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## ***B.DRAFT CONTRACT***

### **DRAFT CONTRACT**

## **SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS**

### **INTERREG IPA CBC HR-BA-ME00111 R10D3, tender no.2**

#### **FINANCED FROM THE GENERAL BUDGET OF THE UNION**

**Municipality of Ulcinj / Opština Ulcinj**

**Address: Bulevar Skenderbega, 85360 Ulcinj, Montenegro**

**PIB: 02006235**

**Represented by: Mayor Genci Nimanbegu**

(‘The contracting authority’),

of the one part,

and

<Full official name of contractor>

[<Legal status/title>]<sup>1</sup>

[<Official registration number>]<sup>2</sup>

<Full official address>

[<VAT number>]<sup>3</sup>, (‘the contractor’)

of the other part,

have agreed as follows:

**PROJECT:** Improving waste management infrastructure and mainstreaming 10 Rs of circular economy for sustainable development of Ulcinj, Vinkovci and Orašje

**CONTRACT TITLE Procurement of combined machine backhoe-loader with additional equipment**

**Identification number** HR-BA-ME00111 R10D3 (Activity 2.2) Tender no 2

<sup>1</sup> Where the contracting party is an individual.

<sup>2</sup> Where applicable. For individuals, mention their ID card or passport or equivalent document – number.

<sup>3</sup> Except where the contracting party is not VAT registered.





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## Article 1 Subject

1.1 The subject of the contract shall be the supply, delivery, unloading and installation of the following supplies:

1. **Combined machine backhoe-loader (1 pc);**
2. **Hydraulic hammer (1 pc);**
3. **Grapple with rotator (1 pc).**

in one lot only.

The contractor is to deliver and install the supplies at locations within the Municipality of Bar, Montenegro:

### 1) Regional Sanitary Landfill MOZURA, 85000 Kunje, Bar Montenegro

After the supply, delivery, unloading and installation of the above listed supplies, the contractor is to provide training in the use of the Regional Sanitary Landfill Možura for the designated staff.

The time limits for the delivery and installation shall be 2 months (60 days) from contract signature and the Incoterm applicable shall be DDP<sup>4</sup>. The implementation period of tasks shall run from the date of contract signature, November 22<sup>nd</sup>, 2024 to January 22<sup>nd</sup>, 2025.

Subsequent to delivery and installation, the contractor is to provide warranty of **xx** months and 2000 working hours of the machine and additional equipment.

1.2 The contractor shall comply strictly with the terms of the special conditions and the technical annex.

1.3 The supplies which form the subject of the contract must be accompanied by the spare parts described by the contractor in its tender and by the accessories and other items necessary for using the goods over a period of 1 (one) year, as specified in the instructions to tenderers.

## Article 2 Origin

The rules of origin of the goods are defined in Article 10 of the special conditions.

A certificate of origin for the goods must be provided by the contractor at the latest when it requests provisional acceptance of the goods. Failure to comply with this condition may result in the termination of the contract and/or suspension of payment.

<sup>4</sup> DDP (Delivered Duty Paid) - Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>





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### Article 3 Price

- 3.1 The price of the supplies shall be that shown on the financial offer (specimen in Annex IV). The total maximum contract price shall be <insert price> EUR.
- 3.2 Payments shall be made in accordance with the general and/or special conditions (Articles 26 to 28).

### Article 4 Order of precedence of contract documents

The contract is made up of the following documents, in order of precedence:

- the contract agreement;
- the special conditions
- the general conditions (Annex I);
- the technical specifications (Annex II [including clarifications before the deadline for submission of tenders and minutes from the information meeting/site visit];
- the technical offer (Annex III [including clarifications from the tenderer provided during tender evaluation]);
- the budget breakdown (Annex IV);
- specified forms and other relevant documents (Annex V);

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above.

### Article 5 Other specific conditions applying to the contract

For the purpose of Article 44 of the general conditions, for the part of the data transferred by the contracting authority to the European Commission:

(a) the controller for the processing of personal data carried out within the Commission is the head of contracts and finance unit R4 of DG Neighbourhood and Enlargement Negotiations.

(b) the data protection notice is available at

<http://ec.europa.eu/europeaid/prag/annexes.do?chapterTitleCode=A>.

Done in English in three originals, one original being for the contracting authority, one original being for the European Commission, and one original being for the contractor.





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## For the contractor

Name:

Title:

Signature:

Date:

## For the contracting authority

Name: **Genci Nimanbegu**

Title: **Mayor/Predsjednik**

Signature:

Date:

