



MINISTRY OF REGIONAL DEVELOPMENT
AND PUBLIC ADMINISTRATION



ROMANIA - BULGARIA

Interreg 

MINISTRY OF REGIONAL
DEVELOPMENT AND
PUBLIC WORKS



DECISION no. **13**
of **24th** of **April** 2018

Regarding the complaints lodged against the Monitoring Committee Decision no. 72 of 22nd of March 2018, approving the List of approved and rejected projects submitted under the third call for proposals for the Interreg V-A Romania-Bulgaria Programme - deadline 23rd of October 2017,

Having regard to the following:

- Monitoring Committee Decision no. 51 of 2nd of August 2017 approving the Complaint Panel for the Eols and full applications submitted under the 3rd call for proposals, priority axes 1-3, Interreg V-A Romania-Bulgaria Programme, step 1 and 2,
- The Complaint Procedure of Interreg V-A Romania-Bulgaria,

the Complaint Panel of Interreg V-A Romania-Bulgaria Programme has adopted this:

DECISION

Article 1. The present document rejects the complaint lodged by the Municipality of Ruse, lead beneficiary of the project "Reconstruction and display of iconic cultural sites with high tourism potential in Euroregion Ruse-Giurgiu" - code 424, selected for financing, and registered by CBC ROC with the number 6420/2.04.2018, appealing budgetary reductions.

Article 2.

The Applicant has expressed objections for the budget reductions made to position 6 from the Bill of Quantities on behalf of LB during the assessment process by presenting their own calculation, providing explanation and justification, considering this reduction as unjustified. The Applicant arguments are those that the reduction of the unit price for position 6 from the BoQ is not justified because the evaluation committee didn't take into account the labour intensive execution of the position. It is intended to be executed along the entire height of all facades (including the tilted parts of the dome), the height of it is approximately 11,5-12 metres. For implementation of such suspended ventilated façade with heavy materials, a heavy bearing structure should be made along the entire height of the facade. Comparison is made with Position 62 from the BoQ, which is less labor intensive according to the Applicant, but according to which the price was reduced matching the position 6 and 62 as having the same technical characteristics.

Having in mind the technical specifics of the appeal, it was sent for verification to the external expert, based on which the reductions were made. The observations of the external expert agrees with the fact that the execution of position 6 is related with work on higher level and with scaffolding, thus the price should be different than pos. 62 which is execute on terrain level. However, there is a separate position in the BoQ for the scaffolding (Position 1)

On the other side, the external expert doesn't agree with the big difference in the unit price between position 6 and 62, which is 123 leva (almost double), due to the abovementioned reason. When comparing the positions 6 & 62 it can be seen that the granite tiles, the bearing structures and the additional material are totally the same. The only difference is using an additional mechanization and work on higher level. Still, 11-12m height of a building, as the case here, is not even considered a tall building according to the Bulgarian categorization.

Additional comments are made that for such facades the metal bearing structures as described are typically made by rough aluminum profiles and such a bearing construction does not exceed 50 lv /m2. If under the "extremely heavy materials", as described by the Applicant is meant the granite tiles 80/40/3, then the "extremely" weight is not so significant being approximately 19kg/tile.

In addition judging from the technical breakdown analyses for Position 6, presented in the complaint, it is unclear as to how is Position 62 going to be implemented, having in mind that the materials foreseen are 165 leva without including their installation, mechanization and additional costs, fitting in 177.14lv total budget. The market price for a ventilated façade covered with etalbond is normally 120-150lv/m2 including installation and fastening elements.

Considering the above arguments, the Complaint Panel rejects the appeal.

Article 3. The decision of the Complaint Panel is final, binding to all parties and not subject of any further complaint proceedings within the Programme.

Signed by

Members of the Complaint Panel

Signature



Member 1 - Managing Authority representative, Ministry of Regional Development and Public Administration, Romania

Signature

Member 2 - National Authority representative, Ministry of Regional Administration and Public Works, Bulgaria



Signature

Member 3 - External expert (from the Evaluation Unit), Ministry of Regional Development and Public Administration, Romania

