



**GOVERNMENT OF MONTENEGRO
MINISTRY OF INFORMATION SOCIETY AND TELECOMMUNICATIONS**

I N V I T A T I O N

**TO OPEN TENDER FOR SELECTION OF STRATEGIC PARTNER
FOR COLLECTIVE INVESTMENT IN REALISATION OF PROJECT
“WIRELESS MONTENEGRO“ ON THE TERRITORY OF MONTENEGRO**

No 051- 01-2774/3-10
Podgorica, December 29, 2010

Based on Article 3, Article 6, Article 13, Article 29 and Article 32 of State property law ('Official Journal of Montenegro', No. 21/09), Article 4, Article 23 and Article 24 of Law on electronic communications ('Official Journal of Montenegro', No. 52/00, 70/09 and 49/10), Article 1, Article 2 and Article 32 of Law on foreign investments ('Official Journal of Montenegro', No.52/00 and 36/07), Strategy for development of information society in Montenegro from the year of 2009. till the year of 2013 and Conclusion of the Government of Montenegro No. 03-9132 from November 04, 2010, Government of Montenegro declares:

I N V I T A T I O N

TO OPEN TENDER FOR SELECTION OF STRATEGIC PARTNER FOR COLLECTIVE INVESTMENT IN REALISATION OF PROJECT “WIRELESS MONTENEGRO” ON THE TERRITORY OF MONTENEGRO

1. Information on client

Client: Government Of Montenegro - Ministry of information society and telecommunications	Contact person: Bilgena Pačariz
Address: 81000 Podgorica Rimski trg br. 45	Postal code: 81000
City: Podgorica	ID number: 02742365
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2. Subject to tender

Government of Montenegro- Ministry of information society has initiated activities of increasing of Internet penetration. Pursuant to it, there appeared a need of improvement of infrastructure and increasing of information and communication capacities with the aim of optimal meeting of needs of end-users, whether we talk about citizens, economy or state authorities, i.e. institutions. At the same time, state is committed to achievement of given aim, through the realization of public electronic communication network for providing a wide range of IP service to all categories of users on the basis of WiFi technology (Wireless Montenegro project).

Also, Wireless Montenegro project covers the realization of the closed radio network/system on the basis of TETRA technology for the needs of state authorities , i.e. institutions.

The subject of this public invitation is the selection of strategic partner for collective investment in realization of the Wireless Montenegro project, in accordance with Project task which is a constituent part of Tender documentation.

Government of Montenegro will in its future partnership with selected strategic partner provide:

- Necessary technical documentation for all segments of the project in all phases of its realization, in accordance with the Project task, offered conceptual design and valid regulations in Montenegro,
- Equipment and devices, including also necessary software, for all elements of networks in all phases of realization of the project, pursuant to the Project task and offered conceptual design.
- Installation of equipment, devices and software, pursuant to the Project task, offered conceptual design and commissioning of the networks ,
- Maintenance and monitoring of system after commercial commissioning , and all in accordance with valid regulations in Montenegro.
- Management in all phases of realization during exploitation of the Wireless Montenegro project on the territory of Montenegro.

3. Conditions and eligibility of bidder

A bid shall contain:

- an accurate name and address of the bidder,
- a period of bid validity (it cannot be shorter than 90 days from opening of the bid),
- an evidence on meeting requirements from Article 51 of Law on public procurement ('Official Journal of Montenegro', No 46/06),
- a guaranty of bid (bank guaranty) in level of 2 percent of total amount of the bid, as well as guaranty of staying in obligation towards his/her bid for 60 days, from the last day of term defined for receiving of bids,
- a statement by the bidder of accepting of conditions from invitation to public competition and documentation,
- a statement of independence.

Every bidder, in the process of competition, must prove that he/she meets the conditions and eligibility of provider in accordance with Article 51 of Law on public procurement:

1. An evidence that bidder is not validly convicted for criminal offence from Article 46 of this law and that he/she was not pronounced protective measure prohibiting to perform certain economic activity – extract from the criminal records or appropriate certificate of the competent authority,
2. An extract from court, professional or trade register of the state in which the bidder has headquarters or valid license, i.e. license of the competent authority for professional performance of activity,

3. An evidence from the administrative body competent for affairs of taxes and organization of pension and health insurance that the obligation of payment of taxes and contribution is fulfilled.
4. An evidence that legal person is not under bankruptcy or in process of liquidation- a certificate of the court, or competent authority of the headquarters state.
5. As an evidence of economic and financial eligibility, the bidder must submit:
 - An evidence that payments towards the bidder are not stopped- appropriate bank extracts, a certificate, or statement of financial eligibility from the bank whose client is a legal person.
 - A report on accounting and financial situation – an income statement and balance sheet, or report from authorized auditor, in cases where that is defined by law which regulates accounting and audit matters, for the past three years, or if company is registered later for a period of registration.
 - During the last three (3) years , the bidder was obliged to realize successfully three (3) contracts including projecting, development and technical support for similar or same systems with total amount for each project, i.e. contract of minimum 5 milion (5. 000.000) € or in equivalent amount in other currencies.
 - For every of last three (3) years the bidder must have annual currency of minimum 25 milions (25. 000.000) € or in equivalent amount in other currencies;
 - An evidence of financial and credit capability and an evidence of available funds for realization of the project, in form of a letter on intentions of first- class bank to invest in realization of this project if the bidder be selected on tender, or an evidence of his/her own available funds intended for investments at business bank.

4. Possibility of submission of alternative bids is not permitted.

5. Criterion for choice of optimum bid

Criterion no.	Name of criterion	No. of points
1.	Assessment of participation of Government of Montenegro with minimum 25 % share	25
2.	References and experience of bidder in realisation of similar projects	15
3.	Offered technical solution	30
4.	Prices of user services	20
5.	Deadline	10
Total		100

6. Time and place of access to tender documentation (purchase)

Tender documentation may be taken every working day from 10 a.m. to 12 a.m. starting from December 30, 2010 in Ministry of information society, at address: Roman square 45th, 81000 Podgorica with the evidence of payment in order to take tender documentation in the amount of 10. 000 € to account of client No. 832-1009-80 (with a note pay for purchase of tender documentation according to “PUBLIC INVITATION TO OPEN TENDER FOR SELECTION

OF STRATEGIC PARTNER FOR COLLECTIVE INVESTMENT IN REALISATION OF WIRELESS MONTENEGRO PROJECT ON THE TERRITORY OF MONTENEGRO”).

7. Time and place of submission of bids.

Bids (original + 2 copies) shall be entered till January 31, 2011, till 2.30 p.m., by direct entering to archive of the Ministry of information society: Roman Square 45th, 81000 Podgorica, office no. 34.

Bids shall be entered in sealed envelope, with a name “INVITATION TO OPEN TENDER FOR SELECTION OF STRATEGIC PARTNER FOR COLLECTIVE INVESTMENT IN REALISATION OF WIRELESS MONTENEGRO PROJECT ON THE TERRITORY OF MONTENEGRO” and a note ‘DO NOT OPEN BEFORE OFFICIAL SESSION OF COMMISSION FOR OPENING OF BIDS’.

8. Time and place of public opening of bids

Public opening to which all interested bidders are invited will be held on January 31, 2011 at 3 p.m. in rooms of Ministry of information society, Roman Square 45th, 81000 Podgorica.

9. Term for bringing a decision on selection of strategic partner

The client shall bring a decision on selection of optimum bid not later than 45 days from the day of opening of bids.

10. Contact person: Bilgena Pačarić, tel: 020/ 482-416

11. Additional information

- Bidders are obliged to submit along with bid the guaranty of bank in the amount of 2 % of the amount of bid.
- First-ranked bidder will be obliged to submit a guaranty for good consummation of the contract in the amount of 5 % of the amount of bid.
- In case that the first-ranked withdraws from the competition, the client will activate his/her guaranty. In this case the client reserves the right to negotiate with second-ranked bidder.
- All bidders are obliged to fill-in and properly sign the following forms, which represent a part of the bid:
 - Statement of accepting of conditions from invitation for public tender (Annex II)
 - Statement of independence (Annex III)
- Bidder is obliged to submit along with bid ideological and technical solution with unit prices in euros for all positions provided by ideological and technological solution, done in accordance with project task and other conditions from tender documentation. The bidder is obliged to submit also pre-study of economic justification of Wireless Montenegro project in Montenegro.
- Ministry of information society reserves the right to correct conceptual design before the preparation of project, and all in accordance with the project task. Commission which

implements the procedure for the selection of strategic partner reserves the right to reject any bid, regardless of its technical accuracy, if concludes that the same is unfavorable for the Government of Montenegro- Ministry of information society.

12. Foreign bidders

Valid certificates of competent authorities of other states shall be equally accepted. The client is obliged to accept the evidence of fulfillment of quality, certificates, or licences in other form, if the bidder provides the evidence that he/she does not have opportunity or right to seek certificates concerned.

If the bidder has its headquarters in other state, documentation for evidence of conditions must be verified by the competent authority of the state in which the bidder has its headquarters (administrative or court authority, or chamber of commerce) or by embassy of that state in Montenegro.

If the state in which the bidder has its headquarters does not issue evidences from Article 51, paragraph 4, of the Law on public procurement, those evidences may be replaced by the statement of the bidder under criminal and material liability, or if in the state in which the bidder has its headquarters there are no law provisions concerning statements under criminal and material liability, they may be replaced by statement of the bidder given before the competent court or administrative authority or lawyer.