
SUPPLY CONTRACT NOTICE

Supply of Reproductive Health Materials – Relaunch

Ankara - Turkey /TR

1. Publication reference

SIHHAT/2019/SUP/INT/12

2. Procedure

Open

3. Programme title

Improving the Health Status of the Syrian Population under Temporary Protection and related Services Provided by Turkish Authorities.

4. Financing

IPA budget item 27 September 2016 dated Grant Contract - External Actions of the European Union IPA/2016/378-641.

5. Contracting authority

Republic of Turkey Ministry of Health

Directorate General of Public Health, Ankara – Turkey

CONTRACT SPECIFICATIONS

6. Description of the contract

The subject of the contract shall be supply (all lots), delivery (all lots), unloading (all lots), inspection and testing (all lots), warranty (all lots) by the contractor of the following supplies; Condoms, Intrauterine Devices (IUDs), Injectable Contraceptives (Monthly Combined Hormonal Injectable).

7. Number and titles of lots

3 lots:

01 Condoms

02 Intrauterine Devices (IUDs)

03 Injectable Contraceptives

TERMS OF PARTICIPATION

8. 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 the Regulation (EU) No 236/2014 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 22 below). Participation is also open to international organisations.

All supplies under this contract must originate in one or more of these countries for Lot 1 (Condoms) and Lot 3 (Injectable Contraceptives).

All supplies under this contract may originate from any country for Lot 2 (IUDs).

9. Grounds for exclusion

Tenderers must submit a signed declaration, included in the tender form for a supply contract, to the effect that they are not in any of the situations listed in Section 2.6.10.1. of the practical guide.

Tenderers included in the lists of EU restrictive measures (see Section 2.4. of the PRAG) at the moment of the award decision cannot be awarded the contract.

10. Number of tenders

The candidates may submit an application for one lot only, several lots or all of the lots, but only one application may be submitted 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 supplies required in the tender dossier.

Contracts will be awarded lot by lot and each lot will form a separate contract. Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than one lot.

11. Tender guarantee

Tenderers must provide a tender guarantee of for the lots with the amount stated in the table below when submitting their tender. This guarantee will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer[s] upon signature of the contract by all parties. This guarantee will be called upon if the tenderer does not fulfil all obligations stated in its tender.

Lot number	Amount of tender guarantee (€)
Lot 1	20.000
Lot 2	No tender guarantee is required
Lot 3	44.000

12. Performance guarantee

The successful tenderer will be asked to provide a performance guarantee of 6% 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 30 days after the tenderer receives the contract signed by the contracting authority. 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.

13. Information meeting and/or site visit

No information meeting is planned

14. 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 (see para 8.2 of the instructions to tenderers).

15. Period of implementation of tasks

The implementation period will include delivery, inspection and testing and Provisional Acceptance. The details in relation to the delivery of materials for all lots are listed in Appendix-1 of Technical Specifications.

The implementation period will be 180 calendar days, starting from the commencement of the Contract and ending on the day of issuance of the certificate of Provisional Acceptance.

IMPLEMENTATION OF TASKS				
	Delivery and Quantity		Laboratory Testing (after delivery)	Issuance of provisional acceptance (following laboratory testing process)
	<i>Delivery Phase</i>	<i>Quantity for delivery</i>		
Lot 1	August 2019	16.150.000	45 days	15 days
Lot 2	August 2019	2.750	45 days	15 days
Lot 3	August 2019	750.000	45 days	15 days

SELECTION AND AWARD CRITERIA

16. 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 unless specified otherwise. The selection criteria will not be applied to natural persons and single-member companies when they are sub-contractors:

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 reference period which will be taken into account will be the last three years (2016, 2017 and 2018) for which accounts have been closed.

The selection criteria for each tenderer are as follows:

- The average annual turnover¹ of the tenderer must be equal or exceed the tenderer's financial offer.
- Current ratio (current assets/current liabilities) in the last year for which accounts have been closed must be at least 1. In case of a consortium this criterion must be fulfilled by each member.

¹ For calculating annual turnovers in Euro, INFOREURO rates for **June** of each year shall be used. Please visit: http://ec.europa.eu/budget/contracts_grants/info_contracts/inforeuro/index_en.cfm

2) Professional capacity of tenderer (based on i.a. items 4 and 5 of the tender form for a supply contract). The reference period which will be taken into account will be the last five years from submission deadline.

- At least 3 staff members currently working for the tenderer in fields related to this contract

3) Technical capacity of tenderer (based on i.a. items 5 and 6 of the tender form for a supply contract). The reference period which will be taken into account will be the last five years from submission deadline.

The tenderer has delivered supplies under at most two (2) contracts with a budget of at least one-fourth ($\frac{1}{4}$) of the financial proposal of the lot being tendered in supply of reproductive health materials for all lots.

This means that the contract the tenderer refers to could have been started or completed at any time during the indicated period but it does not necessarily have to be started and completed during that period, nor implemented during the entire period. Tenderers are allowed to refer either to projects completed within the reference period (although started earlier) or to projects not yet completed. In the first case the project will be considered in its whole if proper evidence of performance is provided (statement or certificate from the entity which awarded the contract, final acceptance). In case of projects still on-going only the portion satisfactorily completed during the reference period will be taken into consideration. This portion will have to be supported by documentary evidence (similarly to projects completed) also detailing its value.

Capacity-providing entities

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 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 authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing a commitment 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 relying on them and must comply with the selection criteria for which the economic operator relies on them. 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.

With regard to technical and professional criteria, a tenderer may only rely on the capacities of other entities where the latter will perform the tasks for which these capacities are required.

With regard to economic and financial criteria, the entities upon whose capacity the tenderer relies, become jointly and severally liable for the performance of the contract.

For purposes of converting another currency to Euro, the Conversion rates, published in the Official Journal of European Communities shall be used, which can be found at: http://ec.europa.eu/budget/contracts_grants/info_contracts/infoeuro/index_en.cfm

17. Award criteria

Price

TENDERING

18. How to obtain the tender dossier

The tender dossier is available from the following Internet address:

www.saglik.gov.tr, www.sihhatproject.org and www.dgmarket.com

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

**Republic of Turkey
Ministry of Health
Directorate General of Public Health**

Address: Şehit Daniş Tunalıgil Sokak

3/5 Demirtepe /Ankara -Turkey

Phone: +90.312.2305505

Contact person: Mr. İnanç Söğüt

e-mail: rhm@sihhatproject.org

(mentioning the publication reference shown in item 1) at least 21 days before the deadline for submission of tenders given in item 19. 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 shall be published at the latest 11 days before the submission deadline on the websites at:

www.saglik.gov.tr, www.sihhatproject.org and www.dgmarket.com

19. Deadline for submission of tenders

The candidate/tenderer's attention is drawn to the fact that there are two different systems for sending applications/tenders, either by post or private mail service, or by hand delivery.

In the first case, the application/tender must be sent before the date and time limit for submission, as evidenced by the postmark or deposit slip², but in the second case it is the acknowledgment of receipt given at the time of the delivery of the application/tender which will serve as proof.

All tenders must be received at the address of the Contracting Authority stated in the Article 18 above by **18.03.2019** and **12:00 noon** (local time). Any tender received by the Contracting Authority after this deadline will not be considered.

Any tender submitted to the contracting authority after this deadline will not be considered.

The contracting authority may, for reasons of administrative efficiency, reject any application or tender submitted on time to the postal service but received, for any reason beyond the contracting authority's control, after the effective date of approval of the short-list report or of the evaluation report, if accepting applications or tenders that were submitted on time but arrived late would considerably delay the evaluation procedure (for instance when applications or tenders are received after the evaluation committee has finished its works and evaluating them would imply re-calling the evaluation committee) or jeopardise decisions already taken and notified.

² It is recommended to use registered mail in case the postmark would not be readable.

How tenders may be submitted

Tenders must be submitted in English exclusively to the contracting authority in a sealed envelope:

- EITHER by post or by courier service, in which case the evidence shall be constituted by the postmark or the date of the deposit slip, to the Contracting Authority's address given in Item 18 above.
- OR hand delivered by the participant in person or by an agent directly to the premises of the contracting authority in return for a signed and dated receipt, in which case the evidence shall be constituted by this acknowledgement of receipt, to the Contracting Authority's address given in Item 18 above.

The contract title and the Publication reference (see item 1 above) must be clearly marked on the envelope containing the tender and must always be mentioned in all subsequent correspondence with the contracting authority.

Tenders submitted by any other means will not be considered.

By submitting a tender candidates accept to receive notification of the outcome of the procedure by electronic means. Such notification shall be deemed to have been received on the date upon which the contracting authority sends it to the electronic address referred to in the tender.

20. Tender opening session

02:30 p.m. (local time) on **18.03.2019** at the Contracting Authority's address given in Item 18 above.

21. Language of the procedure

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

22. Legal basis³

Regulation (EU) N°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 and IPA budget item 27 September 2016 dated Grant Contract - External Actions of the European Union. See Annex A2 of the Practical Guide.

³ Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).