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

**DRAFT CONTRACT**

SUPPLY CONTRACT FOR EUROPEAN

UNION EXTERNAL ACTIONS

No CB007.2.32.165 – PP2 – Supply 1A

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

**MUNICIPALITY OF BOTEVGRAD**

Address: 13 "Osvobozhdenie" square, Botevgrad, postal code 2140, Republic of Bulgaria

Registration number: **000776089**

VAT registration: **BG000776089**

Represented by: …………………..-……………………… and

……………………….-………………………..

(‘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)

[<Represented by:>],

(‘the contractor’)

of the other part,

have agreed as follows:

**PROJECT*:* The Environment - Future and Responsibility of All, ref. No CB007.2.32.165**

**CONTRACT TITLE “Supply of firefighting truck for the needs of the Municipality of Botevgrad”**

**Identification number CB007.2.32.165 – PP2 – Supply 1A**

**Article 1 Subject**

**1.1.** the supply, delivery, unloading and training of employers of the Contracting Authority of the following supplies:

## **Firefighting Truck** **– 1 pc.**

## The place of acceptance of the supplies shall be Municipality of Botevgrad, Address: 13 "Osvobozhdenie" square, Botevgrad, postal code 2140, Republic of Bulgaria, the time limits for delivery shall be 15 days of receiving a commencement order from the Contracting Authority and the Incoterm applicable shall be DDP, but not later than the end date of project CB007.2.32.165, which is 24.09.2022 or the new deadline for the implementation of the project in case of its extension. The implementation period of tasks shall run from receiving a commencement order from the Contracting Authority to 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.

**Article 3 Price**

3.1 The price of the supplies shall be that shown on the financial offer for the lot (specimen in Annex IV). The total maximum contract price shall be:

* <insert price> BGN VAT excl. <in words>
* 20% VAT <insert amount> BGN <in words>
* <insert price> BGN VAT incl. <in words>

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];
* the technical offer (Annex III [including clarifications from the tenderer provided during tender evaluation]);
* the budget breakdown (Annex IV);
* A statement by the tenderer attesting the origin of the supplies tendered (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 and one original being for the contractor.

|  |  |  |  |
| --- | --- | --- | --- |
| **For the contractor** | | **For the contracting authority** | |
| Name: |  | Name: |  |
| Title: |  | Title: |  |
| Signature: |  | Signature: |  |
| Date: |  | Date: |  |
|  |  |  |  |
|  |  | Name: |  |
|  |  | Title: |  |
|  |  | Signature: |  |
|  |  | 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)