

CLARIFICATION NO. 2

To the Bidding Document for the procurement of Civil Works for Construction of Agri-Food Platform (AFP) in Gazi Baba, Skopje, MAKEDONIJA  
 РЕСПУБЛИКА МАКЕДОНИЈА  
 МИНИСТЕРСТВО ЗА ЗЕМЈОДЕЛСТВО, ШУМАРСТВО И ВОДОСТОПАНСТВО  
 MINISTRIA E BUJQESISE, PYLLTARISE DHE EKONOMISE SE UJERANE

TO ALL FIRMS THAT HAVE OBTAINED THE BIDDING DOCUMENT

Dear Sir/Madam,

With reference to the stated subject, please be informed that Ministry of Agriculture, Forestry and Water Economy, with reference to the questions raised by the prospective Bidders and pursuant to Instructions to Bidders, ITB, 7.1 herewith is providing clarification towards all Bidders.

Please find enclosed Clarification Table with the questions received and answers given.

Yours sincerely,

Project Director  
 Anita Pavlovska



III Sp.-Nr. 03.06.20 26 год. -vile.  
 СКОПЈЕ - ШКУП

Attachment: Clarification Table

CLARIFICATION TABLE					
No. of Question	Question	Reference in the Bidding Document	No. of Answer	Answer	Clarification or Amendment
28	The Bidder requests clarification whether it may propose Key Personnel from its international partner from Türkiye, who satisfy the experience criteria, and submit a statement that, in case of award, the respective License A / Authorization A under the North Macedonian legal framework will be obtained. The Bidder also states that the Key Personnel requirements appear to be more aligned with locally financed procurement than with World Bank procurement procedures.	Section III – Evaluation and Qualification Criteria, Sub-Factor 1.4 Contractor’s Representative and Personnel; Section VII – Works’ Requirements, Contractor’s Representative and Key	28	The Employer clarifies that Bidders may rely on a foreign legal person and/or propose foreign natural persons as Key Personnel, including from an international partner, provided that all qualification and experience requirements in the Bidding Document are met.  This is allowed under Article 42 ("Foreign natural and legal persons") of the Law on Construction of the Republic of North Macedonia and BDS ITB 11.2(h) of the Bidding Document.	Clarification only. No amendment to the Bidding Document.

		<p>Personnel;  Section IV –  Forms PER-1  and PER-2;  Section II – BDS  ITB 11.2(h);  Section IV –  Local Labour  Method  Statement;  Section IX –  Particular  Conditions, Sub-  Clause 6.1.</p>	<p>Article 42 regulates how foreign legal and natural persons may obtain the required confirmation/authorization to perform regulated construction-related activities in the Republic of North Macedonia.</p> <p>Where a Bidder uses this possibility, the Bidder determined to have submitted the Most Advantageous Bid will be additionally requested by the Employer, immediately before Contract signing, to obtain and submit the applicable License A, Authorization A and/or Article 42 confirmation, as relevant.</p> <p>Additional information is available at the official website of the Ministry of Transport:  <a href="https://mtc.gov.mk/mk-MK/regulativa/gradenje">https://mtc.gov.mk/mk-MK/regulativa/gradenje</a></p> <p>and at the website of the Chamber of Certified Architects and Certified Engineers:  <a href="https://www.komoraocai.mk/ovlastuvan-ja/stranski-lica.html">https://www.komoraocai.mk/ovlastuvan-ja/stranski-lica.html</a></p> <p>All other requirements of the Bidding Document remain unchanged.</p>	
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