# *B. DRAFT CONTRACT AND SPECIAL CONDITIONS, INCLUDING ANNEXES*

# DRAFT CONTRACT

SUPPLY CONTRACT FOR EUROPEAN

UNION EXTERNAL ACTIONS

No CN1 – SO 2.2 SC 008/TD1

**financed from the general budget of the Union**

Public Communal Enterprise “Proleter”

St. ”Obikolna” 22, 7310 Resen

Republic of North Macedonia

Represented by:

Mrs. Hristina Jonovska,

Acting Director

(‘The contracting authority’),

of the one part,

and

<Full official name of contractor>

[<Legal status/title>][[1]](#footnote-1)

[<Official registration number>][[2]](#footnote-2)

<Full official address>

[<VAT number>][[3]](#footnote-3), (‘the contractor’)

of the other part,

have agreed as follows:

**PROJECT “Development of an Action Plan for Management of Bio-wastes at the Cross-Border Region” – Less Waste II**

**CONTRACT TITLE Supply of containers for collecting organic waste**

**Identification number** CN1 – SO 2.2 – SC 008/TD1

**Article 1 Subject**

* 1. The subject of the contract shall be:

 the supply, delivery, unloading of the following supplies:

|  |  |  |  |
| --- | --- | --- | --- |
| **Item****No.** | **General description of supplies** | **Unit** | **Quantity requested** |
| **1.** | **Containers for collecting organic waste** | **psc** | **100** |

The place of acceptance of the supplies shall be at the premises of the Contracting Authority, Public Communal Enterprise “Proleter” address: St. Obikolna 22 7310 Resen,, the time limits for delivery shall be <insert date and time> and the Incoterm applicable shall be DDP. The implementation period of tasks shall run from run on the date of signing the contract by both parties.

1.2 The contractor shall comply strictly with the terms of the special conditions and the technical annex.

**Article 2 Origin**

The rules of origin of the goods are defined in Article 10 of the special conditions.

A certificate of origin for the goods must be provided by the contractor at the latest when it requests provisional acceptance of the goods. Failure to comply with this condition may result in the termination of the contract and/or suspension of payment.

**Article 3 Price**

3.1 The price of the supplies shall be that shown on the financial offer (specimen in Annex IV). The total maximum contract price shall be [ ] EUR.

3.2 Payments shall be made in accordance with the general and/or special conditions (Articles 26 to 28).

**Article 4 Order of precedence of contract documents**

The contract is made up of the following documents, in order of precedence:

* the contract agreement;
* the special conditions
* the general conditions (Annex I);
* the technical specifications (Annex II [including clarifications before the deadline for submission of tenders and minutes from the information meeting/site visit];
* the technical offer (Annex III [including clarifications from the tenderer provided during tender evaluation]);
* the budget breakdown (Annex IV);
* [specified forms and other relevant documents (Annex V)];

The various documents making up the contract shall be deemed to be mutually explanatory; in cases of ambiguity or divergence, they shall prevail in the order in which they appear above.

**Article 5 Other specific conditions applying to the contract**

For the purpose of Article 44 of the general conditions, for the part of the data transferred by the contracting authority to the European Commission:

(a) the controller for the processing of personal data carried out within the Commission is

the head of contracts and finance unit R4 of DG Neighbourhood and Enlargement Negotiations

(b) the data protection notice is available at <http://ec.europa.eu/europeaid/prag/annexes.do?chapterTitleCode=A>.

Done in English in three originals:two originals being for the contracting authority, one original being for the European Commission, and one original being for the contractor.

|  |  |
| --- | --- |
| **For the contractor** | **For the contracting authority** |
| Name: |  | Name: Mrs. Hristina Jonovska |  |
| Title: |  | Title: Acting Director |  |
| Signature: |  | Signature: |  |
| Date: |  | Date: |  |

1. Where the contracting party is an individual. [↑](#footnote-ref-1)
2. Where applicable. For individuals, mention their ID card or passport or equivalent document – number. [↑](#footnote-ref-2)
3. Except where the contracting party is not VAT registered. [↑](#footnote-ref-3)