MARCHE PUBLIC DE TRAVAUX

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| **N° SNIA\_PAI-BOR\_MAPA\_25-018** |

**ACTE D'ENGAGEMENT  
(AE)**

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| ***L'acheteur exerçant la maîtrise d'ouvrage*** |
|  |
| État - Ministère de l’Aménagement du territoire et de la Décentralisation  Direction Générale de l’Aviation Civile  Centre en Route de la Navigation Aérienne Sud-Ouest - CRNA-SO |
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| ***Objet du marché*** |
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| Création d’un terrain de padel en lieu et place du terrain de tennis au CRNA SO de Mérignac |
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| ***Lot*** | | | | |
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| **Marché sur procédure adaptée** en application des articles L.2123-1 et R.2123-1 à R.2123-7 du CCP. |
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**L’offre est établie sur la base des conditions économiques en vigueur \*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, date de remise de l’offre finale.**

*(\*à renseigner par le candidat : date de remise de l’offre ou de l’offre finale en cas de remises d’offres successives).*

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| ***Date du marché*** | (Réservé pour la mention d'exemplaire unique du marché) |
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| ***Numéro d'EJ du contrat*** |  |
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| ***Montant TTC*** |  |
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| ***Code CPV principal*** |  |
| ***45212200*** |  |
| ***Imputation*** |  |
| 612 |  |

**ACTE D'ENGAGEMENT  
(AE)**

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| ***Représentant de l’Acheteur (RA)*** |
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| Monsieur le Directeur du Service National d'Ingénierie Aéroportuaire (SNIA) ou son représentant |
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| ***Ordonnateur*** |
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| Monsieur le Directeur du Centre en Route de la Navigation Aérienne Sud-Ouest |
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| ***Comptable public assignataire*** |
|  |
| Monsieur l'agent comptable Secondaire du Budget Annexe « Contrôle et Exploitation Aériens » (BACEA) – Avenue du Docteur Maurice Grynfogel – BP 53584 – 33035 TOULOUSE Cedex |
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***Dans tout ce document, le code de la commande publique est désigné par l’abréviation CCP.***

# ARTICLE PREMIER. CONTRACTANT(S)

☐ **Je soussigné,**

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☐ **Nous soussignés,**

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| **Cotraitant 3** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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après avoir :

* pris connaissance du Cahier des Clauses Administratives Particulières (CCAP) **N°** **25-018** et des documents qui y sont mentionnés ;
* produit les documents et renseignements visés aux articles R.2143-3 et R.2143-4 du CCP ;

☐**m'engage** sans réserve, à produire, dans les conditions fixées au règlement de la consultation, les certificats, attestations et déclarations mentionnés aux articles R.2143-6 à R.2143-10 du CCP ainsi que les attestations visées aux articles 1-6.1, 1-6.2 et 1-6.3 du CCAP et, conformément aux stipulations des documents cités ci-dessus, à exécuter les prestations **du lot désigné en page 1** du présent marché dans les conditions ci-après définies.

L'offre ainsi présentée ne **me** lie toutefois que si son acceptation **m'**est notifiée dans un délai de 180 jours à compter de la date limite de remise des offres fixée par le règlement de la consultation et rappelée en page de garde du CCAP.

☐ **nous engageons** sans réserve, en tant que cotraitants **groupés solidaires**, représentés par :

mandataire du groupement, à produire, dans les conditions fixées au règlement de la consultation, les certificats, attestations et déclarations mentionnés aux articles R.2143-6 à R.2143-10 du CCP ainsi que les attestations visées aux articles 1-6.1, 1-6.2 et 1-6.3 du CCAP et, conformément aux stipulations des documents cités ci-dessus, à exécuter les prestations **du lot désigné en page 1** du présent marchédans les conditions ci-après définies.

L'offre ainsi présentée ne **nous** lie toutefois que si son acceptation **nous** est notifiée dans un délai de 180 jours à compter de la date limite de remise des offres fixée par le règlement de la consultation et rappelée en page de garde du CCAP.

☐ **nous engageons** sans réserve, en tant que cotraitants **groupés conjoints**, représentés par :

mandataire du groupement, à produire, dans les conditions fixées au règlement de la consultation, les certificats, attestations et déclarations mentionnés aux articles R.2143-6 à R.2143-10 du CCP ainsi que les attestations visées aux articles 1-6.1, 1-6.2 et 1-6.3 du CCAP et, conformément aux stipulations des documents cités ci-dessus, à exécuter les prestations **du lot désigné en page 1** du présent marchédans les conditions ci-après définies et selon la répartition des prestations précisée en annexe au présent acte d'engagement.

Le mandataire du groupement conjoint **est solidaire** de chacun des membres du groupement pour ses obligations contractuelles à l'égard du maître d'ouvrage, pour l'exécution du marché.

L'offre ainsi présentée ne **nous** lie toutefois que si son acceptation **nous** est notifiée dans un délai de 180 jours à compter de la date limite de remise des offres fixée par le règlement de la consultation et rappelée en page de garde du CCAP N° 25-018.

# ARTICLE 2. PRESTATIONS ET PRIX

## 2-1. Montant du marché

L'offre de prix est établie sur la base des conditions économiques en vigueur à la date de remise de l'offre fixée en page 1 du présent acte d’engagement. Ce mois est réputé correspondre à celui de la date à laquelle le candidat a fixé son prix remis dans son offre finale.

Les modalités de variation des prix sont fixées à l'article 3-3 du CCAP.

Il n'est pas prévu de décomposition en tranches.

Les prestations définies au CCAP portent sur 2 lots de l'opération de travaux.

**Evaluation des travaux**

Les travaux du **lot** pour lequel **je m'engage / nous nous engageons**, seront rémunérés par application d'un prix global forfaitaire égal à :

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| * Montant hors TVA**:** | | | | € |  |
|  | | | |  |  |
| * TVA au taux de |  | %,       soit | | € |  |
|  | | | |  |  |
| * Montant TVA incluse : | | | | € |  |
|  | | | |  |  |
| Arrêté en lettres en € TTC à : | | |  | |  |
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☐ **Groupement (qu’il soit conjoint ou solidaire)**

En cas de co-traitance, le règlement est effectué sur comptes séparés, que le groupement soit conjoint ou solidaire.

Le détail des prestations exécutées par chacun des membres du **groupement** ainsi que la répartition de la rémunération correspondante sont joints en annexe au présent acte d'engagement.

Le mandataire y indique en outre le montant de sa prestation de mandat.

## 2-2. Montant sous-traité

En cas de recours à la sous-traitance, conformément aux articles L.2193-4, L.2193-5 et R.2193-1 du CCP, un formulaire « Acte de spécial SNIA » sera annexé au présent acte d'engagement pour chaque sous-traitant et indiquera la nature et le montant des prestations qui seront exécutées par chaque sous-traitant, son nom et ses conditions de paiement.

Le montant des prestations sous-traitées indiqué dans chaque formulaire annexé constitue le montant maximal de la créance que le sous-traitant concerné pourra présenter en nantissement ou céder. Le montant indiqué au formulaire « Acte de sous-traitance SNIA » est exprimé hors taxe ; le titulaire doit également préciser dans ce formulaire que la TVA est autoliquidée.

Chaque formulaire annexé constitue une demande d'acceptation du sous-traitant concerné et d'agrément des conditions de paiement du contrat de sous-traitance. La notification du marché est réputée emporter acceptation du sous-traitant et agrément des conditions de paiement du contrat de sous-traitance.

☐ **Entreprise unique**

Le montant total des prestations sous-traitées conformément à ces formulaires annexés est de :

|  |  |  |
| --- | --- | --- |
| * Montant hors TVA |  |  |

Les déclarations et attestations (article R.2193-1 du CCP) des sous-traitants recensés dans les formulaires annexés, sont jointes au présent acte d'engagement.

☐ **Groupement (qu’il soit conjoint ou solidaire)**

Le montant total des prestations sous-traitées conformément à ces formulaires annexés est de :

| **N° du cotraitant** | **Montant hors TVA** |
| --- | --- |
| 1 |  |
| 2 |  |
| 3 |  |
| 4 |  |
| 5 |  |
| **Total** |  |

Les déclarations et attestations (article R.2193-1 du CCP) des sous-traitants recensés dans les formulaires annexés, sont jointes au présent acte d'engagement.

# ARTICLE 3. DELAI D'EXECUTION DU MARCHE

La durée du marché est de 12 mois à compter de sa notification.

Les délais d’exécution suivants s’insèrent dans cette durée globale.

Conformément au CCAG travaux, le délai d'exécution du marché comprend la période de préparation et le délai d'exécution des travaux qui sont fixés comme suit.

Ces périodes :

* pourront ne pas être consécutives,
* pourront se chevaucher.

## 3-1. Période de préparation

Par dérogation à l'article 18.1.1 du CCAG, le délai de la période de préparation **de chaque lot** part de la date de la notification du marché.

Par dérogation à l'article 28.1 du CCAG, le délai de la période de préparation est de 4 semaines à compter de la date fixée par l'ordre de service qui prescrira de la commencer.

La notification du marché pourra valoir ordre de service de démarrage de la période de préparation. Le cas échéant, cette mention figurera sur le courrier de notification du marché.

## 3-2. Délai d'exécution des travaux

Le délai d'exécution des travaux **de l’ensemble des lots** est de 14 semaines à compter de la date fixée par l'ordre de service qui prescrira de les commencer.

Le délai d'exécution **propre au lot** pour lequel **je m'engage / nous nous engageons** sera déterminé dans les conditions stipulées à l'article 4-1 du CCAP sur la base du calendrier prévisionnel annexé au présent acte d'engagement.

L'ordre de service prescrivant de commencer l'ensemble des travaux sera notifié à chaque entreprise titulaire d'un lot.

## 3-3. Délai(s) distinct(s)

Sans objet.

# ARTICLE 4. PAIEMENTS

Les modalités du règlement des comptes du marché sont spécifiées à l'article 3-2 du CCAP.

☐ **Entreprise unique**

Le maître d'ouvrage se libérera des sommes dues au titre du présent marché en faisant porter le montant au crédit du compte (joindre un RIB ou RIP) :

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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Toutefois, le maître d'ouvrage se libérera des sommes dues aux sous-traitants payés directement en en faisant porter les montants au crédit des comptes désignés dans les annexes, les avenants ou les actes spéciaux.

☐ **Groupement (qu’il soit conjoint ou solidaire)**

Le maître d'ouvrage se libérera des sommes dues au titre du présent marché en faisant porter le montant au crédit des comptes (joindre un RIB ou RIP) :

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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| **Cotraitant 2** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| **Cotraitant 3** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| **Cotraitant 4** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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|  | code banque : |  | | | |  | | | |  | | | |  | | | | |  | | | | code guichet : | | | | | | | | | | | |  | | |  | | |  | | |  | |  | | |  | | | | | | | | |  |
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| **Cotraitant 5** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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Toutefois, le maître d'ouvrage se libérera des sommes dues aux sous-traitants payés directement en en faisant porter les montants au crédit des comptes désignés dans les annexes, les avenants ou les actes spéciaux.

☐ Entreprise **unique**

Le titulaire désigné ci-devant :

☐ **refuse** de percevoir l'avance prévue à l'article 5-2 du CCAP.

☐ **ne refuse pas** de percevoir l'avance prévue à l'article 5-2 du CCAP.

☐ Groupement **(qu’il soit conjoint ou solidaire)**

| **N° du cotraitant** | **Avance prévue à l'article 5-2 du CCAP** | |
| --- | --- | --- |
| 1 | ☐ refuse de la percevoir | ☐ ne refuse pas de la percevoir |
| 2 | ☐ refuse de la percevoir | ☐ ne refuse pas de la percevoir |
| 3 | ☐ refuse de la percevoir | ☐ ne refuse pas de la percevoir |
| 4 | ☐ refuse de la percevoir | ☐ ne refuse pas de la percevoir |
| 5 | ☐ refuse de la percevoir | ☐ ne refuse pas de la percevoir |

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| --- | --- | --- | --- | --- | --- |
| Fait en un seul original | | | | | |
| à : |  | le : |  | |  |
|  |  |  |  | | |
| Mention(s) manuscrite(s) "lu et approuvé" signature(s) de l'/des entreprise(s) : | | | | | |
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| **Visas** | |
| à :  le : | Avis de l'autorité chargée du contrôle budgétaire régional  Avis :  à :  le : |

|  |  |
| --- | --- |
| **Acceptation de l'offre** | |
| Est acceptée la présente offre pour valoir acte d'engagement. | |
| Le représentant du Maître d'ouvrage | |
| à : | le : |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Date d'effet du marché** | | | | | | | | |
|  | | | | | | |  |  |
| Reçu notification du marché le : | |  | | | |  | | |
|  | | | |  | | |  |  |
| Le **titulaire / mandataire du groupement** : | | | |  | |  | | |
|  | | | | | | | | |
| Reçu le | l'accusé de réception de la notification du marché | | | | | | | |
| du **titulaire** / **mandataire du groupement** destinataire.  Pour le représentant du Maître d'ouvrage, | | | | | | | | |
| à : | | | le : | |  | | | |

☐ **ANNEXE N°\_\_\_ A L'ACTE D'ENGAGEMENT EN CAS DE**

**GROUPEMENT**

**Détail des prestations exécutées par chacun des cotraitants**

**Répartition de la rémunération correspondante**

**1. Détail des prestations :**

| **Nom du mandataire**  **cotraitant 1** | | **Prestations du mandataire - Poste(s) technique(s)** |
| --- | --- | --- |
|  | |  |
|  | |  |
|  | |  |
| **Autres cotraitants** | | **Prestations des autres cotraitants - Poste(s) technique(s)** |
|  | |  |
| **N°2** |  |  |
|  | |  |
| **N°3** |  |  |
|  | |  |
| **N°4** |  |  |
|  | |  |
| **N°5** |  |  |

**2. Répartition de la rémunération**

| **Prestations** | | | | | **Montant hors TVA** | **Montant TVA** | **Montant TVA incluse** |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **Mandataire - cotraitant 1** | | | | |  |  |  |
|  | | TVA |  | % |  |  |  |
|  | | | | |  |  |  |
| Prestation de mandat | | | | |  |  |  |
|  | | | | |  |  |  |
| **Total mandataire** (I) | | | | |  |  |  |
| **Autres cotraitant** | | | | |  |  |  |
| N° | 2 | TVA |  | % |  |  |  |
|  | | | | |  |  |  |
| N° | 3 | TVA |  | % |  |  |  |
|  | | | | |  |  |  |
| N° | 4 | TVA |  | % |  |  |  |
|  | | | | |  |  |  |
| N° | 5 | TVA |  | % |  |  |  |
|  | | | | |  |  |  |

|  |  |  |  |
| --- | --- | --- | --- |
| **Total autres cotraitants** (II) |  |  |  |
| **Total du marché** (I) + (II) |  |  |  |

| **Prestations** | | | | | **Montant hors TVA** | **Montant TVA** | **Montant TVA incluse** |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **Mandataire - cotraitant 1** | | | | |  |  |  |
|  | | TVA |  | % |  |  |  |
| Prestation de mandat | | | | |  |  |  |
| **Total mandataire** (I) | | | | |  |  |  |
| **Autres cotraitant** | | | | |  |  |  |
| N° | 2 | TVA |  | % |  |  |  |
| N° | 3 | TVA |  | % |  |  |  |
| N° | 4 | TVA |  | % |  |  |  |
| N° | 5 | TVA |  | % |  |  |  |
|  | | TVA |  | % |  |  |  |
| N° | 2 | TVA |  | % |  |  |  |
| N° | 3 | TVA |  | % |  |  |  |
| N° | 4 | TVA |  | % |  |  |  |
| N° | 5 | TVA |  | % |  |  |  |