



Kuriame
Lietuvos ateitį
2014–2020 metų
Europos Sąjungos
fondų investicijų
veiksmų programa

JSC "DANVITA"

(JSC "DANVITA", P. Širvio 3a, LT-32124 Zarasai, data about the company is collected and stored at „LR Registru centras“, registration No: 110599026, VAT payer code: LT105990219)

TERMS OF COMPETITION

Automatic cartoner machine

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1. GENERAL PROVISIONS

1.1 JSC „Danvita” (hereinafter – Contracting authority) implementing the Project “JSC „Danvita” investments in modern production equipment“ No. 03.3.1-LVPA-K-850-01-0066, co-financed from the EU Structural funds and finances of the Republic of Lithuania intends to procure: *Automatic cartoner machine*.

1.2 The concepts used in these procurement documents are defined in **Project financing and administrative rules approved by Order No. 1K-316 on October 8th, 2014 by Minister of Finance of the Republic of Lithuania** (hereinafter - Rules).

1.3 The procurement procedure shall follow the Rules, Civil Code of the Republic of Lithuania (hereinafter – Civil Code), other legal acts and these terms of competition.

1.4 The announcement of the procurement was published in EU structural assistance web site www.esinvesticijos.lt, on November 17, 2021.

1.5 The procurement shall follow the principles of equality, non-discrimination, mutual recognition, proportionality and transparency.

1.6 Should all suppliers’ tenders fail to meet requirements specified herein, the Contracting Authority has a right to repeat procurement procedure according to the paragraph 461.1 of the Rules.

Contact person of the Contracting Authority: Commercial director Saulius Urnieža, +370 682 68215, saulius@danvita.lt, UAB „Danvita“ P. Širvio 3a, LT-32124 Zarasai.

2. OBJECT OF PROCUREMENT

2.1. Object of procurement – *Automatic cartoner machine*, 1 unit according to technical specification (Appendix 1).

2.2. The specific scope and composition of equipment must be estimated in accordance with the terms of competition and technical specification (Appendix 1). If the specification specifies a specific model or source, a specific process or brand, a patent, types, a particular origin or production, in a technical specification, it is an object that is equivalent to its characteristics.

2.3. Object of procurement is not divided into parts; one tender must cover the entire scope of the procurement object without further subdivisions.

2.4. Equipment must be delivered within 12 month from the date of signing the contract. In case of unforeseen circumstances, the delivery period may be extended, but not longer than 3 month.

2.5. The place of delivery – Danvita UAB, P. Širvio g. 3a, Zarasai LT-32124, Lietuva.

3. QUALIFICATION REQUIREMENTS FOR SUPPLIERS

3.1. Supplier willing to participate in the procurement has to meet minimal qualification requirements:

3.1.1. General qualification requirements for suppliers:



No	Qualification requirements	The significance of the qualification requirements	Documents proving qualification requirements
3.1.1.1.	The Supplier is not bankrupt, is being wound up, is not in the process of being liquidated, has entered into a settlement with creditors, has suspended or restricted its activities or is not in the same or similar position under the law of the country in which it is established. He is not the subject of restructuring, insolvency or judicial bankruptcy, judicial winding-up or arrangement with creditors, or analogous proceedings to the law of the country in which he is established.	A bid from a supplier that does not meet this requirement will be rejected	Document issued by the State Enterprise Center of Registers or a relevant foreign authority certifying that the supplier is not bankrupt, is being wound up, is not subject to restructuring, bankruptcy or insolvency proceedings, is not seeking insolvency proceedings or an arrangement with creditors, or is an extract from a court a decision taken not earlier than 60 days before the deadline for submission of tenders. If the document is issued earlier but has a longer period than the deadline for submission of tenders, such document shall be admissible. A duly certified copy of the document shall be provided or a free-form supplier's written confirmation that it meets the qualification requirement of this paragraph.

3.1.2. Requirements for economic and financial standing, technical and professional capacity

3.1.2.1.	Supplier over the past 3 years or over the period starting from the day of registration (if the supplier has been operating for less than 3 years) has properly completed at least 1 similar technology projects (automatic cartoner machine). The value of each completed contract should be not less than 70 % of the tender price (exclusive of VAT).	A bid from a supplier that does not meet this requirement will be rejected	Provide a list of sold similar equipment approved by the CEO of the Supplier, specifying: 1.1. the customer; 1.2. the object of the contract; 1.3. value of the contract / value of the part of the contract executed; 1.4. the dates of conclusion and / or completion; 1.5. contact person.
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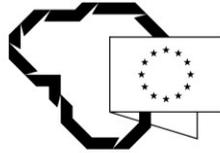
*Remarks:

1) If the Supplier cannot provide documents confirming the qualifications because such documents are not issued in the relevant country or the documents that are issued in that country do not cover all questions that were raised, they may be replaced by a declaration on oath, or an official declaration of the Supplier;

2) copies of documents shall bear signature of the Supplier or its authorized person, with the inscription 'True Copy' and the job title, name (initial letter), surname, date, and sealed (if there are any seals).

3.2. Where a joint tender is submitted by a group of economic entities operating under a joint activity agreement, *each partner of the group must comply* with the qualification requirements established in of Clauses 3.1.1.1. In point 3.1.2.1. at least one member of the entity or all members of the entity together shall comply with the qualification requirements of point.

3.3. A supplier's tender shall be rejected if it is guilty of misrepresentation in supplying information about compliance with the established requirements, proven by any means that the Contracting Authority may justify.



3.4. A supplier, who acts under a joint activity agreement, shall additionally supply a written joint activity agreement or duly certified copy of agreement. The joint activity agreement shall specify responsibilities of each of the party/member of contract implementation and the value of liabilities in the total contract value, as well as bear joint and several liability before the Contracting Authority for any obligations and duties arising out of the contract. The joint activity agreement shall explicitly specify the powers of one responsible member under a joint activity agreement granted by all the partners to such agreement to manage common affairs associated with this procurement procedure, including preparation and submittal to the Contracting Authority of a tender with annexes, obtain and produce securities of performance of the tender and contract, and in the case of winning the tender, to enter into procurement contract with the Contracting Authority on behalf of the parties to a joint activity agreement.

4. PREPARING, SUBMITTING AND AMENDING THE TENDERS

4.1. In submitting the tender, the supplier agrees with the terms of competition and confirms that information in his tender is correct and includes everything required for the proper execution of the procurement contract.

4.2. The tender has to be submitted in writing and duly signed by the supplier or a person authorized by the supplier.

4.3. The tenders and any other correspondence must be in Lithuanian or (and) in English. Supplier should submit a tender in the form provided in Appendix 2 of the terms of competition. The tender must be submitted in sealed envelope. The envelope must be marked: **UAB „Danvita“, P. Širvio g. 3a, Zarasai LT-32124, Lithuania, procurement of Automatic cartoner machine, supplier's title and address**. The envelope *can also* be marked "Not to be opened before the tender submission deadline". The envelope with the tender shall be returned to the supplier if it is submitted in an unsealed envelope.

4.4. **The tender must contain the following documents:**

4.4.1. Filled in form of tender (provided in Appendix 2 of the terms of competition);

4.4.2. Documents proving compliance with qualification requirements;

4.4.3. Joint activity agreement or duly certified copy of agreement, when a joint tender is submitted by a group of economic entities;

4.4.4. Other documents or information required in terms of competition.

4.5. The Supplier may submit only one tender either as an individual tenderer or as member of a group of economic entities. If the supplier submits more than one tender, or a member of a group of economic entities participates in submitting a number of tenders, all such tenders shall be rejected.

4.6. Supplier by submitting a tender must cover the entire scope of the procurement object.

4.7. The supplier is not allowed to submit alternative tenders. Should the supplier place an alternative tender, his tender and the alternative tender (alternative tenders) shall be rejected.

4.8. The deadline for tender's submission is **November 24, 2021 10:00** (by the time of Republic of Lithuania). The tender must be submitted by post, carrier or delivered directly to: **UAB „Danvita“, P. Širvio g. 3a, Zarasai LT-32124, Lithuania** between 8:00 iki 17:00 p.m.. Contracting Authority shall promptly provide a written confirmation also indicating the date, hour and minute of receiving the tender, upon request of the supplier.



4.9. If the proposal is submitted late due to delay of post, or other unforeseen events, the contracting authority is not responsible for this and will return the offer to the suppliers without opening.

4.10. Prices in the tender shall be represented in Euros; in calculating the price the entire quantity of products has to be taken into account, requirements of technical specifications, etc. The tender price must include all taxes and all expenses of the supplier, associated with the Automatic cartoner machine delivery, commissioning, start-up and training on line production.

4.11. The tender documents must be valid at least until January 24, 2022. If validity period is not indicated in the tender document, it is considered that the tender is valid until the date indicated in the terms of competition.

4.12. While tenders are not expired, the Contracting Authority may ask the suppliers to extend tender validity until a specific date. The supplier has a right to reject such request.

4.13. The Contracting Authority has a right to postpone the deadline for tender submission. The Contracting Authority shall announce the new deadline for tender submission for all suppliers participating in the procurement and in EU structural assistance web site www.esinvesticijos.lt.

4.14. Before the deadline for tender submission, the supplier can amend or withdraw its tender. Such amendment or notification about the withdrawal shall be deemed valid if the Contracting Authority receives it in writing prior to the deadline for tender submission.

5. EXPLANATIONS AND REVISIONS OF THE TERMS OF COMPETITION

5.1. The Contracting Authority provides explanation on the terms of competition upon supplier's written request, if the request is submitted no later than 3 workdays before the deadline of tender submission. The contracting authority replies to the supplier's request within 2 workdays, but no later than 2 workdays before the deadline of tender submission. All suppliers provided with terms of competition will receive the same explanations. The contracting authority shall not specify which supplier submitted such request.

5.2. The contracting authority has the right to explain and revise terms of competition no later than 2 working days until the deadline of tender submission.

5.3. If the information required for the preparation of tenders is changed after the announcement of the invitation to participate, as well as when the explanations (corrections) of the documents are provided to the Suppliers (for example, the qualification requirements are amended and / or adjusted), the Buyer shall publish the amended invitation to participate in the procedure set out in Item 458 of the Rules.

5.4. The contracting authority will not hold meetings with the suppliers regarding explanation of terms of competition.

5.5. Any information, explanations of terms and conditions of competition, notices and other communication between the Contracting Authority and Supplier, shall be carried out via e-mail, post or fax. Contact person of the Contracting Authority: Commercial director Saulius Urnieža, +370 682 68215, saulius@danvita.lt, UAB „Danvita“ P. Širvio 3a, LT-32124 Zarasai.

6. REVIEW OF THE TENDERS

6.1. The envelope opening procedure will take place in November 24, 2021 10 am 00 min. (Time of the Republic of Lithuania) in the absence of participants



6.2. The Buyer shall ensure that the prices submitted in the submitted tenders will not be known before the envelope opening procedure specified in clause 6.1 of the Tender Terms.

6.3. The tender analysis, evaluation and comparison procedures shall be conducted by the Procurement Commission confidentially, in absence of the suppliers or their authorized representatives.

6.4. The Procurement Commission shall analyze whether:

6.4.1. Whether the supplier has given accurate and comprehensive information concerning his qualification in the tender submitted, whether the qualification of the supplier complies with the minimum qualification requirements specified in the terms of competition;

6.4.2. The supplier provided all data, documents and information indicated as obligatory in these terms of competition and whether tender was submitted according requirements of these terms of competition;

6.4.3. the offered price is unusually low;

6.5. Procurement Commission shall take decision on each Supplier's (who submitted a tender) compliance with the qualification requirements. Where the Commission finds out that the information on qualification provided by the supplier is incomplete or inaccurate, the Commission shall request that such information be revised or explained within a reasonable period. Only Suppliers meeting all qualification requirements will have a right to participate in further procurement procedures.

6.6. Should there be questions on the contents of tenders and upon written request of the Procurement Commission, the suppliers shall provide additional explanations in writing within a reasonable period of time, which may not be shorter than 3 working days, without changing the substance of the offer.

6.7. Should, during evaluation of tenders, the Procurement Commission find errors related to price calculations in a tender, it must ask suppliers to correct such arithmetical errors within a specified term without changing the price announced during the meeting dedicated to tender opening. A supplier shall not have a right to remove components of the price or to add new components while correcting the arithmetic errors in its tender.

6.8. Should the price specified in the tender be unusually low, the Procurement Commission must require a written validation of the price including the validation of all components of the price.

6.9. Prices in the tenders shall be evaluated in euros with VAT excluded.

6.10. The tenders not rejected by the Procurement Commission shall be evaluated following the criterion of the lowest price.

7. REASONS FOR REJECTION OF THE TENDERS

7.1. The Procurement Commission shall reject a tender, if:

7.1.1. the supplier fails to comply with the minimum qualification requirements.

7.1.2. Supplier submitted more than one tender (all tenders of such supplier shall be rejected);

7.1.3. the tender fails to comply with the requirements specified herein (object of the procurement not proposed according technical specifications etc.) or supplier does not provide additional explanation of the submitted tender upon request of the contracting authority;

7.1.4. the supplier provided inaccurate or incomplete data on the supplier's qualification in its tender and failed to correct (explain) them at the request of the Contracting Authority;



7.1.5. if the supplier fails to correct arithmetic errors and/or to explain its tender within the term specified by the Contracting Authority;

7.1.6. unusually low prices were offered, and the supplier, upon request of the Contracting Authority, failed to submit proper validation of the price;

7.1.7. Contracting authority can prove by any legal means that the supplier has submitted false information;

7.1.8. the supplier whose tenders have not been rejected for other reasons offered too high prices unacceptable to the Contracting Authority.

7.2. The suppliers shall be informed about rejection of their tenders in one working days after decision was made.

8. NEGOTIATION

Negotiations will not take place.

9. DECISION ON DETERMINING THE WINNER OF THE COMPETITION

9.1. The Commission will form the queue of tenders after analyzing, comparing and evaluating the submitted tenders. The queue shall include tenders sorted by prices in the ascending order. When several tenders offer equal prices, the supplier submitted its tender earlier shall have a higher position in the queue.

9.2. The queue shall not be formed if only one tender is received. In such case the tender shall be recognized as a winning tender if the supplier, which submitted the tender, meets the requirements specified herein.

9.3. The supplier, whose price was lowest shall be invited to conclude the contract, the deadline for arrival to sign the procurement contract shall be specified by the contracting authority.

9.4. Should the supplier invited to sign the procurement contract make a written refusal to sign the contract, or should the supplier fail to arrive for contract signing or fail to submit a signed contract within the period specified by the Contracting Authority, or refuse to conclude the procurement contract on the conditions specified in the terms of competition, it shall be deemed that the supplier refused to conclude the procurement contract. In such case, the Contracting Authority shall award the procurement contract to the supplier whose tender is next in the queue formed by the Procurement Commission.

10. TERMS OF THE PROCUREMENT CONTRACT

10.1. The procurement contract shall be concluded with the winner of this competition following the terms of this competition, Civil Code of the Republic of Lithuania

10.2. The final tender offer and the terms and conditions of the main purchase as well as the main terms and conditions of the purchase determined at the beginning of the buyer's purchase shall not be changed upon conclusion of the procurement contract.

10.3. In the performance of the procurement contract, the essential terms of the purchase contract will not be changed if:

10.3.1. they are replaced by new conditions which, if set out in the procurement documents, would have enabled the suppliers to participate in procurement procedures other than those involved;



- 10.3.2. they are replaced by new conditions which, if they were set out in the procurement documents, could be recognized as the successful tender by the successful tenderer;
- 10.3.3. the object of the purchase is changed so that new (additional) goods, services or works are included in the amended procurement contract;
- 10.3.4. the economic equilibrium of the contract changes in favor of the person with whom the contract was concluded, as was not stipulated in the terms of the original contract.
- 10.4. Payment terms: 40 % contract price in 3 (three) working days of signing the contract; 50 % contract price in 5 (five) days after FAT (Factory Approval Test); 10 % contract price in 30 (thirty) days after signing the act of installation, adjustment and commissioning of the equipment.
- 10.5. Execution of this Contract is guaranteed by penalties. Amount of the penalty is 5% from the amount of this Contract without VAT.
- 10.6. In case of overdue financial obligations of this Contract, upon written request of the SUPPLIER the BUYER shall pay to the SUPPLIER the daily interest in the amount of the rate of 0,05 % (zero point zero five percent) from the amount on overdue payment.
- 10.7. In case of failed compliance with the paragraph 2.4. of this Terms of competition, upon written request of the BUYER the SUPPLIER shall pay to the BUYER the daily interest in the amount of the rate of 0,05 % (zero point zero five percent) from the amount on overdue delivery of PRODUCT. Price of this contract may be reduced by BUYER at the amount of penalties.

11. CONCLUDING PROVISIONS

- 11.1. Suppliers should cover all costs of preparing the tender and participating in the competition. Contracting authority shall not refund such costs.
- 11.2. The Contracting Authority has a right to terminate any procurement procedures at any time prior to conclusion of the procurement contract, in case of circumstances which could not have been foreseen. If the Contracting Authority decides to terminate the procurement procedure it shall notify all suppliers participating in the competition no later than in 3 working days from the date of the decision. In case of procurement procedure termination prior to the deadline of tender submission, Contracting Authority shall notify all suppliers provided with the terms of competition. Notice of procurement procedure termination shall also be published everywhere announcement of the procurement was published.
- 11.3. The Contracting Authority informs all suppliers who submitted a tender of the signing the procurement contract, no later than in 3 working days from the date of the signing and indicates the supplier with whom the procurement contract is signed and the price of tender.
- 11.4. Information submitted in the tenders is confidential (except the point 11.3.) and will not be announced to other suppliers or other parties, excluding individuals who administrate and audits the EU structural funds.

12. APPENDIXES

- 12.1. Technical specification.
- 12.2. Form of Tender;



TECHNICAL SPECIFICATION

1. Objective

Purchase point – Automatic cartoner machine

2. Technical specification

Nr.	Parameters / completing parts	Requirements
1.	Technical requirements for equipment:	
1.1.	<p>Universal automatic cartoner should be designed for putting Danvita packages into carton boxes and sleeves:</p> <p>Danvita packaging – flow-wrapped carton tray with below measurements:</p> <ul style="list-style-type: none"> • width x 86mm • height x 34 mm • length x 175 mm <p>Our current task is to pack flow-wrapped tray into box or sleeve automatically with the same equipment.</p>	<p>Here measurements of our boxes and sleeves:</p> <ul style="list-style-type: none"> • Pre-glued box for automatic closure: <ul style="list-style-type: none"> ○ W=88 mm x H=42 mm x L=188 mm ○ photos No.1.1 & 1.2 (box is for manual closing in photo) • Long sleeve: <ul style="list-style-type: none"> ○ W=88 mm x H=34,5 mm x L=180 mm ○ photos No.2.1. & 2.2. • Short sleeve: <ul style="list-style-type: none"> ○ W=87 mm x H=35 mm x L=90 mm ○ photos No.3.1. & 3.2. ○ Sleeve should stay ±in the middle of the pack.
1.2.	Speed - actual	Up to 50 packs per minute
1.3.	Change over time from one packaging into another	Up to 10 minutes
2.	Requirements for equipment components:	
2.1.	Closing boxes without glue.	Necessary
2.2.	Printer for best before date and Lot No.	Minimum 2 line printing
2.3.	Main frame and other elements executed in stainless steel - Food industry applicable design	Necessary
2.4.	Whole equipment executed in several parts, fitting into elevator.	Maximum measurement inside elevator – width – 1,79 m x depth – 1,95 m x – height – 2,30 m
2.5.	Infeed and outfeed conveyors	Necessary
2.6.	Adjustable blank packaging infeed magazine	Minimum 1000 mm length
2.7.	Food industry hygienic design	Necessary
2.8.	Easy access for operator design	Necessary
2.9.	Internal lighting	Plastic protected lights
2.10.	Free from lubrication system	Necessary
2.11.	Colour touch screen	Necessary
2.12.	Anti-sticking pressure wheels	Necessary



Nr.	Parameters / completing parts	Requirements
2.13.	Internet connection for remote connection	Necessary
2.14.	Queue control	Necessary
2.15.	Counter function	Necessary
3.	General requirements for equipment:	
3.1.	Equipment must be new and unused	Necessary
3.2.	Equipment model year of manufacture	not earlier than in 2015
3.3.	Equipment must be complying with European Union statutory safety requirements.	Necessary
3.4.	Warranty	Not less than 24 months from the date of signing the deed of acceptance of the equipment.
3.5.	FAT is required	Necessary
3.6.	CE certificate	Necessary



TENDER FOR AUTOMATIC CARTONER MACHINE

2021- .

date

place

Title of supplier	
Supplier's address	
For the tender responsible person name, surname	
Phone	
Fax	
E-mail	

By this tender, we confirm that we agree with all conditions laid down in:

- 1) announcement of the procurement published at the website www.esinvesticijos.lt on November 17, 2021.
- 2) terms of competition;
- 3) appendixes of terms of competition.

We propose this equipment:

No.	Title	Quantity	Unit	Price without VAT	Price with VAT (if applicable)
1	2	3	4	5	6
1.	Automatic cartoner machine	1	unit		
TOTAL (price of the tender):					

Proposed equipment is in compliance with the requirements specified in terms of competitions and their characteristics are as follow:

Nr.	Parameters / completing parts	Requirements
1.	Technical requirements for equipment:	
1.1.	Universal automatic cartoner should be designed for putting Danvita packages into carton boxes and sleeves: Danvita packaging – flow-wrapped carton tray with below measurements: <ul style="list-style-type: none">• width x 86mm• height x 34 mm	



Nr.	Parameters / completing parts	Requirements
	<ul style="list-style-type: none"> • length x 175 mm <p>Our current task is to pack flow-wrapped tray into box or sleeve automatically with the same equipment.</p> <p>Here measurements of our boxes and sleeves:</p> <ul style="list-style-type: none"> • Pre-glued box for automatic closure: <ul style="list-style-type: none"> ○ W=88 mm x H=42 mm x L=188 mm ○ photos No.1.1 & 1.2 (box is for manual closing in photo) • Long sleeve: <ul style="list-style-type: none"> ○ W=88 mm x H=34,5 mm x L=180 mm ○ photos No.2.1. & 2.2. • Short sleeve: <ul style="list-style-type: none"> ○ W=87 mm x H=35 mm x L=90 mm ○ photos No.3.1. & 3.2. <p>Sleeve should stay \pmin the middle of the pack.</p>	
1.2.	Speed – actual - Up to 50 packs per minute	
1.3.	Change over time from one packaging into another - Up to 10 minutes	
2.	Requirements for equipment components:	
2.1.	Closing boxes without glue.	
2.2.	Printer for best before date and Lot No. - Minimum 2 line printing	
2.3.	Main frame and other elements executed in stainless steel - Food industry applicable design	
2.4.	Whole equipment executed in several parts, fitting into elevator - Maximum measurement inside elevator – width – 1,79 m x depth – 1,95 m x – height – 2,30 m.	
2.5.	Infeed and outfeed conveyors	
2.6.	Adjustable blank packaging infeed magazine - Minimum 1000 mm length	
2.7.	Food industry hygienic design	
2.8.	Easy access for operator design	
2.9.	Internal lighting - Plastic protected lights	
2.10.	Free from lubrication system	
2.11.	Colour touch screen	
2.12.	Anti-sticking pressure wheels	
2.13.	Internet connection for remote connection	
2.14.	Queue control	
2.15.	Counter function	
3.	General requirements for equipment:	
3.1.	Equipment must be new and unused	
3.2.	Equipment model year of manufacture - not	



Nr.	Parameters / completing parts	Requirements
	earlier than in 2015	
3.3.	Equipment must be complying with European Union statutory safety requirements.	
3.4.	Warranty - Not less than 24 months from the date of signing the deed of acceptance of the equipment.	
3.5.	FAT is required	
3.6.	CE certificate	

With the tender the following documents are submitted:

No.	Title of the documents submitted	Quantity of document pages

Tender is valid until January 24, 2022.

I, the undersigned, hereby certify that all information of our tender is correct and that we withhold any information that has been requested to provide with the tender.

I certify that I did not participate in the preparation of terms of competition and am not affiliated with any other company participating in this competition or any other interested party.

I understand that upon the determination of the circumstances described above I will be eliminated of the procurement procedure and my tender will be rejected.

*Position of the supplier or person authorized
by the supplier*

Signature

Name, Surname