

TENDER DOCUMENTS

***ANTI-DOPING AGENCY OF SERBIA,
Trg Republike 3, Belgrade***

PUBLIC PROCUREMENT – Medical supplies

1. doping control kits for humans
2. doping control kits for horses
3. accessories for doping control

LOW-VALUE PUBLIC PROCUREMENT

PUBLIC PROCUREMENT No. 1.1.1/2014

Total 27 pages

March 2014.

According to art. 39. and 61. of Public Procurement Law ("Official Gazette of the Republic of Serbia", number 124/2012, further: Law), art. 6. Regulations on mandatory elements of tender documentation in public procurement procedures and proof of eligibility ("Official Gazette of the Republic of Serbia", number 29/2013), Decision on public procurement number 1.1.1/2014. – our number 25-0318-1, and Decision on public procurement committee for public procurement number 1.1.1/2014 – our number 25-0318-2, we prepared:

TENDER DOCUMENTS
low-value public procurement - Medical supplies
1. doping control kits for humans
2. doping control kits for horses
3. accessories for doping control
PP. No. 1.1.1/2014

Tender documents contains:

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I GENERAL INFORMATION

1. Contracting Authority Data:

Contracting Authority: Anti-Doping Agency of Serbia
Address: Trg Republike 3, 11000 Belgrade, Serbia
Web address: www.adas.org.rs

2. Type of procedure

The public procurement is conducted in procedure for low-value public procurement in accordance with the Law and regulations governing public procurement.

3. Subject of Public Procurement

Subject of Public Procurement no. 1.1.1/2014 are goods –
Medical supplies

1. *doping control kits for humans*
2. *doping control kits for horses*
3. *accessories for doping control*

4. Note on Reserved public procurements

This is not reserved public procurements.

5. Contact

Contact person: Bojan Vajagic
E - mail (or fax number): bojan.vajagic@adas.org.rs or fax number +381 11 4064
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II SUBJECT OF PUBLIC PROCUREMENT

1. Subject of public procurement

The subject of the public procurement no. 1.1.1/2014 are goods –

Medical supplies

1. *doping control kits for humans*

2. *doping control kits for horses*

3. *accessories for doping control*

- Common Procurement Vocabulary: – LA21 – For laboratory usage

2. Lots

Public Procurement is not made by lots.

III TECHNICAL SPECIFICATIONS

1. doping control kits for humans

Kits for doping control of athletes:

600 kits for urine. The Kit must meet the following criteria:

- To be adequate for doping control in accordance with International standard for testing and investigations of World Anti-Doping Agency or corresponding standard
- To be clean
- To be resistant to temperature in the range of -20°C to + 40°C +/-5 °C
- To be easy to use
- The Kit must consist of a set of two glass bottles, marked "A" and "B"
- Capacity the bottle must be at least 60 ml.
- A unique code number must be overprinted on the bottles
- Square shaped bottle for practical stock management
- Glass bottle must be transparent
- Tamper proof locking device must be implemented
- Bottles must feature a click locking system, preventing them from reopening
- The Kit has to be packed in cardboard box marked with identical code number as overprinted on the bottles "A" and "B"
- A urine specimen collection vessel with scale for measured volume of urine must be enclosed with the Kit

50 kits for blood. The Kit must meet the following criteria:

- To be adequate for doping control in accordance with International standard for testing and investigations of World Anti-Doping Agency or corresponding standard
- To be clean
- To be resistant to temperature in the range of -20°C to + 40°C +/-5 °C
- To be easy to use
- The Kit must consist of a set of two bottles, marked "A" and "B"
- Capacity the bottle must be at least 2 ml.
- A unique code number must be overprinted on the bottles
- Bottles must be transparent and round shaped
- Tamper proof locking device must be implemented
- Bottles must feature a click locking system, preventing them from reopening
- The Kit must include a plastic bag with a moisture absorption pad
- The Kit has to be packed in box marked with identical code number as overprinted on the bottles "A" and "B"

2. doping control kits for horses

20 kits for horse urine. The Kit must meet the following criteria:

- The Kit must consist of a set of two bottles (synthetic material – hard plastic), marked “A” and “B”
- A unique code number must be overprinted on the bottles. Bottles have to have security caps with corresponding number to number overprinted on the bottles.
- The Kit must include 2 watertight bags and 2 absorbent pads
- The Kit has to be packed in cardboard box marked with identical code number as overprinted on the bottles “A” and “B”

3. accessories for doping control

Accessories for doping control of athletes:

200 partial sample: with plastic stopper and with numbered security ribbon or numbered security bag

200 additional urine collection vessel: transparent, with scale from 10 ml up to 180 ml with highlighted marking at 90 ml, packed in plastic bag

50 accessories package for whole blood, each containing: 2 vacutainers - capacity 3 ml, security needle and holder, foam material for fixing, sealed in plastic bag, packed separately

The bidder is obliged to comply with the technical standards of accessibility for people with disabilities.

IV ELIGIBILITY REQUIREMENTS FROM ART.75 AND 76 AND INSTRUCTIONS ON HOW TO PROVE FULFILLMENT OF THESE REQUIREMENTS

1. CONDITIONS FOR PARTICIPATION IN THE PUBLIC PROCUREMENT FROM ART. 75 AND 76 OF LAW

1.1. The Bidder has right to participate in the proceedings of the public procurement if it meets the **mandatory requirements** for participation in the procurement procedure defined in Article. 75 Law, as follows:

- 1) that it is registered with the competent authority or entered in the appropriate register (Article 75, Paragraph 1. Items 1) of the Law);
- 2) that it and its legal representative have not been convicted for any criminal act as members of an organized criminal group; that it has not been convicted for commercial criminal offence, criminal offence against environment, criminal offence of receiving or offering bribe, criminal offence of fraud (Art. 75, Paragraph 1, item 2) of the Law);
- 3) that it has not been prohibited from performing economic activity by any measure in force at the time of publishing tender notice and/or call for competition (Article 75, Paragraph 1, Items. 3) of the Law);
- 4) that it has paid due taxes and other public charges in accordance with laws of the Republic of Serbia or a foreign country if its registered address is in its territory (Article 75, Paragraph 1, Items. 4) of the Law);
- 5) The bidder shall, in preparing the bid, explicitly state that it is respected the obligations under the applicable regulations on safety at work, employment and working conditions, environmental protection, and to guarantee that it is the holder of intellectual property rights (Article 75, Paragraph 2 of the Law).

1.2. A Bidder who participated in the proceedings of the public procurement must meet additional requirements for participation in the procurement process, as defined in Art. 76 of the Law, as follows:

- 1) to fulfill requirements regarding business capacity ie. that it has been supplying at least 3 sport federations or 3 national anti-doping agencies with doping control kits during 2013.

1.3. If a bidder submits an offer with a subcontractor, in accordance with Article 80 of the Law, the subcontractor must meet the mandatory requirements of Article 75 Paragraph 1 items. 1) to 4) of the Law and the requirement of Article 75 Paragraph 1 item 5) of the Law, the part of the acquisition which bidder will perform through subcontractors.

1.4. If the bid is submitted by a group of bidders, each bidder from the group must meet the mandatory requirements of Article 75 Paragraph 1 items. 1) to 4) of the Law, and additional requirements meet together. The requirement under Article 75 Paragraph 1 items. 5) of the Law, is liable to meet the bidder of the group entrusted with the execution of works for the procurement of the necessary fulfillment of the conditions.

2. INSTRUCTIONS ON HOW TO PROVE THAT CONDITIONS ARE FULFILLED

According to art 77 item 4 of the Law, fulfillment of the mandatory and additional requirements for participation in the procurement process, the bidder is proving by submitting the Statement (Template of statement is given in section IV part 3.), given subject to criminal and material liability, in which it confirms that requirements for participating in public procurement from art. 75 and 76 of the Law are fulfilled.

The Statement must be signed by an authorized representative of the bidder and stamped. If the statement is signed by a person who is not entered in the register as a legal representative, it is necessary to submit the authorization to sign.

If the bid is submitted by a group of bidders, the statement must be signed by an authorized representative from each bidder the group of bidders and stamped.

If a bidder submits an offer with a subcontractor, the bidder must submit a Statement of subcontractors (Form statements of subcontractors, is given in Section IV part 3), signed by a authorized representative of subcontractors and stamped.

The contract authority may, before making a decision on awarding the contract that requires the bidder, whose bid was based on reports of procurement rated as the most favorable to show the original or a certified copy of all or certain evidence.

If the bidder in the appropriate term, which shall not be less than five days, do not deliver the original or a certified copy of the evidence, the Contract Authority will reject his offer as unacceptable.

The Bidder is not obliged to provide evidence that are publicly accessible on web sites of competent authorities.

The bidder shall promptly notify the Contract authority in writing of any change in relation to be filled in terms of public procurement, which occurs until a decision or conclusion of the contract, or during the term of the contract on public procurement and document in the prescribed manner.

**3. TEMPLATE OF STATEMENT ON FULFILLMENT OF REQUIREMENTS
FROM ART. 75 AND 76 OF THE LAW**

**THE BIDDER'S STATEMENT
ON FULFILLMENT OF REQUIREMENTS FROM ART. 75 AND 76 OF THE LAW IN
PROCEDURE OF LOW-VALUE PUBLIC PROCUREMENT**

According to art. 77. item 4. of Law, given subject to criminal and material liability, as legal representative of the Bidder, I am giving following

S T A T E M E N T

The Bidder _____ [name of the bidder] in public procurement of goods - *Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number 1.1.1/2014*, fulfills all requirements from art. 75 and 76 of the Law, ie. conditions defined by tender documents for relevant public procurement, as follows:

- 1) The Bidder is registered with the competent authority or entered in the appropriate register;
- 2) The Bidder and its legal representative have not been convicted for any criminal act as members of an organized criminal group; that it has not been convicted for commercial criminal offence, criminal offence against environment, criminal offence of receiving or offering bribe, criminal offence of fraud;
- 3) The Bidder has not been prohibited from performing economic activity by any measure in force at the time of publishing tender notice and/or call for competition;
- 4) The Bidder has paid due taxes and other public charges in accordance with laws of the Republic of Serbia (or a foreign country if its registered address is in its territory);
- 5) The Bidder is respected the obligations under the applicable regulations on safety at work, employment and working conditions, environmental protection, and to guarantee that it is the holder of intellectual property rights;
- 6) The Bidder fulfills additional requirement ie. it has been supplying at least 3 sport federations or 3 national anti-doping agencies with doping control kits during 2013: _____ (name 3 sport federations or 3 national anti-doping agencies)

Place: _____

Date: _____

Place for stamp

The Bidder:

Note: If the bid is submitted by a group of bidders, the statement must be signed by an authorized representative from each bidder the group of bidders and stamped.

**THE SUBCONTRACTOR'S STATEMENT
ON FULFILLMENT OF REQUIREMENTS FROM ART. 75 OF THE LAW IN
PROCEDURE OF LOW-VALUE PUBLIC PROCUREMENT**

According to art. 77. item 4. of Law, given subject to criminal and material liability, as legal representative of the Subcontractor, I am giving following

S T A T E M E N T

Subcontractor _____ *[name of the subcontractor]* in public procurement of goods - *Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control* number 1.1.1/2014, fulfills all requirements from art. 75 of the Law, ie. conditions defined by tender documents for relevant public procurement, as follows:

- 1) The Subcontractor is registered with the competent authority or entered in the appropriate register;
- 2) The Subcontractor and its legal representative have not been convicted for any criminal act as members of an organized criminal group; that it has not been convicted for commercial criminal offence, criminal offence against environment, criminal offence of receiving or offering bribe, criminal offence of fraud;
- 3) The Subcontractor has not been prohibited from performing economic activity by any measure in force at the time of publishing tender notice and/or call for competition;
- 4) The Subcontractor has paid due taxes and other public charges in accordance with laws of the Republic of Serbia (or a foreign country if its registered address is in its territory);

Place: _____

Date: _____

Place for Stamp

Subcontractor:

If a bidder submits an offer with a subcontractor, Statement must be signed by a authorized representative of subcontractors and stamped.

V INSTRUCTION TO BIDDERS HOW TO PREPARE A BID

1. INFORMATION ABOUT LANGUAGE IN WHICH THE BID MUST BE WRITTEN

The bidder should submit a bid in the Serbian language.

Bidder may submit a bid in English instead, as well. In English may be submitted - Bid template, Bidder's statements (declarations) required by the tender documents, as well as an indication on the envelope or box in which the bidder submits the bid, modifications, additions and revocations of offers, notes on additional information or clarification and any other part of Bid.

2. HOW THE BID MUST BE SUBMITTED

Bidder shall submit the bid directly or sent by mail in a sealed envelope or box, sealed in a way that at the opening session be established with certainty that they first opened.

On the back of an envelope or box indicate the name and address of the bidder.

In case the bid is submitted by a group of bidders, the envelope is necessary to note that this is a group of bidders and list the names and addresses of all participants in a joint bid.

Bids shall be submitted to the following address: Anti-Doping Agency of Serbia, Trg Republike 3, 11000 Belgrade, Serbia, specifying, „**Tender for the procurement of goods – Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number PP 1.1.1/2014 - DO NOT OPEN**”. The offer is considered timely if it is received by the Contact Authority to **28.3.2014. until 16 hours**.

The Contact authority, upon receipt of a specific bid on the envelope, or a box in which the offer is, mark the time of receipt and record the number and date of the Bid in the order of arrival. If the Bid is submitted directly to the Contact authority, then the Contract Authority will give receipt of the Bid to the Bidder's representative. The acknowledgment of receipt of the Contact authority shall specify the date and time of receipt of the Bid.

The Bid which is not received by the Contact authority within the time specified for submission of bids, ie. It is received after the date and hour specified for submission of bids, shall be considered tardy.

The Bid must contain:

- Bid template
- Statement on fulfillment of requirements from art. 75 and 76 of the Law
- Declaration of Independent Bid

3. LOTS

Public Procurement is not made by lots.

4. BID VARIANTS

Bid variants is not allowed.

5. METHOD OF ADJUSTMENT, ADDITIONS AND REVOCATION OF OFFER

During period for submitting a bid, the bidder may modify, amend or revoke its offer in the manner specified for the submission of bids.

The bidder shall clearly indicate which part of the offer document that changes or subsequently delivered.

Modify, amend or revoke the offer should be sent to: The Anti-Doping Agency of Serbia, Republic Square 3, 11000 Belgrade, Serbia, stating:

"Amendment to the Public Procurement - Goods - Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number PP 1.1.1/2014 - DO NOT OPEN" or

"Adjustment to the Public Procurement - Goods - Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number PP 1.1.1/2014 - DO NOT OPEN" or

"Revocation of the Public Procurement - Goods - Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number PP 1.1.1/2014 - DO NOT OPEN" or

"Amendment and adjustment to the Public Procurement - Goods - Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number PP 1.1.1/2014 - DO NOT OPEN"

On the back of an envelope or box indicate the name and address of the bidder. In case the bid is submitted by a group of bidders, the envelope is necessary to note that this is a group of bidders and list the names and addresses of all participants in a joint bid.

After the deadline for submission of bids the bidder may not withdraw or to modify its bid.

6. PARTICIPATION IN A JOINT BID OR SUBCONTRACTORS

A bidder may submit only one bid.

The bidder who submitted a bid independently cannot also participate in a joint offer or as a subcontractor, or the same person may not participate in more joint bids.

The Bid Template (Section VI), the provider stated how bidding, or whether it is bidding on its own or as a joint bid or offer is submitted to the subcontractor.

7. BIDS WITH SUBCONTRACTORS

If a bidder submits a bid with a subcontractor, then bidder shall be in the Bid template (Section VI) indicate that the bid submitted by the subcontractor, the percentage of the total value of purchases that will be entrusted to a subcontractor, and which shall not be greater than 50%, as well as the procurement of the items that will make through subcontractors.

Bidder in the Bid template shall indicate the name and registered office of the subcontractor, unless the partial delivery performance entrust subcontractors.

If a public procurement contract to be concluded between the Contract Authority and the bidder who submits the bid with the subcontractor, the subcontractor shall be listed in Contract.

The bidder is obliged to submit for subcontractors proof of compliance with the requirements set forth in section IV of the tender documents in accordance with the instructions on how to prove compliance with the requirements (template of Subcontractor's statement from section **IV** part **3**).

Bidder entirely to the Contract Authority for the execution of the obligations of a public procurement procedure, or the performance of contractual obligations, regardless of the number of subcontractors.

The bidder is obliged to Contract Authority, at his request, to enable access to subcontractors, to determine compliance with the required conditions.

8. JOINT BID

A bid may be submitted by a group of bidders.

If the bid is submitted by a group of bidders, an integral part of a joint bid must be agreement that bidders from each group and to oblige the Contract Authority to be procured, which must contain information specified in Article 81 Paragraph 4, items. 1) to 6) of the Law and the following information:

- Member of the group who will be the holder of the job, or to submit an offer and who will represent the consortium in front of the Contract Authority,
- Bidder will on behalf of the group of bidder to sign the contract,
- Bidder who will on behalf of the consortium provide collateral,
- Bidder who will issue an invoice,
- The account to which the payment will be made,
- Obligations of each of the bidders in the group of bidders for the execution of the contract.

The group of bidders shall submit all the evidence of fulfillment of conditions as set out in section IV of the tender documents in accordance with the instructions on how to prove compliance with the requirements. (template of statement from section **IV** part **3**).

Bidders from a group shall have unlimited liability to the Contract Authority.

The Cooperative may submit a bid independently, on its own behalf and on behalf of its members or a joint bid on behalf of its members.

If the Cooperative is bidding on their own behalf, for the obligations of the public procurement and public procurement contracts - cooperative and its members shall have liability, in accordance with the law.

If the Cooperative is bidding on behalf of their member, for the obligations of the public procurement and public procurement contracts - members of cooperative shall have unlimited liability, in accordance with the law.

9. PAYMENT TERMS, THE WARRANTY PERIOD, AND OTHER CIRCUMSTANCES, WHICH DETERMINE THE ACCEPTABILITY

9.1. Requirements regarding the manner, date and terms of payment.

The deadline for payment is 45 days from the date of receipt of the invoice, based on documentation from bidder which confirms delivering the goods.
Payments will be made by transferring the money on the account of the bidder.
Bidder is not allowed to ask for an advance payment.

9.2. Requirements regarding the warranty period

The Contract authority does not requires warranty period for the service.

9.3. Time frame for delivering the goods

Time frame for delivering the goods cannot be longer than 60 days from the date of Contracty conclusion.

Place of delivering the goods is the address of the Contract Authority:
Anti-Doping Agency of Serbia, Trg Republike 3, 11000 Belgrade, Serbia

9.4. Request in respect of the period of bid validity

The validity of the offer shall be not less than 30 days from the date of bid opening.
In the event of the expiration of the offer, the Contract Authority is obliged to ask a written request of the extension of bid validity from the bidder.
Bidder who accepts the request for the extension of the offer cannot change the offer.

10 CURRENCY AND MANNER IN WHICH IT MUST BE SPECIFIED AND EXPRESSED IN PRICE OFFER

The price may be e xpressed in dinars, with and without the value added tax, inclusive of all costs that the bidder has in the implementation of the public procurement, provided that the evaluation of bids to take into account the price without value added tax.

The price may be expressed in Swiss Franc (CHF), with and without the value added tax, inclusive of all costs that the bidder has in the implementation of the public procurement, provided that the evaluation of bids to take into account the price without value added tax.

To convert into dinars Contract Authority will use the medium exchange rate of the National Bank of Serbia on the day of the bid opening began.

The price must include all related costs.

The price is fixed and cannot be changed.

If the bid presented an abnormally low price, the Contract Authority shall act in accordance with Article 92 Law.

If the offered price includes customs duties and other charges, the bidder is required to demonstrate that part separately.

11. DATA ON STATE AUTHORITY OR ORGANIZATION OR BODY OR AGENCY OF TERRITORIAL AUTONOMY OR LOCAL SELF-GOVERNMENT WHERE CAN BE TIMELY CORRECT INFORMATION ON TAX LIABILITIES, ENVIRONMENTAL

PROTECTION, EMPLOYMENT PROTECTION, WORKING CONDITIONS, ETC., RELATED TO THE PERFORMANCE OF THE PUBLIC PROCUREMENT

Data on taxes can be obtained from the Tax Administration, the Ministry of Finance and Economy.

Data on environmental protection can be obtained from the Agency for Environmental Protection and the Ministry of Energy, Development and the Environment.

Data on employment protection and working conditions can be obtained from the Ministry of Labour and Social Policy.

12 PROTECTION OF CONFIDENTIALITY TO BIDDERS ARE ORDERING AVAILABLE, INCLUDING THEIR SUB-CONTRACTOR

The procurement does not contain confidential information that is made available to the Contract Authority.

13 ADDITIONAL INFORMATION OR CLARIFICATION REGARDING THE PREPARATION OFFERS

Any interested person may, in writing by mail to the Contract Authority address, e-mail: e-mail bojan.vajagic @ adas.org.rs or by fax to +381 11 4064 136 require the additional information or clarification in relation to the preparation of the bid, at least 5 days before the deadline for submission of bids.

Contract Authority will give to the interested party within three (3) days of receipt of the request for additional information or clarification of the tender documents, the response submitted in writing and at the same time will that information published on the Public Procurement Portal on its website.

If the Contract Authority changes or amendments to the Tender Documents, 8 or less days before the deadline for submission of bids, then Contract Authority shall extend the deadline for submission of bids and publish a notice on extending the deadline for submission of bids.

After the expiry of the deadline for submission of bids the Contract Authority may not alter or to amend the tender documents.

Request additional information or clarification regarding the preparation of the bid by phone is not allowed.

Communications in public procurement is carried out only in the manner provided in Article 20 Law.

14 ADDITIONAL NOTES FROM THE BIDDER AFTER BID OPENING AND CONTROL OF BIDDER OR ITS SUBCONTRACTORS

After the opening of bids, the Contract Authority may, during evaluating the bids, to request in a written additional explanations from bidder that will help it in the examination, evaluation and comparison of bids,. Also, the Contract Authority can to perform control (inspection) of the bidder or its subcontractor (Article 93 of the Law) .

If the Contract Authority determines that there is need for additional explanation or it is necessary to perform control (inspection) of the bidder, or its subcontractors, the the Contract Authority will leave bidder appropriate deadline to comply with the request of the Contract Authority or to enable for the Contract Authority control (inspection) of the Bidder, as well as its subcontractors.

The Contract Authority may, with the consent of the bidder to correct technical errors observed when considering the offer after the opening.

In case of differences between the unit price and the total price, the prevailing price is the unit price.

If the provider does not agree with the correction of technical errors, the Contract Authority will reject his offer as unacceptable.

15 ADDITIONAL COLLATERAL FULFILLMENTS OF CONTRACTUAL OBLIGATIONS OF BIDDERS WHO ARE LISTED IN THE NEGATIVE REFERENCES

The bidder who is on the list of negative references leading Public Procurement , in accordance with Article 83 Law, which has a negative reference to the procurement that is not the same kind of public procurement and, if the bidder is awarded the contract, shall at the time of conclusion of the contract in the Purchaser a bank guarantee for good performance, which will be the clauses: unconditional and payable on the first call. Bank Guarantee for Performance Bond shall be issued in the amount of 15 % of the total contract value excluding Tax, with a validity period of 30 (thirty) days longer than the deadline for the final execution of the work. If during the term of the contract change deadline for implementation of contractual obligations, the importance of bank guarantee for the work shall be extended.

16 TYPES OF CRITERIA FOR CONTRACT AWARD, ELEMENTS OF THE CRITERIA FOR CONTRACT AWARD AND METHODOLOGY FOR AWARDED POINTS FOR EACH ELEMENT OF THE CRITERIA

The bids will be evaluated by applying the criteria of "lowest price offered".

17 ELEMENTS OF THE CRITERIA UNDER WHICH THE CONTRACT AUTHORITY MAKE AN AWARD IN SITUATIONS WHERE THERE ARE TWO OR MORE BIDS WITH THE SAME NUMBER OF POINTS OR OFFERED THE SAME PRICE

If two or more bids have the same lowest bid price, the one that was submitted earlier to the address of the Contract Authority will be selected as the best offer.

18 COMPLIANCE WITH ITS OBLIGATIONS UNDER APPLICABLE REGULATIONS

The bidder shall within its bids provide a declaration, given subject to criminal and material liability, that it respected all obligations arising from the existing regulations on safety at work, employment and working conditions, environmental protection, and to guarantee that it is the holder of intellectual property rights (**Template of the statement is given in section IV part 3**).

19 USE OF THE PATENT AND LIABILITY FOR BREACH OF PROTECTED INTELLECTUAL PROPERTY RIGHTS OF THIRD PARTIES

Compensation for the use of patents, as well as liability for breach of protected intellectual property rights of third parties shall be borne by the bidder.

20 METHOD AND DEADLINE TO APPLY FOR THE PROTECTION OF RIGHTS

The application for protection of rights may be submitted by bidder, ie. any interested person or business association on their behalf.

Request for the protection of rights shall be submitted to the Republic Commission, and also shall be given to the Contract Authority. A copy of the request for the protection of the rights of the applicant at the same time to the Republic Commission. Request for protection of rights is delivered directly by e-mail to the e-mail. bojan.vajagic@adas.org.rs or fax at +381 11 4064136 or by registered mail with return receipt. Request for the protection of the rights may be filed during the entire procurement procedure, against any acts of the Contract Authority, unless the law provides otherwise. On the request for the protection of the rights of the Contract Authority shall inform all participants in the procurement process, and publish a notice on the application of the Public Procurement Portal, no later than 2 days after receipt of the request.

If the request for the protection of disputing type of procedure, the content of the invitation to tender or tender documents, the request will be considered timely if received by the Contract Authority no later than 3 days before the deadline for submission of bids, regardless of the method of delivery. In the case of application for the protection of rights comes to a halt of deadline for submission of bids .

Following the decision to award the contract under Art. 108 Law or the decision to suspend the procurement procedure under Art. 109 Act, the deadline for submitting applications for the protection of the rights is 5 days of receipt of the decision.

Request for protection of rights can not be challenged acts of the Contract Authority undertaken in the procurement process if the applicant was or could have been aware of the reasons for its submission before the deadline for submission of bids, the applicant had not submitted prior to expiration.

If the same procurement procedure again applied for the protection of rights by the same claimant in this claim can not be challenged actions of the Contract Authority for which the claimant knew or could have known when filing prior request.

Applicant shall at the expense of the budget of the Republic of Serbia paid a fee in the amount of 40,000.00 dinars if challenged certain acts of the Contract Authority prior to bid opening - to the account number: 840-742221843-57, call number 50-016, purpose of payment: Republic administrative fee with indicating of procurement referred to, the customer: the budget of the Republic of Serbia.

The process of protecting the rights of bidders is governed by the provisions of Art. 138 - 167 of Law.

21 TIME FRAME WITHIN WHICH THE CONTRACT WILL BE CONCLUDED

The public procurement contract will be signed with the bidder who was awarded the contract within 8 days of the deadline for filing a request for the protection of the rights under Article 149 Law.

In case that is only one bid submitted, Contract Authority may enter into a contract before the deadline for submission of applications for the protection of rights, in accordance with Article 112 Paragraph 2 item 5) of the Law.

VI BID TEMPLATE

Bid No. _____ of _____ for the procurement of goods
*Medical supplies 1. doping control kits for humans 2. doping control kits for horses
 3. accessories for doping control number PP 1.1.1/2014*

1) GENERAL INFORMATION ABOUT THE BIDDER

<i>Name of bidder:</i>	
<i>Address of bidder:</i>	
<i>ID number of the bidder:</i>	
<i>The tax identification number of the bidder (VAT no.)::</i>	
<i>Contact person:</i>	
<i>E-mail of the bidder:</i>	
<i>Phone:</i>	
<i>Fax:</i>	
<i>Bidder Account number and the name of the bank:</i>	
<i>The person authorized to sign the contract:</i>	

2) BID IS SUBMITTED:

A) INDEPENDENTLY
B) WITH SUBCONTRACTOR
C) AS A JOINT BID

Note: Select manner of submitting bids and enter details of the subcontractor, if the bid submitted with the subcontractor, and details of all participants in a joint bid, if the bid is submitted by a group of bidders

3) INFORMATION ON SUBCONTRACTOR

1)	<i>Name of subcontractor:</i>	
	<i>Address:</i>	
	<i>ID number:</i>	
	<i>Tax number:</i>	
	<i>Contact person:</i>	
	<i>The percentage of the total value of procurement that will be conducted by the subcontractor:</i>	
	<i>Part of the procurement that will be conducted by the subcontractor:</i>	
2)	<i>Name of subcontractor:</i>	
	<i>Address:</i>	
	<i>ID number:</i>	
	<i>Tax number:</i>	
	<i>Contact person:</i>	
	<i>The percentage of the total value of procurement that will be conducted by the subcontractor:</i>	
	<i>Part of the procurement that will be conducted by the subcontractor:</i>	

Note:

Table "Information of subcontractor" fill only those bidders who submit a bid with a subcontractor, and if there are a number of places provided for subcontractors in the table, it is necessary to copy the form provided in sufficient number of copies, to fill and submit for each subcontractor.

4) DATA OF THE PARTICIPANTS IN THE JOINT BID

1)	<i>Name of participant in joint bid:</i>	
	<i>Address:</i>	
	<i>ID number:</i>	
	<i>Tax ID number:</i>	
	<i>Contact person:</i>	
2)	<i>Name of participant in joint bid:</i>	
	<i>Address:</i>	
	<i>ID number:</i>	
	<i>Tax ID number:</i>	
	<i>Contact person:</i>	
3)	<i>Name of participant in joint bid:</i>	
	<i>Address:</i>	
	<i>ID number:</i>	
	<i>Tax ID number:</i>	
	<i>Contact person:</i>	

Note:

Table "Data of the participant in a joint bid" fill only those bidders who submit a joint bid, and if there are more participants in a joint bid of seats provided in the table below, it is necessary to copy the form provided in sufficient number of copies to fill and submit for every bidder who participated in a joint bid.

5) DESCRIPTION OF THE SUBJECT OF PROCUREMENT

Medical supplies 1. doping control kits for humans 2. doping control kits for horses
3. accessories for doping control

1. Doping control kits for humans (Kits for doping control of athletes)					
item	quantity	Price per unit without Tax	Price per unit with Tax included	Total price without Tax	Total price with Tax included
Kit for urine	600				
Kit for blood	50				
2. Doping control kits for horses					
item	quantity	Price per unit without Tax	Price per unit with Tax included	Total price without Tax	Total price with Tax included
Kit for urine of horse	20				
3. Accessories for doping control					
item	quantity	Price per unit without Tax	Price per unit with Tax included	Total price without Tax	Total price with Tax included
Partial sample	200				
Additional urine collection vessel	200				
Accessories package for whole blood	50				
4. Related costs					
item	quantity	Price per unit without Tax	Price per unit with Tax included	Total price without Tax	Total price with Tax included
Total package costs	1				
Total transport costs	1				

Total Price without Tax	
Total Price with Tax	
Validity of offer	
Time Frame for delivering the goods	
Place and manner of delivering the goods	

In line with the positive regulations of the Republic of Serbia, the Contract Authority will pay for delivered goods in no longer than 45 days.

Date

Bidder

Place for stamp

Notes:

The Bidder must complete, sign and seal the Bid template, which confirms that the entered data are correct. If a bid is submitted as a joint bid, a group of bidders can decide either that a Bid template shall be signed and stamped by all Bidders from a group or that a Bid template shall be signed and stamped by selected Bidder from a group.

If the subject of procurement is designed by lots, the bidders will fill in separate Bid template for each lot.

VII MODEL CONTRACT

SALES CONTRACT

Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control

Concluded between

Contract Authority - The Anti-Doping Agency of Serbia
headquartered in Belgrade, Trg Republike 3, Tax No.: 104231967, Registration ID
number: 17640771

Account Number: 840-976627-35 Bank Name: The Treasury,
Phone: +381 11 4064 136, fax: +381 11 4064 136
represented by Director Milica Vukasinović-Vesic
(hereinafter referred to as the **Contract Authority**)

and

.....
headquartered in, street,
Tax No.:..... Registration ID number:,
Account number:,
Name of Bank:.....,
Phone:..... fax:
represented by.....
(hereinafter referred to as the **Supplier**)

Contract basis:

PP number: 1.1.1/2014

Number and date of the decision on contract award:.....

Selected bid of bidder number. date.....

The Contracting Parties confirm that:

- That the Contract Authority conducted low-value public procurement for goods -
Medical supplies 1. doping control kits for humans 2. doping control kits for horses
3. accessories for doping control number 1.1.1/2014. for Anti-Doping agency of
Serbia, in accordance with Art. 39 of Public Procurement Law ("Official Gazette of
the Republic of Serbia", number 124/2012, further: PPL).

- That the supplier on _____ .2014. submitted bid number
_____ date _____, which was received by the Contract Authority
under number _____ date _____.

- That the Contract Authority based on Bid from Supplier and Decision on contract
award number _____ date _____ selected Supplier for the
delivering the goods requested in the tender documents.

Article 1.

The subject of the contract is delivering the goods – *Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control*, in each part in accordance with the Bid from Supplier number _____ date _____. That Bid, together with tender documents for public procurement 1.1.1/2014 and Technical Specification of procurement are an integral parts of this contract.

Article 2.

The contract will be realized in accordance with the prices and quantities from Bid , in total amount of _____RSD, without Tax , ie. in total amount of RSD, with Tax included.

Version 2 of paragraph 1 (if the bid is submitted in CHF) :

The contract will be realized in accordance with the prices and quantities from Bid , in total amount of _____CHF, without Tax (equaling _____ RSD, according to the medium exchange rate of the National Bank of Serbia at the date of bid opening) ie. in total amount of _____CHF , with Tax included (equaling _____ RSD, according to the medium exchange rate of the National Bank of Serbia at the date of bid opening).

Contracted prices are fixed and not subject to change.

Article 3.

Time Frame for delivering the goods is _____ days from signing the Contract.

Delivering place is: Anti-Doping Agency of Serbia, Trg Republike 3, 11000 Belgrade, Serbia

Article 4

The Supplier undertakes delivery of goods from this contract, in accordance with Technical Specification in agreed Time Frame.

If the Supplier fails to deliver the goods within the stipulated period, for reason that has not been the fault of the Contract Authority, or due to force majeure, the Supplier is obliged to pay the Contract Authority an amount of 0.2 ‰ of the total cost of the goods, for every day of delay, provided that the total amount of the agreed penalty can not exceed 10% of the total cost of a goods.

Article 5.

For delivered goods from art. 1 of this Contract, the Contract Authority shall pay the Supplier, within a maximum period of 45 days after receiving the goods.

Article 6.

The Supplier agrees that all information acquired in the implementation of the work covered by this contract to maintain as confidential.

Article 7

The parties agree that the mutual rights and obligations, which are not expressly provided in this Contract, apply the Serbian Law of Obligations.

Article 8.

The parties agree that any disputes that may arise in the implementation of this agreement shall be resolved peacefully by mutual agreement, and if it is not possible, the relevant court in Belgrade, Republic of Serbia shall be in charge.

Article 9.

This Contract is made in four (4) identical copies, of which 2 (two) keeps each contract party.

Article 10.

Contract shall enter into force upon signature by both Parties.

CONTRACT AUTHORITY
Dr Milica Vukasinovic - Vesic

SUPPLIER

NOTE:

Model contract is for informational purposes only and bidders are not required to fill in and submit with the offer.

A contract will be drawn up bilingually in English and Serbian.

VIII TEMPLATE FOR EXPENSES INCURRED IN PREPARATION OF BID

In accordance with Article 88 Paragraph 1 Law, the Bidder _____
[insert name of bidder], submit the total amount and structure of bid preparation costs, as follows in the table below:

Type of costs	The amount of costs in RSD
The total amount of the bid preparation	

The costs of preparing and submitting a bid shall be borne solely by the Bidder and the Bidder may not seek reimbursement from the Contract Authority.

If the public procurement procedure has been suspended for reasons that are at the side of Contract Authority, the Contract Authority shall reimburse the Bidder the cost of making a sample or model, if they are made in accordance with the technical specification and obtaining collateral, provided that the bidder sought reimbursement of the costs in its offer.

Note: Submission of this form is optional.

Date:

Place for stamp

Signature of Bidder

IX DECLARATION OF INDEPENDENT BID

In accordance with Article 26 of Law, _____,
(Name of Bidder)
submit:

DECLARATION OF INDEPENDENT BID

Given subject to criminal and material liability, we confirm that we submit bid in the public procurement for goods *Medical supplies 1. doping control kits for humans 2. doping control kits for horses 3. accessories for doping control number 1.1.1/2014.*, independently, without consultation with other bidders or interested parties.

Date:

Place for stamp

Signature of the Bidder

Note: In case of reasonable doubt in the truth of statements about an independent bid, Contract Authority will immediately notify the organization responsible for the protection of competition. The organization responsible for the protection of competition, can issue a prohibition of participation in the procurement process for the bidder or interested party, if it determines that the bidder or interested party hurt competition in the procurement process in terms of the law governing the protection of competition. Measure prohibiting participation in the procurement process can take up to two years. Violation of the competition is the negative reference, pursuant to Article 82 Paragraph 1 item 2 Law .

If the bid is submitted by a group of bidders, the statement must be signed by an authorized person from each bidder of the group and stamped .