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

# DRAFT CONTRACT

SUPPLY CONTRACT FOR EUROPEAN

UNION EXTERNAL ACTIONS

No <Contract number>

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

Tourist Organization of Surdulica, Municipality of Surdulica, having its registered seat at 5. septembar 27., 17530 Municipality of Surdulica, Pcinja district, Republic of Serbia, with an registration number 07423177 , and VAT №: 100948433, legally represented by the Director Mrs. Biljana Nikolić

(‘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 No**

**CB007.2.32.165 - ,, THE ENVIRONMENT - FUTURE AND RESPONSIBILITY OF ALL ‘’**

**CONTRACT TITLE:**

**Supply of technical equipment - Supply of technical equipment for protection and maintanance of habitats and species off road vehicle equipped with modules for fires, floods and snowstorms**

**Identification number CB007.2.32 .165 – SUPPLY (B3)**

**Article 1 Subject**

* 1. The subject of the contract is the supply, delivery, unloading, training and maintenance technical equipment for protection and maintanance of habitats and species off road vehicle equipped with modules for fires, floods and snowstorms in accordance with the technical specifications set out in the tender dossier (technical annex II +III). The subject of the contract is – off road vehicle equipped with modules for fires, floods and snowstorms – modular sistem for responce in disaster situations.The modular system is truck-based and consists of three separate modules according to their purpose, which should be replaced quickly and easily according to the needs of the response: flood, forest fire or severe winter conditions as defined in technical specifications.DDP (Delivered Duty Paid). The place of acceptance of the supplies shall be: Tourist Organization of Surdulica, 5. septembar 27., 17530 Municipality of Surdulica
  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 <insert price> (excluded VAT)

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 legal affairs unit of DG International Cooperation and Development.

(b) the data protection notice is available at:

<http://ec.europa.eu/europeaid/prag/annexes.do?chapterTitleCode=A>.

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.

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| --- | --- | --- | --- |
| **For the contractor** | | **For the contracting authority** | |
| Name: |  | Name: | Biljana Nikolić |
| Title: |  | Title: | 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)