

**Public Invitation - Call for Accepting Bidders in the Qualification
System through the Web-Based Platform**

**For Concluding Electricity Procurement Contract for the Requirements
of the Universal Electricity Supplier**

Public Invitation - Call Number: PIC 01/19

Skopje, 2019

Public Call Number: OQS 01/19

PART I: Contracting Authority

I.1) Information about the Contracting Authority

I.1.1) Name of Contracting Authority: **EVN HOME DOO Skopje Company for Procurement of Universal Service of Electricity Supply**

I.1.2) Address: **Lazar Lichenoski no.11**

I.1.3) City and postal code: **Skopje 1000**

I.1.4) Website: **www.evn.mk**

I.1.5) Contact person:

Blagica Popovska , e-mail: **blagica.popovska@evn.mk** Tel: +389 72 933 667

Marjan Stojanov , e-mail: **Marjan.Stojanov@evn.mk** Tel: +389 72 931 347

I.1.6) Additional information, as well as tender documentation may be obtained at
e-mail: bids.home@evn.mk

PART II: Subject of the Public Invitation - Call

On the basis of Article 101, paragraph (1), point 6) of the Law on Energy (Official Gazette of RM, no. 96/2018) and Article 3, paragraph (3) of the Rules of Electricity Procurement for the Requirements of the Universal Supplier (Official Gazette of RM no. 172/2018), the Universal Electricity Supplier issues a:

Public Invitation - Call for Accepting Bidders in the Qualification System For the Purposes of Concluding Electricity Procurement Contract for the Requirements of the Universal Electricity Supplier

1. Procurement Subject

Issuing of a Public Invitation - Call by means of which the Universal Supplier (hereinafter referred to as: US) invites all interested bidders to express their interest for conclusion of a Bilateral Contract for Electricity Procurement for the Requirements of Households and Small Consumers. On the basis of the Bilateral Contract, the US defines the electricity procurement requirement to meet the requirements of the households and small consumers.

2. Definitions and Abbreviations:

- (1) Certain terms used in this Public Invitation - Call shall have the following meaning:

Bilateral Contract (BC)	A contract concluded between the Qualified Bidder and the US.
Bidder	Producers, suppliers and/or traders with electricity from the Republic of North Macedonia and/or abroad registered in compliance with the legal regulations of the Republic of North Macedonia and holders of appropriate licenses issued by the Energy Regulatory and Water Services Commission of the Republic of North Macedonia, as well as an EIC code issued by the AD MEPSO, i.e. competent foreign institutions.
Qualified Bidder	Bidder that has concluded a Bilateral Contract with the US.
Selected Bidder	Qualified Bidder selected as the most favourable bidder in the electricity procurement procedure and invited to conclude an Individual Contract with the US.
Public Invitation - Call for Accepting Bidders in the QS	Document to be published through a web-based platform and two daily newspapers in the Republic of North Macedonia, available at www.evn.mk .
Electricity Procurement	Procedure conducted by the US in compliance with the Supply Rules applying to the Universal Supplier, adopted by the ERC.
Individual Contract	Purchase Contract between a qualified bidder and the US, defining the commercial terms for appropriate electricity purchase.
Bid	Electricity sale bid (MWh) at a particular price (euro/MWh), rounded to two decimal places, and submitted by a qualified bidder.
Request for Bids for Electricity Procurement Issued to Qualified Bidders (RB)	Electronic document sent by the US to all qualified bidders via e-mail and/or web-based platform, defining precisely the terms of conducting the process of electricity procurement.
Electricity Procurement	Schedule of events related to electricity procurement starting by issuing of an

Process	RB by the US, delivery of bids by qualified bidders, evaluation and selection of the most favorable bidder and conclusion of an Individual Contract with the selected bidders or delivery of notice that no bidder has been selected for the conclusion of an Individual Contract.
Diagram of Delivery of Electricity and Electric Power	US request specifying delivery of electricity and electric power at an hourly rate, for a particular time period.

(2) The abbreviations used in this Public Invitation - Call stand for:

US	Universal Supplier of Electricity providing electricity supply as a universal service, as well as electricity supply of last resort (name of legal entity).
ERC	Energy Regulatory and Water Services Commission of the Republic of North Macedonia
BC	Bilateral Contract
IC	Individual Contract
RB	Request for bids for electricity procurement to all qualified bidders.
QS	Qualification System

3. Qualification System Validity

The QC shall be valid:

From the date of publication Up to the date of validity of the "License for performing energy activity supply of electricity with obligations for providing electricity supply as a Universal service and for supplying electricity Supplier of last resort"

Additional Information

All bidders interested in entering the qualification system of the above-mentioned item should submit the required documentation through the web-based platform **at the latest 24.05.2019 24:00**, per local time, **as the initial deadline for bids delivery**. After the expiration of the initial deadline for submission of bids for entry in the QS, other interested bidders may submit a bid for entering the established qualification system, at any given time during the validity of the qualification system.

Date of publishing: _____

4. Right to Participation in the Public Invitation - Call

Producers, suppliers and/or traders with electricity from the Republic of North Macedonia registered at the Republic of North Macedonia and/or abroad, holding license for performing a relevant energy activity issued by the Energy Regulatory and Water Services Commission of the Republic of North Macedonia, as well as an EIC code issued by AD MEPSO, i.e. competent foreign institutions, and fitting the criteria determining capacity for participation in the qualification system are free to show interest for concluding a BC.

The US retains the right to modify or amend the QS in the event of amendments to the valid laws or bylaws.

5. Procedure for Awarding a Contract for Electricity Procurement

US shall procure electricity for supplying consumers fitting the category of households and small consumers supplied by the US by means of transparent, non-discriminatory and competitive procedures.

The procedure is structured in the following way:

A) Public Invitation - Call for Accepting Bidders in the Qualification System through a Web-Based Platform

US establishes and manages a qualification system of bidders by means of a web-based platform for the time period during which the US has been selected or appointed to provide a universal service of electricity supply.

B) Request for Accepting Bidders in QS

All bidders interested to enter the qualification system in relation to the above-mentioned item should submit a request for entering the qualification system and submit all documentation outlined in this Public Invitation - Call through the web-based platform in the manner determined in the Instructions for Use of the Web-Platform, attached to this Public Invitation - Call for Accepting Bidders in the QS.

The submitter is obligated to state the official e-mail address for communicating in reference to the subject of this Invitation - Call for Accepting Bidders in the QS.

C) Evaluating Bidder Capability

The evaluation of bidders showing interest in concluding a BC is performed by US authorized persons within 30 days from request submission. Following delivery of documents by the bidder outlined in point 6 of this Public Invitation - Call for Accepting Bidders in the Qualification System, persons authorized by the US review the validity of the documents (issued in less than 6 months from the day of submission of the Request for Accepting Bidders in the QS).

US authorized persons inform the bidder that the submitted documentation is complete and invite the bidder to conclude a BC with the US in order to acquire the qualified bidder status and participate in the electricity procurement process.

If the bidder's request for entering the QS is incomplete, the US allows the bidder an additional deadline of 7 days to complete the request. The bidder submits the additional documents through the web-based platform.

Following evaluation, the US may accept or reject the Request for Accepting Bidders in the Qualification System.

The bidder may file a complaint against this decision to the ERC.

D) Concluding BC

The bidder selected to conclude a BC with the US shall be considered a qualified bidder and may participate in the electricity procurement procedure.

E) Request for Electricity Procurement Bids (RB) Issued to Qualified Bidders

All qualified bidders shall receive an RB through an electronic web platform and/or e-mail if an electricity procurement procedure has been initiated. Each RB shall include information, guidelines and rules for bid submission applying to the bidder. By submitting the bid, the bidder accepts entirely the rules defined in the RB, and obliges to observe them until completion of the electricity procurement process.

F) Selecting the Most Favourable Bidder

The ranking of the most favorable bidders shall be carried out by the persons authorized by the US through bid evaluation based on creating a "Merit Order List". The Merit Order List is arranged in an ascending order, the bid with the lowest price ranking as first, expressed as [EUR / MWh]. Electricity prices are considered to be the primary criteria for ranking and selection of the bids. The receipt time of the bids shall be considered the secondary criteria if two or more bids have the same price. In this instance, the bid recorded as submitted the earliest shall take precedence. The selection of the most favourable bidder shall be carried out by the legal representative of the US, taking into consideration the ranking of the most favourable bidders in line with the criteria of this Public Invitation - Call.

G) Results Announcement and Notifying

The results from the electricity procurement procedure conducted for the purposes of the US are announced via e-mail to all bidders participating and placing valid bids in the electricity procurement procedure in compliance with the instructions and rules defined in the RB.

H) Signing an Individual Contract

US shall submit the IC to the selected bidder, while the selected bidder shall sign and submit the IC to the US within five days of contract receipt; otherwise, the selected bidder shall be considered as having renounced the contract, entitling the US collection of the bid guarantee.

Before expiration of bid validity, the DSO shall invite the selected Bidder to conclude an IC within the term defined in the RB. The IC outlines the rights and obligations of the US and the qualified bidder.

6. Criteria for Determining Bidder Capacity for Entering the Qualification System

To enter the qualification system, bidders are required to submit the following documents:

1. Statement by the competent authority that no bankruptcy procedure has been initiated;
2. Statement by the competent authority that no liquidation procedure has been initiated;
3. Statement from the Register of penalties for crimes committed by legal persons stating that no minor penalty – temporary or permanent interdiction on carrying out a particular business activity has been pronounced;
4. Statement from the Register of penalties for crimes committed by legal persons stating that no minor penalty on prohibition of participation in public bid procedures, allocation of public procurement contracts or public private partnership contracts has been pronounced;
5. Statement from the Register of penalties that no misdemeanour sanction – interdiction on carrying out profession, action or responsibility, i.e. temporary interdiction on carrying out a particular business activity, has been pronounced with an effective court decision;
6. Document confirming registered activity of the bidder, serving as evidence that it has been registered as a legal entity that carries out the activity of sale and purchase of electricity, issued by a competent authority;
7. Current Status Excerpt issued by a competent authority;
8. Receipt on settled taxes, contributions and other public duties issued by a competent authority in the country where the bidder is registered;
9. Notice by AD MEPSO or foreign institutions on approved and registered ENTSO-E Identification Code (EIC);
10. Statement confirming that no effective court decision for participating in felonious organizations, corruption, fraud or money laundering has been passed against the bidder in the last 5 (five) years;
11. Statement on accepting the terms of the BC and IC irreversibly and unconditionally;
12. Statement containing the official email address of the bidder for communicating with the US, as well as the names of other authorized persons and their email addresses which they will use in the upcoming procedures for electricity procurement for the requirements of the US.

All specified documents shall be submitted through the web-based platform, signed and verified by the bidder with a stamp reading “верно на оригинал” (faithful to the original) and bearing the seal of the company submitting the documents.

In the Republic of North Macedonia, the Central Registry issues certificates 1 to 7, the Public Revenues Office issues documents labeled 8, while the bidder issues documents 10-12.

If the country where the bidder is registered does not issue some of the required documentation referred to in this point, or if it does not cover all of the abovementioned cases, the bidder may submit a statement of non-existence of the required documentation, verified by the competent authority of the country where it is registered.

The documents should comply with the legislation of the country where the entity responding to the open Invitation - Call is seated and not be older than six months.

Note: Incomplete requests for expressing interest for concluding a BC with incomplete documentation shall not be considered valid until they are fully completed. Submitted attachments shall not be returned.

The qualified bidder shall notify the US of each alteration of the above-mentioned documents within 7 (seven) days.

7. Minimum Number of Bidders

The minimum number of bidders that should enter the qualification system during the establishing and validity of the system should not be smaller than the minimum number planned for enabling real competition.

8. Remaining Provisions

The bidder shall bear all costs incurred in the preparation and submitting of documents related to the Public Invitation - Call.

Only complete documentation in line with item 6 of this Public Invitation - Call shall be taken into account by the US.

Any issues relating to this Public Invitation - Call should be sent in writing through the appropriate web platform and/or at the following e-mail address: **bids.home@evn.mk**.

9. Administrative and Additional Information

Appendix 1 of this Public Invitation - Call includes the **Instructions for Use of the Web Platform**, which acquaints interested bidders with the rules for using the qualification system and the web-based platform.

Appendix 2 of this Public Invitation - Call represents the Request for Accepting Bidders in QC.

10. Procurement Contract Model

Appendix 3: Bilateral Contract

Appendix 4: Individual Contract

11. Indicative Procurement Dynamics and Indicative Electricity Quantity

Appendix 5: Indicative Procurement Dynamics and Indicative Electricity Quantity

Purchase Period for the Universal Supplier: 01.07.2019 - 31.12.2019	
Indicative dynamics of procurement (period)	Indicative volume of electricity (GWh)
Yearly	1,027
Quarterly	294
Monthly	294
Total	1,615

12. Statement on Accepting Conditions included as an Appendix