

„Инфраструктура железнице Србије“ а.д.

Број: 4/2022-3840-761

Дана: 22.07.2022. године

Београд

На основу члана 24. став 1. тачка 7. Статута Акционарског друштва за управљање јавном железничком инфраструктуром „Инфраструктура железнице Србије“, Београд („Службени гласник РС“, бр. 60/15, 73/15 и „Службени гласник Железнице Србије“, број 14/17), Одбор директора „Инфраструктура железнице Србије“ а.д. је, на седници одржаној 22.07.2022. године, донео

ОДЛУКУ О ДОДЕЛИ УГОВОРА

1. Уговор у поступку избора Извођача радова за пројекат реконструкције и модернизације пруге „Ниш - Димитровград – деоница Просек (Сићево) – Димитровград“, референтни број: EIB-GtP/1/2021/3.3, додељује се понуђачу Trace Group Hold PLC, Бугарска, као водећем члану конзорцијума који чине CONSORZIO ARMATORI FERROVIARI S.C.p.A. и START – ENGINEERING JSC, у износу од 169,681,433.21 евра.

2. Одлука ступа на снагу даном доношења.

3. Одлуку објавити у Службеном листу Европске уније и на интернет страници „Инфраструктура железнице Србије а.д.

Образложење

Одлуком генералног директора покренут је поступак за избор Извођача радова за пројекат реконструкције и модернизације пруге „Ниш - Димитровград – деоница Просек (Сићево) – Димитровград“.

Обавештење о јавном надметању за предметни Уговор објављено је у Службеном листу Европске уније.

До предвиђеног рока за подношење понуда 03.02.2022. године, понуде за учешће на тендеру је доставило 6 кандидата, према следећем редоследу:

1. China Civil Engineering Construction Corporation
2. TRACE GROUP HOLD PLC, CONSORZIO ARMATORI FERROVIARI S.C.p.A. и START – ENGINEERING JSC
3. Yapi Merkezi
4. KARIN KOMERC MD DOO VETERNI, PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD и JSC „BMGS“
5. China Railway 21st Bureau Group Co. Ltd и China Railway Design Corporation
6. GULERMAK (leader), YUKSEL PROJE и PROMOTA

Бр. понуде	Име понуђача	Наведена финансијска понуда [EUR]	Аритметички коригована понуда [EUR]
1	China Civil Engineering Construction Corporation	145.331.387,20	145.336.782,82
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	169.959.358,54	169.681.433,21
3	Yapi Merkezi	198.363.150,00	198.364.141,45
4	KARIN KOMERC MD DOO VETERNIK (leader), PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD and JSC „BMGS“	191.049.344,92	191.049.344,92
5	China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation	219.682.218,95	219.673.538,61
6	GULERMAK (leader), YUKSEL PROJE and PROMOTA	218.678.993,75	218.706.191,35

Након спроведеног поступка отварања понуда, Комисија за избор Извођача радова, образована Решењем генералног директора број 1/2022-127 од 02.02.2022. године, извршила је преглед и стручну оцену пристиглих понуда (административну, техничку и финансијску усаглашеност) и на основу критеријума за оцену понуда, сачинила прелиминарни Евалуациони извештај који је упућен Европској инвестиционој банци (ЕИБ) на сагласност дана 18.04.2022. године.

Одговор ЕИБ-а на прелиминарни Евалуациони извештај је пристигао дана 07.06.2022. године, након чега је Комисија за избор Извођача радова припремила коначан Евалуациони извештај бр. 1/2022-1437/1 од 07.07.2022. године, а све у складу са сугестијама из ЕИБ-овог одговора.

Коначан Евалуациони извештај је достављен ЕИБ-у дана 07.07.2022.

Након коначне евалуације од стране Комисије за избор Извођача, ранг листа понуда је следећа:

Бр. понуде	Име понуђача	Финансијска понуда [након аритметичких корекција] [EUR]	Попуст примењив [EUR]
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	169.681.433,21	0 % (169.681.433,21)
3	Yapi Merkezi	198.364.141,45	9,56 % (219.332.310,32)

ЕИБ је на коначан Евалуациони извештај о оцени понуда доставила сагласност 20.07.20212.

Како су се стекли услови за доделу Уговора, прихвата се предлог Комисије дат у Евалуационом извештају број 1/2022-1437/1. од 07.07.2022. године, донета је Одлука као у диспозитиву.

Прилог:

- Евалуациони извештај „d7a_evalreport_en_final_Rev02“
- Писмо ЕИБ-а „20160341 01 NOOBTENDER AWARD 2022-10179 2022-07-20“



**ПРЕДСЕДНИК
ОДБОРА ДИРЕКТОРА**

др Небојша Шурлан

Поука о правном леку:

Против ове Одлуке понуђачи, заинтересована лица која имају интерес за доделу Уговора, могу поднети захтев за заштиту права Републичкој комисији за заштиту права у поступцима јавних набавки у року од 10 (десет) дана од дана достављања Одлуке.

EVALUATION REPORT

PUBLICATION REF.: EIB-GTP/1/2021/3.3

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- Appendix 2 – Tender Opening Report (February 10 2022, 12:00)
- Appendix 3 - Administrative compliance grid
- Appendix 4 – Clarification correspondence with tenderers
- Appendix 5 - Technical compliance evaluation grid
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- Appendix 7 – Evaluation Committee Attendance Register_Rev01
- Appendix 8 - Analysis of legal entities CCECC and CRCC21&CRDC
- Appendix 9 – Technical and administrative compliance grids filled by the Bidders
- Appendix 10 – Requests for an extension of the tender validity period
- Appendix 11 – Correspondence with European Investment Bank (EIB)

1. Timetable

	DATE	TIME	VENUE
Deadline for the submission of tenders	3 February 2022	12:00 p.m.	Infrastructure of Serbian Railways, Belgrade, Nemanjina 6, Office no. 102
Tender opening session	10 February 2022	12:00 p.m.	Infrastructure of Serbian Railways, Belgrade, Nemanjina 6, Office no. 394

2. Observers

Name	Representing
Srđan Topalović	Procurement Expert IPF7
Jelena Simović	Translator of the Infrastructure of Serbian Railways

3. Evaluation

Preparatory session

The chairperson informed the evaluation committee of the scope of the proposed contract, identified the organisations responsible for preparing the tender dossier, and summarised the essential features of the tender procedure to date, including the evaluation grid published as part of the tender dossier.

Tender opening session

The tender opening report is attached to this report (see Appendix 2). The evaluation committee only considered those tenders, which were found to be suitable for further evaluation following the tender opening session.

3.1 Administrative compliance

The evaluation committee used the administrative compliance grid included in the tender dossier to assess the compliance of each of the tenders with the administrative requirements of the tender dossier.

With the agreement of the other evaluation committee members, the chairperson wrote to the following tenderers whose tenders required clarification, offering them the possibility to respond within the 48-hour period of sent email, excluding weekends (all correspondence is attached in the Appendix 4):

Tender number	Tenderer name	Summary of exchange of correspondence
1	China Civil Engineering Construction Corporation Address: No 4 Beifengwo, Haidian District, Beijing, China	see Appendix 4, pages 2 – 19 & see Appendix 10, pages 2 – 9.
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC Addresses: TRACE - 12 Nikola Obrazopisov Str., 1408, Sofia, Bulgaria ARMATORI FERROVIARI - 73100 LECCE (ITALY) – VIA GIAMMATTEO N. 35 START – Bulgaria, Sofia, No 3, Lokomotiv street	Extension approved as per request, pages 26 – 27. see Appendix 4, pages 20 – 261 & see Appendix 10, pages 10 - 19
3	Yapi Merkezi Address: Burhaniye Mahallesi Hacı Resit Pasa Sokak, No. 4A, 34676, Istanbul, Turkey	see Appendix 4, pages 262 – 269 & see Appendix 10, pages 20 - 25

4	KARIN KOMERC MD DOO VETERNIK (leader), PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD and JSC „BMGS“ Addresses: KARIN – Novi Sad, 8 Živorada Petrovića Street, Veternik, Serbia EXTRA-AUTO – Vrbas, 56 Maršala Tita Street, Serbia ZGOP – Novi Sad, 2/III Vase Stajića Street, Serbia RZD – Serbia, Belgrade, municipality of Stari Grad, 2 Balkanska Street N-ING – Serbia, Belgrade, municipality of Rakovica, 125 Patrijarha Dimitrija Street BMGS – 27 Tvajka Street, Riga, Latvia	Extension approved as per request 272 – 273. see Appendix 4, pages 270 – 595 & see Appendix 10, pages 26 - 30
5	China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation Addresses: CRCC21 21st – No.921, Beibinhe West Road, Anning Strict, Lanzhou, Gansu Prov., P.R China CRDC – No.109 Dongqi Road, Airport Economic Zone, Tianjin, China	see Appendix 4, pages 596 – 612.
6	GULERMAK (leader), YUKSEL PROJE and PROMOTA Addresses: GULERMAK – Konya Yolu 23.Km No: 111 06830 Gölbaşı – Ankara, TURKEY PROJE – Birlik Mahallesi 450. Cadde No: 23, Ankara, Çankaya - Turkey PROMOTA - Mutlukent Mahallesi 1920. Cadde Beyköy Sitesi No :4/16 Ankara, Çankaya - Turkey	see Appendix 4, pages 613 – 796.

The completed administrative compliance grid is attached (see Appendix 3). Based on this, the evaluation committee decided that the following tenders were **administratively non-compliant** and should not be considered further:

Tender number	Tenderer name	Reason
1	China Civil Engineering Construction Corporation	As a part of their response to the Clarification No.2 , the Tenderer no 1, CCECC, along with the answers to Evaluation Committee (EC)queries, submitted a Tender Addendum document on 14th March 2022 which appeared contradictory to original submission (see Appendix 4, page 18). On the 17th March 2022, the EC referred the matter to EIB seeking clarification (see Appendix 11, page 18). Further information requested by EIB was provided by the EC on the 18th March 2022 (see Appendix 11, page 17). On the 18th April 2022, the EC submitted the initial Evaluation Report to the EIB (see Appendix 11, page 12) which was based on the information available to the EC at the time of review. Consequently, on the 7th June 2022, EIB provided a letter of objection on the initial Evaluation Report (see Appendix 11, pages 14-15). The EIB concluded that both Tenderer no 1 and Tenderer no 5 are in violation of the EIB Group Anti-Fraud Policy. The EC reviewed the content of the EIB letter in line with the provisions set out under clause 3.2 of the VOLUME 1 SECTION 1: INSTRUCTIONS TO TENDERERS and decided to amend the Evaluation Report and reject the Tenderers No. 1 (CCECC) and No. 5 (CRCC21&CRDC) concluding that neither of the tendering parties meets the set provision.
5	China Railway 21st Bureau Group Co. Ltd and China Railway Design Corporation	As a part of their response to the Clarification No.2 , the Tenderer no 1, CCECC, along with the answers to Evaluation Committee (EC)queries, submitted a Tender Addendum document on 14th March 2022 which appeared contradictory to original submission (see Appendix 4, page 18). On the 17th March 2022, the EC referred the matter to EIB seeking clarification (see Appendix 11, page 18). Further information requested by EIB was provided by the EC on the 18th March 2022 (see Appendix 11, page 17). On the 18th April 2022, the EC submitted the initial Evaluation Report to the EIB (see Appendix 11, page 12) which was based on the information available to the EC at the time of review. Consequently, on the 7th June 2022, EIB provided a letter of objection on the initial Evaluation Report (see Appendix 11, pages 14-15). The EIB concluded that both Tenderer no 1 and Tenderer no 5 are in violation of the EIB Group Anti-Fraud Policy. The EC reviewed the content of the EIB letter in line with the provisions set out under clause 3.2 of the VOLUME 1 SECTION 1: INSTRUCTIONS TO TENDERERS and decided to amend the Evaluation Report and reject the Tenderers No. 1 (CCECC) and No. 5 (CRCC21&CRDC) concluding that neither of the tendering parties meets the set provision.

Tender number	Tenderer name	Reason
4	KARIN KOMERC MD DOO VETERNIK (leader), PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠ ĆU RZD INTERNATIONA L OGRANAK BEOGRAD – STARI GRAD, N- ING DOO BEOGRAD and JSC „BMGS“	The tenderer number 4 (KARIN KOMERC MD DOO VETERNIK, PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD and JSC „BMGS“), did not accept the second request (REV01) for the extension of tender validity period (see Appendix 10, page 30).

3.2 Technical evaluation

Technical compliance

The evaluation committee used the technical evaluation grid included in the tender dossier to assess the compliance of each of the tenders with the technical requirements of the tender dossier. The completed technical evaluation grid is enclosed under Appendix 5.

With the agreement of the other evaluation committee members, the chairperson wrote to the following tenderers whose tenders required clarification, offering them the possibility to respond within the 48-hour period of sent email, excluding weekends (all correspondence is attached in the Appendix 4):

Tender number	Tenderer name	Summary of exchange of correspondence
1	China Civil Engineering Construction Corporation	see Appendix 4, pages 2 – 19 & see Appendix 10, pages 2 – 9.
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	Extension approved as per request, pages 26 – 27. see Appendix 4, pages 20 – 261 & see Appendix 10, pages 10 - 19

3	Yapi Merkezi	see Appendix 4, pages 262 – 269 & see Appendix 10, pages 20 - 25
4	KARIN KOMERC MD DOO VETERNIK (leader), PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD and JSC „BMGS“	Extension approved as per request 272 – 273. see Appendix 4, pages 270 – 595 & see Appendix 10, pages 26 - 30
5	China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation	see Appendix 4, pages 596 – 612.
6	GULERMAK (leader), YUKSEL PROJE and PROMOTA	see Appendix 4, pages 613 – 796.

Following receipt of clarifications, and after discussing the individual conclusions of the evaluators, the evaluation committee concluded that the following tenders were **technically non-compliant** and should not be considered further:

Tender number	Tenderer name	Reason
5	China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation	1. Tenderer does not fulfill the condition from Volume 1, Section 1, V1-S1, point 12.1, Technical capacity (pages 11-13 of ITT), for the One (1) Contractor's Representative and One (1) Chief Engineer on Site: <i>“have occupied similar position on at least 1 completed Works projects on the railways with more than 20km length over the previous 5 years”</i>. Please see Appendix 4 - Clarifications, pages 598 - 599 for details of the project on which the Tenderer is referring to in Clarifications (and in submitted Tender documentation: Part 2, Section 4, form 4.6.1.3, pages 185 – 189). 2. Tenderer does not fulfill the condition from Volume 1, Section 1, V1-S1, point 12.1, Professional capacity, point 3. (a) and (b).
6	GULERMAK (leader), YUKSEL PROJE and PROMOTA	1. Tenderer does not fulfill the condition from Volume 1, Section 1, V1-S1, point 12.1, Technical capacity (pages 11-13 of ITT), for the One (1) Contractor's Representative and One (1) Chief Engineer on Site: <i>“have occupied similar position on at least 1 completed Works projects on the railways with more than 20km length over the previous 5 years”</i>. Please see Appendix 4 - Clarifications, page 657 for details of the project on which the Tenderer is referring to in Clarifications (and in submitted Tender documentation)

3.3 Financial evaluation

Determination of the amount of the financial offers

The evaluation committee checked all tenders for arithmetic errors.

As stated in the instructions to tenderers, arithmetic errors were corrected on the following basis:

- Where there was a discrepancy between amounts in figures and in words, the amount in words prevailed;
- Except for lump-sum contracts, where there was a discrepancy between a unit price and the total amount derived from the multiplication of the unit price and the quantity, the unit price as quoted prevailed, except where the evaluation committee agreed that there was an obvious error in the unit price, in which case the total amount as quoted prevailed;
- Where unconditional discounts applied to financial offers for individual lots, the discount was applied to the financial offer.

The following arithmetic corrections were made:

Tender number	Tenderer name	Stated financial offer [EUR]	Arithmetically corrected financial offer [EUR]
1	China Civil Engineering Construction Corporation	145.331.387,20	145.336.782,82
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	169.959.358,54	169.681.433,21
3	Yapi Merkezi	198.363.150,00	198.364.141,45
4	KARIN KOMERC MD DOO VETERNIK (leader), PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD and JSC „BMGS“	191.049.344,92	191.049.344,92
5	China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation	219.682.218,95	219.673.538,61
6	GULERMAK (leader), YUKSEL PROJE and PROMOTA	218.678.993,75	218.706.191,35

The arithmetically corrected financial offers were compared to identify the technically compliant tender with the lowest price.

The tender submitted by China Civil Engineering Construction Corporation appeared to have an abnormally low price in relation to the market for several items in question. Consequently, the chairperson of the evaluation committee wrote to Tenderer number 1, China Civil Engineering Construction Corporation to obtain a detailed explanation for the low price proposed (see Appendix

4, pages 10 - 17). On the basis of the response of the tenderer, the evaluation committee decided to accept the tender because the tenderer used an economic production method.

Tenderer number 5, China Railway 21st Bureau Group Co. Ltd and China Railway Design Corporation, and tenderer number 6, GULERMAK, YUKSEL PROJE and PROMOTA, were technically non-compliant, hence, not ranked in the table below.

Furthermore, the Tenderer No. 5 (China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation) accepted the proposed adjustment for the found arithmetic errors, identified by the Evaluation Committee (please see Appendix 4, page 597), but the Tenderer did not confirm that they had included in the tender the works listed under the Corrigendum 2 (please see Appendix 4, pages 597 - 598 and 600 - 601 (Query No 2 and Query No 3)). The response received from the tenderer is in a direct breach of clause 20.1 of V1-S1 and clause 3.7.12 para 1 of EIB GtP, and as such has been rejected by the Evaluation Committee.

In summary, the following tenders were rejected:

Tender number	Tenderer name	Reason for rejection
1	China Civil Engineering Construction Corporation	Administrative non-compliance. Please see table on page 4 of the Evaluation Report for detail.
4	KARIN KOMERC MD DOO VETERNIK (leader), PRIVREDNO DRUŠTVO ZGOP AD NOVI SAD, DRUŠTVO S OGRANIČENOM ODGOVORNOŠĆU RZD INTERNATIONAL OGRANAK BEOGRAD – STARI GRAD, N-ING DOO BEOGRAD and JSC „BMGS“	Administrativ non-compliance. Please see table on page 5 of the Evaluation Report for detail.
5	China Railway 21st Bureau Group Co. Ltd (leader) and China Railway Design Corporation	Administrative non-compliance. Please see table on page 4 of the Evaluation Report for detail. Technical non-compliance. Please see table on page 6 of the Evaluation Report for detail.
6	GULERMAK (leader), YUKSEL PROJE and PROMOTA	Technical non-compliance. Please see table on page 6 of the Evaluation Report for detail.

The ranking of the tenders, which were **not** excluded during the evaluation, in order of the arithmetically corrected financial offers is as follows:

Tender number	Tenderer name	Financial offer [after arithmetical correction & including discount] [EUR]	Ranking
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	169.681.433,21	2
3	Yapi Merkezi	198.364.141,45	4

Application of discounts:

Tender number	Tenderer name	Financial offer [after arithmetical correction] [EUR]	Discount applicable [EUR]
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	169.681.433,21	0 % (169.681.433,21)
3	Yapi Merkezi	198.364.141,45	9,56 % (219.332.310,32)

3.4 Most economically advantageous tender

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

Tenderer number 2, “TRACE GROUP HOLD PLC, CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC” has the most economically advantageous tender and fully complies with the tender requirements.

4. Conclusion

Receipt and verification of the original Declaration on honour on exclusion criteria and selection criteria and documentary evidence for exclusion and selection criteria

The original signed declaration(s) on honour on exclusion and selection criteria for the most economically advantageous tender, including the declarations of every member of the consortium and any capacity providing entity (if applicable), and documentary evidence on compliance with exclusion and selection criteria were submitted on the 3rd February 2022.

With the agreement of the other evaluation committee members, the chairperson wrote to the following tenderers whose tenders required clarification, offering them the possibility to respond within the 48-hour period of sent email, excluding weekends (all correspondence is attached in the Appendix 4):

Tender number	Tenderer name	Summary of exchange of correspondence
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	see Appendix 4, pages 20 – 261. & see Appendix 10, pages 10 - 19

The evaluation committee verified the documentary evidence for exclusion and selection criteria for the most economically advantageous tender and the documents were found admissible.

The evaluation committee has ensured that the recommended tenderer or the members in the consortium are not in a situation of exclusion in the early detection and exclusion system.

The evaluation committee has ensured that there is no detection of a recommended tenderer or members in their consortium in the lists of EU restrictive measures¹.

Consequently, the evaluation committee recommends that the contract is awarded as follows:

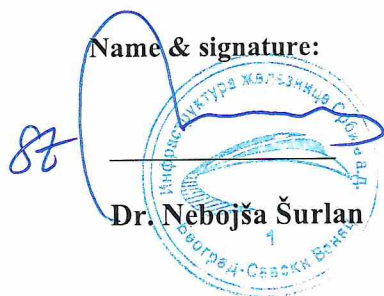
Tender No	Tenderer name	Financial offer [after arithmetical correction and discounts] [EUR]	[Spare parts and/or consumables] [EUR]	Contract value [EUR]
2	TRACE GROUP HOLD PLC (leader), CONSORZIO ARMATORI FERROVIARI S.C.p.A. and START – ENGINEERING JSC	169.681.433,21	Not Applicable	169.681.433,21

¹ The updated lists of sanctions are available at www.sanctionsmap.eu. Please note that the sanctions map is an IT tool for identifying the sanctions regimes. The source of the sanctions stems from legal acts published in the Official Journal (OJ). In case of discrepancy between the published legal acts and the updates on the website it is the OJ version that prevails.

5. Signatures

	Name	Signature
Chairperson	Saša Zlatković	<i>Zlatkovic</i>
Secretary	Darija Nedić	ON ANNUAL LEAVE
Evaluators	Svetlana Đokić	<i>ĐOKIĆ</i>
	Marija Jevtić	<i>Jevtic</i>
	Nikola Stefanović	<i>N. Stefanovic</i>
	Milivoje Skoković	<i>Skokovic</i>
	Nataša Sanković Ristović	<i>Sankovic Ristovic</i>
	Maja Simić	ON ANNUAL LEAVE
	Miroslav Petković	<i>M. Petkovic</i>

Approved by the Contracting Authority:

Name & signature:

 Dr. Nebojša Šurlan

Date:

07.07.2022



Европейска инвестиционна банка
Evropská investiční banka
Den Europæiske Investeringsbank
Europäische Investitionsbank
Euroopa Investeeringispank
Ευρωπαϊκή Τράπεζα Επενδύσεων
European Investment Bank
Banco Europeo de Inversiones
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To the attention of: Mr Saša Zlatković, Adviser to the Director General

Luxembourg, 20 July 2022

PJ/MOB/RAIL/2022-10179/FA/ac

Subject: RAILWAY NIS-DIMITROVGRAD (20160341 01)
Contract No: 1/2020-527 - Reconstruction and modernization of railway line “Niš-Dimitrovgrad – Section Prosek (Sićevo)-Dimitrovgrad (Ref.: EIB-GtP/ 1/2021/3.3) – CONTRACT AWARD

Reference: Your email dated 7 July 2022

Dear Mr. Zlatković,

Thank you for sending us your tender evaluation report (Rev. 2, dated 7 July 2022) regarding the procurement of the above project component.

On the basis of this report, we are pleased to give you our non-objection to the selection of the successful tenderer Trace Group Hold PLC (leader), Consorzio Armatori Ferroviari S.C.p.A. and Start Engineering JSC, for the amount of EUR 169,681,433.21. You may now proceed to the next step of the procurement process of this component by notifying the proposed award decision to all tenderers, including a short summary of the relevant reasons for that decision.

To ensure that review procedures for effective remedies are available to the tenderers concerned, the contract should not be signed until the expiry of a reasonable time period¹ from the date on which the contract award decision was sent to the tenderers. In addition, to comply with the Bank's Guide to Procurement, please send us the Award Notice that will be published in the OJEU immediately after the signature of the contract, and a copy of the signed contract, together with the Covenant of Integrity, as soon as possible and in any case prior to your first request for disbursement under the contract.

In this context, we wish to draw your attention to the provisions of Annex 2 to the EIB Guide to Procurement, describing the procedure for the Bank's review of procurement decisions taken by the project promoter. In particular, we would like to remind you that our non-objection is based on the information you have provided to us and does not relieve you, as promoter of the Project, of your entire responsibility for the procurement procedures of the Project and the results of their application.

¹ Such time period may be provided for in the tender specifications or in the legislation governing the procurement procedure for the project component in question. If this is not the case, the EIB would normally consider that a period of 10 calendar days is reasonable.



The involvement of the Bank in the review of the procurement procedure for the above-mentioned project component is confined solely to verifying whether or not the conditions attached to its financing are met.

The Bank also reserves the right to review its non-objection in the light of any new information which might come to its knowledge after issuance of this letter.

Yours sincerely,
European Investment Bank

Pierre POINSIGNON
Head of Strategic Railways Division
Mobility Department/Projects Directorate

Matteo RIVELLINI
Head of Western Balkans & Turkey
EIB Global/Enlargement