

THE REPUBLIC OF SERBIA
THE CITY OF LESKOVAC
CITY ADMINISTRATION
THE PUBLIC PROCUREMENT DEPARTMENT
No. 306 - 404/2020-11
18.02. 2020.
L E S K O V A C

According to Article 108 of the Law on public procurement (Official gazette of RS no. 124/12, 14/15 and 68/15, hereinafter: PPL) and the Report on Expert Bid Evaluation which was entered in the official daybook of the Contracting authority under number 289-404/2020-11 on 14.02.2020, the Head of the Public Procurement Department has made:

THE DECISION

On Contract Award

A CONTRACT IS AWARDED to the group of bidders which consists of „Beohidro“ D.O.O. 11a Skender Begova Street, 11000 Belgrade CN 20042923, TIN 103882804, (hereinafter: the Main contractor: Beohidro D.O.O. Belgrade) and „IWA CONSALT“ D.O.O. 3 Anastasa Jovanovica Street, 11180 Belgrade CN 17245376, TIN 101601269 group member, „VV PROING“ D.O.O. 63 Vidikovacki venac Street, 11090 Belgrade“ RN 17589300, TIN 103612552.

The Decision on contract award is to be published on the Public procurement portal and on the web page of the Contracting authority within three days as of the decision was made.

Explanation

The Contracting authority is the city of Leskovac, City administration – Public Procurement Department, 33/4 Revolution Square, Leskovac

Public procurement procedure was started according to the Decision on starting the public procurement procedure no. 3063-404/2019-11 dated 05.12.2019. pursuant to Article 53 of PPL

The contracting authority conducted the public procurement in an open procedure

Type of subject: services

Subject of public procurement: architectural services; engineering services; urban planning and landscape architecture services; technical testing and analyses services; energy review services and energy services; **Description of the subject of procurement:** Procurement of the service for the selection of Technical Support - Technical Consultant for the construction of the faecal sewerage network in Bratmilovac and 15 settlements in the vicinity of Leskovac, within the frame of the implementation phase of the project “Wastewater management in Leskovac” ORIO 10/SB/01, in accordance with the contracting requirements entitled: “FIDIC White Book (fourth edition from 2006)” which is an integral part of this Tender documentation, public procurement internal reference number 031-2/19, Common Procurement Vocabulary:

- 71521000 - Construction-site supervision services;
- 71240000 - Architectural, engineering and planning services;
- 71315100 - Building-fabric consultancy services
- 71315200 - Building consultancy services

Public procurement foreseen by the Public Procurement Plan for 2019 under reference No 1.2.100

Estimated value of the public procurement is 57,000,000.00 RSD excluding VAT.

The public procurement procedure was initiated by Decision on starting public procurement procedure No 3063-404/2019-11 dated 05.12.2019 based on Article 53 (Official Gazette of RS ", Nos 112/2008, 114/2015 and 68/2015).

Call for bids and Tender documentation was published on the Public Procurement Portal under code 2576439, on the RS official journals and regulations portal and the internet page of the Contracting Authority as well as on the international website <https://www.dgmarket.com>. The initial deadline for submission of bids was set at 12⁰⁰ - noon on 10.01.2020, but based on the potential bidders' request, it was postponed to 12⁰⁰ - noon on 24.01.2020. Pursuant to Article 63 of PPL, the Contracting Authority received a total of 4 additional information or clarification requests from interested parties, with a total of 26 questions about tender documentation, which the Committee answered, amended the tender documentation and published it all in accordance with PPL.

2 (two) bids were received by the bid submission deadline, both in a timely manner in the following order:

No	Reference number of the bid	Bidder's name or code	Date of receipt	Time
1	94-404	<p><i>Group of bidders:</i> -TAHAL GROUP B.V. Branch Office Novi Sad, 6 Svetozara Corovica Str., 21000 Novi Sad - TAHAL CONSULTING ENGINEERS LTD. 5 YAHADUT CANADA STREET OR-YEHUDA 6037505 ISRALE Subcontractor: 4WATERS 29 Trnska Str., 11000 Belgrade</p>	24/01/2020	10.26
2	95-404	<p><i>Group of bidders:</i> -BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade -IWA CONSALT DOO 3 Anastasa Jovanovica Str. 11180 Belgrade -VV PROING d.o.o. 63 Vidikovacki venac Str. 11090 Belgrade</p>	24/01/2020	10.28

There were no untimely bids.

The opening procedure started at 12,30 pm on 24.01.2020 on the premises of the City Administration - Public Procurement Department, Leskovac

The bid opening was carried out in the presence of the bidders' authorised representatives, specifically: on behalf of the joint bid by a group of bidders whose authorised representative is

“Tahal Group B.V.“ Branch Office Novi Sad, Novi Sad, Marija Zotovic, based on power of attorney No 01_I_20 and Sava Jevric power of attorney No 02_I_20 dated 24.01.2020 On behalf of the joint bid by a group of bidders whose authorised representative is “Beohidro” d.o.o. Belgrade Srdjan Filipovski power of attorney No 28/2020 dated 23.01.2020.

In the received bid opening procedure the Committee concluded that:

1. The group of bidders represented by “Tahal Group B.V.” Branch Office Novi Sad, Novi Sad, the person authorised to sign the contract Dalibor Morozin, in their joint bid No 12-I-23 dated 24.01.2020 offer the following conditions:

Price from the bid: 54,200,000.00 excluding VAT

Advance payment 0%

Offered time – dynamics 14 months

Offered number of adequate staff 30

Years of professional experience as an element of the criteria used for determining the quality of the engaged staff was noted in the minutes by entering the number of professional experience below the No of the given profile from the tender documentation like in the following table:

Years of professional experience are entered below relevant staff no from the submitted statement										
Reference No of the profile from the tender documentation	1	2	3	4	5	6.1	6.2	6.3	6.4	6.5
Years of professional experience	17	25	25	17	24	10	12	17	15	15

Bid validity period 120 days

2. The group of bidders whose representative is BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade, person authorised to sign the contract Dejan Ilic jointly, in their bid No 15/20 dated 13.01.2020 offer the following conditions:

Price from the bid: 51,474,000.00 excluding VAT

Advance payment 0%

Offered time - dynamics 16 months

Offered number of adequate staff 38

Years of professional experience as an element of the criteria used for determining the quality of the engaged staff was noted in the Minutes by entering the number of professional experience below the No of the given profile from the tender documentation like in the following table:

Years of professional experience are entered below relevant staff no from the submitted statement										
Reference No of the profile from the tender documentation	1	2	3	4	5	6.1	6.2	6.3	6.4	6.5
Years of professional experience	22	25	23	18	41	28	39	22	20	16

Bid validity period 90 days

In the Minutes as such

In the bid opening procedure the Committee found the following possible shortcomings of the bids: **“Shortcoming of the bid submitted by the group of bidders -BEOHIDRO D.O.O., 11a Skender Begova, 11000 Belgrade -IWA CONSALT DOO, 3 Anastasa Jovanovica Str., 11180 Belgrade + VV PROING d.o.o., 63 Vidikovacki venac, 11090 Belgrade:** Form 5 - CSR Compliance Form was not submitted with the said bid for the group member IWA CONSALT DOO and VV PROING d.o.o. while the Joint Bid Agreement does not define that the project leader is allowed to sign forms required by tender documentation that are integral part of the offer for and on behalf of other group members. Due to requirement to sign forms if the Agreement does not stipulate authorisation for bid preparation, signing the required forms and the bid submission, all the members of group of bidders are obliged to sign the forms, unless otherwise defined by tender documentation.

In regard to a segment of possible remarks the bidders' representatives made the following statement:

- The representative of the Group of bidders TAHAL GROUP B.V. Branch Office Novi Sad, pointed to the fact that the number of staff and time dynamics were not given in the Methodology and work plan of the bidder BEOHIDRO D.O.O.
- The representative of the bidder BEOHIDRO D.O.O. notes that in Form 5 there is no clear indication without ambiguity that the form is to be signed by all member of a group of bidders, as it is indicated in Form 4 in Note: *“If the bid is submitted by a group of Bidders and/or with a Subcontractor, the Statement must be signed by authorised person of each Bidder from the group of Bidders and/or Subcontractors, in such a manner that each Bidder from the group of Bidders and/or Subcontractor shall state that it fulfils the mandatory conditions from Article 75 Paragraph 1 Points 1) to 4) of PPL, and that they fulfil the additional conditions together”*, as well as in Form 3, also in the note: *“If a bid is submitted by a group of bidders and/or with a Subcontractor, the Declaration must be signed by the authorised person of each of the Bidder from the group of bidders and/or Subcontractors.”* Instead, Form 5 reads: *“That we will demand of our consortium partners, agents, sub-consultants, subcontractors, service providers, suppliers and/or their staff to declare that they have not been involved, directly or indirectly, in bribe or any other kind of illegal, corrupt, fraudulent collusive, coercive or obstructive practice in the open procedure for the contract in question. That we will demand of our consortium partners, agents, sub-consultants, subcontractors, service providers, suppliers and/or staff to act in compliance with the OECD Guidelines for Multinational Enterprises (2011 edition), IFC Performance Standards and International Labour Organisation Conventions.”*

Based on the noted, the bidder's representative's interpretation is that it does not constitute a shortcoming of the bid.

In the expert bid evaluation stage, the Committee made the following conclusion based on a detailed review of the received bids:

1. The group of bidders whose representative is “Tahal Group B.V.” Branch Office Novi Sad, Novi Sad, has fulfilled all mandatory and additional conditions for participating in public

procurement procedure. The Committee has confirmed as undisputed and final the following conditions from the bid:

Price from the bid: 54,200,000.00 excluding VAT, that is, 65,040,000.00 RSD including VAT

Advance payment 0%

Offered time – dynamics 14 months

Total number of adequate staff 15

Bid validity period 120 days

In the further expert evaluation procedure of the bid submitted by the group of bidders whose representative is “Tahal Group B.V.” Branch Office Novi Sad, Novi Sad, the Committee has determined that out of 15 engaged members of staff 12 persons are engaged on the basis of temporary service contracts, more specifically, 3 persons by “Tahal Group B.V.” Branch Office Novi Sad, and 9 persons by “4 Waters” doo, 29 Trnska Str., Belgrade, Vracar, acting as a sub-contractor. With the view to the registered core activity, the Committee, in accordance with Article 93 of PPL, demanded additional clarification from the bidder in order to confirm that the bidder has engaged on the basis of a temporary service contract only the staff outside the activity of the employer, as stipulated by Article 199 of the Employment Law, where the bidder was required to furnish the Committee with copies of the Rule book on internal organisation and job classification and/or a Statement if the bidder is not obligated to adopt a Rule book. The bidder “Tahal Group B.V.” Branch Office Novi Sad, delivered a copy of the Rule book on internal organisation and job classification in due time, which allowed the Committee to unequivocally conclude that the Bidder had engaged the staff in accordance with the law. The sub-contractor “4 Waters” doo, 29 Trnska Str., Belgrade, is not obligated to adopt a Rule book on internal organisation and job classification, but has given a Statement under full material and criminal responsibility that it has hired the staff in accordance with Article 199 of the Employment Law.

By inspecting Methodology and Work Plan, the Committee concluded that the group of bidders represented by “Tahal Group B.V.” Branch Office Novi Sad, Novi Sad, stated that the total number of engaged staff is 30. By review of the structure, that is, the composition of the engaged team, the Committee, bearing in mind a Committee member's dissenting opinion that is given below, determined that the bidder failed to include in its bid the composition of the team, that is, names and surnames, evidence of professional qualifications and a valid basis that it has engaged and/or will be able to engage adequate staff in the correct way as foreseen in the tender documentation for 15 persons out of 30 listed in the part Evaluation of Methodology and Work Plan. The tender documentation in the same part under point 4) foresees that the Contracting Authority will particularly take into consideration: “A detailed work plan showing the disposition of the engaged staff, composition of the team and delegated tasks in accordance with the required scope of services and technical specification.” In the same paragraph, part 3 Quality of Engaged Staff lists detailed duties of the bidder and method of engaging staff, and as the only basis for engaging all staff it prescribes: *“By an employment contract or an engagement contract of another type as stipulated by the Employment Law”* which cannot be observed outside the context of the entire documentation but has to be taken into consideration. The Committee is of the opinion that for staff or any other physical person to be engaged there must be legal basis for it, that is, the person must be under an obligation, as otherwise it would be an uncertain presumption. From the foregoing, the Committee determined that the aforementioned bidder proved in its bid that it had engaged 15 persons as adequate staff while for the other 15 there is

no evidence required by the tender documentation, which is the final conclusion of the Committee. In respect to this conclusion, Committee member Nenad Radivojevic dissented his opinion, which is quoted in its entirety here: “By inspecting submitted methodology and work plan, it can be clearly concluded that this bidder has submitted the required description of engaged staff, team composition and description of delegated tasks in accordance with the required scope of services and technical specification. The bidder has submitted a separate table showing delegated tasks, as a separate table showing engaged staff, team composition, where it gave the description of the position and number of engaged staff for each position for 30 engaged staff members composing the team.

As Article 84 Paragraph 5 of PPL defines that Contracting Authority is obligated to apply in bid evaluation only those criteria and elements of criteria that are given in the tender documentation and only in the way they are described and evaluated and it cannot change them during the expert evaluation of the bids as such.” The Committee member who dissented his opinion further emphasises that he does not agree with the view of the other Committee members: “as the tender documentation for point 4 of the tender documentation (page 12) referring to the description of detailed work plan with description of the engaged staff disposition, team composition does neither require nor specify that names and surnames were to be given for all team members or any other documentation was required for the said point.”

Moreover, I specify that provisions of the Public Procurement Law stipulate that in applying criteria, criteria defined beforehand are to be determined, which in this case is on the basis of point 3, that each point is to be separately scored in the way specified in the tender documentation and that after application of formulas per each point, the scores are to be summed, giving a total number of weighted factors for the scored bidder. The same law does not allow one criterion to be scored based on another criterion, particularly so if it was not clearly and precisely defined in the tender documentation, which was not done in this case.” The dissenting opinion finishes with a conclusion that this kind of action results in the fact that an imprecision in tender documentation goes against the interest of a bidder.

By a detailed review of the bid submitted by “Tahal Group B.V.” Branch Office Novi Sad, Novi Sad and the submitted evidence for the engaged staff quality as a criterion, the Committee unequivocally determined the years of professional experience shown in the table below.

The years of experience were determined based on the submitted evidence and entered below the reference number of the appropriate staff										
Reference No of the profile from the tender documentation	1	2	3	4	5	6.1	6.2	6.3	6.4	6.5
Years of professional experience	<i>17</i>	<i>25</i>	<i>25</i>	<i>17</i>	<i>24</i>	<i>10</i>	<i>12</i>	<i>17</i>	<i>9</i>	<i>15</i>

Before commencement of bid opening and drawing Minutes, as well as in Minutes as such, there is a note all bidders' representatives are informed about, which reads: “The information about the staff's years of professional experience is information from the statement submitted by bidders and is not final but preliminary, due to the extensiveness of the documentation. By a detailed insight into the supporting documents, the Committee shall confirm or correct the information in accordance with the submitted evidence in the stage of expert evaluation of the bids.”

In the stage of expert evaluation of the bids, the Committee unequivocally determined that in the bid opening Minutes years of professional experience of the same person were entered under number 6.4 and 6.5 by mistake and this was corrected, so number 15 is changed under number 9.4 to read 9.

2. By review of the joint bid of the group of bidders whose representative is BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade, before determining whether the said bidder fulfils the mandatory and additional conditions, the Committee considered the suggestion of Anita Simic as a Committee member, who suggested to reject the bid of the said bidder as unacceptable because the bidder on its own initiative sent a communication 4 days after the final bid opening, that is, on 28.01.2020. to the contact email address for this public procurement without a previous request from the Committee.

Bearing in mind the foregoing suggestion of the member, the Committee took into consideration all the given statements and concluded that it is not justified, since neither the action as such nor factual situation from the document content imply there are elements foreseen in Article 23 of PPL. It is true that the bidder had no right under the said article of GAPL to offer on its own initiative explanations of the factual situation that its bidder's representative had explained during the bid opening procedure. Therefore, the said bidder could not exert any influence by the content of the communication on the view of the Committee members in regard to expert evaluation of the bid, nor indeed, affect a change of factual situation and elements of the bid it had submitted. Immediately upon bid opening procedure, the Committee had concluded that there was a need to send a request pursuant to Article 93 of PPL for additional clarification. This was concluded in the expert evaluation of the bids based on the content of emails in communication among the Committee members, but the sending of the request was postponed so that it can be completed with possible other requests after the tender documentation was reviewed, as it was later done.

Thus, taking into account the abovementioned, the Committee concluded that the document which was submitted after the opening of bids must be registered in the Report on expert bid evaluation, and in no case can it be deemed as an integral part of the bid that was submitted by the bidder in question, nor can it be seen as an additional evidence and influence the bid evaluation procedure.

In the further expert evaluation of the group bid, the Committee had in mind the provisions of laws and by-laws referring to mandatory content of tender documentation, content of the Bid Opening Minutes, requirements from the tender documentation, instructions for bidders on how to make bids, content of bid form 5, where it is determined that there is no part of tender documentation requiring that form 5 must be signed by all authorised representatives of the bidder. The note contained in other forms, as it was noticed by the authorised representative of the bidder, was not implemented in form 5, so the bidder cannot suffer negative consequences for these reasons. The Committee, as it was already said, besides the foregoing, decided to send, based on Article 93 of GAPL, an additional clarification request requiring that Iwa Consalt d.o.o. 3 Anastasa Jovanovica Str., 11118 Belgrade, and WW PROING doo, 63 Vidikovacki venac 11090 Belgrade clearly and unequivocally state, that is, give a STATEMENT that they agree that Form 5 *CSR Compliance Form* signed by BEOHIDRO DOO, 11a Skender Begova Str., 11000 Belgrade as the representative of the group of bidders is signed for them and on their behalf, which they did within the time frame foreseen in the request.

From all aforementioned, the Committee unequivocally determined that the bid submitted by the group of bidders represented by BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade fulfils all mandatory and additional conditions required by the tender documentation, and that it is acceptable as such.

By a further review of the bid, the Committee determined the following elements:

Price from the bid: 51,474,000.00 excluding VAT, that is, 61,768,000.00 RSD including VAT

Advance payment 0%

Offered time - dynamics 16 months

Offered number of adequate staff 34

Bid validity period 90 days

Committee member Anita Simic disagrees with the position of the other Committee members to accept the given offered time - dynamics of the group of bidders whose representative is BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade, emphasising that on page 833, which the bidder refers to, there is no deadline stated and that the general position of the Republic Committee for Protection of Rights refers to Article 106 of GAPL as she explained in preliminary bid evaluation.

The Committee determined that Annex 4 - Service Plan Timetable, which is an integral part of the model contract, was duly filled in, signed, stamped and drafted on a separate Gantt chart, fully in accordance with the tender documentation requirements. Considering the extensiveness of the data to be displayed, a Gantt chart was made and duly filled in both by the group of bidders represented by BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade, and by the group of bidders represented by "Tahal Group B.V." Branch Office Novi Sad, by which both bidders clearly and unequivocally showed the service dynamics and/or deadline. From the Gantt chart Annex 4 - Service Plan Timetable, which is named as such as a document, the group of bidders represented by BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade clearly and unequivocally offered the time - deadline of 16 months. The fact that the Gantt chart is not found in part 2 of Evaluation of Methodology and Work Plan is irrelevant for bid evaluation, even more so due to the fact that there was neither given a special form for it nor there was an explicit position for its entry required; on the contrary, point 2 line 2 of Evaluation of Methodology and Work Plan states that: "In Methodology, the Bidder elaborates additionally and in detail the activities stated in Annex 4 - Service Plan Timetable".

- Bearing the foregoing in mind, in particular the general position of the Republic Committee for Protection of Rights, which all the Committee members are familiar with and which reads: "If certain constituent parts of a bid do not contain some of the data bidder was obliged to supply in the bid, in accordance with the requests of contracting authority as stated in tender documents, contracting authority cannot reject such bid due to the serious deficiencies if bidder provided requested data in some other part of the bid, which enables contracting authority to establish actual contents of the bid..." the Committee determined that the bidder represented by BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade unequivocally showed in Annex 4- Service Plan Timetable the offered time - dynamics, which is 16 months and which is one of the elements of the criteria.

By inspecting the evidence on the offered total number of staff members that is also an element of the criteria, the Committee determined that the bidder showed the team composition

with names and surnames, supported by other documents such as degrees, engagement contracts with a disposition of engaged staff totalling 34 instead of 38 as concluded in the Minutes. Namely, it was determined that 4 persons from the team composition are repeated. Bearing in mind that the tender documentation requires the “number of persons”, the Committee determined the number of persons to be 34 as data of relevance.

By a detailed review of the bid and the submitted evidence for the engaged staff quality as a criterion, the Committee unequivocally determined the years of professional experience shown in the table below.

The years of experience were determined based on the submitted evidence and entered below the reference number of the appropriate staff										
Reference No of the profile from the tender documentation	1	2	3	4	5	6.1	6.2	6.3	6.4	6.5
Years of professional experience	22	25	23	18	41	28	39	22	20	16

Based on everything aforementioned, in accordance with Article 107 of PPL, the Committee concluded in the expert evaluation stage that the bids submitted by the group of bidders:

TAHAL GROUP B.V. Branch Office Novi Sad, 6 Svetozara Corovica Str., 21000 Novi Sad - TAHAL CONSULTING ENGINEERS LTD. 5 YAHADUT CANADA STREET OR-YEHUDA 6037505 ISRALE with the sub-contractor 4WATERS 29 Trnska Str., 11000 Belgrade and

BEOHIDRO D.O.O. 11a Skender Begova, 11000 Belgrade -IWA CONSALT DOO, 3 Anastasa Jovanovica Str., 11180 Belgrade + VV PROING d.o.o., 63 Vidikovacki venac, 11090 Belgrade

are **ACCEPTABLE** and that they shall be ranked by application of the following criteria for the selection of the most favourable offer:

The criterion for the selection of the most favourable offer foreseen by the Call for Bids and the tender documentation is the **Most Economically Advantageous Tender**, more specifically:

1. Price 20 weighing factors
2. Methodology and Work Plan 20 weighing factors
3. Engaged staff's quality 60 weighing factors

in the following way

1. PRICE – maximum 20 weighing factors - Weighing factors for price are calculated following the formula:

$$\text{No.} = \frac{\text{The lowest offered price}}{\text{Offered price}} \times 20$$

2. Methodology and Work Plan - maximum 20 weighing factors

Methodology of the work plan = MPR

Shortest offered time - dynamics = NPD

Offered time-dynamics = PD

Highest offered number of adequate staff = NPK

Offered number of adequate staff = PK

$$MPR = \left[\left(10 \times \frac{NPD}{PD} \right) + \left(10 \times \frac{PK}{NPK} \right) \right]$$

3. Engaged staff's quality - maximum 60 weighing factors

for staff from the tender documentation under reference Nos from 1 to 5 conclusive with 5
 professional experience up to 5 years = 0 weighing factors
 professional experience from 5 to 15 years = 5 weighing factors
 professional experience over 15 years = 10 weighing factors

for staff from the tender documentation under reference Nos from 6.1 to 6.5 conclusive with 6.5
 professional experience up to 5 years = 0 weighing factors
 professional experience from 5 to 15 years = 1 weighing factor
 professional experience over 15 years = 2 weighing factors

Upon weighing based on the foregoing criterion, the Committee concluded the following:

1 The group of bidders whose representative is TAHAL GROPU B.V. Branch Office Novi Sad, 6 Svetozara Corovica Str., 21000 Novi Sad,

- **The lowest offered price = 20 weighing factors by applying the following formula**

$$Bp = \frac{\text{The lowest offered price}}{\text{Offered price}} \times 20 = \frac{51,474,000.00}{54,200,000.00} \times 20 = 18.99$$

- **Methodology and work plan = 20 weighing factors applying the following formula**

$$MPR = \left[\left(10 \times \frac{NPD}{PD} \right) + \left(10 \times \frac{PK}{NPK} \right) \right] = \left[\left(10 \times \frac{14}{14} \right) + \left(10 \times \frac{15}{34} \right) \right] = 10 + 4.41 = 14.41$$

Methodology of the work plan = MPR

Shortest offered time - dynamics = NPD

Offered time-dynamics = PD

Highest offered number of adequate staff = NPK

Offered number of adequate staff = PK

- **Engaged staff's quality = 60 weighing factors in the following way**
for staff from the tender documentation under reference Nos from 1 to 5 conclusive with

5

professional experience up to 5 years = 0 weighing factors
 professional experience from 5 to 15 years = 5 weighing factors
 professional experience over 15 years = 10 weighing factors

for staff from the tender documentation under reference Nos from 6.1 to 6.5 conclusive with 6.5

professional experience up to 5 years = 0 weighing factors
 professional experience from 5 to 15 years = 1 weighing factor
 professional experience over 15 years = 2 weighing factors

The years of experience were determined based on the submitted evidence and entered below the reference number of the appropriate staff										
Reference No of the profile from the tender documentation	1	2	3	4	5	6.1	6.2	6.3	6.4	6.5
Years of professional experience	17	25	25	17	24	10	12	17	9	15

The engaged staff's quality = 10+10+10+10+10+1+1+2+1+2= 57.00

TOTAL WEIGHING FACTORS = 90.40

2. The group of bidders whose representative is BEOHIDRO D.O.O. 11a Skender Begova Str., 11000 Belgrade;

- *The lowest offered price = 20 weighing factors by applying the following formula*

$$B_p = \frac{\text{The lowest offered price}}{\text{Offered price}} \times 20 = \frac{51,474,000.00}{51,474,000.00} \times 20 = 20.00$$

Methodology and work plan = 20 weighing factors applying the following formula

$$MPR = \left[\left(10 \times \frac{NPD}{PD} \right) + \left(10 \times \frac{PK}{NPK} \right) \right] = \left[\left(10 \times \frac{14}{16} \right) + \left(10 \times \frac{34}{34} \right) \right] = 8.75 + 10.00 = 18.75$$

Methodology of the work plan = MPR

Shortest offered time - dynamics = NPD

Offered time-dynamics = PD

Highest offered number of adequate staff = NPK

Offered number of adequate staff = PK

- *Engaged staff's quality = 60 weighing factors in the following way*

for staff from the tender documentation under reference Nos from 1 to 5 conclusive with

5 professional experience up to 5 years = 0 weighing factors

professional experience from 5 to 15 years = 5 weighing factors

professional experience over 15 years = 10 weighing factors

for staff from the tender documentation under reference Nos from 6.1 to 6.5 conclusive with 6.5

professional experience up to 5 years = 0 weighing factors

professional experience from 5 to 15 years = 1 weighing factor

professional experience over 15 years = 2 weighing factors

The years of experience were determined based on the submitted evidence and entered below the reference number of the appropriate staff										
Reference No of the profile from the tender documentation	1	2	3	4	5	6.1	6.2	6.3	6.4	6.5
Years of professional experience	22	25	23	18	41	28	39	22	20	16

The engaged staff's quality = 10+10+10+10+10+2+2+2+2+2= 60.00

TOTAL WEIGHING FACTORS = 98.75

After final scoring, the Committee for the given procurement carried out ranking of the bids in accordance with Article 107, Paragraph 2 of PPL, in the following way:

1. The group of bidders BEOHIDRO D.O.O. 11a Skender Begova, 11000 Belgrade -IWA CONSALT DOO, 3 Anastasa Jovanovica Str., 11180 Belgrade and -VV PROING d.o.o., 63 Vidikovacki venac, 11090 Belgrade **total weighing factors = 98.75**

2. The group of bidders TAHAL GROUP B.V. Branch Office Novi Sad, 6 Svetozara Corovica Str., 21000 Novi Sad - TAHAL CONSULTING ENGINEERS LTD. 5 YAHADUT CANADA STREET OR-YEHUDA 6037505 ISRALE with the sub-contractor 4WATERS 29 Trnska Str., 11000 Belgrade **total weighing factors = 90.40**

Pursuant to the abovementioned and according to Article 107 Paragraph 3 of PPL the Committee in charge of the public procurement in question suggested to the responsible authority of the Contracting authority to award the contract to the winning group of bidders consisting of BEOHIDRO D.O.O. 11a Skender Begova, 11000 Belgrade -IWA CONSALT DOO, 3 Anastasa Jovanovica Str., 11180 Belgrade and -VV PROING d.o.o., 63 Vidikovacki venac, 11090 Belgrade, whose bid no. 15/20 dated 13.01.2020. is acceptable, the offered price is 51,474,000.00 VAT excluded as well as the elements as stated in the bid.

The responsible authority of the Contracting authority, taking the Committee's suggestion, and following the inspection of the whole of tender documentation made the decision, as stated in the enacting terms of the decision.

INSTRUCTION OF LEGAL REMEDY

A request for the protection of legal rights can be submitted within 10 (ten) days as of the day of announcement of the decision on the Public Procurement portal. The request for the protection of rights is submitted to the Contracting authority, and the copy is simultaneously delivered to the Republic committee for the protection of rights in public procurement processes. Along with the submitted request for the protection of rights, the evidence of payment of fee in the amount of 120,000.00 RSD on the Bank account of the budget of the Republic of Serbia 840-30678845-06, payment code: 153 or 253; reference number: the information about the number or reference of the public procurement in question, purpose: PPL fee, the name of the Contracting authority, the number and the reference number of the public procurement due to which the request for the protection of rights is submitted.



Chief Head of Public Procurement Department
Zoran Novaković