

Number of the public contract: JN 28/2024
Date: 20. 3. 2024, added 17. 4. 2024

DOCUMENTATION UNDERLYING FOR THE AWARD OF PUBLIC PROCUREMENT CONTRACT

Subject-matter of the public contract: **Procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years (lots 1 to 8)**

Number of the public contract: **JN 28/2024**

Type of procurement procedure: **Restricted procedure by setting-up a dynamic purchasing system**

The public procurement procedure is conducted in the Slovene language. English translation is intended to assist the tenderers.

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I. INSTRUCTIONS FOR PREPARING THE APPLICATION TO TAKE PART

1. BASIC DATA ABOUT THE TENDER

1.1. INFORMATION ON THE CONTRACTING AUTHORITY AND THE PROCEDURE

Contracting authority:	Luka Koper, d.d. Vojkovo nabrežje 38 6501 Koper
Code of the public contract:	JN 28/2024
Subject-matter of the public contract:	Procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years (lots 1 to 8)
Procedure:	Restricted procedure by setting-up a dynamic purchasing system
Basis (article no.) under the Public Procurement Act/ ZJN (Official Gazette of the RS, No 91/15 et seq., hereinafter: ZJN-3)	Art. 41 in conjunction with Art. 49

1.2. SUBJECT-MATTER OF THE PUBLIC PROCUREMENT CONTRACT

Type	Goods
Subject-matter of the procurement:	The subject-matter is the procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years (lots 1 to 8), divided into 8 categories (lots): - Category or Lot 1: Spare parts for cranes manufactured by Konecranes, - Category or Lot 2: Spare parts for cranes manufactured by Liebherr, - Category or Lot 3: Spare parts for other manufacturers' cranes, landfill machines, grabs and wagon loading stations, - Category or Lot 4: Spare parts for container spreaders for all cranes, - Category or Lot 5: Electrical components and additional equipment for all cranes, landfill machines and technological equipment, - Category or Lot 6: Spare parts and maintenance services for elevators manufactured by Alimak, - Category or Lot 7: Steel lifting ropes for all cranes, - Category or Lot 8: Spare parts for liquid cargo handling technology equipment.
Term of operation of dynamic purchasing system (DNS):	4 years The dynamic purchasing system will be implemented for four years, until July 2028. The first requests under the new DNS will be launched after the expiry of the existing DNS for the subject-matter of the contract, namely JN 225/2021 „Purchase of spare parts for cranes for a two-year term“, which is valid until 18 July 2024, and JN 161/2022 „Purchase of spare parts for cranes for a two-year term“ (lots or categories 2, 3, 5, 7, 10 and 12), which is valid until 25 October 2024. The Contracting authority is entitled to terminate the implementation of dynamic purchasing system (DNS) any time without having to substantiate the grounds, and without any obligation to pay any compensation to

	tenderers listed in the catalogue of tenderers. Early termination of the dynamic purchasing system shall not affect the implementation and completion of individual orders awarded. The Contracting authority shall publish any reduction or extension of the DNS-term in accordance with the applicable laws.
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1.3. DOCUMENTATION UNDERLYING FOR THE AWARD OF PUBLIC PROCUREMENT CONTRACT

The complete documentation on public contract award is published at the public procurement portal (www.enarocanje.si) and available free of charge. The documents are available free of charge.

This document incl. enclosures hereto, as well as all publications, shall be an integral part of the documentation on the public contract award.

Moreover, any modification of, or addition and correction to the documentation, further clarifications and answers to the questions that are published at said PP portal (www.enarocanje.si) shall form an integral part of the documentation on the public contract.

Contact details for further clarifications	Economic operators/tenderers may put questions relating to the public contract award documentation and to the preparation of application to take part via the public procurement (PP) portal www.enarocanje.si where the public procurement has been published. The Contracting authority will not answer questions not asked in the above manner.
Deadline for submitting questions	The deadline for submitting questions is specified in the contract notice and any revisions thereof published on the public procurement portal www.enarocanje.si . The Contracting authority will reply to the questions via the public procurement portal www.enarocanje.si when publishing the public procurement in question.

1.4. SUBMISSION OF APPLICATIONS TO TAKE PART

Submission of applications	
Deadline for submitting the application	The base deadline for submission of applications to take part is indicated in the procurement notice and any correction thereto as published at the PP portal www.enarocanje.si . An economic operator can file an application to take part at any time of the DNS term. The Contracting authority shall decide on such application in the statutory term. Note: Article 49 of the Public Procurement Act / ZJN-3/ lays down the minimal term for receiving applications to take part, 30 days after the date on which the PP notice was sent. After forwarding an Invitation to submit tenders for the first individual public procurement in the frame of DNS, this deadline for the receipt of applications is no longer effective.
Registry	The PP information system 'e-JN' is available at https://ejn.gov.si/ .
Opening (Processing) of applications	

Time and venue	Opening of applications is not public: it will be processed by the e-JN (Public procurement) information system.
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An applicant may not submit more than three applications for the same category or lot within a period of one year. The Contracting authority will disqualify any further application from the procedure.

1.5. RECOGNITION OF APPLICANTS' COMPETENCE

The Contracting authority will examine all applications within 30 days of the date on which the contract notice was sent for publication on TED or within the statutory term specified in the contract notice and adopt a decision on the recognition of competence, or lack of competence respectively, no later than 45 days after the end of this period. Following the invitation to submit tenders for the first individual public procurement, the Contracting authority shall process the applications to take part in 10 workdays from the receipt thereof, observing the terms for participation. In justified cases, such term may be extended to 15 days, in particular where it is necessary to analyse additional documentation or undertake additional testing whether an economic operator satisfies the terms for participation.

1.6. SUBMISSION OF TENDERS FOR AN INDIVIDUAL CONTRACT

Hereinafter, the Contracting authority uses a simple term 'Procurement' for 'individual public procurement in the frame of the dynamic purchasing system (DNS)'.

The Contracting authority will invite all eligible operators with DNS-access to submit tenders for an individual public procurement (i.e. tenderers listed in the catalogue of tenderers based on a final decision on the recognition of competence) for the relevant category thereof.

The Contracting authority will forward the invitation to submit a tender for each contract via the e-JN information system at <https://ejn.gov.si/>.

Further clarifications	
Contact details for further clarifications	Economic operators can submit their requests for further clarifications on documentation relating to an individual procurement (e.g. Invitation to submit tenders) to the Contracting authority through the e-JN information system. Any requests for further clarification submitted otherwise is not binding on the Contracting authority to respond thereto.
Deadline for submitting questions	Requests for further clarification of an individual procurement need to be submitted no later than by the deadline set in the e-JN information system.
Inspection on site	Information on any inspection on site, or possibility thereof, will be indicated in the e-JN system next to the invitation to individual tender.

Submission of tenders	
Deadline for receipt of tenders	The closing time for receiving the tenders for an individual procurement will be shown in the e-JN relevant for the invitation to submit an individual tender. After the closing time expires, tender can no longer be submitted. Article 49 ZJN-3 sets the minimal closing term for receiving the tenders to ten days following the date on which the invitation to submit tenders was sent out to eligible economic operators listed in the system. Should the regulations on that deadline change, the Contracting authority reserves the right to observe such amended minimal term for receiving tenders.
Registry	The e-JN information system at https://ejn.gov.si/ , relevant for the invitation to submit an individual tender.
Opening of tenders	
Time and venue	Tenders will be opened in the e-JN information system at the time specified therein (e-JN) for a relevant procurement.

2. REQUIREMENTS FOR RECOGNITION OF COMPETENCE, AND GROUNDS FOR EXCLUSION IN THE APPLICATION PHASE

2.1. Common requirements for recognition of competence, and grounds for exclusion

The ESPD form represents the economic operator's formal statement that there are no grounds for exclusion and that he is eligible to participate while providing the relevant information required by the Contracting authority. The ESPD form shall also include an official statement that the economic operator will be able to provide, upon request and without delay, evidence that there are no grounds for exclusion or eligibility.

Entries in the ESPD and/or supporting documents submitted by the economic operator must be valid.

The economic operator of the contracting authority imports the ESPD form (XML file) from website: **<https://ejn.gov.si/espd>** and directly inserts the required information into it.

The completed and signed ESPD must be attached to the bid for all economic operators participating in the tender in any way (bidder, participating bidders in case of a joint tender, economic operators to whose capacities the tenderer refer).

The tenderer submitting the application for participation in the e-JN system shall upload their ESPD to the "ESPD - Tenderer" section and upload the ESPD of the other participants to the "ESPD - Other Participants" section. The tenderer uploads electronically signed ESPD in .xml form or unsigned ESPD in .xml form to the e-JN system. If submitted in the latter form, the tender is in accordance with the general conditions of use of the e-JN information system considered as a legally binding document with the same validity as a signed one.

For other participants, the tenderer shall enclose the signed ESPD in pdf. format in the section "ESPD - other participants" or an xml signed in electronic form.

In the event that the ESPD does not indicate a requirement to fulfil certain conditions, the Contracting authority expressly reminds that each economic operator participating in the tender must demonstrate compliance with all the requirements and conditions which are in any way specified (depending on the form of the economic operator's participation in the tender) in the documentation relating to the award of the public contract.

The English version of the ESPD is available at: https://ec.europa.eu/growth/single-market/public-procurement/digital/espd_en.

The Contracting authority will verify the fulfilment of the conditions prior to the issuing of the decision in such a way that it will call on the tenderers to submit the relevant supporting documents in accordance with Articles 77 and 78 of the ZJN-3. Tenderers not established in the Republic of Slovenia will have to provide appropriate evidence translated into Slovenian language.

2.1.1. Grounds for exclusion

Each economic operator (tenderer, partner) acting in the application shall satisfy the following terms:

- The economic operator is not the subject of insolvency or compulsory winding-up proceedings under the act governing insolvency and compulsory winding-up proceedings or of liquidation proceedings under the act governing companies, his assets or operations are not being administered by a liquidator or by the court, his business activities are not suspended, and, in accordance with the regulations of another country, he is not the subject of proceedings or is not in an analogous situation having the same legal effect.
- On the day on which the deadline for receipt of tenders or applications expires, the economic operator is not excluded from public procurement procedures on the grounds of being entered in the register of economic operators on whom secondary sanctions of exclusion from procurement procedures have been imposed from Article 110 of ZJN-3 (Exclusion grounds from Article 75(4)(a) of the ZJN-3).
- On the basis of Article 23(1) of Council Regulation (EU) 2022/576 of 8 April 2022 amending Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine, and Council Decision (CFSP) 2022/578 of 8 April 2022 amending Decision 2014/512/CFSP concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine, the Contracting authority shall exclude from the procurement procedure an economic operator if it or the persons, entities or bodies referred to in the first paragraph of Article 5.k of Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine are subject to the prohibition from the first paragraph of Article 5.k of this Regulation.

The economic operator shall confirm its compliance with these terms by submitting a filled-out and signed OBR-4 form 'STATEMENT OF COMPLIANCE WITH THE COMMON CONDITIONS FOR THE ACCEPTANCE AND LACK OF REASONS FOR EXCLUSION (IZJAVA O IZPOLNJEVANJU SKUPNIH POGOJEV ZA PRIZNANJE SPOSOBNOSTI IN NEOBSTOJU RAZLOGOV ZA IZKLJUČITEV (OBR-4) and the ESPD-form.

2.1.2. Suitability to pursue professional activity

Each economic operator (tenderer, partner) acting in the application shall be registered in the business register of companies: an economic operator is registered to pursue the activity under the relevant public procurement (each operator (tenderer, partner) must satisfy the requirement/s for its own part of business).

The economic operator shall confirm its compliance with these terms by submitting a filled-out and signed OBR-4 form 'STATEMENT OF COMPLIANCE WITH THE COMMON CONDITIONS FOR THE ACCEPTANCE AND LACK OF REASONS FOR EXCLUSION (IZJAVA O IZPOLNJEVANJU SKUPNIH POGOJEV ZA PRIZNANJE SPOSOBNOSTI IN NEOBSTOJU RAZLOGOV ZA IZKLJUČITEV (OBR-4).

2.1.3. Requirements in relation to economic and financial position

- a) On the date of issuance of the credit rating form, the economic operator must have a recent current credit rating according to Basel II rules of at least SB7 or a credit rating in the top 70% of the scale used by each financial institution in determining credit ratings.

An economic operator established in the Republic of Slovenia shall demonstrate the fulfilment of this condition by means of an AJPES credit rating from the S.BON-1 form not older than 30 days from the first deadline for submission of application specified in the procurement notice, or 30 days from the date of submission of the application in the case of a subsequent application.

An economic operator established outside the Republic of Slovenia shall prove compliance with this condition by means of a credit rating from other institutions which is not older than 30 days from the first deadline for receipt of applications indicated in the procurement notice on the procurement portal or 30 days from the date of submission of the application in the case of a subsequent application. The Contracting authority will accept as an appropriate rating for a tenderer a rating that falls within the top 70% of the best ratings on the scale used by each financial institution for determining credit ratings. The required rating shall relate to the last financial year for which the tenderer was required to produce and submit accounts or the latest credit report if this reflects a revised rating from the report produced for the last financial year for which the tenderer was required to submit an annual report.

The condition (a) must be fulfilled by each economic operator involved in the performance of the public procurement.

- b) On the day of the submission of the tender, none of the economic operator (tenderer, partner)'s transaction accounts are blocked and in the last 180 days before the deadline for the submission of applications, none of his transaction accounts were blocked for more than 10 consecutive days.
- c) The applicant has had an average **net** annual **sales revenue** at least EUR 50,000,00 (excluding VAT) in the last three financial years, **for which the balance data sheet have already been published** (if the applicant has been operating for less than three financial years, in the period since it has been in business) (in the case of a joint application, the annual **net sales revenue** of the partners is added together).

The economic operator shall confirm its compliance with these terms by submitting a filled-out and signed OBR-4 form 'STATEMENT OF COMPLIANCE WITH THE COMMON CONDITIONS FOR THE ACCEPTANCE AND LACK OF REASONS FOR EXCLUSION (IZJAVA O IZPOLNJEVANJU SKUPNIH POGOJEV ZA PRIZNANJE SPOSOBNOSTI IN NEOBSTOJU RAZLOGOV ZA IZKLJUČITEV (OBR-4). The credit rating is also evidenced by the submission of the form S.BON-1 (or BON-1/Z), which is produced by AJPES or a credit report produced by one of the other credit rating institutions, and is not older than 30 days from the deadline for receipt of applications or 30 days from the date of submission of the application, in the case of a subsequent application.

The Contracting authority reserves the right to check the statements and requests additional certificates, which prove the fulfilment of these requirements.

2.2. Specific requirements for recognition of competence

LETTERS OF REFERENCE

The requirements specific by each category are specified below. The tenderer shall submit the proofs (OBR-3) for each relevant category of its application.

Reference operations performed are to be quoted in the OBR-3 - form „Statement of performed supplies in the past years – References“ (Izjava o zagotovljenih referencah). The tenderer shall attach form OBR-3a Certificate from the Contracting authority of the reference transactions (Potrdilo naročnika referenčnih poslov), for the references listed in form OBR-3. Should the tenderer not wish to disclose the factual values of its operations, it may specify in the Forms (OBR-3 and OBR-3a) that it meets the minimal value requirement of each operation as required by each category.

The Contracting authority reserves the right to demand from the tenderer to submit further proofs regarding the References specified in the List, or to check the references with the contracting authority of the reference transaction.

- **Category or Lot 1: Spare parts for cranes manufactured by Konecranes**

The tenderer or joint venture partner has successfully supplied at least one customer with spare parts for cranes manufactured by Konecranes or other comparable brands with a total value of at least EUR 30 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

- **Category or Lot 2: Spare parts for cranes manufactured by Liebherr**

The tenderer or joint venture partner has successfully supplied at least one customer with spare parts for cranes manufactured by Liebherr or other comparable brands with a total value of at least EUR 30 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

- **Category or Lot 3: Spare parts for other manufacturers' cranes, landfill machines, grabs and wagon loading stations**

The tenderer or joint venture partner has successfully supplied at least one customer with spare parts for cranes or landfill machines or grabs or wagon loading stations of different manufacturers or brands with a total value of at least EUR 15 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

- **Category or Lot 4: Spare parts for container spreaders for all cranes**

The tenderer or joint venture partner has successfully supplied at least one customer with spare parts for container spreaders manufactured by Bromma or Crancont or Metalna-SRM or other comparable brands with a total value of at least EUR 30 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

- **Category or Lot 5: Electrical components and additional equipment for all cranes, landfill machines and technological equipment**

The tenderer or joint venture partner has successfully supplied at least one customer with electrical components (contactors, controllers, sensors and other similar materials) or accessories (lights,

horns, reflectors, anemometers, laser meters and other similar equipment) for cranes or landfill machines, or technological equipment of different brands with a total value of at least EUR 15 000,00, excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

- **Category or Lot 6: Spare parts and maintenance services for elevators manufactured by Alimak**

The tenderer or joint venture partner has successfully supplied at least one customer with spare parts and maintenance services for elevators manufactured by Alimak with a total value of at least EUR 15 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies or services made to the EU Area are taken into account.

- **Category or Lot 7: Steel lifting ropes for all cranes**

The tenderer or joint venture partner has successfully supplied at least one customer with steel lifting ropes of various dimensions and technical characteristics for cranes manufactured by Konecranes, Liebherr, Metalsa-SRM or comparable brands, with a total value of at least EUR 50 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

- **Category or Lot 8: Spare parts for liquid cargo handling technology equipment**

The tenderer or joint venture partner has successfully supplied at least one customer with spare parts for liquid cargo handling technology equipment (pumping systems, filling, cooling and extinguishing systems, etc.) with a total value of at least EUR 15 000,00 excluding VAT in the last 2 years prior to the submission of the application. Only the supplies made to the EU Area are taken into account.

3. GENERAL RULES ON DYNAMIC PURCHASING SYSTEM (DNS)

The contract award procedure is conducted observing the rules of a restricted procedure under Article of 41 ZJN-3, exempting the rules on the period available for receiving applications to take part and the closing time for receiving the tenders, and other rules specified in Article 49 ZJN-3 and herein – in the documentation governing the contract award procedure. For questions and cases not covered by these procurement documents or by the invitation to submit an individual tender, the general rules and explanations concerning the operation of the Dynamic Purchasing System (hereinafter also referred to as the DNS) set out in the document Instructions for using the e-JN system: TENDERERS (Navodila za uporabo informacijskega sistema e-JN: PONUDNIKI), which is an integral part of these procurement documents, shall apply.

3.1. Deadline, method of submission and technology used

Economic operators must submit their applications into the e-JN Public Procurement information system at <https://ejn.gov.si/>, as provided in point 4 of the document 'Instructions for use of eJN Information System: TENDERERS' (Navodila za uporabo informacijskega sistema e-JN: PONUDNIKI) (hereinafter referred to as the Instructions for using the e-JN/Navodila za uporabo e-JN/), which is an integral part of this tender documentation and published on the web at <https://ejn.gov.si/>.

Before submitting their applications, economic operators must register at the web address <https://ejn.gov.si/> in accordance with the Instructions for using the e-JN. If the economic operator is already registered in the IT e-JN system, they sign in at the same address.

The user of the economic operator who is empowered to submit the applications into the IT e-JN system, submits the application by clicking on the button „Oddaj“ (submit). When submitting applications, the e-JN system records the identity of the user and the time of submission of the application. With the act of submitting the application, the user declares the intention to conclude a contract for the behalf of the candidate (Article 18 of the Obligations Code¹). An application submitted is binding for the term indicated in the application, except where it has been withdrawn or amended by the user of the candidate (i.e. economic operator) within the term allowed.

An application is deemed to be submitted in due time where the Contracting authority has received in through the e-JN information system <https://ejn.gov.si> no later than on the deadline for first application submission, as stated in the Public procurement notice/Obvestilo o javnem naročilu. After forwarding an Invitation to submit tenders for the first individual public procurement in the frame of DNS, this deadline for the receipt of applications is no longer effective. A tender is deemed submitted if it is marked with the status „ODDANA“ (submitted) in the e-JN system.

Within the deadline granted for the submission of first applications, as indicated in the Public procurement notice, the economic operator may withdraw or amend its application. If an economic operator withdraws their application from the e-JN system, it is deemed that no application has been submitted and the contracting authority will not see it in the e-JN system. If an economic operator changes their application in the e-JN system, the contracting authority sees the last application submitted.

¹ Code of Obligations (Official Gazette of the Republic of Slovenia, No. 97/07 – official consolidated text, 64/16 – dec. US and 20/18 – OROZ631)
LUKA KOPER, d.d.

4. ADDITIONAL RULES ON DYNAMIC PURCHASING SYSTEM (DNS)

4.1. Financing and payment terms

The public procurement is financed by the funds of Luka Koper, d.d.

4.2. Confidentiality of data

In accordance with Article 35 of ZJN-3, the Contracting authority shall ensure the protection of data considered as personal data or as classified information or as business secret according to the provisions of the law governing the protection of personal data.

If the application/tender contains information which the tenderer considers to be a business secret, the tenderer must indicate this in the tender or attach, in accordance with the Trade Secrets Act, a relevant decision designating the information which is a business secret, which will make it clear which information and where in the individual segments of the application/tender constitutes a business secret, all in compliance with the provisions of Article 35 of the ZJN-3 and other provisions of sectoral legislation (Law on Trade Secrets Act, etc.).

If an application/tender is submitted by a group of tenderers, the requirement to submit the decision referred to in the preceding paragraph shall apply to each individual co-tenderer in so far as the information in the application/tender relating to the co-tenderer constitutes a business secret.

The specification quantity, unit price, value per item and total value of the tender shall not be considered to be personal data, classified information or business secrets.

In accordance with Article 35 of ZJN-3, if a request for inspection of a tender is submitted, the contracting authority will notify and invite the tenderer to be present when other tenderers inspect his tender in order to protect his own interests.

4.3. Financial collateral

4.3.1. Financial security instrument for performance bond and the bond for elimination of defects during the defects liability period / guarantee period

In the second DNS stage, the Contracting authority may decide in the Invitation to tender for an individual public procurement that upon signing the contract, or 8 workdays after that or when signing the acceptance /delivery protocol, the successful tenderer shall submit to the Contracting authority a financial security instrument for performance bond and/or a bond for elimination of defects during the defects liability period/ guarantee period. As financial security, the contracting authority may require: a blank bill of exchange, a bank guarantee or a surety bond; the amount of the required performance bond shall not exceed 10% of the total contract value (incl. VAT), or in case of financial security for the elimination of defects in the defects liability period/ guarantee period, the security shall amount to 5% of the total contract value (incl. VAT). In the Invitation to tender the Contracting authority also determines other requirements relating to the content/ substance of the security.

Should any deadline, quality and quantity change during the contract term, the financial security instrument has to change accordingly, or be extended, as the case may be.

4.4. Tender price

In the second DNS-stage, it is presumed that the tenderer has meticulously examined the Invitation to submit tender and familiarised itself with all the relevant data and essential elements that might affect the operation, function and use of the subject matter of individual procurement; furthermore, the tenderer has looked into all the regulations and laws imposing levies, fees, taxes and other charges in the Republic of Slovenia, as well as thoroughly studied the documentation enclosed hereto, after which the tenderer has submitted its tender.

4.5. Selection Criteria for the most favourable offer in economic terms

The most favourable offer in economic terms will be determined on the basis of the criteria in the second DNS-stage (award of individual contracts). For each individual procurement, the Contracting authority will use one or several criteria listed below:

- the lowest total offer price in EUR excl. VAT,
- delivery term,
- guarantee period,
- other additional terms at discretion of the Contracting authority.

The Contracting authority will determine the criteria for awarding the contract and the criteria ponders in the second DNS-stage, in the Invitation to submit tender.

4.6. Decision on awarding an individual Contract

After the screening and assessment (rating) of the tenders, the Contracting authority will decide on the award of an individual contract and publish it on the PP Portal www.enarocanje.si.

After the decision regarding the tender the contracting authority can withdraw from the signing of the contract or realization of the public procurement due to reasons/in a way determined by ZJN-3.

4.7. Concluding the Contract

An individual contract is awarded to the tenderer by way of issuing a Purchase order or by concluding a contract.

In the latter case, the Contracting authority invites the successful tenderer to sign the contract. Upon receipt of the contract for signature, the successful tenderer shall return the signed contract to the contracting authority within five (5) working days of receipt, otherwise it shall be considered that he withdraws from the conclusion of the contract. Where this is not possible due to justifiable circumstances, the contracting authority may, at the request of the tenderer, agree to a longer period.

The content of the contract is determined by the Contracting authority and revealed in a model contract enclosed to the Invitation to award an individual contract.

In addition to the provisions of the Purchase Order or of the Contract and Invitation to Tender, respectively, each individual public procurement is also subject to the **General purchasing conditions of Luka Koper, d.d. (GPC)/Splošni nabavni pogoji Luke Koper, d.d./**, provided the GPC are not in conflict with the Purchase order or Contract or Invitation to tender, respectively, whereby the provisions of Sections 2 and 3 of the GPC apply mutatis mutandis only, given that individual contracts are awarded in the scope of the existing DNS (dynamic purchasing system). The Contracting authority may specify different purchasing conditions for a particular procurement or request for quotation in the Invitation to submit tender. During the request for quotation phase of a particular procurement, tenderers may, through the e-JN information system, ask questions or propose to the Contracting authority in relation to a particular request that a particular condition in a particular contract should not be binding. The Contracting authority will publish its reply on whether it accepts the proposal via the e-JN information system. The General purchasing conditions of Luka Koper, d.d. are published on the website: <https://www.luka-kp.si/o-podjetju/pomembni-dokumenti/>.

II. DOCUMENTATION for APPLICATION FILING

The documentation for application filing must be in Slovene language and drawn up in line with the requirements and templates to be found in the documentation for public contract award. It shall consist of the following documents:

1. **Completed and signed Application form/Prijava/ (OBR-1)**
2. **Completed and signed Information about the tenderer and contractors in joint performance/Podatki o ponudniku in izvajalcih v skupnem nastopu/ (OBR-2)**
3. **Completed and signed ESPD form** (for each economic operator to be involved in the performance of the public procurement). The form is published on the client's website for this order
4. **Completed and signed Statement of performed supplies in the past years - references/Izjava o zagotovljenih referencah (OBR-3)**
5. **Completed and signed Certificate from the contracting authority of the reference transactions /Potrdilo naročnika referenčnih poslov (OBR-3a)**
6. **Completed and signed Statement of compliance with the common conditions for the acceptance and lack of reasons for exclusion /Izjava o izpolnjevanju skupnih pogojev za priznanje sposobnosti in neobstoju razlogov za izključitev (OBR-4)**
7. **Completed and signed Statement/ information on the participation of natural and legal entities in the ownership of the tenderer/Izjava/podatki o udeležbi fizičnih in pravnih oseb v lastništvu ponudnika (OBR-5)**(for the tenderer and partners)
8. **Completed and signed Statement on compliance with the code of conduct for suppliers to Luka Koper group companies/Izjava ponudnika o spoštovanju kodeksa ravnanja poslovnih partnerjev Skupine Luka Koper (OBR-6)**(for each economic operator who will be involved in the implementation of the public procurement). The Code of Conduct is published at: <https://www.luka-kp.si/slo/za-dobavitelje>.
9. **AJPES S.BON form or credit report from one of the other credit rating institutions, indicating the credit rating** (for the tenderer and partners)

Documents, papers, declarations, etc., which are required by these procurement documents to be drawn up, issued or certified by other entities (i.e. entities other than the tenderer) shall be submitted as a scan of the original document. The signing of other documents shall be subject to the General Rules of the DNS.

The statements in the documents submitted must be current and true and must be verifiable. Copies of the certificates and excerpts requested shall be equally valid, unless the original is specifically requested.

III. CONTRACT SPECIFICATION

The subject-matter is the procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years, under the Dynamic purchasing system (lots 1 to 8), divided into 8 categories (lots):

- Category or Lot 1: Spare parts for cranes manufactured by Konecranes,
- Category or Lot 2: Spare parts for cranes manufactured by Liebherr,
- Category or Lot 3: Spare parts for other manufacturers' cranes, landfill machines, grabs and wagon loading stations,
- Category or Lot 4: Spare parts for container spreaders for all cranes,
- Category or Lot 5: Electrical components and additional equipment for all cranes, landfill machines and technological equipment,
- Category or Lot 6: Spare parts and maintenance services for elevators manufactured by Alimak,
- Category or Lot 7: Steel lifting ropes for all cranes,
- Category or Lot 8: Spare parts for liquid cargo handling technology equipment.

Estimated value of the public procurement by categories or lots for a period of four (4) years:

- Category or Lot 1: Spare parts for cranes manufactured by Konecranes EUR 1,700,000 excluding VAT,
- Category or Lot 2: Spare parts for cranes manufactured by Liebherr EUR 1,490,000 excluding VAT,
- Category or Lot 3: Spare parts for other manufacturers' cranes, landfill machines, grabs and wagon loading stations EUR 555,000 excluding VAT,
- Category or Lot 4: Spare parts for container spreaders for all cranes EUR 850,000 excluding VAT,
- Category or Lot 5: Electrical components and additional equipment for all cranes, landfill machines and technological equipment EUR 470,000 excluding VAT,
- Category or Lot 6: Spare parts and maintenance services for elevators manufactured by Alimak EUR 300,000 excluding VAT,
- Category or Lot 7: Steel lifting ropes for all cranes EUR 1,065,000 excluding VAT,
- Category or Lot 8: Spare parts for liquid cargo handling technology equipment EUR 555,000 excluding VAT.

The Contracting authority reserves the right to order individual items also in the scope of other public procurement procedures (all in line with the public procurement regulations) where that be reasonable for the Contracting authority in the scope of a wider public procurement (e.g. repairs combined with the supply and installation of a spare part, etc.).

The procurement procedure will be terminated with the rejection of all applications and without recognition of competence if we do not receive at least three admissible applications for each lot or category submitted by the first deadline for the submission of applications. The above does not apply to the following lots or categories: Category 1: Spare parts for cranes manufactured by Konecranes, Category 2: Spare parts for cranes manufactured by Liebherr, Category 4: Spare parts for container spreaders for all cranes, Category 6: Spare parts and maintenance services for elevators manufactured by Alimak.

For individual contracts where the Contracting authority considers that it would be appropriate to impose stricter conditions for the recognition of the suppliers' competence, or for similar reasons, the Contracting authority will seek tenders outside the dynamic purchasing system as a separate

procurement procedure (the type of procedure will depend on the subject-matter of the public procurement and the estimated value).

An economic operator may submit an application for one or more categories or lots. Additionally/ subsequently, it may apply for other categories or lots.

In the second DNS-stage, the Contracting authority will be presumably enquiring about the items listed below, within individual categories or lots. A detailed specification will be added to each invitation to submit tenders for a particular public procurement.

- **Category or Lot 1: Spare parts for cranes manufactured by Konecranes**
The subject matter of procurement in this category will be original spare parts for the RMG, RTG, ERTG, STS cranes of the manufacturer Konecranes used in the first installation of a crane (original spare parts), such as reduction gears, clutches, brakes, brake discs, electric motors, gear wheels, rope pulleys, casings, bearings, wheel trolley, rims, bushing, shafts, axles, etc.
- **Category or Lot 2: Spare parts for cranes manufactured by Liebherr**
The subject matter of procurement in this category will be original spare parts for the , STS cranes of the manufacturer Liebherr used in the first installation of a crane (original spare parts), such as reduction gears, clutches, brakes, brake discs, electric motors, gear wheels, rope pulleys, casings, bearings, wheel trolley, bushing, shafts, axles, etc.
- **Category or Lot 3: Spare parts for other manufacturers' cranes, landfill machines, grabs and wagon loading stations**
The subject matter of procurement in this category will be original spare parts for the cranes (STS, RTG), landfill machines (combined machines, handling devices, unloaders, loaders, dumpers, bucket wheel excavators), grabs and wagon loading stations from various manufacturers (Kalmar, Metalna-SRM, Kranbau, Koch solutions, Demag, Fantuzzi, Senebogen, MacGregor, Bühler, Nemag, Metal Rijeka, Kroeger, Peiner, Smag, etc.) used by the manufacturers in the first installation of the equipment (original spare parts), as long as they are still available, otherwise equivalent newer spare parts may be purchased, such as gear reducers, clutches, brakes, brake discs, electric motors, weighing cells, gear wheels, rope pulleys, casings, bearings, wheel trolley, bushing, shafts, axles, hydraulic pumps, gear wheels, chains, couplings, lock links, shackles, etc.
- **Category or Lot 4: Spare parts for container spreaders for all cranes**
The subject matter of procurement in this category will be original spare parts for container spreaders manufactured by Bromma, Crancont and Metalna-SRM, which the manufacturers use in the first installation of the container spreader (original spare parts), such as twist locks, reduction gears and flipper arms, hydro motors, electric motors, couplings, output shafts, bearings, cylinders, guides, gear wheels, pumps, telescopes, landing pins, etc.
- **Category or Lot 5: Electrical components and additional equipment for all cranes, landfill machines and technological equipment**
The subject matter of procurement in this category will be electrical components (contactors, switches, sensors, tips/probes, regulators and other similar materials) and additional equipment (lights, horns, reflectors, anemometers, laser distance meters and other similar equipment) for cranes, landfill machines and technological equipment of various brands.
- **Category or Lot 6: Spare parts and maintenance services for elevators manufactured by Alimak**

The subject matter of procurement in this category will be maintenance services for elevators manufactured by Alimak, such as performing periodic service inspections, replacing safety brakes and supplying spare parts used by the manufacturer in the first installation of the elevator (original spare parts), such as actuators, safety brakes, electric motors, guides, rubber bands, springs, switches.

- **Category or Lot 7: Steel lifting ropes for all cranes**

The subject matter of procurement in this category will be steel lifting ropes of different diameters, lengths, technical characteristics and finishes for cranes of different types (container cranes, general, bulk cranes, etc.) and manufacturers (Liebherr, Konecranes, Mettler-SRM, Kranbau, Kalmar, Koch solutions, Senebogen, etc.), which the manufacturers use in the first installation and further (original spare parts), such as :

- steel ropes for RTG, ERTG and RMG cranes: Φ 20x105m, Φ 16x54m, Φ 26x49m,
- steel ropes for STS container cranes: Φ 28x190m, Φ 16x195m, Φ 16x310m, Φ 26x225m, Φ 28x261m, Φ 28x309m, Φ 32x284m, Φ 32x667m,
- steel ropes for lifts for general and bulk loads: Φ 36x230m, Φ 36x260m, Φ 36x240m, Φ 28x117, Φ 28x90m, Φ 32x124m, Φ 32x123.

- **Category or Lot 8: Spare parts for liquid cargo handling technology equipment**

The subject matter of procurement in this category will be original spare parts for technological equipment for the transshipment of liquid cargo (pumping systems, filling, cooling and extinguishing systems, etc.) of different manufacturers (Endress+Hauser, Auma, Geatrot, KSB, Hermetik, Todo, Emco, Danoil, Scully, Deluge, Firemiks, Arming, Silvani, etc.), used by the manufacturers in the first installation of the equipment (original spare parts), as long as they are still available, otherwise equivalent newer spare parts may be purchased, such as shut-off fittings of various types, electronic components of control and monitoring equipment, seals, bearings, machine elements for cooling and extinguishing systems, etc.

The Contracting authority demands for all the spare part categories to offer the same parts of cranes, landfill machines and technological equipment as were built-in at the time of delivery of the crane, landfill machines or equipment, or more recent variants of these items of the same Manufacturer of an individual spare part. Should the tenderer wish to offer equivalent goods of another manufacturer, the tenderer has to attach evidence proving that the substitute part is an equivalent replacement as regards its function and installation. It means that no additional intervention in the machine or the function thereof and/or adaptation of spares is necessary for the purpose of installing an equivalent spare part because the Rules on Machine Safety (Official Gazette of the Republic of Slovenia, No. 75/08, et seq.) provides that the Contracting authority would lose its Declaration of the Conformity of the machine as a result of such intervention.

For the procurement of steel lifting ropes, the Contracting authority shall take into account the requirements or instructions of the crane manufacturers, which will be defined by the product type of the specific steel rope manufacturer in the context of the individual procurement procedure (second DNS-stage). In such cases, tenderers will be allowed to offer equivalent steel ropes from other manufacturers, which will have to comply with the technical requirements of the contracting authority, and they will also be obliged to demonstrate compliance with the relevant technical documents (certificate or declaration of conformity) and the crane manufacturer's declaration of conformity of the steel ropes offered.

Where the Tenderer provides equivalent (more recent) spares, they have to be of the same quality as the original parts from the first installation of cranes or landfill machines or technological equipment, and manufactured in accordance with specifications, workmanship and quality

standards as the Manufacturer of such equipment has determined (the spare part need not be delivered in the packaging of the Manufacturer of such equipment).

Where the tenderer offers the equipment of another manufacturers, the tenderer has to prove technical compliance/adequacy of technical design/ using the technical documents (declaration of conformity, technical sheet, catalogue of technical characteristics or any other documents proving the compliance) and obtain the Statement of the crane, landfill machine or technological equipment manufacturer on the adequacy of spare parts offered.

For the sale in the EU single market, the spares or consumables offered for the relevant categories must be compliant with all regulations, standards and EU directives, and conforming to technical regulations and labelled as such where such designation is necessary.

Furthermore, the spares or consumables offered for the relevant categories must be newly manufactured, not renewed ones.

The guarantee period of the items under public procurement must not be less than 12 months, or not shorter than the guarantee of the spare parts manufacturer.

Before drafting the Invitation to tender for an individual public procurement, the Contracting authority might consult the tenderers about defining individual spares under an individual procurement and demand technical documentation of the spares.

In the scope of the public award procedure (DNS-stage two), the Contracting authority will define the subject matter of individual procurements in greater detail. The integral part of the Invitation to submit tender for an individual public procurement shall comprise at least:

- Invitation to submit tender incl. the deadline for receiving tenders, the selection criteria for the most favourable offer in economic terms, and other requirements of the Contracting authority,
- detailed definition (technical specification) of the subject matter,
- model contract for the procurements to be awarded by a contract, not by a purchase order.

IV. FORMS

- **APPLICATION / PRIJAVA/ (OBR-1)**
- **INFORMATION ABOUT THE TENDERER AND CONTRACTORS IN JOINT PERFORMANCE / PODATKI O PONUDNIKU IN IZVAJALCIH V SKUPNEM NASTOPU (OBR-2)**
- **STATEMENT OF PERFORMED SUPPLIES IN THE PAST YEARS - REFERENCES / IZJAVA O ZAGOTOVLJENIH REFERENCAH (OBR-3)**
- **CERTIFICATE FROM THE CONTRACTING AUTHORITY OF THE REFERENCE TRANSACTIONS / POTRDILO NAROČNIKA REFERENČNIH POSLOV (OBR-3A)**
- **STATEMENT OF COMPLIANCE WITH THE COMMON CONDITIONS FOR THE ACCEPTANCE AND LACK OF REASONS FOR EXCLUSION / IZJAVA O IZPOLNJEVANJU SKUPNIH POGOJEV ZA PRIZNANJE SPOSOBNOSTI IN NEOBSTOJU RAZLOGOV ZA IZKLJUČITEV (OBR-4)**
- **STATEMENT/INFORMATION ON THE PARTICIPATION OF NATURAL AND LEGAL PERSONS IN THE OWNERSHIP OF THE TENDERER / IZJAVA/PODATKI O UDELEŽBI FIZIČNIH IN PRAVNIH OSEB V LASTNIŠTVU PONUDNIKA (OBR-5)**
- **STATEMENT OF THE TENDERER ON COMPLIANCE WITH THE CODE OF CONDUCT FOR BUSINESS PARTNERS OF THE LUKA KOPER GROUP / IZJAVA PONUDNIKA O SPOŠTOVANJU KODEKSA RAVNANJA POSLOVNIH PARTNERJEV SKUPINE LUKA KOPER (OBR-6)**

OBR-1**REGISTRATION**Public Procurement
No.**JN 28/2024**

1. Contracting authority: **Luka Koper, d.d., Vojkovo nabrežje 38, 6501 Koper**
2. Subject-matter of the procurement: **Procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years (lots 1 to 8)**
3. The tenderer:
4. The application refers to (indicate):
- ☐ Category or Lot 1: Spare parts for cranes manufactured by Konecranes
 - ☐ Category or Lot 2: Spare parts for cranes manufactured by Liebherr
 - ☐ Category or Lot 3: Spare parts for other manufacturers' cranes, landfill machines, grabs and wagon loading stations
 - ☐ Category or Lot 4: Spare parts for container spreaders for all cranes
 - ☐ Category or Lot 5: Electrical components and additional equipment for all cranes, landfill machines and technological equipment
 - ☐ Category or Lot 6: Spare parts and maintenance services for elevators manufactured by Alimak
 - ☐ Category or Lot 7: Steel lifting ropes for all cranes
 - ☐ Category or Lot 8: Spare parts for liquid cargo handling technology equipment
5. The application is valid for 120 days after the deadline for the receipt of applications or 120 days after the submission of the application, in the case of a subsequent application.
6. We declare to have studied the documentation relating to public contract award in full detail, and accordingly, we are familiar with all the characteristics and specifics hereof, and we fully agree therewith.
7. We declare that we are familiar with the General purchasing conditions of the Port of Koper, d.d.

Date: _____

The tenderer

Place: _____

stamp

(Name, surname and signature
of the authorised person)

INFORMATION ABOUT THE TENDERER AND CONTRACTORS IN JOINT PERFORMANCE**1. REGISTRATION**

We are submitting the Application to undertake the public procurement JN 28/2024 „Procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years (lots 1 to 8)“ (please mark as appropriate with X):

☐ individual tender

☐ joint tender

2. INFORMATION ABOUT THE TENDERER**2.1 Information about the tenderer**

Full company name of the tenderer	
Address of the tenderer	
Responsible person/persons or legal representative for signing the contract	
Legal representative or the person authorized to sign the contract	
Registration number	
VAT identification number	
Current account number	
Name and address of bank:	
BIC/SWIFT	
Phone	
e-mail	
Number of employees	

2.2. Joint application

Tenderers shall complete point 2.3 if they have submitted a joint application.

The following tenderers are participating in the procurement procedure JN 28/2024:

No.	Full name of the co-tenderer, address, authorized person, registration number, VAT identification number	Description of the part of the contract to be performed by the co-tenderer
1.		
2.		
3.		
4.		

Date: _____

The tenderer

Place: _____

stamp

(Name, surname and signature
of the authorised person)

OBR-3 for Category or Lot _____

STATEMENT OF PERFORMED SUPPLIES IN THE PAST YEARS - REFERENCES

We declare, under civil and penal liability that the information or References indicated below are true. Per request, we will provide the contracting authority with the additional evidence required to demonstrate the technical capacities, within the determined deadline.

Procurement title:	
Contracting authority:	
Supplier:	
Effective date of supply: (month, year – from – to)	
Location for delivery:	
Total transaction value (in EUR excl. VAT):	
Total value of the supply of goods required in the scope of the REFERENCE (in EUR excl. VAT)	
Description of reference goods – proof of conformity with reference requirements	

Note: This form may be photocopied. Should the tenderer not wish to disclose the value of its transactions, it can indicate in the Forms OBR_3 and OBR-3a that it meets the minimal value requirement under the Reference.

Where an economic operator submits the application for several categories, this Form has to be filled-out for each category separately.

Annex: CERTIFICATE FROM THE CONTRACTING AUTHORITY of the reference transaction (OBR-3A)

If the economic operator demonstrates the reference work with a service performed for Luka Koper d.d., it is not necessary to attach a certificate from the contracting authority. The contracting authority will verify his own records to check if the required conditions are fulfilled.

Date: _____

The tenderer

Place: _____

stamp

(Name, surname and signature
of the authorised person)

OBR-3a**CERTIFICATE FROM THE CONTRACTING AUTHORITY of the reference transactions**

Contracting authority:

.....

subject-matter of the contract (description of the goods):

.....,

which took place in the year(s) _____ (month, year – from – to)

in total value of..... EUR excluding VAT,

confirms that the Supplier

.....

delivered orders in a timely manner and with due quality.

The following goods were delivered under this contract (add description to show that the reference requirements are met):

.....

.....

.....

Contact person of the contracting authority, where additional information can be obtained:

.....,

phone, e-mail

Signatory of the contracting authority's certificate
(Indicate name and surname)

Function or position of the signatory of the contracting authority's certificate

..... (Please specify position)

Date:

Stamp:

Signature:

Note: The tenderer may also attach other relevant certificates obtained in other procedures for the purpose of participating in public procurement procedures as proof under this form, provided that the certificates show all the information specified in this Form OBR-3a.

**STATEMENT OF COMPLIANCE WITH THE COMMON CONDITIONS FOR THE
ACCEPTANCE AND LACK OF REASONS FOR EXCLUSION**

Economic operator: _____

We declare under criminal and material responsibility that:

- a) The economic operator is not the subject of insolvency or compulsory winding-up proceedings under the act governing insolvency and compulsory winding-up proceedings or of liquidation proceedings under the act governing companies, his assets or operations are not being administered by a liquidator or by the court, his business activities are not suspended, and, in accordance with the regulations of another country, he is not the subject of proceedings or is not in an analogous situation having the same legal effect;
- b) on the day on which the deadline for receipt of tenders or applications expires, we are not excluded from public procurement procedures on the grounds of being entered in the register of economic operators on whom secondary sanctions of exclusion from procurement procedures have been imposed from Article 110 of ZJN-3 (Exclusion grounds from Article 75(4)(a) of the ZJN-3);
- c) we are registered in the commercial register to carry out the activity that is the subject of the contract, namely for the activity:
_____;
- d) we have a credit rating of at least SB7 according to AJPES or a rating comparable to this rating, in accordance with the provisions of the procurement;
- e) on the day of the submission of the application, none of our transaction accounts are blocked, and in the last 180 days before the deadline for the submission of applications, none of our transaction accounts were blocked for more than 10 consecutive days;
- f) in the last three financial years, for which the balance data sheet have already been published (if we have been in business for less than three financial years, in the period since we are in business), we had an average net annual sales revenue of:
_____ EUR;
- g) we and any person, entity or body referred to in the first paragraph of Article 5.k of Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine are not subject to the prohibition from the first paragraph of Article 5.k of this Regulation.

Per request, we will provide the contracting authority with the additional evidence required to demonstrate the eligibility to participate and of the absence of grounds for exclusion, within the determined deadline.

Date: _____

Place: _____

Economic operator: _____

stamp

(Name, surname and signature
of the authorised person)

OBR-5

STATEMENT/INFORMATION ON THE PARTICIPATION OF NATURAL AND LEGAL PERSONS IN THE OWNERSHIP OF THE TENDERER

and

OF NATURAL AND LEGAL PERSONS IN THE OWNERSHIP OF THE TENDERER, INCLUDING THE PARTICIPATION OF SILENT PARTNERS, AS WELL AS OF ECONOMIC OPERATORS WHICH ARE CONSIDERED TO BE AFFILIATED COMPANIES TO THE TENDERER UNDER THE PROVISIONS OF THE COMPANIES ACT (sixth paragraph of Article 14 of the Integrity and Prevention of Corruption Act, Official Gazette of the Republic of Slovenia, No. 69/11 – official consolidated text, 158/20, 3/22 – ZDeb and 16/23 – ZZPri)

PUBLIC CONTRACT	
Contracting authority	Luka Koper d.d., Vojkovo nabrežje 38, 6501 Koper
Code of the public contract	JN 28/2024
Subject-matter of the public contract	Subject-matter is the procurement of spare parts for cranes, landfill machines and technological equipment for a period of four years (lots 1 to 8).
INFORMATION ON THE LEGAL ENTITY (TENDERER):	
Full Name/Title of the tenderer	
Tenderer's registered office	
Municipality of the tenderer's registered office	
The tenderer's registration number	
No. of entry in the Register of Companies	

I, the undersigned, declare that the following entities (natural and legal persons) participate in the ownership of the above tenderer:

No.	Name and surname/title	Permanent residence address/registered office	Ownership share %
1			
2			
...			

I, the undersigned representative, declare that the following entities are involved in the ownership of the above-mentioned tenderer, which, according to the provisions of the law governing companies, are considered to be affiliated companies to the above-mentioned tenderer:

No.	Name	Registered office	Registration number
1			
2			
...			

*in the event that the tenderer does not fill in this table, the contracting authority will consider that the tenderer declares that it does not have affiliated companies.

The tenderer may also submit all the information requested above in electronic form.

If it is determined that the tenderer has submitted a false statement or has stated false data about certain facts, then the contract/framework agreement will be void.

Date: _____

The tenderer

Place: _____

stamp

(Name, surname and signature
of the authorised person)

OBR-6

DECLARATION BY THE TENDERER ON COMPLIANCE WITH THE CODE OF CONDUCT FOR BUSINESS PARTNERS OF THE LUKA KOPER GROUP

We hereby confirm that we are familiar with the provisions of the Code of conduct for business partners of the Luka Koper group, and declare that we have common values, that we respect and comply with the Code of conduct and we assure that the values and the principles stated therein will be respected also by our suppliers and subcontractors.

Date: _____

The tenderer

Place: _____

stamp

(Name, surname and signature
of the authorised person)