

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

# DRAFT CONTRACT

## SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

No 48-00-00049/2022-28

### FINANCED FROM THE GENERAL BUDGET OF THE UNION

The Government of the Republic of Serbia, represented by the Ministry of Finance, Department for Contracting and Financing of EU Funded Programmes (CFCU), Sremska 3-5 St, 11000 Belgrade,  
(‘The contracting authority’)

of the one part,

and

<Full official name of contractor>  
[<Legal status/title>]<sup>1</sup>  
[<Official registration number>]<sup>2</sup>  
<Full official address>  
[<VAT number>]<sup>3</sup>, (‘the contractor’)

of the other part,

have agreed as follows:

### CONTRACT TITLE

**Strengthen capacities in water monitoring for specific pollutants**

**Identification number NEAR/BEG/2023/EA-OP/0115**

#### Article 1 Subject

1.1 The subject of the contract shall be:

the supply, delivery, unloading, siting and installation, training, commissioning, configuration and commercial warranty of the following supplies:

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<sup>1</sup> Where the contracting party is an individual.

<sup>2</sup> Where applicable. For individuals, mention their ID card or passport or equivalent document – number.

<sup>3</sup> Except where the contracting party is not VAT registered.

Item n°	Item	Quantity
1.	High resolution LC MSD system	1
2.	Total Organic Carbon TOC Analyser	2
3.	Evaporation system	2
4.	Automated sample preparation system	3
5.	Gas chromatograph with triple quadrupole mass spectrometer - GC MS/MS	1
6.	Enhanced microwave system for high temperature and pressure digestion	1

The place of acceptance of the supplies shall be at Žabljačka 10a St, 11160 Beograd, the time limits for delivery shall be 230 days and the Incoterm applicable shall be DDP<sup>4</sup>.

The implementation period of tasks shall run 330 days from the Commencement date to the date for Provisional Acceptance.

- 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.

When required, 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 <insert price>
- 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);

<sup>4</sup> DDP (Delivered Duty Paid) - Incoterms 2020 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

- the technical specifications (Annex II including clarifications before the deadline for submission of tenders);
- 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 [https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesA\(Ch.2\):General](https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesA(Ch.2):General)

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

### **For the contractor**

Name:

Title:

Signature:

Date:

### **For the contracting authority**

Name:

Title:

Signature:

Date: