

Dębica, dn. 15.01.2025 r.

Hutchinson Poland Sp. z o.o.

Plant in Dębica,

Zawada 79N,

39-200 Dębica

INVITATION TO TENDER No. 01/01/2025

Hutchinson Poland Sp. z o.o. invites you to submit a bid for ***a Line for the regranulation of thermoplastic TPE materials (underwater pelletising) consists of extruder with the filtration, granulation and drying system as part of the project entitled:*** “Development of innovative technology enabling material recycling of multicomponent waste generated in the production process”. Project implemented as part of the Regional Programme European Funds for Podkarpackie 2021-2027, Priority FEPK.01 Competitive and Digital Economy, Measure FEPK.01.01 Research and Development, Project type: Support for research and development activities.

ESSENTIAL INFORMATION

1. The Ordering Party Hutchinson Poland Sp. z o.o. invites to submit bids in the procedure conducted in accordance with in accordance with the principle of competitiveness as defined in the Guidelines of the Minister of Investment and Development on the eligibility of expenditure under the European Regional Development Fund, the European Social Fund and the Cohesion Fund and the Fair Transition Fund for 2021-2027.
2. The contract shall not be subject to the provisions of the Act of 29 January 2004 on the Public Procurement Law (Journal of Laws of 2022, item 1710, as amended) and protests and appeals.
3. The procedure shall be conducted by authorized representatives of the Ordering Party (hereinafter: Best Bid Selection Committee).

I. SUBJECT OF THE TENDER

1. The subject of the tender is the purchase, delivery, assembly and installation of a Line for the regranulation of thermoplastic TPE materials (underwater pelletising) consists of extruder with the filtration, granulation and drying system
2. Definition of the subject matter of the tender according to the Common Procurement Vocabulary (CPV):

42000000-6 – Industrial machinery and equipment

3. A detailed specification of the tender is enclosed as Annex 6 to the Invitation to Tender.
4. The minimum guarantee period is 12 months

II. THE PERIOD OF CONTRACT PERFORMANCE:

1. The contract will be implemented within **4 months from the date of signing the contract** for the implementation of the subject of the tender, however not than the extended data in point 2.
2. The delivery period may not exceed 01.07.2025.
3. By the term "contract completion" the Ordering Party shall mean purchase, delivery assembly and start-up of devices specified in Annex No. 6 Technical specification of the order to the Ordering Party's registered office.
4. The Ordering Party reserves the right to change the contract completion date at the stage of the procedure, as well as at the stage of contract performance (in accordance with point 14. Amendments to the contract).

III. PLACE OF PERFORMANCE OF THE CONTRACT:

Hutchinson Poland Sp. z o.o.
Zawada 79N,
39-200 Dębica

IV. CONTACT DETAILS AND FORM OF COMMUNICATION:

The person authorized to contact the participants of the procedure is:

Michał Danecki, +48 692 087 858, michal.danecki@hutchinson.com

Bartłomiej Klucznik, +48 880 349 636, bartlomiej.klucznik@hutchinson.com

V. BID VALIDITY PERIOD:

1. The bidder is bound by the submitted bid for a period of 90 days.
2. The bid validity period begins with the deadline for submitting bids.
3. At least 3 days before the expiry of the bid validity period, the Ordering Party may request an extension of the bid validity period.

VI. RULES OF PARTICIPATION IN THE PROCEDURE:

1. Tenders can only be submitted electronically via Baza Konkurencyjności (*Eng.: Competitiveness Base*) <https://bazakonkurencyjnosci.funduszeuropejskie.gov.pl/>. Offers submitted in any other form will not be considered.
2. Submission of an offer requires a login to the Competitiveness Base portal. Assistance in registering and submitting an offer can be found at the link <https://bazakonkurencyjnosci.funduszeuropejskie.gov.pl/pomoc>.
3. The Ordering Party **does not allow the possibility of submitting partial bids** understood as bids for the performance of a part of the subject of the tender.



4. The Ordering Party **does not allow the possibility of submitting variant bids** understood as bids providing for a different way of performing the contract than that specified by the Ordering Party.
5. All proper names used in the tender documentation, specifying the type of the product or the manufacturer, are given as examples and define only the minimum expected quality, functional and utility parameters of the product. The Ordering Party allows the possibility of submitting bids for equivalent elements if the proper names are indicated in the detailed description of the subject of the tender.

VII. CONDITIONS FOR PARTICIPATION IN THE PROCEDURE AND DOCUMENTS CONFIRMING THE FULFILLMENT OF THE CONDITIONS FOR PARTICIPATION IN THE PROCEDURE:

1. Bidders who meet the following conditions may apply for the award of the contract:
 - a) have the authorizations to perform a specific activity, if the legal regulations impose the obligation to have them;
 - b) have the necessary knowledge and experience as well as technical potential, and have at their disposal persons capable of performing the contract;
 - c) are not subject to exclusion from participation in the procedure.
2. The following are excluded from the procedure for the award of a contract:
 - a) bidders who, in the period of 3 years prior to the commencement of the procedure, caused significant damage to the Ordering Party by failing to perform a contract or performing it improperly.
 - b) Bidders against whom bankruptcy proceedings have been initiated.
 - c) Bidders who are natural persons who have been legally convicted of an offense committed for financial gain.
 - d) Legal persons and companies, whose partner or the current member of the management authorities has been convicted of an offense committed in order to gain financial benefits.
 - e) Bidders who did not submit the required declarations or did not meet other requirements specified in the Invitation to Tender.
3. The entities that have personal or capital ties with Hutchinson Poland Sp. z o.o. are excluded from the tender.

Capital or personal ties are understood as mutual connections between the Ordering Party or persons authorized to incur obligations on behalf of the Ordering Party or

persons performing on behalf of the Ordering Party activities related to the preparation and conduct of the Contractor selection procedure and the Contractor, in particular:

- a) participation in a company as a partner in a civil law partnership or other partnership, holding at least 10% of shares (unless a lower threshold is stipulated by law), being a member of a supervisory or managerial body, proxy, attorney,
 - b) they are married, or have a relationship of kinship or affinity in a direct line, or a relationship of kinship or affinity in the collateral line up to the second degree, or are related by adoption, custody or guardianship, or have a common life with the economic operator, its legal deputy, or members of the management or supervisory bodies of economic operators competing for the award of the contract,
 - c) have such a legal or factual relationship with the economic operator that there is a reasonable doubt as to their impartiality or independence in connection with the contract award procedure.
4. In order to demonstrate the fulfilment of the conditions for participation in the procedure, each of the Bidders should submit, together with the bid prepared in accordance with the bid form constituting Annex 1 to this Invitation to Tender, the following statements, lists and documents:
- a) Power of attorney granted to natural persons, if they are not authorized to represent the participant in the procedure on the basis of the relevant register.
 - b) Declaration of compliance with the conditions for participation in the procedure – Annex 2
 - c) Statement on the lack of grounds for exclusion from participation in the procedure – Annex 3
5. The lack of any of the required documents or the submission of the document in an incorrect form after the request to supplement the documentation within the deadline specified by the Ordering Party will result in rejection of the bid.
6. The aforementioned documents should be submitted in the form of signed originals, and copies of the documents should be certified as true copies of the original by a person authorized to represent the entity.

VIII. DESCRIPTION OF THE PREPARATION OF BIDS:

1. The tender must be drawn up in Polish and/or English. The Ordering Party requires that tenders will be submitted only in electronic form via the portal <https://bazakonkurencyjnosci.funduszeuropejskie.gov.pl/>.
2. The bid prepared in accordance with the form constituting Annex 1 should contain:



- a) full name and address of the Bidder, date of the bid;
 - b) description referring to the parameters/scope specified in the Invitation to Tender;
 - c) the value of the bid in PLN net and gross, including the value and VAT rate, including the complete range of services related to the implementation of the subject of the tender. bids submitted in a currency other than PLN will be converted at the average exchange rate of the National Bank of Poland on the day preceding the bid submission date.
 - d) A statement that the bid price includes all costs related to the performance of the contract specified in the Invitation to Tender;
 - e) Statement on reading the content of the Invitation to Tender and not raising objections to it, in particular as to its completeness or correctness.
2. The bid must be accompanied by the required attachments specified in the Invitation to Tender in question.

IX. EXPLANATION OF THE CONTENT OF THE INVITATION TO TENDER:

1. The tenderer may apply in writing to the Ordering Party for clarification of the content of the tender enquiry no later than 3 days before the deadline for submission of tenders. The Ordering Party shall provide written explanations immediately.
2. Questions should be submitted via the portal <https://bazakonkurencyjnosci.funduszeuropejskie.gov.pl>.
3. The written content of the clarification will be - without disclosing the source of the enquiry - published on the portal <https://bazakonkurencyjnosci.funduszeuropejskie.gov.pl>.
4. The Ordering Party reserves the right not to answer questions submitted after the expiry of the above deadline.
5. The Ordering Party, before the deadline for submission of tenders, modify the contents of the enquiry. The Ordering Party shall send the modification thus made to all Tenderers applying for the award of the contract and place it in the Competitiveness Base.

X. BID SELECTION CRITERIA:

The best bid will be selected from among the bids submitted by Bidders meeting the conditions for participation in the contract award procedure, based on the following evaluation criteria:

Criterion name (K)	Maximum number of points
1. Net price	70
2. Warranty period (in months):	30



SUM	100
------------	------------

1. Criterion 1: Net price:

According to the "Net price" criterion, the bids will be assessed according to the following formula:

Score (K 1) = ((lowest net price among the correct bids submitted) / (net price of the examined bid)) x 100% x 70 points.

2. Criterion 2. Warranty and guarantee period (in months): minimum 12 months

- the period of performance should be given in months from the date of completion of the subject of the tender;
- scoring method:

Score (K 2) = ((warranty period of the examined bid) / (warranty period of the longest among the submitted correct bids)) x 100% x 30 points.

The total number of points obtained by the examined bid = K1 + K2

The most advantageous bid will be the one that obtains the highest number of points, calculated as the sum of the points obtained in the above-mentioned criteria.

If it is not possible to select the best bid due to the fact that at least two or more bids will receive the same score, the Ordering Party will select the bid with the lowest price from among these bids. If it is not possible to select the most advantageous bid in this way, the Ordering Party will call on these bidders to submit additional bids containing the new price within the indicated time limit. Bidders submitting additional bids may not bid higher prices than those offered in the originally submitted bids.

XI. ADDRESS AND DEADLINE FOR THE SUBMISSION OF BIDS:

1. Bids must be submitted by 29 January 2025 at 23:59.
2. The Ordering Party requires the submission of tenders only in electronic form via the portal <https://bazakonkurencyjnosci.funduszeuropejskie.gov.pl/>.
3. Bids submitted after the deadline will not be considered and will be returned to the Bidders.
4. The Ordering Party may extend the deadline for submitting Bids:
 - a) if, as a result of the modification of the content of the Invitation to Tender, additional time is necessary to introduce changes to the bids;
 - b) at the Bidder's justified request;



The Ordering Party shall immediately inform all Bidders disclosed in the procedure about the extension of the deadline for submitting bids and place the information in the Competitiveness Base.

XII. EVALUATION OF BIDS:

1. During the evaluation of the bids, the Ordering Party may request the Bidders to provide explanations and supplements to the bids submitted by them.
2. The Ordering Party reserves the right to negotiate the price orally or in writing with Bidders who agree to participate in the negotiations and have met the terms of the procedure.
3. The Ordering Party decides to reject the bid in a situation where:
 - a) the content of the bid does not significantly correspond to the content of the Invitation to Tender,
 - b) despite the call for supplementation, the bidder did not submit the required declarations, explanations/supplements within the specified period or did not meet other conditions for participation in the procedure,
 - c) the bid is invalid on the basis of separate regulations.
4. If the bid is rejected, the Bidder is excluded from further parts of the procedure.
5. The bidder is not entitled to claim reimbursement of the costs of participation in the proceedings against the Ordering Party for the rejection of its bid.
6. The Ordering Party reserves the right to check the credibility of the documents, statements, lists and data presented by the Bidders in the course of the evaluation of the bid.
7. Presentation of false information in the bid which has an impact on the outcome of the procedure for the award of this contract will result in the bidder's exclusion from the procedure.

XIII. ADJUDICATION OF THE TENDER:

1. The Ordering Party will notify all participants of the procedure by e-mail about the results of the procedure, and they will be placed in the Competitiveness Base.
2. The Ordering Party shall award the contract to the Bidder whose bid has been assessed as the most advantageous on the basis of the specified selection criteria. For the selected Bidder, the Ordering Party shall specify the date and place of signing the contract.
3. In the event that the Ordering Party allows partial tenders, the procedure may result in the conclusion of a contract for a part of the contract.
4. In the event of a refusal to sign the contract by the selected Bidder, the Ordering Party may conclude a contract with a Bidder who meets the requirements of the Invitation



to Tender and whose bid has successively received the highest score or may cancel the procedure.

XIV. AMENDMENTS TO THE CONTRACT:

1. The Ordering Party reserves the right to make changes to the scope, date and method of implementation of the subject of the tender, which may be made due to circumstances that are impossible to foresee at the time of concluding the contract, in the event of any of the following situations:
 - a) delays in obtaining administrative decisions by the Ordering Party and changes in the assembly or delivery schedule of other equipment or installations (being part of the project), without which it is not possible to install the subject of this contract, among others in a situation where the receipt and verification of the correct functioning of the device delivered as part of the contract will depend on the functioning of other devices purchased under the project,
 - b) changes in generally applicable legal provisions in the scope affecting the implementation of the provisions of the contract (in particular, changes in VAT rates).
 - c) the occurrence of legal, economic or technical circumstances that are impossible to predict on the date of signing the contract, resulting in the impossibility of proper performance of the contract,
 - d) as a result of force majeure, including the COVID-19 pandemic.
 - e) for other external reasons beyond the control of the Ordering Party and the Contractor, resulting in the inability to perform the contract,
 - f) due to downtime and delays caused by the Ordering Party, having a direct impact on the timely execution of the subject of the tender – for a maximum period of the time for downtime and delays.
 - g) the changes relate to the provision of additional services from the current Contractor, not covered by the basic contract, provided that they have become necessary, and the following conditions have been met:
 - i. the change of the Contractor may not be made for economic or technical reasons, in particular regarding the interchangeability or interoperability of equipment, services or installations ordered under the basic contract,
 - ii. a change of the Contractor would cause a significant inconvenience or a significant increase in costs for the Ordering Party,
 - iii. the value of each subsequent change does not exceed 50% of the order value originally specified in the contract,
 - h) the change does not change the nature of the contract, and the following conditions are cumulatively met:

- i. the need to amend the contract is caused by circumstances that the Ordering Party, acting with due diligence, could not foresee,
 - ii. the value of the change does not exceed 50% of the tender value originally specified in the contract.
- i) The Contractor awarded the contract by the Ordering Party is to be replaced by a new Contractor:
 - i. on the basis of the contractual provisions referred to above,
 - ii. as a result of a merger, division, transformation, bankruptcy, restructuring or acquisition of the existing Contractor or its enterprises, provided that the new Contractor meets the conditions for participation in the procedure, there are no grounds for exclusion and does not entail other significant changes to the contract,
 - iii. as a result of the Ordering Party taking over the Contractor's obligations towards its subcontractors.
2. Amendments to the provisions of the concluded contract will require a written form to be valid, otherwise null and void, in the form of an annex signed by both parties.
3. The occurrence of any of the above-mentioned circumstances does not constitute an absolute obligation of the Ordering Party to make such changes, nor may it constitute the basis for the Bidder's claims for their implementation.

XV. ADDITIONAL INFORMATION:

1. All costs related to the preparation and submission of bids shall be borne by the Bidder.
2. The Ordering Party reserves the right, in justified cases, at any time before the end of the deadline for submitting bids, to modify and supplement the content of the Invitation to Tender and extend the deadline for submitting bids. Information about the change will be posted in the Competitiveness Base, as well as sent by e-mail to all bidders to whom the invitation to submit bids was sent.
3. The Ordering Party reserves the right not to select a bid and close the procedure without giving any reason, cancel the procedure before the deadline for submitting bids and cancel the procedure, in whole or in part, without giving any reason and bearing any legal and financial consequences.

XVI. ATTACHMENTS:

1. Bid form – Annex 1.
2. Declaration of compliance with the conditions for participation in the procedure – Annex 2.
3. Declaration on the lack of grounds for exclusion from participation in the procedure – Annex 3.



Fundusze Europejskie
dla Podkarpacia



Rzeczpospolita
Polska

Dofinansowane przez
Unię Europejską



PODKARPACKIE
przestrzeń otwarta

4. GDPR information clause – Annex 4.
5. List of completed contracts (min. 2 contracts) – Annex 5.
6. Technical specifications – Annex 6.