



**INNOVATIVE
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NATIONAL COHESION STRATEGY

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Warszawa, 16 October 2015

REQUEST FOR PROPOSALS No. 41/2015

**for the delivery of equipment for metal spraying in Hall LKM GSG Towers in
Gdansk**

Related to a project co-financed by the European Union
under the European Regional Development Fund under
the Innovative Economy Operational Programme 2007 – 2013
Priority axis 4 Investments in innovative ventures
Action 4.5. Support for investments of high importance for the economy
Sub-measure 4.5.1. Support for investments in the production sector

Grant agreement number: **POIG.04.05.01-00-003/10-00**

Project title:

'Creation of a new production facility for wind towers of the 'onshore' and 'offshore' types'



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1. AWARDING ENTITY

GSG Towers spółka z ograniczoną odpowiedzialnością domiciled in Warsaw
ul. Adama Naruszewicza 9, 02 – 627 Warszawa
NIP: 525 – 24 – 62 – 406
REGON: 141981247
KRS: 0000335646
www.gdanskshipyard.pl

2. CONTRACT AWARD PROCEDURE

- 2.1. The contract award procedure for the subject matter, as referred to in item 3 below, is held in compliance with the principles of competitiveness, openness, and transparency, excluding application of the Public Procurement Law Act of 29 January 2004 (Journal of Laws 2004: No. 19, it. 177, as amended).
- 2.2. The contract shall be awarded after negotiations with the Tenderer who has submitted the best proposal, i.e. the proposal which has scored the highest number of points in accordance with the criteria defined herein.
- 2.3. The Awarding Entity hereby restricts that selection of the best proposal shall not be construed as contract conclusion in pursuance of the Civil Code Act of 23 April 1964, but only as an invitation to participate in negotiations on the terms and conditions of a future contract (in terms of price and delivery conditions) under which the order shall be placed, yet such negotiations shall not lead to any changes in the content of the proposal, which would be less beneficial for the Awarding Entity than the ones specified in the proposal.

3. SUBJECT MATTER OF THE ORDER

The subject matter of the order is a delivery of equipment for metal spraying in Hall LKM GSG Towers located in Gdansk at Na Ostrowiu 15/20.

4. DESCRIPTION OF THE SUBJECT MATTER OF THE ORDER

4.1. Technical specification:

<p>I. Metal spraying kit used for corrosion protection and zinc coating- 2 pieces, which is composed of:</p>
<p>1) Metallization gun sections of wind towers and flanges, 2) Mobile power supply feeder, 3) Cables indirect 10 meters, moreover set comes with 35 meters of power cables plug into the substation completed and complete control cables, 4) Galvanized wire feed system delivered in drums or on reel, 5) Set to air treatment for breathing by the operator together with filters.</p>



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II. Characteristics of equipment and coatings:
1) Continuous operation, 2) Electric Power supply 400/230 V 50/60 Hz, 3) Efficiency for zinc from 30 kg/h to 40 kg/h, 4) Coating thickness from 50 µm to 200 µm,

4.2. Regardless of fulfilling the requirements of the technical specification in accordance with article 4.1 the following is needed:

4.2.1. With regard to the equipment subject to sale, as referred to in item 4.1.- to ensure transport to and unloading at the locations indicated by the Awarding Entity, proper start-up, including the necessary quality check-up tests and start-up tests checking proper operation. Awarding Entity agrees to provide electric power supply provided by the supplier according to the types and parameters of the connection at least 7 days prior to the scheduled delivery date.

4.2.2. To ensure supply of the equipment referred to in item 4.1., brand new, complete, in quantities and selection indicated by the Awarding Entity, and also corresponding to at least the requirements of the Polish standards transposing European standards or the standards of other Member States of the European Economic Area carrying such standards.

4.2.3. To ensure training for the operators of the equipment referred to in item 4.1., on at least of the following conditions:

4.2.3.1. for at least 6 operators – the Awarding Entity’s production employees or other persons the Awarding Entity might indicate,

4.2.3.2. to last for at least 2 days, 8 full clock hours each, i.e. at least 16 clock hours in total,

4.2.3.3. training should comply with the requirements set out in the Regulation of the Minister of Economy of 16 December 2002 on health and safety when cleaning the surface of the painting and metal spraying (Dz. U. No. 237 poz. 2003),

4.2.3.4. such training should be given on the supplied and assembled equipment referred to in item 4.1 by persons with appropriate experience in operating the equipment referred to in item 4.1., which includes compliance with the operation principles and the recommendations of the manufacturers of the devices or their individual parts,

4.2.3.5. no later than 14 days from signing the final commissioning report which shall be developed after the actions referred to in item 4.2.1 have been completed,

4.2.3.6. completion of the training by the persons referred to in item 4.2.3.1 should be confirmed with the award of proper certificates or other documents.

4.2.4. Ensure and provide complete technical and start-up documentation (DTR) and spare parts list in the Polish language version in hard copy (3 copies) and in an electronic form.

4.2.5. Granting by the Tenderer at least 12 month guarantee for the equipment referred to in item 4.1., starting from the date of signing of the final commissioning report which shall be developed upon completing the actions referred to in item 4.2.1., however the maximal time of reaction of the service shall not exceed 48 hours form placing the application by The Awarding Entity.

4.2.6. Ensuring the availability of spare parts of equipment for the period of 120 months minimum from the day of signing the final acceptance receipt The maximal delivery time for

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the spare parts to the Gdansk production unit of The Awarding Entity shall not exceed 14 days from the date of submitting the order by The Awarding Entity.

5. DATE AND TERMS OF PERFORMING THE SUBJECT MATTER OF THE CONTRACT

- 5.1. The final date for completing the performance of the entire subject matter of the contract order referred to in item 4 is set will be agreed with the contractor whose tender is deemed the most advantageous according to the criteria set out in this inquiry.
- 5.2. The subject matter of the order shall be performed fully on the Awarding Entity's premises at: ul. Na Ostrowiu 15/20, 80 - 873 Gdańsk, on the location specified by the Awarding Entity.

6. CONDITIONS OF PARTICIPATION IN THE PROCEEDINGS

- 6.1. The proposal can be placed, on identical conditions, by any natural person operating a business or organizational entity without legal personality or legal person (hereinafter: the Tenderer) who:
 - 6.1.1. holds qualifications authorising him to conduct specific activities or actions, if the regulations of the common law impose the obligation of holding any such qualifications,
 - 6.1.2. has the means (technical and human resources) necessary to perform the subject matter of the contract,
 - 6.1.3. has the necessary knowledge and experience in the subject matter of the contract,
 - 6.1.4. is of the economic and financial standing which ensures the performance of the subject matter of the contract.
- 6.2. The fulfillment of the conditions of participation in the proceedings as specified in items 6.1. will be fulfilled on the basis of submitted in the tender documents and statements on the principle of "meets" - "doesn't meet".
- 6.3. In terms of the requirement to have the power to perform specific activities or actions, if the provisions of current law imposes an obligation to hold such powers, the Awarding Entity recognizes the condition to be satisfied if the Tenderer submits:
 - 6.3.1. a valid excerpts of the relevant company register of central registration of business activities, provided separate regulations of the law require registration with the company or business register, issued no earlier than 6 months before the deadline for submission of the proposals. In the case of foreign tenders must submit an equivalent document confirming the registration of the company, issued in the country in which he is established or domiciled.
 - 6.3.2. statement of compliance with the conditions for participation in the proceedings as specified in items 8.6.11.2
- 6.4. In terms of the requirement to have the means (technical and human resources) necessary to perform the subject matter of the contract, the Awarding Entity recognizes the condition to be satisfied if the Tenderer submit the declaration of fulfilling conditions for participation in the proceedings as specified in items 8.6.11.2.
- 6.5. In terms of the requirement to have the necessary knowledge and experience, the Awarding Entity recognizes the condition to be satisfied if the Tenderer:
 - 6.5.1. submit the declaration of fulfilling conditions for participation in the proceedings as specified in items 8.6.11.2.
 - 6.5.2. demonstrates the performance in the last three years prior to the deadline for submission of bids, deliveries of the nature and complexity of the equivalent to the subject matter of

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contract covered by this tender inquiry with a total net value of at least 500.000 Polish zlotys (stated net and gross), by submission of documents as specified in items 8.7.2.1.

- 6.6. On the conditions of being in an economic situation and financial providing execution of the contract, The Awarding Entity considers the condition be fulfilled if the Tenderer submits the declaration of compliance with conditions of participation in the proceedings as specified in items 8.6.11.2.
- 6.7. Tendering for the contract is open to the Tenderers who propose the subject matter of the contract meeting the requirements of the Awarding Entity, as specified in this request for proposals.
- 6.8. No Tenderer can place more than one proposal.
- 6.9. No partial or variant proposals shall be accepted.
- 6.10. The placement of the proposal shall mean that the Tenderer will be bound with his proposal until the end of its validity term.
- 6.11. The proposals must be placed in writing, in the manner, by the date, and at the place specified in item 8 below.
- 6.12. The Tenderers shall bear all costs related to the compilation and placement of the proposal, including the costs of negotiations as referred to in item 9.2.
- 6.13. The proposals shall be delivered to the location and by the date specified in item 8 below at the Tenderers' risk.
- 6.14. The Awarding Entity shall reject:
- 6.14.1. all proposals which do not meet the specification of the subject matter of the order as referred to in item 4,
 - 6.14.2. all proposals failing to meet the prerequisites listed in items 8.5 – 8.10., despite the request to complement deficiencies in the proposal,
 - 6.14.3. all proposals submitted later than the date specified in item 8.2.,
 - 6.14.4. all proposals delivered to any location other than the one specified in item 8.1.,
 - 6.14.5. all partial proposals,
 - 6.14.6. all variant proposals,
 - 6.14.7. all proposals placed by any specific Tenderer under the proceedings defined in this request for proposals in violation of the ban referred to in item 6.8.

7. THE BEST PROPOSAL EVALUATION CRITERIA

- 7.1. The Awarding Entity shall only evaluate and compare the proposals meeting the prerequisites of item 8 and not qualifying for rejection pursuant to items 6.14. or 10.4.
- 7.2. The Awarding Entity shall evaluate the proposals according to the following selection criteria:

It.	Selection criterion	Weight	Point awarding principles
1.	Price (defined as the total net price for the performance of the contract as a whole in accordance with this request for proposal)	65%	the lowest price proposal shall score the highest number of points from the pool allocated to a given criterion (under 7.3.) the other proposals receive points according to the following principles: one point



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			less than the proposal which has a lower price than the evaluated proposal
2.	Service response time (measured in hours between the report by The Awarding Entity and onset of the service actions)	15%	the proposal with the shortest service response time scores the highest number of points allocated to the given criterion (under 7.3.), the other offers receive points according to the following principles: one point less than the proposal which has a shorter service response time than the evaluated proposal
3.	Availability of spare parts (measured in days for the delivery of spare parts to the Awarding Entity's production facility in Gdańsk from placing the application by the Awarding Entity)	10%	the shortest spare part delivery time shall score the highest number of points out of the pool available for the criterion (under 7.3.), the other offers receive points according to the following principles: one point less than the proposal which has a shorter spare parts delivery time than the evaluated proposal
4.	Guarantee period (measured in months from the date of signing of the final commissioning report which shall be developed upon completion of the actions referred to in item 4.2.1.	10%;	the proposal with the longest guarantee period shall score the highest number of points out of the pool available for the criterion (under 7.3.), the other offers receive points according to the following principles: one point less than the proposal which has a shorter guarantee period than the evaluated proposal

7.3. The number of all Tenderers whose proposals are not rejected shall be the maximum score available for each of the selection criteria referred to in item 7.2.

7.4. The evaluation score for each of the criteria referred to in item 7.2. shall be arrived at by multiplying the points awarded by the weight of the specified criterion defined in item 7.2.



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- 7.5. The Tenderer whose proposal earns the highest final score arrived at by summing up the component scores for each of the evaluation criteria shall be deemed the Tenderer who has placed the best proposal.

8. THE DATE, PLACE, AND METHOD OF SUBMITTING PROPOSALS

- 8.1. The proposals should be delivered in person or sent by mail (courier, traditional postal services) to the Production Plant of the Awarding Entity's at the following address: Na Ostrowiu 15/20 , 80 - 873 Gdańsk (sekretariat Zarządu GSG Towers sp. z o.o., budynek 52, piętro III).
- 8.2. The final deadline for the submission of proposals is set for **26 October 2015, 15:00 hrs.** The date and time the proposal reaches the Awarding Entity's main offices, as referred to in item 9.1. shall be decisive as concerns keeping the said date and time.
- 8.3. The proposal should be placed in two sealed and untampered with envelopes marked as follows:
- 8.3.1. outer envelope (not revealing the identity of the Tenderer):
*„Zamawiający: GSG Towers sp. z o.o., ul. Na Ostrowiu 15/20 , 80 - 873 Gdańsk
Oferta na dostawę urządzeń do metalizacji natryskowej w hali LKM GSG Towers w Gdańsku
Nie otwierać przed dniem 26 października 2015 roku r., godz. 15:00.”
[Awarding Entity: GSG Towers sp. z o.o., ul. Na Ostrowiu 15/20 , 80-873 Gdańsk
Proposal for of equipment for metal spraying in Hall LKM GSG Towers in Gdańsk
Do not open before 26 October 2015, 15:00 hrs.*
- 8.3.2. inner envelope (containing the proposal): marked as in item 8.3.1. plus identifying the Tenderer's name and address.
- 8.4. The Awarding Entity shall not be held liable for accidental opening of the proposal in the event the proposal is marked in any way discordant with the way indicated in item 8.3.
- 8.5. The proposal should be made in writing (in hand, typed, or in computer print-out) in the Polish or English language, in a form that will ensure legibility of its content.
- 8.6. The proposal should specify:
- 8.6.1. the proposal title by referring to the request for proposals it concerns,
- 8.6.2. the full name of the Tenderer and his complete contact data (the Tenderer's registered address, the contact postal address, telephone number, fax number, e-mail address),
- 8.6.3. the NIP (VAT) number and the Tenderer's registration number in the National Court Register (if the Tenderer's registration therein is required),
- 8.6.4. a detailed description of the subject matter of the contract referring to the specification contained in the request for proposals, or absolutely clear reference to this request for proposals,
- 8.6.5. the date of completing the subject matter of the contract in whole corresponding to the requirements referred to in item 5.1.
- 8.6.6. the price expressed in the Polish zlotys (stated net and gross) for the completion of the entire subject matter of the contract, where the price shall include all costs related to the performance of the subject matter of contract, including the costs of transport to and unloading at the locations indicated by the Awarding Entity, the costs of the start-up, and the costs of any other operations, both indicated and not specified in the description of the subject matter of the contract referred to in item 3 of this request for proposals, all of which are necessary for proper and timely performance of the entire subject matter of the contract in whole,



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- 8.6.7. guarantee period proposed the Tenderer for the equipment referred to in item 4.1 (measured in months from the date of signing of the final commissioning report which shall be developed upon completion of the actions referred to in item 4.2.1 .),
 - 8.6.8. service response time proposed by the Tenderer (measured in hours from the time of notification to the time when actions are started by the service),
 - 8.6.9. spare parts availability proposed by the Tenderer (measured in days required for delivery of such spare parts to the Awarding Entity production plant in Gdańsk from placing the application by the Awarding Entity),
 - 8.6.10. the proposal validity term (no shorter than 60 days after the lapse of the deadline for submission of proposals indicated in item 8.2.),
 - 8.6.11. the following clauses the Tenderer covenants to abide by:
 - 8.6.11.1. *'I/we have familiarised myself/ourselves with the description of the subject matter of contract, as presented in the request for proposals and do not voice any reservations thereto, and I/we have obtained the information necessary for the submission or my/our proposal including the proper performance of the subject matter of the contract'*,
 - 8.6.11.2. *'I/we assure that I/we meet the conditions of participation in the proceedings as specified in items 6.1. of the request for proposals, concerning:*
 - 1) *holds qualifications authorising him to conduct specific activities or actions, if the regulations of the common law impose the obligation of holding any such qualifications,*
 - 2) *has the means (technical and human resources) necessary to perform the subject matter of the contract,*
 - 3) *has the necessary knowledge and experience in the subject matter of the contract,*
 - 4) *is of the economic and financial standing which ensures the performance of the subject matter of the contract."*
 - 8.6.11.3. *'I/we declare that the proposal price includes all costs related to the proper performance of the subject matter of the contract in whole'*,
 - 8.6.11.4. *'I/we shall be bound with our proposal until the end of its validity term specified in the proposal and meeting the Awarding Entity's conditions laid down in the request for proposals'*,
 - 8.6.11.5. *'I/we assure that in the event my/our proposal is selected as the best one, I/we shall sit down to negotiations with the Awarding Entity and conclude the contract at the place and time set by the Awarding Entity'*,
 - 8.6.12. information on the aggregate number of pages in the proposal, including the number and list of schedules to the proposal.
- 8.7. The proposals should be enclosed with (schedules):
- 8.7.1. to confirm the condition of having the power to perform specific activities or actions, if the provisions of current law imposes an obligation to hold such powers - a valid excerpts of the relevant company register of central registration of business activities, provided separate regulations of the law require registration with the company or business register, issued no earlier than 6 months before the deadline for submission of the proposals (if applicable). In the case of foreign tenders must submit an equivalent document confirming



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the registration of the company, issued in the country in which he is established or domiciled.

- 8.7.2. to confirm the condition in terms of knowledge and experience:
 - 8.7.2.1. a list for the performed in the last 3 years prior to the submission of offers the subject and complexity equivalent to the subject matter of the contract covered by this request for proposals stating the subject with a total value of at least 500.000 Polish zlotys (stated net and gross), dates, subject matter, recipients, value, with references or other evidence that the contract have been duly performed.
 - 8.7.3. if the Tenderer is represented by an attorney – the power of attorney (in the original or notarised copy) defining the scope of the authority conferred therewith.
- 8.8. The proposal must be signed by the authorised signatory (or signatories) in line with the Tenderer's representation authority. All schedules to the proposal should be enclosed in their originals or copies certified for consistency with the originals by the Tenderer's representative(s). The authority to represent the Tenderer should be evident from the documents enclosed to the proposal, particularly from the relevant company/business registration document and power of attorney.
- 8.9. All changes in the reading of the proposal, if any, (corrections, deletions, insertions) should be initialled by the Tenderer, provided that all numericals should be struck off and the correct numbers written next to them under the pain of disregard of any such changes.
- 8.10. The pages of the proposal containing any text should be sequentially numbered.

9. SELECTION OF THE BEST PROPOSAL

- 9.1. The Awarding Entity shall select the best proposal from among those submitted in accordance with the criteria laid down in the request for proposals and referred to in item 7.
- 9.2. The Tenderer whose proposal has been selected by the Awarding Entity as the best out of the submitted ones, will be invited to participate in negotiations on the terms of a future agreement (in terms of price and delivery conditions), under which the contract referred to in this request for proposals will be granted. The date and place of negotiations shall be communicated to the Tenderer by calling in writing or by e-mail.
- 9.3. The negotiations referred to in item 9.2. shall not lead to any less favourable for the Awarding Entity changes in the content of the proposal than those specified in the proposal selected as the best.
- 9.4. The Awarding Entity reserves the right to withdraw from the award of the contract in the event of failure to reach agreement in the course of negotiations. The Awarding Entity is also entitled to select the next best proposal in case the Tenderer whose proposal has been considered the best, refused to participate in negotiations or sign the contract or if the signing of the contract with such Tenderer has become impossible for other reasons.
- 9.5. A report on the course of negotiations shall be drawn up. If, as a result of the negotiations, there is a change in the proposal, subject to paragraph. 9.3., the negotiations report signed both by the Tenderer and the Awarding Entity shall be construed as a modification of the proposal within the scope specified therein.
- 9.6. Selection of the best proposal shall be documented in a written record enclosed by the proposals received.



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- 9.7. All Tenderers participating in the proceedings shall be notified in writing or by e -mail of the outcomes of the procedure within 10 days after the date the record referred to in item 9.6. has been drawn. Information on the results of the procedure shall also be published on the Awarding Entity's website.
- 9.8. The Awarding Entity reserves the right to request additional information from the Tenderers in writing or by e – mail when analysing the proposals so as to clarify any obscurities in the content of the proposals and reserves the right to request to complement deficiencies in the proposal.

10. ADDITIONAL INFORMATION

- 10.1. The Awarding Entity reserves the right to verify the Tenderer's submitted proposal against the facts, also by calling in writing or by e – mail on the Tenderer to provide explanation. No explanation from the Tenderer shall result in his exclusion from the procedure.
- 10.2. Also excluded from the procedure shall be any Tenderers who, in effect of the proposal verification procedure, are found to have provided untrue data in their proposals.
- 10.3. The Awarding Entity shall exclude from the procedure any Tenderers who fail to meet the conditions of participation referred to in items 6.1.
- 10.4. The proposal placed by the Tenderer excluded from the procedure shall be deemed rejected.
- 10.5. The Awarding Entity reserves the right to close the contract award procedure without selecting any of the proposals submitted, and to invalidate the proceedings at any stage without giving the causes of such closure or invalidation. In any of the cases the Awarding Entity shall notify the Tenderers promptly in writing or by e - mail, and shall also put a note thereof on his website.
- 10.6. The Awarding Entity reserves the right to alter the terms specified in this request for proposals. In any such event the Awarding Entity shall notify the Tenderers promptly in writing or by e - mail, and shall also put a note thereof on his website.

11. REQUESTS FOR CLARIFICATIONS, THE AWARDING ENTITY'S CONTACT DATA

- 11.1. Over the duration of the procedure, up to the deadline for submission of proposals, the Tenderers shall enjoy the right to request clarifications of this request for proposals (via: fax, e-mail, or traditional postal services) or to organize site inspection, where the production of the subject of the hereof enquiry shall be conducted.
- 11.2. The Awarding Entity shall provide answers to any queries referred to in item 11.1. on his website or in writing or by e – mail and shall forward the answers directly to the requesting Tenderer within 3 business days after the date the specific query is received.
- 11.3. The Awarding Entity shall enable the Tenderer to conduct the site inspection of the site where the order, according to the hereof enquiry shall be executed, the date and time of the site inspection shall be arranged in advance (at least two days in advance).
- 11.4. All queries relating to the compilation of the proposals should be addressed as follows:
- 11.4.1. as concerns the organisation - Olga Weremiuk, e – mail: o.weremiuk@gdanskshipyard.pl, tel. +48 664 023 404,
- 11.4.2. as concerns the technical terms – Piotr Egiert, e – mail: p.egiert@gdanskshipyard.pl, tel. +48 503 199 398.

12. PLACE OF PUBLICATION OF THE REQUEST FOR PROPOSALS

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- 12.1. This request for proposals has been published:
 - 12.1.1. at the Awarding Entity's main business address (ul. Adama Naruszewicza 9, 02 – 627 Warszawa),
 - 12.1.2. on the Awarding Entity's website: www.gdanskshipyard.pl
- 12.2. This request for proposals has been published both in Polish and English, where in case of any discrepancies the Polish language version shall prevail.