

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

# DRAFT CONTRACT

## SUPPLY CONTRACT FOR EUROPEAN UNION EXTERNAL ACTIONS

No: SC010

FINANCED FROM THE GENERAL BUDGET OF THE UNION

University St. Kliment Ohridski - Bitola  
Faculty of Veterinary Sciences,  
Street: Prilepska str.,nn,  
7000 Bitola, Republic of North Macedonia,  
(‘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:

**PROJECT** “Protection of Autochthonous populations of PELagonia SHEep breed in the cross-border area”

**Acronim:** PAPESHE

**CONTRACT TITLE:** Supply of laboratory equipment for raw milk quality analysis: Ph meter, Laboratory water bath and Portable Refrigerator in the Veterinary Faculty Bitola

**Identification number:** CN1-SO2.3 –SC010 (WP3/ D3.4.2)

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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.

## Article 1

### Subject

- 1.1 The subject of the contract is the supply, delivery, unloading, installation, training and after-sales service by the contractor of the following goods:

#### Lot 1:

Item No.	General description of supplies Ref.: WP3/D3.4.2	Unit	Quantity requested
1.1	Ph meter	psc	1
1.2	Laboratory water bath	psc	1
1.3	Portable Refrigerator	psc	2

**The place of acceptance of the supplies shall be** Veterinary Faculty, University of "St" Kliment Ohridski" Bitola North Macedonia, the time limits for delivery shall be **45 days** starting from the commencement of the Contract and the Incoterm applicable shall be [DDP]<sup>4</sup>. The implementation period of tasks shall run from the date of signature of the contract by the last party to the date of provisional acceptance protocol by the Contracting Authority.

- 1.2 The contractor shall comply strictly with the terms of the special conditions and the technical annex.
- 1.3 The supplies which form the subject of the contract must be accompanied by the spare parts described by the contractor in its tender and by the accessories and/or consumables and other items necessary for using the goods, as specified in the instructions to tenderers.

## Article 2 Origin

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

## 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);
- the technical specifications (Annex II [including clarifications before the deadline for submission of tenders and minutes from the information meeting/site visit];

<sup>4</sup> <DDP (Delivered Duty Paid)>/<DAP (Delivered At Place)>- Incoterms 2010 International Chamber of Commerce - <http://www.iccwbo.org/incoterms/>

- the technical offer (Annex III);
- the budget breakdown (Annex IV);

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,

- (a) the data protection notice is available at:  
<http://ec.europa.eu/europeaid/prag/annexes.do?chapterTitleCode=A.1>

The following conditions to the contract shall apply:

The European Commission and the Beneficiary Country have agreed in the Framework Agreement between the Government of the Beneficiary Country and the European Communities on the rules for cooperation concerning EC financial Assistance to the Beneficiary Country in the Framework of the Implementation of the Assistance under the Instrument for Pre-Accession Assistance (IPA) that taxes, customs and import duties or other charges having equivalent effect are not eligible under IPA.

The Contractor is encouraged to register the project within the Central Donor Assistance Database (CDAD) in the Government, the Secretariat for European Affairs, which is necessary for exemption from payment of customs and other duties as well as for the reimbursement of the VAT for the project needs. Furthermore, each EU funded project should be also registered in the Central register at the Protocol Department within the Ministry of Foreign Affairs (MFA) and in the Public Revenue Office. The registration of the project is the sole responsibility of the Contractor.

Details on the tax exemption procedure can be found on the following link:  
<http://www.sep.gov.mk/en/content/?id=97#.UkQX9H9LgdU>

Done in English in (3) three originals: 2 (two) original being for the contracting authority and 1 (one) original being for the contractor.

### **For the contractor**

Name:

Title:

Signature:

Date:

### **For the contracting authority**

Name:

Title:

Signature:

Date:

[Endorsed for financing by the European Union

Name:

Title:

Signature:

Date: ]