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**HR-Zagreb: IPA — improving information to the Croatian business community — Bizimpact II
2012/S 50-080684**

Location: Europe (non-EU) — Croatia

Service procurement notice

Common procurement vocabulary (CPV):

Main object:

79311410 Economic impact assessment

Additional object(s):

79300000 Market and economic research; polling and statistics

79311200 Survey conduction services

79416200 Public relations consultancy services

79951000 Seminar organisation services

1. **Publication reference:**

EuropeAid/131132/D/SER/HR.

Internet address(es):

General address of the contracting authority: <http://www.safu.hr>

2. **Procedure:**

Restricted.

3. **Programme:**

IPA.

4. **Financing:**

Financing agreement.

5. **Contracting authority:**

Central Finance and Contracting Agency, Zagreb, REPUBLIC OF CROATIA.

6. **Nature of contract:**

Fee-based.

7. **Contract description:**

The overall objective of this project is improvement of the business environment thus enhancing the levels of competitiveness in the country. The purpose of the operation is to further develop the capacity of policymakers and business organisations to identify, analyse and communicate future impact of key regulatory areas for business in Croatia, improve the awareness of the business community regarding these key areas and leverage the development of a stronger culture of entrepreneurship specifically focused on regional development.

The main project beneficiary is the Ministry of Entrepreneurship and Crafts (MEC), while other project beneficiary/partners are: Croatian Agency for Small Enterprises (HAMAG), Croatian Chamber of Economy (HGK), Croatian Chamber of Crafts (HOK), Croatian Employer Association (HUP). Institutions listed as other project beneficiaries/partners cannot apply as a service providers nor can be subcontracted for the activities in this project.

The project activities encompass review, changes, updates and additions in the developed impact assessment (IA) methodology and manual with economic IA particularities in line with the RIA system methodology and

model of structures, training and development of specified economic IA, review and development of consultation mechanism, review of international best practice on effective consultation tools for economic IA, awareness raising, implementation of Croatian business test panel, creation of new mini-guides on relevant legislation, and an SME and crafts newsletter.

8. **Numbers and titles of lots:**

The contract is divided into lots: No, 1 lot only.

9. **Budget:**

Maximum budget: 1 500 000 EUR.

10. **Scope for additional services:**

The contracting authority may, at its own discretion, extend the project in duration and/or scope, subject to the availability of funding, up to a maximum not exceeding the length and value of the initial contract. Any extension of the contract would be subject to satisfactory performance by the contractor.

Conditions of participation

11. **Eligibility:**

Participation is open to all legal persons (participating either individually or in a grouping (consortium) of candidates) 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 item 29 below). Participation is also open to international organisations. The participation of natural persons is governed by the specific instruments applicable to the programme under which the contract is financed.

12. **Candidature:**

All eligible natural and legal persons (as per item 11 above) or groupings of such persons (consortia) may apply.

A consortium may be a permanent, legally-established grouping or a grouping which has been constituted informally for a specific tender procedure. All members of a consortium (i.e., the leader and all other members) are jointly and severally liable to the contracting authority.

The participation of an ineligible natural or legal person (as per item 11) will result in the automatic exclusion of that person. In particular, if that ineligible person belongs to a consortium, the whole consortium will be excluded.

13. **Number of applications:**

No more than 1 application can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or member of a consortium submitting an application). In the event that a natural or legal person submits more than 1 application, all applications in which that person has participated will be excluded.

14. **Shortlist alliances prohibited:**

Any tenders received from tenderers having a different composition than the ones on the application forms will be excluded from this restricted tender procedure, unless prior approval from the contracting authority has been obtained — see PRAG 2.4.3. Shortlisted candidates may not form alliances or subcontract to each other for the contract in question.

15. **Grounds for exclusion:**

As part of the application form, candidates must submit a signed declaration, included in the standard application form, to the effect that they are not in any of the exclusion situations listed in Section 2.3.3 of the 'Practical Guide to contract procedures for EU external actions'.

16. **Subcontracting:**

Subcontracting is allowed.

Maximum percentage of the contract value which may be subcontracted: 16 %.

Activities which may be subcontracted:

project website development

e-consultation tools development

virtual centre of excellence website development

survey on e-consultation

survey on legislation for new mini-guides

survey on entrepreneurs' and craftsmen's perspective on issues regarding the business environment in Croatia.

17. Number of candidates to be shortlisted:

On the basis of the applications received, at least 4 and at most 8 candidates will be invited to submit detailed tenders for this contract. If the number of eligible candidates meeting the selection criteria is less than the minimum of 4, the contracting authority may invite the candidates who satisfy the criteria to submit a tender.

Provisional timetable

18. Provisional date of invitation to tender:

26.6.2012.

19. Provisional commencement date of the contract:

11.2.2013.

20. Initial period of implementation of tasks:

Duration in months: 24.

Selection and award criteria

21. Selection criteria:

Same criteria for legal and natural person.

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

1) Economic and financial capacity of candidate:

In the case of the applicant being a public body equivalent information should be provided:

1. the average annual turnover of the candidate for the years 2009, 2010 and 2011 must have been equal to or exceeded 800 000 EUR (2009 is considered to be 2 years before last year, 2010 is considered to be the year before last and 2011 is considered to be last year);

2. the cash and cash equivalents at the end of 2009, 2010 and 2011 are positive.

2) Professional capacity of candidate:

1. at least 5 staff currently work for the applicant in fields related to this contract (economic impact assessment and regulatory impact assessment (RIA)) and are permanent.

3) Technical capacity of candidate:

1. the candidate has successfully completed at least 1 technical assistance project covering the following fields: economic impact assessment and regulatory impact assessment. The project(s) must have been completed in the years 2009, 2010, 2011 or 2012 (until the deadline for receipt of applications). Both fields can be covered by 1 single project or by separate projects;

2. the project(s) must have been with a budget (own contribution) equal to or exceeding 1 000 000 EUR. In case the abovementioned fields (economic impact assessment and regulatory impact assessment) are covered by separate projects only 1 of the projects must have been with a budget (own contribution) equal to or exceeding the established amount of 1 000 000 EUR.

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 authority are when the tenderers rely in majority on the capacities of other entities or when they rely on key criteria. If the candidate relies on other entities it must in that case prove to the contracting authority 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 and notably that of nationality, 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 authority.

If more than 8 eligible candidates meet the above selection criteria, the relative strengths and weaknesses of the applications of these candidates must be re-examined to identify the 8 best applications for the tender procedure. The only factors which will be taken into consideration during this re-examination are:
the total number of projects managed by the candidate according to criterion 3;
in case of competition between 2 or more candidates having the same number of eligible projects, the candidates will be ranked in descending order according to the total amount of their own contribution to the eligible projects.

22. **Award criteria:**
Best value for money.

Application

23. **Deadline for receipt of applications:**
4.5.2012 (16:00), local time.
Any application received after this deadline will not be considered.
24. **Application format and details to be provided:**
Applications must be submitted using the standard application form, the format and instructions of which must be strictly observed. The application form is available at the following Internet address: http://ec.europa.eu/europeaid/work/procedures/implementation/services/index_en.htm
Any additional documentation (brochure, letter, etc.) sent with an application will not be taken into consideration.
25. **How applications may be submitted:**
Applications must be submitted exclusively to the contracting authority in the following language: English — either by recorded delivery (official postal service) to:
Central Finance and Contracting Agency, Ulica grada Vukovara 284, objekt C, 10000 Zagreb, CROATIA,
— or hand delivered (including courier services) directly to the contracting authority in return for a signed and dated receipt to:
As in abovementioned address.
The contract title and the publication reference (see item 1 above) must be clearly marked on the envelope containing the application and must always be mentioned in all subsequent correspondence with the contracting authority.
Applications submitted by any other means will not be considered.
26. **Alteration or withdrawal of applications:**
Candidates may alter or withdraw their applications by written notification prior to the deadline for submission of applications. No applications may be altered after this deadline.
Any such notification of alteration or withdrawal shall be prepared and submitted in accordance with item 25.

The outer envelope (and the relevant inner envelope if used) must be marked 'Alteration' or 'Withdrawal' as appropriate.

27. **Operational language:**

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

28. **Date of publication of contract forecast notice:**

16.3.2011.

Notice number in OJ: [2011/S 52-084149](#).

29. **Legal basis:**

EC Council Regulation No 1085/2006 of 17.7.2006 establishing an Instrument for Pre-Accession Assistance (IPA).

30. **Additional information**

31. **Date of dispatch of this notice:**

29.2.2012.