

Pôle Achats

5, Allées Antonio Machado

31058 Toulouse Cedex 9

**accord-cadre de FOURNITURES ET DE PRESTATIONS DE SERVICES**

**Accord-cadre 202426**

**Fourniture de livres et de DVD pour l’ensemble des composantes et services de l’Université Toulouse Jean Jaurès**

***Lot 5 : Fourniture de livres imprimés neufs « jeunesse » y compris bandes dessinées et mangas, tous pays d'édition, en langue française, pour le site de Toulouse***

**Acte d’Engagement**

**AE**

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1. Identifiant

***Pouvoir adjudicateur exerçant la maîtrise d'ouvrage***

**Université Toulouse 2 Jean Jaurès**

5 allées Antonio Machado

31058 Toulouse cedex 9

Mail : achats@univ-tlse2.fr

***Représentant du Pouvoir Adjudicateur (RPA)***

La Présidente de l’Université Toulouse jean Jaurès

***Ordonnateur***

La Présidente de l’Université Toulouse 2 Jean Jaurès

***Comptable public assignataire***

Monsieur l’Agent Comptable de l’Université Toulouse 2 Jean Jaurès

1. Dispositions générales
   1. Objet

Le présent Acte d'Engagement concerne l’Accord-cadre 202426 Fourniture de livres et de DVD pour l’ensemble des composantes et services de l’Université Toulouse Jean Jaurès - Lot 5 : Fourniture de livres imprimés neufs « jeunesse » y compris bandes dessinées et mangas, tous pays d'édition, en langue française, pour le site de Toulouse

* 1. Mode de passation

La procédure de passation utilisée est l’appel d’offres.

Cette consultation sera passée en application des articles L2124-1 à L2124-2, R2124-2 alinéa 1, R2161-1 à R. 2161-5 du code de la commande publique.

* 1. Forme de contrat

Conformément aux dispositions des articles L.2113-10 à L2112-11 et des articles R2113-1 à R2113-3 du Code de la commande publique, les prestations ont été réparties **en 17 lots.**

Cet accord-cadre correspondant au Lot 5 : Fourniture de livres imprimés neufs « jeunesse » y compris bandes dessinées et mangas, tous pays d'édition, en langue française, pour le site de Toulouse est conclu sous la forme d’un accord-cadre mono-attributaire exécuté par l’émission de bons de commande, en application des dispositions des articles L2125-1 ; R.2162-1 et suivants.

En application de l’article R2162-4 du Code de la Commande Publique, cet accord-cadre est conclu pour un maximum sur la durée totale de l’accord cadre de 15 000 € HT.

1. Engagement du candidat
   1. En tant que candidat seul

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| **Cotraitant 3** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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|  | **Agissant pour le nom et le compte de la Société** : (intitulé complet et forme juridique de la société) | | | | | | | | | | | | | | | | | | | | | | | | | | | |  | |
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* 1. En tant que groupement
     1. Mandataire

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désigné mandataire :

du groupement solidaire

solidaire du groupement conjoint

non solidaire du groupement conjoint

* + 1. Membres du groupement

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Après avoir pris connaissance du cahier des charges relatif à l’Accord-cadre 202426 Fourniture de livres et de DVD pour l’ensemble des composantes et services de l’Université Toulouse Jean Jaurès et des documents qui y sont mentionnés et produit les documents, certificats, attestations et déclarations demandés et exigibles.

1. **Je déclare (nous déclarons) accepter sans modifications, ni réserves,**

Engager ma société.

Engager le groupement dont je suis mandataire, sur la base de l’offre du groupement

Que l’ensemble des membres du groupement s’engagent, sur la base de l’offre du groupement

1. **Je m’engage (nous nous engageons)** à exécuter les prestations du dit accord-cadre en conformité avec l’annexe de cet Acte d’Engagement. Les prestations seront rémunérées par application aux quantités réellement exécutées.
2. **Je m’engage (nous nous engageons)** à fournir tous les renseignements sur les prix demandés (taxes, frais de douane, frais de dossiers et TVA applicable).
3. **J'affirme (nous affirmons)** sous peine de résiliation de l'accord-cadre à mes (nos) torts exclusifs que la (les) société(s) pour laquelle (lesquelles) j'interviens (nous intervenons) ne tombe(nt) pas sous le coup des interdictions découlant des articles L. 2141-1 à L. 2141-14 du Code de la commande publique.
4. **Je désigne (nous désignons)** la personne ci-après comme interlocuteur unique durant l’exécution du contrat, selon les prescriptions du **C.C.P.** :

|  |  |
| --- | --- |
| Identité |  |
| Fonction |  |
| Téléphone |  |
| Portable |  |
| Mail |  |

En cas d’absence notamment pour congés, la personne suivante sera désignée comme remplaçante :

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| Identité |  |
| Fonction |  |
| Téléphone |  |
| Portable |  |
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1. **Je m’engage (nous nous engageons)** sur le cadre du mémoire technique remis dans mon offre
2. L'offre ainsi présentée ne **me (nous) lie** toutefois que si son acceptation a été notifiée dans un délai de 120 jours à compter de la date limite de remise des offres fixée par le règlement de la consultation.
3. **Je déclare (nous déclarons)** avoir pris connaissance des pièces du marché et m’engage dans une démarche de développement durable.

Dans le cadre de ce dispositif, je désigne (nous désignons) un correspondant pour le suivi de la clause environnementale.

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1. Paiement

Les modalités du règlement des comptes du marché sont spécifiées à l'article 4.3 du C.C.P.

L’Administration règlera les sommes dues au titre du présent accord-cadre en faisant porter le montant au crédit du compte suivant :

* 1. Prestataire unique

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|  | **Cotraitant 1 MANDATAIRE** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |  |
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**Merci de transmettre un RIB**

* 1. Groupement

En cas de groupement, le paiement est effectué sur :

|  |  |  |
| --- | --- | --- |
|  |  | un compte unique ouvert au nom du mandataire ; |
|  |  |
|  |  | les comptes de chacun des membres du groupement suivant les répartitions indiquées en annexe du présent document. |
|  |  |

**Nota :** Si aucune case n'est cochée, ou si les deux cases sont cochées, le pouvoir adjudicateur considérera que le second choix s’applique.

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|  | **Cotraitant 1 MANDATAIRE** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |  |
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**Merci de transmettre un RIB**

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|  | **Cotraitant 2** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |  |
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**Merci de transmettre un RIB**

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|  | **Cotraitant 3** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |  |
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**Merci de transmettre un RIB**

1. Avance

- Je ne refuse pas de percevoir l’avance prévue à l’article 4.1 du C.C.A.P. (aux articles R. 2191-3 à R. 2191-12 du Code de la commande publique) (2)

- Je refuse de percevoir l’avance prévue à l’article 4.1 du C.C.A.P.

(Conformément aux articles R. 2191-3 à R. 2191-12 du Code de la commande publique)[[1]](#footnote-1)

- Je déclare être une entreprise répondant à la définition d’une PME/TPE [[2]](#footnote-2)(2)

1. Signature

Fait en un seul original

A .............................................

Le .............................................

Signature du candidat, du mandataire du groupement

La signature devra être précédée de la mention « Lu et approuvé » et cachet de la Société

**Partie réservée à l’administration**

1. Acceptation de l’offre par le Pouvoir Adjudicateur

Sur Décision du 14 mars 2023 le Conseil d’Administration de l’Université Toulouse – Jean Jaurès autorise la Présidente de l’Université, Emmanuelle GARNIER, ou en cas d’empêchement son remplaçant, à signer pour le compte de l’établissement l’ensemble des documents relatifs à la conclusion des contrats de marchés publics de fournitures, services et de travaux d’un montant maximum de 1 000 000 d’euros HT par an.

**La présente offre est acceptée.**

A Toulouse, le #date#

La Présidente,



Emmanuelle GARNIERgnature#

# Annexe n°1 : Nantissement ou cession de créances

Copie délivrée en unique exemplaire pour être remise à l'établissement de crédit en cas de cession ou de nantissement de créance de :

|  |  |  |
| --- | --- | --- |
|  |  | La totalité du marché dont le montant est de (indiquer le montant en chiffres et en lettres) : |
|  |  |

|  |  |  |
| --- | --- | --- |
|  |  | La totalité du bon de commande n° ................... afférent au marché (indiquer le montant en chiffres et lettres) : |
|  |  |

|  |  |  |
| --- | --- | --- |
|  |  | La partie des prestations que le titulaire n'envisage pas de confier à des sous-traitants bénéficiant du paiement direct, est évaluée à (indiquer en chiffres et en lettres) : |
|  |  |

|  |  |  |
| --- | --- | --- |
|  |  | La partie des prestations évaluée à (indiquer le montant en chiffres et en lettres) : |
|  |  |

et devant être exécutée par : en qualité de :

|  |  |  |
| --- | --- | --- |
|  |  | membre d'un groupement d'entreprise |
|  |  |
|  |  | sous-traitant |
|  |  |

A

Le .

**Signature**

1. *Cocher la mention utile : si aucune des cases n’est cochée, le choix 2 « Je refuse de percevoir l’avance prévue à l’article 4;1 du C.C.A.P.) s’appliquera automatiquement.* [↑](#footnote-ref-1)
2. *Si la case n’est pas cochée, il sera considéré que l’entreprise ne répond pas à la définition d’une PME/TPES* [↑](#footnote-ref-2)