

Pursuant to Article 9 of the Law on Communal Activities ("Official Gazette of the RS", Nos. 88/11, 104/16, 95/18 and 94/24), Articles 22 and 35 to 41 of the Law on Public-Private Partnership and Concessions ("Official Gazette of the RS", Nos. 88/11, 15/16 and 104/16), the City of Požarevac hereby

A N N O U N C E S

P U B L I C C A L L

in an open procedure for the collection of bids for the entrustment of the performance of the activity of urban and suburban passenger transport on the territory of the City of Požarevac through a public-private partnership with elements of concession.

Name of the Contracting Authority: City of Požarevac, Drinska 2, 12 000 Požarevac

Type of public procurement procedure: Open procedure

Type of subject of procurement: Services

Name of the subject of procurement: Entrustment of the performance of the activity of urban and suburban passenger transport on the territory of the City of Požarevac through a public-private partnership with elements of concession

Duration of the concession: 10 years.

Main CPV code: 60112000 – public road transport services

Main place of performance: Territory of the City of Požarevac

The criterion for awarding the contract is the most economically advantageous tender, determined on the basis of the offered price excluding VAT.

Qualitative selection criteria for the economic operator

Grounds for exclusion under Article 111, paragraph 1, points 1) – 5).

Grounds for exclusion under Article 112, paragraph 1, points 5) and 6).

CONDITION:

That the economic operator, in the period of the previous three years from the expiry of the deadline for submission of bids, has fulfilled all obligations arising from previously concluded public procurement contracts or previously concluded public or concession contracts, and that during that period there has been no failure to fulfill obligations that would have resulted in termination of the contract, activation of security instruments, collection of damages or other consequences.

PROOF:

The economic operator is required to prepare and submit, via the Portal, a statement on fulfillment of the qualitative selection criteria for the economic operator, confirming that this ground for exclusion does not exist. In case of doubt, the contracting authority shall determine the non-existence of this ground for exclusion.

CONDITION:

That the economic operator has not, in public procurement procedures in the period of the previous three years from the expiry of the deadline for submission of bids, submitted false data required for verification of grounds for exclusion or criteria for selection of the economic operator, or has not been able to provide evidence of fulfillment of the qualitative selection criteria for the economic operator if it used a statement under Article 118 of this Law as a means of proof.

PROOF:

The economic operator is required to prepare and submit, via the Portal, a statement on fulfillment of the qualitative selection criteria for the economic operator, confirming that this ground for exclusion does not exist. In case of doubt, the contracting authority shall determine the non-existence of this ground for exclusion.

2.1. Authorization, permit or membership

CONDITION:

That the bidder holds a valid permit from the competent authority for performing the activity that is the subject of the public procurement.

PROOF:

Valid License for performing the activity of passenger transport in road traffic, as well as the license extract for each vehicle in the name of the bidder that will be used for transport, or a temporary Decision on determining fulfillment of conditions for commencing and performing public transport, issued by the Ministry responsible for transport affairs (pursuant to Article 42 of the Law on Road Transport ("Official Gazette of the RS", Nos. 68/15, 41/18, 44/18 – other law, 83/18, 31/19 and 9/20)), which is issued with a validity period of one year from the date of issuance, or until the expiry of the registration period for which it is issued.

3.1. Other economic or financial conditions

CONDITION:

That the bidder has not had any blockages of current accounts opened with commercial banks for performing payment transactions in the previous three accounting years (2023, 2024 and 2025).

PROOF:

This criterion is proven by:

a certificate from the National Bank of Serbia (NBS) on the number of days of account blockage, or a statement by the economic operator stating the internet page through which the contracting authority can verify fulfillment of the requested criterion.

Note: In the case of a joint bid or a bid with a subcontractor, this requirement applies to all members of the bidder group and to the subcontractors.

4.1. List of provided services

CONDITION:

That the bidder has, during a period of maximum five years prior to the expiry of the deadline for submission of bids, performed public transport within a public-private partnership with or without elements of concession, the subject of which is line passenger transport on the territory of a minimum of 3 units of local self-government, of which at least one has more than 50,000 inhabitants.

PROOF:

Reference list – list of the most significant clients or contracting authorities for which the service of public transport has been performed within a public-private partnership with or without elements of concession, the subject of which is line passenger transport. The list of reference works must clearly indicate the description of the same (name of the reference contracting authority – name of the city, number of inhabitants, etc.), names and contacts of the contracting authority, as well as a clear description of the type of transport services.

The services must have been realized in the last five years prior to the expiry of the deadline for submission of bids. As proof of realization of the stated services, together with the list, the forms of confirmation of realization of concluded contracts on the original form of the tender documentation must be submitted (which must be multiplied in the required number of copies and submitted for each reference client or contracting authority separately).

Confirmations may be issued by other contracting authorities on their own forms, provided that such confirmations contain all the elements contained in the Form from the Tender Documentation, namely:

name and address of the reference contracting authority (name of the city, number of inhabitants),

name and seat of the bidder,

statement that the services for the needs of that contracting authority were performed qualitatively and within the agreed deadline,

type of transport service,

contract number and date,

statement that the Confirmation is issued for the purpose of participating in the tender and may not be used for other purposes,

contact person of the contracting authority and telephone number,

signature of the authorized person of the contracting authority.

Photocopies of Contracts (obligatorily with the first and last page) with all pertaining Annexes (if any).

Note: Given that contracts for public transport within a public-private partnership with or without elements of concession are contracts concluded for a period that, under the Law on Public-Private Partnership and Concessions, may not be shorter than five years nor longer than 50 years, both realized contracts and contracts that are being executed on the day of submission of bids will be recognized as reference contracts.

4.2. Technical staff or bodies – quality control

CONDITION:

The bidder must have, employed under any legal basis in accordance with the valid Law on Labor ("Official Gazette of the RS", Nos. 24/05, 61/05, 54/09, 32/13, 75/14, 13/17 – Constitutional Court decision, 113/17 and 95/18 – authentic interpretation – hereinafter: LoL):

Minimum two graduated traffic engineers, of which one in the field of road traffic;

Minimum one person holding a certificate of professional competence for the jobs of managing passenger transport in road traffic;

Minimum 45 bus drivers who have held a valid category "D" driving license for at least three years – all drivers must hold a driver qualification card (CPC), or a certificate of professional competence;

Minimum three mechanics;

Minimum two locksmiths;

Minimum one auto electrician;

Minimum one person with a Certificate of passed professional exam on practical competence for performing occupational safety and health jobs;

Minimum one person with a license of a technician for performing jobs in a tachograph workshop, or a concluded contract with a company dealing with repair and calibration of tachographs that has at least one person with a license of a technician for performing jobs in a tachograph workshop.

PROOF:

For employed persons:

photocopies of registration for insurance.

For persons not in employment relationship:

photocopy of the contract on engagement in accordance with Articles 197, 199 or 202 of the Law on Labor as proof that the obligation for mandatory social insurance has been (or will be) fulfilled in accordance with Article 35, paragraph 2 of the Law on Labor, regardless of the basis of engagement;

photocopy of the diploma for graduated traffic engineers, mechanics, locksmiths and auto electricians;

photocopy of the certificate for the person holding a certificate of professional competence for the jobs of managing passenger transport in road traffic;

photocopy of the certificate for the person with a Certificate of passed professional exam on practical competence for performing occupational safety and health jobs;

photocopy of the license or contract for the person with a license of a technician for performing jobs in a tachograph workshop, or a concluded contract with a company dealing with repair and calibration of tachographs that has at least one licensed technician;

photocopy of a valid category "D" driving license;

photocopy of the driver qualification card for performing professional driver jobs (CPC), or certificate of professional competence;

photocopies of valid medical certificates for drivers.

4.3. Tools, propulsion or technical equipment

CONDITION:

A) That, on the basis of ownership or a lease/lease agreement, the bidder has at least 26 vehicles that are not older than 10 years, counting from the day of opening of bids, of which:

14 vehicles (buses) with a minimum of 22 seats (excluding the driver), which must be adapted for the transport of persons with disabilities;

4 reserve vehicles (buses) with a minimum of 22 seats (excluding the driver), which must be adapted for the transport of persons with disabilities;

8 vehicles (minibuses) with a maximum of 22 seats (excluding the driver).

Note: The age of vehicles is determined on the basis of the year of manufacture of the vehicle.

At the moment of commencement of the transport service, i.e., the moment of starting the implementation of the contract, all vehicles must be of the same color, which will be more precisely defined in the contract.

** During the implementation of the public contract, the private partner is obliged to replace vehicles with the same or better characteristics in terms of year of manufacture, so that the vehicles used to perform the transport service are not older than 10 years throughout the entire duration of the public contract. The age of vehicles is determined on the basis of the year of manufacture.

*** All offered buses must have a ventilation system, i.e., an air conditioning unit. All buses with a minimum of 22 seats must have an illuminated destination board (in nighttime conditions) with the name of the line on which they operate on the front. All buses must have illuminated side and rear destination boards (except for minibuses, which must have them only on the side). All minibuses must have an illuminated front destination board with the name and number of the line, and illuminated side and rear boards showing the line number. All vehicles must have a system for monitoring the realization of traffic through which reports on vehicle movement can be generated, on the basis of which it can be determined whether the carrier fulfills its obligations towards the contracting authority, according to the plan provided in the project proposal and tender documentation. The traffic monitoring system implies GPS that sends vehicle tracking data to a server. Adequate software must exist on the server through which the contracting authority or public partner can monitor vehicle movement in real time and request history and insight into vehicle movement for a specific day and time. The GPS device must be installed by a company that has references from at least two companies performing passenger transport.

B) That it has, on the basis of ownership or a lease agreement, parking space for vehicles on the territory of the City of Požarevac for a minimum of 26 vehicles. The parking space for buses must have sufficient space for safe parking and maneuvering, a solid and drained surface (concrete or asphalt), clearly marked places with signaling, lighting and, if necessary, security. It must also provide access to water and electricity for cleaning and maintenance, as well as sanitary facilities for drivers. The parking must comply with urban planning and environmental regulations and be approved by the competent authorities, with possible additional requirements of the local self-government.

C) That it has, on the basis of ownership or a lease agreement, a service workshop for technical maintenance of vehicles with a minimum of 4 hoists, or a contract on business-technical cooperation with a workshop with the same characteristics. The minimum of 4 hoists is a criterion related to the number of reserve vehicles.

D) That it has, on the basis of ownership or a lease agreement, a bus station on the territory of the City of Požarevac, or a contract on the use of a bus station with its owner, or a contract on the use (or lease) of a certain number of platforms, minimum 5 platforms.

E) That it has a towing vehicle (tow truck) for removing broken-down buses.

F) That it has one service vehicle specially equipped for field repair interventions.

PROOF for A), E) and F):

photocopies of road traffic permits valid on the day of opening of bids;

lease/lease agreements for vehicles not owned by the bidder;

photograph of the registration sticker;

certificate of vehicle inspection for modified vehicles or other appropriate proof;

confirmation (by chassis number, type and engine type) of the structural characteristics of the vehicle issued by the manufacturer or its general and/or authorized representative and/or other appropriate document from which it can be indisputably determined that the vehicle has a ventilation system, i.e., air conditioning;

color photographs of the offered vehicles proving possession of an illuminated destination board;

a statement by which the bidder confirms that from the beginning of the implementation of the public contract all vehicles will have a traffic realization monitoring system through which reports on vehicle movement can be generated.

Notes: (detailed notes on proof of ownership, lease, financial leasing rules, etc., as in the original text).

PROOF for B):

A statement under full material and criminal liability that the bidder will provide ownership of parking space for vehicles on the territory of the City of Požarevac for a minimum of 26 vehicles, or that it has a lease agreement for the duration of the contract.

PROOF for C) and D):

Excerpt from the real estate sheet (not older than six months) or other appropriate ownership/lease documents (as detailed in the original).

5.1. Quality assurance standards

CONDITION:

That it proves possession of valid quality assurance standards and environmental management standards, namely:

ISO 9001 certificate "or equivalent" – Quality management system in the field of providing urban and suburban line passenger transport services in domestic traffic;

ISO 39001 certificate "or equivalent" – Road traffic safety management system in the field of providing urban and suburban line passenger transport services in domestic traffic;

ISO 45001 certificate "or equivalent" – Occupational health and safety management systems in the field of providing urban and suburban line passenger transport services in domestic traffic.

PROOF:

Certificates from independent bodies confirming compliance with the requested standards. The certificate must be valid on the day of opening of bids.

5.2. Environmental management standards

CONDITION:

That it has introduced the ISO 14001 standard "or equivalent" – environmental management system in the field of providing urban and suburban line passenger transport services in domestic traffic.

PROOF:

Certificate from an independent body. The certificate must be valid on the day of opening of bids.

Note: If the bidder submits equivalent standards, it must also provide proof that the submitted standards are equivalent to the requested ones. In the case of a joint bid, all participants must possess the requested or equivalent certificates.

FINANCIAL SECURITY INSTRUMENTS:

The contracting authority accepts exclusively bank guarantees as financial security instruments for the seriousness of the bid and fulfillment of obligations.

For the seriousness of the bid:

Bidders are obliged to submit one irrevocable, unconditional and callable-on-first-demand bank guarantee in the amount of 0.1% of the value of the bid excluding VAT, with a validity period of at least 90 days from the day of opening of bids (or longer if a longer bid validity period is offered).

For fulfillment of contractual obligations:

The carrier undertakes to deliver, within 15 days from the conclusion of the public contract, an original bank guarantee for the fulfillment of contractual obligations in the amount of 0.5% of the value of the contract excluding VAT, with a validity period 60 days longer than the validity period of the public contract.

(Detailed rules on bank guarantees, requirements for issuing banks, consequences of non-delivery, etc., as in the original text.)

Tender documentation is available with free, unlimited and uninterrupted direct access at: <https://jnportal.ujn.gov.rs/>

Bids or applications must be submitted electronically at: <https://jnportal.ujn.gov.rs/>

Deadline for submission of bids: 60 days from the day of publication in the Official Gazette of the Republic of Serbia and the Public Procurement Portal, until the 61st day at 14:00 hours.

Bids must be prepared in the Serbian language. The procedure is conducted in the Serbian language.

Opening of bids: on the same day at 14:00 hours.

(Information on the body responsible for protection of rights – Republic Commission for the Protection of Rights in Public Procurement Procedures – and deadlines for submitting requests for protection of rights, as detailed in the original.)

The public call is published in the “Official Gazette of the Republic of Serbia”, in a mass medium distributed throughout the territory of the Republic of Serbia, on the website of the City of Požarevac, on the Public Procurement Portal, as well as on the Tenders Electronic Daily (TED) website.