project “Restore your common history and cultural heritage” (No HUSKROUA/1702/3.1/0130) under Hungary-Slovakia-Romania-Ukraine ENI CBC Programme 2014-2020

1. **Financing**

Financing Agreement of the Hungary-Slovakia-Romania-Ukraine ENI CBC Program 2014-2020, Grant Contract HUSKROUA/1702/3.1/0130, dated 27 August 2019 and own funds of the Contracting Authority.

The works subject to the procurement are planned to be partially financed from the ENI grant funds, while the Contracting Authority, in addition to the norms set by the laws of Ukraine, is obliged to comply with all the requirements of the ENI CBC Programme related to such procurement procedures.

1. **Contracting authority**

Non-Governmental Organization, the Greek Catholic Eparchy of Mukachevo, address: 89000, 18, Zakarpatska street, Uzhhorod, Zakarpatska oblast, Ukraine.

**B/ CONTRACT SPECIFICATIONS**

1. **Description of the contract**

The subject of the Contract is the execution of restoration works of wall painting and iconostasis at Cathedral of the Holy Cross in Uzhhorod (9,11, Kapitulna Street (new name 1, Bachynski Square, Uzhhorod, Zakarpatska oblast, Ukraine) – national historic and architect landmark, watch list number 164, including the followings:

* Restoration of wall painting (immovable object); and,
* Restoration of the iconostasis (movable object related to the immovable object of cultural heritage).

The volume of restoration works is provided by the design project and cost estimate documentation.

The list of stages will be agreed with the winner of the tender.

1. **Number and titles of lots**

**One lot only**

**C/ TERMS OF PARTICIPATION**

1. **Eligibility and rules of origin**

Participation is open to all natural persons, who are nationals of and legal persons (participating either individually or in a grouping – consortium – of tenderers), which are effectively established in a Member State of the European Union or in an eligible country or territory as defined under Regulation (EU) No236/2014 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 (see also heading 24 below). Participation is also open to international organisations.

1. **Grounds for exclusion**

Tenderers must submit a signed declaration, included in the tender form for the works contract (Forms No2, No6 and No6-1), to the effect that they are not in any of the situations for exclusion**.**

Tenderers included in the lists of EU restrictive measures at the moment of the award decision cannot be awarded the contract.

1. **Number of tenders**

Tenderers may submit only one tender per lot. Tenders for parts of a lot will not be considered. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

1. **Tender guarantee**

**No tender guarantee is required**

1. **Performance guarantee**

**No performance guarantee required**

1. **Information meeting and site visit**

An information meeting, incl. the site visit will be held on April 09, 2020 at 15:00 at the address: Bishop’s Residence, 1, Bachynski square, Uzhhorod, 88000 Zakarpattia oblast, Ukraine.

Please confirm your participation:

[luksha.eugene@gmail.com](mailto:luksha.eugene@gmail.com) or tel. +380505198570, +380503458570,

contact person – Eugene Luksha, project manager.

1. **Tender validity**

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders. In exceptional circumstances, the contracting authority may, before the validity period expires, request that tenderers extend the validity of tenders for a specific period.

1. **Period of implementation of tasks**

**Within 24 months from the date of signing the Contract**

**D/ SELECTION AND AWARD CRITERIA**

1. **Selection criteria**

***Economic and financial selection criteria:***

* **The average annual turnover of the tenderer in the field of activity related to the activity on similar sites during the last 3 years should be at least UAH 6,000,000.00.**
* **The tenderer must submit a solvent balance sheet as per the last reporting date preceding the date of the tender (according to the financial statements required by the national legislation of the legal entity (for Ukraine – Balance Sheet (Financial Statement) (f. №1), Financial Statement results (Statement of comprehensive income) (f. № 2) or equivalent in the country of the tenderer’s registration).**

***Professional and technical selection criteria:***

**a) The tenderer must have a state registration on the territory of Ukraine as an individual entrepreneur or legal entity (for foreign companies – legal entity residence). The tenderer's activities must be consistent with the goals and objectives set out in its constituent documents.**

**b) The tenderer must have a license (valid for the entire period of works under this procurement) issued by the State Architect and Construction Inspectorate of Ukraine, CC3 class of consequences, for the following types of works:**

* ***1.11.00 restoration, conservation, renovation works, rehabilitation of cultural heritage sites.***

**c) The tenderers must have other permits confirming the right to perform restoration/construction works in force at the time of the deadline for submission of tenders, the validity of which must be at least not less than the duration of the restoration/construction work under the contract.**

**d) The tenderer must comply with the requirements set by the laws of Ukraine, which are required for labour protection, safety and environmental protection measures, when performing works of restoration of national historic and architect landmarks.**

**e) The tenderer must complete at least 2 projects of similar nature/amount/complexity, as well as the works foreseen by the tender (restoration of wall painting, restoration of wooden elements and parts with gilding, conservation of works of art, monuments of sculpture, painting), which were completed within 5 years of the deadline for submission of tenders (2015-2019). The Contracting authority reserves the right to request copies of statements of completed works transfer/acceptance, signed by the supervisors/customers of the specified projects.**

**(The project referred to by the tenderer may be started/implemented/completed at any time during the specified period, but it does not necessarily have to be started and completed during that period, or implemented throughout the specified period).**

**The tenderer must have recommendations from at least 2 contracting entities for the projects defined in the paragraph e) above;**

**f) The tenderer must be able to execute the works that are subject to this tender in its entirety or with the involvement of subcontractors:**

* **The tenderer must be able to carry out at least 70% of the contract work on its own, i.e. he/she must have sufficient equipment, materials, human and financial resources to perform this volume of work (the share of subcontractors must not exceed 30% of the contract amount);**
* **When a tender proposal is submitted by a consortium, the lead partner must be able to complete at least 50% of the contract work on their own.**
* **When a tender proposal is submitted by a consortium, the partner (except the lead partner) must be able to perform at least 10% of the contract work on their own (the criterion of the status of the consortium member organization).**

**g) Permanent key staff and specialists (at least 5 restoration specialists, who at the time of submission of the proposal are in labour relations with the tenderer in the areas related to this contract), who will be involved in the execution of the work must have a minimum of 3 years of relevant experience attesting to their qualifications for the works that are the subject of this procurement.**

1. **Award criteria**

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

**E/ TENDERING**

1. **How to obtain the tender dossier**

**The tender dossier (except drawings) is available for download on the web-site** [**http://cathedral.uz.ua/**](http://cathedral.uz.ua/)**.**

**The tender dossier is also available for information purposes at the premises of the Bishop’s Residence: 1, Bachynski Square, 89000 Uzhhorod, Ukraine.**

**Tenders must be submitted using the standard tender form contained in the tender dossier, whose format and instructions must be strictly observed.**

**Tenderers with questions regarding this tender should send them in writing to the e-mail address:** [luksha.eugene@gmail.com](mailto:luksha.eugene@gmail.com) **or to the postal address 1, Bachynski Square, 89000 Uzhhorod, Ukraine, at least 15 days before the deadline for submission of tenders given in paragraph 20. 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 website** [**http://cathedral.uz.ua/**](http://cathedral.uz.ua/)**.**

1. **Deadline for submission of tenders**

**The deadline for submission of tender proposals is April 27, 2020 by 16:00 Kyiv time. Working hours of the Greek Catholic Eparchy of Mukachevo: Monday – Friday from 8:00 to 17:00; days off: Saturday, Sunday.**

**Any tender proposal received by the Contracting authority after this deadline will not be considered.**

**Tender proposals must be submitted in hard copies with added electronic copies of certain documents as set by the requirements of the tender dossier and described in the Guidelines for tenderers to the following address:**

**1, Bachynski Square, 89000 Uzhhorod, Ukraine (Bishop’s Residence)**

1. **Tender opening session**

**Tender opening session will be held at Bishop's Residence, 1, Bachynski Square, 89000 Uzhhorod, Ukraine on April 28, 2020 at 15:00 by Kyiv time.**

1. **Language of the procedure**

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

1. **Repetition of similar works**

**Subsequent to the initial contract resulting from the current tender procedure, new works consisting in the repetition of similar works, up to the estimated amount, may be entrusted to the initial contractor by negotiated procedure without prior publication of a contract notice, provided the new works are in conformity with the same basic project.**

1. **Legal basis**

**Regulation (EU) № 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**

**Regulation for Implementation (Implementing Rules, Chapter 4 Section 1, “Procurement”, Article 52-56), approved by the European Commission (EC) № 897/2014 on 18 August 2014, which sets out specific provisions for the implementation of cross-border programs financed under to Regulation (EU) № 232/2014 of the European Parliament and of the Council establishing a European Neighbourhood Instrument.**

**Also, the tender dossier takes into account the requirements of the legislation of Ukraine, in particular:**

* **Legislative and other normative acts on the preservation and management of cultural heritage, in particular the Law of Ukraine "On the Protection of Cultural Heritage" dated 08.06.2000 № 1805-III.**
* **Legislative and other normative acts of Ukraine governing capital construction and restoration activities.**
* **Legislative and other regulatory acts governing the use of international technical assistance funds, in particular Regulation No153 of the Cabinet of Ministers of Ukraine dated February 15, 2002, “On the Establishment of a Unified System for Attracting, Using and Monitoring International Technical Assistance”.**

1. ANNEXES available on the web-page <http://cathedral.uz.ua/>

Section 1. **Technical specifications and drawings**

Section 2. **INSTRUCTIONS TO TENDERERS**

Section 3. **TENDER FORMS**