

CLARIFICATIONS TO PREQUALIFICATION DOCUMENTS

COUNTRY: **Bulgaria**

PROJECT: **“Municipal Infrastructure Development Project”**

Procurement of Civil Works for Completion of Plovdivtisi Dam

And The Pertaining Water Treatment Plant

Contract: **MIDP-PQ-ICB-2**

LOAN/CREDIT No.:

AMENDMENT No 2 TO THE PREQUALIFICATION DOCUMENTS

In accordance with Instructions to Applicants, ITA 8.1 the following amendments are being issued to the Prequalification Documents:

No	Clause No.	Original text	Modification
1	Section III, Qualification Criteria and Requirements, Sub-Factor 2.4	No consistent history of court/arbitral award decisions against the Applicant since 1st January [2002]	No consistent history of court/arbitral award decisions against the Applicant since 1 st January [2008]
2	Section III. Qualification Criteria and Requirements 4.2 (a)	(i) A minimum number of similar contracts specified below that have been satisfactorily and substantially completed as a prime contractor, joint venture member, management contractor or sub-contractor between 1st January 2002 and application	(i) A minimum number of similar contracts specified below that have been satisfactorily and substantially completed as a prime contractor, joint venture member, management contractor or sub-contractor between 1st January 2002 and

No	Clause No.	Original text	Modification
		submission deadline; Similarity shall include : - execution and putting into operation of at least 1 dam classified by ICOLD (International Commission on Large Dams) as "large" - construction of at least 1 PWTP with capacity 150l/s (i) 2 contracts, each of minimum value EUR 16 million [sixteen million].	application submission deadline; Similarity shall include: (i) two (2) contracts for construction of dams, each of minimum value EUR 16 million [sixteen million]. Out of these two contracts, at least one should include construction and putting into operation of dam classified by ICOLD (International Commission on Large Dams) as "large", and one should include construction of at least one PWTP with capacity 150l/s. These two requirements may be met by the same contract or by the two separate contracts.
3	Section III. Qualification Criteria and Requirements 4.2 (b), Column Requirement	For the above and any other contracts completed and under implementation as prime contractor, joint venture member, management contractor or sub-contractor between 1st January 2002 and application submission deadline, a minimum construction experience in the following key activities successfully completed by the main contractor: - at least 35 000 m ³ of fill works; - at least 8 000 m ³ excavation works; - at least 1000 m ³ asphalt- concrete diaphragm	For the above and any other contracts completed and under implementation as prime contractor, joint venture member, management contractor or sub-contractor between 1st January 2002 and application submission deadline, a minimum construction experience in the following key activities successfully completed by applicant : - at least 35 000 m ³ of fill works; - at least 8 000 m ³ excavation works; - at least 1000 m ³ asphalt- concrete diaphragm
4	Section III. Qualification Criteria and Requirements 4.2 (b), Column One Member	Must meet the following requirements for the key activities listed below : . Executed and put into operation at least 1 dam classified by ICOLD (International Commission on Large Dams) as "Large".	N/A
5	Section IV. Application Forms, Form CON-2, page 36	No pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2. Pending litigation in accordance with Section III,	No pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.3. Pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.3

No	Clause No.	Original text	Modification
		Qualification Criteria and Requirements, Sub-Factor 2.2 as indicated below	as indicated below. Revised CON-2 included as Appendix 1 to this Amendment

Form CON – 2

Historical Contract Non-Performance, Pending Litigation and Litigation History

[The following table shall be filled in for the Applicant and for each member of a Joint Venture]

Applicant's Name: *[insert full name]*
 Date: *[insert day, month, year]*
 Joint Venture Member Name: *[insert full name]*
 ICB No. and title: *[insert ICB number and title]*
 Page *[insert page number]* of *[insert total number]* pages

Non-Performed Contracts in accordance with Section III, Qualification Criteria and Requirements			
<input type="checkbox"/> Contract non-performance did not occur since 1 st January <i>[insert year]</i> specified in Section III, Qualification Criteria and Requirements, Sub-Factor 2.1.			
<input type="checkbox"/> Contract(s) not performed since 1 st January <i>[insert year]</i> specified in Section III, Qualification Criteria and Requirements, requirement 2.1			
Year	Non-performed portion of contract	Contract Identification	Total Contract Amount (current value, currency, exchange rate and EUR equivalent)
<i>[insert year]</i>	<i>[insert amount and percentage]</i>	Contract Identification: <i>[indicate complete contract name/ number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for non performance: <i>[indicate main reason(s)]</i>	<i>[insert amount]</i>
Pending Litigation, in accordance with Section III, Qualification Criteria and Requirements			
<input type="checkbox"/> No pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.3.			
<input type="checkbox"/> Pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.3 as indicated below.			

Year of dispute	Amount in dispute (currency)	Contract Identification	Total Contract Amount (currency), USD Equivalent (exchange rate)
<i>[insert year]</i>	<i>[insert amount]</i>	Contract Identification: [indicate complete contract name, number, and any other identification] Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate "Employer" or "Contractor"]</i> Status of dispute: <i>[Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>
History of court/arbitral award decisions against the Applicant <input type="checkbox"/> No court/arbitral decisions against the Applicant in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.4. <input type="checkbox"/> Court/arbitral decisions against the Applicant in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.4 as indicated below.			
Year of award	Outcome as percentage of Net Worth	Contract Identification	Total Contract Amount (currency), USD Equivalent (exchange rate)
<i>[insert year]</i>	<i>[insert percentage]</i>	Contract Identification: [indicate complete contract name, number, and any other identification] Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate "Employer" or "Contractor"]</i> Outcome of dispute: <i>[Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>