**ANNOUNCEMENT**

**ABOUT PRE-QUALIFICATION PROCEDURE**

**The current text of the announcement is confirmed by the N 1 decision of the closed targeted tender** **estimating committee on 10.01.2024 and is published according to the 24th article of the RA law «About of Procurements».**

**The procedure code is “HH PN-PNMASHDZB-24-10/2”.**

**I. THE DESCRIPTION OF THE PROCUREMENT OBJECT**

1. The customer, the Ministry of Defence of the RA, located in Bagrevand 5, Yerevan, announces pre-qualification procedure for a decision of potential participant of the quotation closed targeted tender organized for purchases of construction works**.**

**II. TERMS OF PROCEDUREPARTICIPATION**

2. According to the terms of Article 7 of the RA law “About of Procurements”, any person or entities, irrespective of being a foreigner, a foreign entity or a stateless person, has the equal right to participate in the pre-qualification procedure.

 3. The participant who wants to participate in the pre-qualification procedure must

 1) **have** a license for construction (except works not requiring construction permits) in the field of "**Residential, public** and **industria**l", "**Energy**" and "**Hydrotechnical**" inserts.

 2) **satisfy** the qualification criterion "Compliance of professional activities with activities provided for by the contract", stipulated by point 1 of part 3 of Article 6 of the Law of the Republic of Armenia "On procurement". At the same time, it is considered similar to the work performed in the framework of the state licensing for construction (except works not requiring construction permits) in the field of "**Residential, public** and **industria**l", "**Energy**" and "**Hydrotechnical**" inserts.

 **The Participant is considered to satisfy the qualification criteria by this subarticle if the requested information is submitted;**

4. Participants can participate in the pre-qualification procedure in joint operation activity (consortium).

In that case:

1) the pre-qualification application also includes a contract of joint activity;

2) the pre-qualification of application, the common qualifications of all members of the joint activity contract, shall be taken into account (the qualification of each member of the contract of joint activity shall correspond with the qualification requirements set forth in this invitation by that member)

3) the participants bear joint and coherent liability;

4) The side (s) of the joint activity contract (s) cannot submit separate applications (applications) to the same procedure.

5) If the consortium member leaves the consortium, the contract between the consortium and the customer is concluded unilaterally and the consortium members shall be liable for the sanctions provided by the contract.

 5. During the closed targeted tender, bidders may be exposed to or entrusted with information that contains state secrets. Disclosing this information to any person (including relatives) in any form may result in liability under the laws of the Republic of Armenia**.**

**III. FORM OF GETTING CLARIFICATION AND MAKING THE CHANGE IN AN ANNOUNCEMENT**

6. The participant has the right to request an explanation of the pre-qualification statement in writing at least five calendar days before the deadline for submission of pre-qualification applications. The clarification shall be provided in writing to the requesting participant within two calendar days following the date of receipt of the request. In case of providing information of any participant, the client must ensure the availability of that information for all potential participants.

If the request specified in this point is submitted by e-mail, the participant sends the printed version of the original letter to the e-mail address of the secretary of the committee.

If the request is submitted by e-mail, the printed version of the letter on its clarification is sent to the secretary of the commission by sending the request to the e-mail address of the participant from the e-mail specified in this invitation.

7. The announcement on the content of the inquiry and clarification shall be published in the Bulletin on the day on which the clarification is given without indicating the data of the participant.

8. An explanation shall not be provided if the request has been made in breach of the time limit set out in this chapter, as well as if the request is beyond the scope of this statement. In addition, the participant is notified in writing form for not being provided the clarification within one calendar day following the day the request was received.

9. Changes can be made to this statement at least two calendar days before the deadline of submission of applications. On the first working day following the date of modification, the secretary of the commission publishes the announcement of the modification in the bulletin.

10. In case of changes in the pre-qualification statement, the deadline for submitting prequalification applications shall be calculated from the date of publication of the announcement of modification in the bulletin.

**IV. THE FORM OF PRESENTATION OF THE PRE-QUALIFICATION APPLICATION:**11. In order to participate in this procedure, the participant submits the application to the committee.

12. The pre-qualification application may be submitted to the commission by:

1) in documentary form in a closed, glued envelope by the language of making pre-qualification application. On the envelope shall be indicated the following:

a. The name of the client and the address (s) of the application submission;

B. Procedure code.

C. "Don’t open until the application opening".

D. The participant's name (name), location and telephone number.

13. The applications of the Procedure must be submitted to the Committee not later than **25.01.2023 at 10:30am**.
Pre-qualification applications must be submitted to the Commission before the deadline prescribed in this paragraph by (Department of Organizationof Procurement of the Ministry of Defense of the RA located on Bagrevand 5, Yerevan, N 2068 room).

It is prohibited to enter the territory of the administrative complex of the RA Ministry of Defense of any person who is in an inebriated state or who is wearing sportswear or an appropriate device for mandatory inspection, including personal items (bag, parcel, handbag, package and other objects), who refuses to pass, or who does not have an identity document.

 In the framework of paper-based procurement processes, joint-stock and limited liability companies resident in the Republic of Armenia do not sign the documents included in the application, which are approved by the latter, as well as the damage agreements and payment demands, the contract and the handover-acceptance protocol presented to the customer as part of its execution.

14. After receiving pre-qualification applications in documentary form they are being recorded in the register by the secretary of the commission, Head of the 3-rd department of the Organizationof Procurement of the Ministry of Defenseof the Republic of Armenia V. Sahakyan.

The applications are registered by the secretary in the register, in the sequence of their receipt, by specifying the registration number, date and time in the registry. By the request of the participant, a reference shall be given. Applications submitted after the submission deadline are not being registered in the registry and are returned by the secretary within two working days.

15.The bidder shall submit the following in the prequalification bid:

1) a written application certified by the bidder for participation in the prequalification procedure pursuant to Annex N 1;

2) a statement certified by the bidder on compliance with the requirements of qualification criterion prescribed by this notice pursuant to Annex N 2;

3) a copy of the joint activity contract, where bidders participate in this procedure as a joint activity (as a consortium).

16. The bidder submits an application for pre-qualification in documentary form, and all documents included in the application, with the exception of the document provided for in paragraph 15 of subparagraph 3 of this announcement, are submitted from the original and 1(one) copy. The words "original" and "copy" are written on the package of documents. Instead of the original documents, copies of their notarized copies can be submitted.

17. Prequalification applications, besides Armenian, can also be submitted in English or Russian.

18. The envelope and the documents drawn up by the participant provided by this declaration shall be signed by the person who submitted it or his authorized representative (hereinafter agent). If an agent submits a prequalification application, the application shall be accompanied by a document on his / her competence. In case of expediency the participant can submit the required information in other ways other than those proposed by this Statement, maintaining required requisites.

**V. OPENING, EVALUATION AND SUMMARIZING OF PREQUALIFICATION APPLICATION;**

19. Opening, evaluation and summarizing the results of prequalification applications are taking place at the opening of the pre-qualification applications at **10:30am, 25.01.2024** In the meeting room Department of Organization of Procurement of the Ministry of Defense of the RA locked Yerevan, Bagrevand 5.

20. In the session of Opening and Evaluation of Prequalification application:

1) the commission secretary shall provide information about the records in the register and transfer to the chairman of the commission the register of the applications, other documents that are an integral part of it, registered applications;

2) After transferring the documents, referred to the subparagraph 1 of this point, to the chairman (chairman of the session), the Commission evaluates:

Compilation of envelopes containing applications, and compliance with the established order and opening of evaluated applications;

a. Compilation of envelopes containing applications, and compliance with the established order and opening of corresponding evaluated applications;

b. The existence of the required (prescribed) documents in each opened envelope, and the compliance of the documents with them,to the requisites set forth in this declaration.

21. Applications which are in accordance with the conditions provided in this statement are evaluated satisfied. Otherwise, prequalification applications are evaluated as insufficient and rejected.

In case of non-compliance with the requirements of this declaration, during the prequalification application opening of the session the Commission shall delay the session for one working day and the secretary of the commission informs the participant on the same day electronically, proposing to correct the noncompliance before the end of the suspension of the session.

Moreover mentioned in this point:

1. The Recorded non-compliances are described mandatory and detailed in suggestion.

2. The suggestion is sent to the participant’s e-mail indicated in the application by the e-mail address of the secretary mentioned in this announcement.

22. If the participant corrects the recorded non-compliances within the period specified in paragraph 21 of this Statement, his application shall be evaluated as satisfactory. Otherwise, the application is considered to be insufficient and rejected. The participant submits the corrected documents in a paper version, in a closed envelope glued together Yerevan Bagrevand 5 (Department of Procurement Organization of the Ministry of Defense of the Republic of Armenia to the Secretary of the Commission, 2068 room):

23. A member of the Commission or a secretary cannot participate in the Commission's work if during the opening of the prequalification application it is found out that the organization founded or their share (share) or their related relative or parent (parent, husband, child, brother, sister, grandmother, grandfather, grandson, as well as parent, child, brother, sister, grandmother, grandfather, grandson of husband) or an organization founded or owned by that person (share) has submitted an application for participation in the procedure. If conditions provided in this paragraph are available, immediately after the opening of the prequalification application, a commission member or secretary who has a conflict of interest with regard to this procedure shall withdraw from the procedure.

24.The records are drawn up on the opening, evaluation and summary of the results, as well as the list of pre - qualified participants is confirmed. The Secretary of the Commission the following working day of the end of the application session:

1) presents the scanned versions of the original of the commission's statements on the absence of a conflict of interest signed by him or the members of the opening of the applications in the bulletin;

2) Informs participants who have submitted inadequately evaluated conditions for the conditions provided in this announcement about the bases for rejection of prequalification applications.

25. The right to participate in the closed targeted tender competition process is granted to the participants included in the list of pre-qualified participants who:

1) In case of persons residing in the Republic of Armenia, confirmation: within the period defined by this announcement, the Secretary of the Commission shall be presented with the original of the agreement on the storage of information containing state secrets.

2) In case of persons who are not residents of the Republic of Armenia, the Secretary of the Commission shall be provided with a copy of the permission to relate to the information containing state secrets in accordance with the procedure established by the legislation of the Republic of Armenia, and a license to import, export or transit or trade in military products under the legislation of the Republic of Armenia.

 In this respect, the secretary of the commission shall simultaneously send - by the end of the second working day following the end of the bid opening session - a notification from his or her electronic mail specified in this notice to the electronic mails of the prequalified bidders specified in the application, indicating the procedure for receiving the invitation.At the same time, the form of the obligation to preserve information and the conditions for its completion containing state secrets are attached to the notification mentioned in this point.

The prequalified bidders shall confirmand within three working days following the day of sending the notification specified in this point submit personally to the secretary of the commissionthe documents mentioned in this point.The secretary of the commission shall verify on the spot the compliance of the drawn up document with the prescribed form, as well as the identity of the person having the relevant power to receive the invitation and, in case of compliance,immediately provide the invitation and a relevant statement of information, byindicating the date and time of providing the invitation.

26.Prequalified bidders who submitted documents later than the time limit provided for by point 25 of this notice shall not be provided with an invitation, and the deadline for submission of bids for the closed targeted tender shall be calculated from the day following the expiry of the time limit prescribed by the same point.

 27.An appeal against this procedure is carried out in accordance with the RA Law on Procurement and the RA Civil Procedure Code.

Moreover, each

1) an interested person has the right to appeal the actions (inaction) and decisions of the client, the evaluation committee in accordance with the procedure established by the Civil Procedure Code of the Republic of Armenia;

2) anyone has the right to appeal the requirements of this announcement before the deadline for submission of applications in accordance with the procedure established by the Civil Procedure Code of the Republic of Armenia.

The rates of state fees charged for appeals are defined by the Law "On State Fees".

For getting additional information concerning this announcement you can contact the Procurement Coordinator Head of the 3-rd department of the Organizationof Procurement of the Ministry of Defenseof the Republic of Armenia V. Sahakyan.

Phone: 010-29-44-99

E-mail: *v.sahakyan@mil.am**.*

Client: Ministry of Defense of the Republic of Armenia.

**ex N 1**

 Annex N1

to the noticeon the prequalification procedure

of the closed targeted tender under the code “HH PN-PNMASHDZB-24-10/2”

APPLICATION

for participation in the prequalification procedure

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_informs of the intention to participate in the prequalification procedureof the

name of the bidder

closed targeted tender under the code “HH PN-PNMASHDZB-24-10/2” by the Ministry of Defense of RA,and submits a bid in compliance with the requirements of the prequalification notice.

The tax identification number of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_is\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

nameof the bidder tax identification number

The electronic mail address of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

name of the bidder e-mail address

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

name of the bidder (position, name, surname of the head) signature

Seal

Annex N2

to the noticeon the prequalification procedure

of the closed targeted tender under the code “HH PN-PNMASHDZB-24-10/2”

STATEMENT

on compliance with the qualification criterion "Compliance of professional activities with activities provided for by the contract"

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ declares and certifies that duringthe year of submission of the

name of the bidder

bid and the three preceding years has performed the below-mentioned works:

|  |
| --- |
| Contracts duly implementedduring the year of submission of the prequalification bid and the three preceding years |
| N/N | subject matter | data on the contracting authority and the contact information thereof |
| Date: ........... |
| 1 |  |  |
| 2 |  |  |
| ... |  |  |
| Date: ........... |
| 1 |  |  |
| 2 |  |  |
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| 1 |  |  |
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\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

name of the bidder (position, name, surname of the head) signature

Seal