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**IZOTEKS doo**  
**11030 Beograd, Trgovačka 85**

**PROJECT TITLE: "SZEGED (SZŐREG) - NOVI KNEZEVAČ BICYCLE ROAD  
CONSTRUCTION (PHASE 4)", HUSRB/1602/21/0186-PP2-7.1.1. - LOCAL OPEN  
PROCEDURE FOR CONSTRUCTION WORKS – CONSTRUCTION OF BICYCLE  
PATH**

Dear Madam/Sir

In response to Your letter from December 2018, we would like to bring out few facts related to tender terms and conditions.

The tender selection procedure started on October 15th, 2018, in which it was clearly specified that questions could be raised regarding the procedure, and a deadline for posting them was indicated. If Your company was seriously interested about this tender, or that you asked the question in due time, you would receive a response that the Contracting Authority grants the right to all potential Bidders for a wide range of engagement. The requested asphalt base may be provided by the bidder with a contract for renting it, a contract for business-technical cooperation or any other type of contract with a person who owns an asphalt base within a maximum of 70 kilometers from the construction site, with the obligation to submit such contract as a proof of fulfillment of that condition. Also, there was the possibility of setting up a mobile asphalt base in accordance with applicable legal regulations.

During the preparation of the tender documents, considering all the conditions set, we found that there are at least 4 asphalt bases that are less than 70 kilometers from the place of work and have the required characteristics (eg Algyő, Szeged, Kikinda, Subotica).

Therefore, on the basis of the facts above, this condition can not be interpreted as a territorial discriminatory condition, and that the Contracting Authority has tendently narrowed the circle of bidders, but, on the contrary, enables all interested bidders to fulfill the required conditions, regardless of the territory they come from.

The Contracting Authority has the full right to prescribe the conditions that ensure quality, continuity and safety in the delivery, as the deliveries are successive and everyday within the agreed time. First of all, it refers to the transport of the asphalt mass from a greater distance, because it cannot be quality laid - the Bidder must provide the optimal temperature of the asphalt required during paving, which is prescribed on the basis of SRPS UE.4.14, which clearly states that the temperature of the laying asphalt must be 150°C.

Therefore, to conclude, as stated above, the reason for this approach and the conditions set are not discriminatory in nature but are technological and technical reasons, which include the time of transport and installation, or the cooling of the asphalt mass during the installation period, as all this affects on the quality of the performed works, which is the primary goal of the Contracting Authority, to get a quality built object.

Thank You for your interest and we hope that we have managed to clarify your concerns.

Best regards,

Project manager

Csilla Orosz Urban

