

**Procurement Notice No. 1 in 2016**

***Equipment purchase for CEE Bankwatch Network. The requirement is to supply a portable, compact environmental dust particle monitor.***

The Notice refers to **equipment purchase** to be procured from a company based in an EU country (hereinafter “supplier”).

The equipment will be used to monitor particulate matter emissions (PM 10 and PM 2.5) continuously for periods of at least one month, and in the countries of operation of CEE Bankwatch Network.

Essential technical requirements of the sought equipment:

- PM monitored – PM10 and PM2.5
- power supplied, with battery included to mitigate the risk of power shortage
- record data continuously, for at least 1 month
- large volume PM storage capacity, at least 5000 µg/m<sup>3</sup>
- software to transfer and interpret the data recorded on the PC and provide graphs
- make data available in real time, stored in the internal memory and shown directly real-time on the internet
- compact and easy to carry (it will be carried on board of aircrafts from one location to another)

In addition to the technical requirements, the supplier should provide training on the use of equipment as well as ensure calibration and other maintenance operations.

Submission Requirements:

Responses to the notice are to be submitted in English by email to [ioana.ciuta@bankwatch.org](mailto:ioana.ciuta@bankwatch.org) and [stanas@bankwatch.org](mailto:stanas@bankwatch.org), no later than the closing date.

The offer should include technical details of the equipment, a detailed table with the built-in components and the optional ones, together with their costs estimates. The offer should also include price/conditions of maintenance and price for the operation training, as well as any additional costs if any. Also warranty period.

In the response to the notice, tenderers are required to certify that they do not fall into any situation that is grounds for exclusion from participation in the procurement [1].

The **closing date** for the submission of tenders is close of business **July 29<sup>th</sup>, 2016** Central and Eastern European time.

**[1] Grounds for exclusion from participation in a procurement:**

Candidates will be excluded from participation in a procurement procedure if:

- they are bankrupt or being wound up, are having their affairs administered by the courts, have entered into an arrangement with creditors, have suspended business activities, are the subject of proceedings concerning these matters, or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations;
- they have been convicted for an offence concerning their professional conduct by a judgement which has the force of *res judicata*;
- they have been guilty of grave professional misconduct proven by any means justifiable;
- they have not fulfilled obligations relating to the payment of social security contributions or the payment of taxes in accordance with the legal provisions of the country in which they are established or with those of the country where the contract is to be performed;
- they have been the subject of a judgement which has the force of *res judicata* for fraud, corruption, involvement in a criminal organisation or any other illegal activity detrimental to the Communities' financial interests;
- they are currently subject to an administrative penalty referred to in section 2.3.5 of the Practical Guide to contract procedures for EC external actions:

*Without prejudice to the application of penalties laid down in the contract, candidates or tenderers and contractors who have made false declarations, have made substantial errors or committed irregularities and fraud, or have been found in serious breach of their contractual obligations may be excluded from all contracts and grants financed by the Community budget for a maximum of five years from the date on which the infringement is established, as confirmed following an adversarial procedure with the contractor. That period may be extended to 10 years in the event of a repeated offence within five years of the above-mentioned date. Tenderers or candidates who have made false declarations, have committed substantial errors or irregularities and fraud, may also be subject to financial penalties representing 2% to 10% of the total estimated value of the contract being awarded. Contractors who have been found in serious breach of their contractual obligations may be subject to financial penalties representing 2% to 10% of the total value of the contract in question. That rate may be increased to 4% to 20% in the event of a repeat infringement within five years of the above-mentioned. Where the award procedure proves to have been subject to substantial errors, irregularities or fraud, the Commission shall suspend the procedure and may take whatever measures are necessary, including the cancellation of the procedure. Where, after the award of the contract, the award procedure or the performance of the contract prove to have been subject to substantial errors, irregularities or fraud, the Commission may, depending on the stage reached in the procedure, refrain from concluding the contract or suspend performance of the contract or, where appropriate, terminate the contract. Where such errors, irregularities or fraud are attributable to the contractor, the Commission may in addition refuse to make payments, may recover amounts already paid or may terminate all the contracts concluded with this contractor, in proportion to the seriousness of the errors, irregularities or fraud. The purpose of suspending the contract is to verify whether presumed substantial errors and irregularities or fraud have actually occurred. If they are not confirmed, performance of the contract will resume as soon as possible. A substantial error or irregularity is any infringement of a provision of a contract or regulation resulting from an act or an omission which causes or might cause a loss to the Community budget.*