

THE SOCIALIST REPUBLIC OF VIETNAM
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REGULATION
THE CONTEST FOR SELECTING THE PROMINENT
ARCHITECTURAL WORK AT THUY VAN SQUARE
Project: The renovation of Thuy Van artery, Vung Tau city

*(Attached with the Decision No. /QD-UBND dated January 2024
of the People's Committee of Vung Tau city)*

Vung Tau, January 2024

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I. General information of the contest:

1. The name: The contest for selecting the prominent architectural work at Thuy Van square;
2. The contest decider: The People’s committee of Ba Ria – Vung Tau province;
3. The contest organizer: The People’s committee of Vung Tau city;
4. The contest consultant: The project management board for investment and construction 1 of Vung Tau city;
5. The site for construction: at the main square, closed to the intersection of Thuy Van and Le Hong Phong streets, Ward Thang Tam, Vung Tau city;
6. The contest venue: Vung Tau city.
7. The fund for contest: the provincial budget capital.

II. The content of regulation:

1. The approach, scale, nature, purpose and requirements of the contest:

1.1. The form of architectural plan contest:

- Open contest according to the Decree No. 85/2020/ND-CP dated July 17, 2020 of Government for elaboration of the Law on Architecture
- The contest participants: all of the domestic or international consultant organizations and individuals (hereinafter referred to as consulting units) with the qualified capacity meeting the specific requirements for the contest.

1.2. The scale of project:

The construction site for the prominent architectural work is located on the Thuy Van street’s frontage, next to the main square area and also at the intersection of Thuy Van and Le Hong Phong street. The site is approximately 16,000m² and its researched boundary has a radius of about 25m (approximately

2,000m²), which can be synchronized with the space of Thuy Van square. The specific location for building site would be determined according to the architectural master plan scaled of 1/500 of Thuy Van street.

This place is expected to be the most highlight square of the seaside public open space, where events could be held with an expected scale for more than 100.000 people. This square is fully equipped with all functions are listed below:

- Serving local and international festivals or worthy events as the role of a famous coastal tourist city;
- Multi-disciplinary exhibition;
- A chilled place for local community and tourists to enjoy the seaside landscape;
- Utilities for rescue, security, and protection for the central square.

1.3. The nature of project:

- This is a prominent symbolism architectural artwork, which expresses the urban landscape nature and cultural significance of the Vung Tau city.
- The contest aims to mobilize all of the domestic and foreign experienced consultant units with qualified capacity to participate in the contest and to seek the best architectural proposal for the prominent architectural work of Thuy Van square.

1.4. Goals of project:

- The main goals for the organization of a contest for seeking the prominent architectural work at Thuy Van Square, a part of the Thuy Van artety's renovation project is finding a unique creative idea combined with contemporary symbol for the most iconic architecture work at the square to advertise the tourism brand of Vung Tau city. In addition, this architectural work is not only the urban landscape category for the public square but also reflects the local cultural characteristics with highly urban identity and capability to evoke the emotions of local residents or visitors.

- By the contest, the organizer want to find the best consulting unit with the most appropriate capacity for conducting the next step of the construction project.

1.5. Contest requirement:

The contest proposal must:

- In accrodance with the Design Task for Project;
- To ensure the time schedule and specific requestment of this Regulation.

2. Rules on the conditions for participating; criteria, content and process; time and location; contest dossier and the validity of the contest dossier.

2.1. Rules on the conditions for contest participating:

+ Allowed participant in the contest:

All of the consultant units (including Domestic and International units) meet all of the following conditions:

- Highly professional in design, with practical experience in similar architectural genres;
- The project leader must be qualified with specialized certificates according to current State regulations;
- The participants don't pay any fee to participate in the contest;

The Organizer of the contest doesn't support any costs for the participants except for prizes (after tax deducted in accordance with the Law of Vietnam);

+ Not allowed participants in the contest:

- Member of the Examination's Council;
- Member of the Contest Organizing Board and Technical team;
- The advisory experts of the Contest Organizing Board;
- The individuals related to the task of organizing the contest.

+ Rules on the joint venture cases:

- Organizations and individuals participating in the contest can take the partnerships with other consultants as joint ventures but these ventures have to meet the conditions setting by the Contest organizing board. In this case, there must be one main responsible unit.

- Each consulting unit can only participate in one joint venture.

- The design consulting joint venture must have a written agreement between the joint venture members. The joint venture agreement document must be sent to the Contest Organizing Board along with the contest registration forms.

- All issues regarding to the rights and obligations between the parties in the joint venture are agreed and solved upon by themselves, and the Contest Organizing Board is not responsible for the participant's problems.

- Competing units can collaborate with an expert or a group of experts with reputation, experience and capacity to ensure the work results. In this case, the consulting unit does not need to send the record of agreement to the Contest Organizing Board. The names and scientific backgrounds of these experts must be stated by the competing unit in the list of personal participating in conducting the proposal of architectural design plan.

2.2. Criteria, content and the organizational sequence:

+ Criteria and content:

Organizations and individuals registering for the contest send to the Contest Organizing Board a registration dossier including the following documents:

a. The registration form to participate in the contest (attached form at the Appendix 1).

b. All of the degrees, specialized practical certificates, declarations of the capacity and experience of the project's chief architect (*according to the attached form from Appendix 2 - Appendix 6*), which are bound into book and including following documents:

- Joint venture agreement in case of a design consulting joint venture registering to participate (*Form attached in Appendix 2*).

- A table summarizing the process and achievements of the Participant Unit (*Form attached in Appendix 3*), which clearly states the participated contest and awards has been achieved in the field of architectural design (*attached with supporting documents*).

- The personal resume and achievements of the chief architect (*Sample attached in Appendix 4*).

- List of expected people participating in the contest with their resumes and personal achievements (*Form attached in Appendix 5*).

- List of conducted projects in the field of planning and architecture from 2020 to 2023 (*Form attached in Appendix 6*).

- In addition, the consulting units can add their capacity profile and other information if necessary.

- Besides the hard copy of the registration dossier, the participant units must to submit their soft file with the format of [.doc] and [.pdf] for all of the completed Appendices via email: Ban2vt@gmail.com.

c. The contest registration dossier is placed in the hard package with the name of registered consultant unit and sent to the Contest Organizing Board at the prescribed time.

d. The Contest organizing board can request the consulting units to clarify and supplement documents proving the capacity, in filed experience of themselves

2.3. Organizational sequence:

- + The contest organizer publish the public contest invitation on several mass media channel, social network and electric information portal of Vung Tau city; release relevant documents, conduct in the field trip for participants at the construction site.

- + All of the participants will receive a set of documents included the contest regulations, design task, detail-site masterplan, other relevant documents for conducting their design plans.

+ The participant units submit their proposal at the Office of Project Management Board for investment and construction 1 of Vung Tau city (via address at No.18, 3/2 street, Ward 8, Vung Tau city). The Project Management Board will coordinate with the Contest's Technical Team to synthesize the scale and relevant data, documents of each design option;

+ The Contest's technical team will synthesize all of comments and examination's results of these proposals before sending the final report to the Examination Council.

+ All of the consulting units would present their proposal in front of the Examination Council và Head of Provincial Specialized Agency at the Main Hall of the People's Committee of Vung Tau city (at No.89, Ly Thuong Kiet street, Ward 1, Vung Tau city). The Examination Council would analyze and evaluate by secret ballot for each contest proposal according to the Contest's criteria.

+ After getting the Contest's results, the Contest Organizer - The People's Committee of Vung Tau city - will base on the report of Examination Council and continuously submit it to the The People's Committee of Ba Ria - Vung Tau province for consideration and final decision on the chosen proposal for implementing the next steps.

+ The Chairman of the People's Committee of Ba Ria - Vung Tau province will decide the final proposal for constructing.

After the final proposal will be selected, the People's Committee of Vung Tau city publishes the final results, dicusses and negotiates with the Consulting unit (the owner of selected architectural design plan) to implement the next step.

2.4. Time and location for the contest:

- Time: estimated time to organize the contest: in the Quarter 01 of 2024 according to the Approval Plan for Contest.

- Location for submit the registration documents: the Office of Project Management Board for investment and construction 1 of Vung Tau city at No.18, 3/2 street, Ward 8, Vung Tau city; phone number: 0254.3.510.039; Fax number: 0254.351.0038.

- Location for presenting the proposal: Tthe People's Committee of Vung Tau city at No.89, Ly Thuong Kiet street, Ward 1, Vung Tau city, Ba Ria Vung Tau province.

2.5. The contest dossier:

+ The contest dossier: The participant unit submit a set of architectural design plan for the Contest Organizing Board. The design plan is specifically expressed as below:

* Idea presentation:

a. The idea presentation of the architectural design plan is presented on A4 paper and must show the following contents:

- Present the ideas; ideological and artistic contents of the architectural work.

- Analysis in accordance with the urban planning scheme, surrounding landscape of the area, expected technical solutions inside and outside the project;

- Preliminary estimate of technical solutions, lighting, and construction materials.

- Estimate the total investment for the proposed architectural design plan in accordance with the scale and investment rate according to current regulations.

* The drawing's requirements:

a. 01 to 03 of overall drawings (Overview plan of the project) with the correct scale and printed with color on A0 paper size; other sets of drawings can be printed with color on A3 paper size.

- The contest dossier must be expressed fully and clearly all of the content of the proposal.

b. The drawing component:

- Overall plan with the scale from 1/500 to 1/200 clearly shows the relationship between the architectural work and the urban transportation network, surrounding landscape space, and also attaches with the basic data of the work according to the described instructions in Design Tasks;

- Perspective drawing of the architectural work from 4 different angles including: view from Thuy Van street; view from the sea showing the entire work and 2 other optional angles (depends on the consultant's opinions).

- Overall perspective of the entire project;

- The drawings express the architectural plan, façade and sections of the work.

- In addition, the consulting units can add other drawings to describe the details of the their work necessary.

c. Attached with the PowerPoint file to illustrate the idea, main points of the narration, render images for serving the Examination Council.

* Video/clip: Each consulting unit is encouraged to make a short video introducing its architectural design plan (not required).

* Model: Overall model with the scale of 1/300;

Note: the model requirement is just applied for the winning consulting unit for the idea presentation.

2.6. The validity of the contest dossier:

2.6.1. The participants submit the contest dossier:

a. The contest dossier is the set of design plan and documents sent by the Participant Unit to the Contest Organizing Board by direct submission.

b. The number of submitted contest dossier:

- 01 set of A0 drawings (including 01 to 03 overall drawings – overview drawings of the project);

- 20 sets of A3 paper drawings;

- 20 sets of A4 paper narrations;

- 01 USB containing these following contents:

- + A full narration by Microsoft Word software;

- + A presentation file by Microsoft Power Point software;

- + A set of drawing files and 3D video (if any)

- Model (if necessary).

c. Financial proposal envelope:

The contest is sealed in the participant's sealed envelope include:

- Name of the consulting unit, address, contact phone number, tax code, business registration certificate (if any)

- The bank account of the consulting unit for the Contest Organizing Board transferring the support funds or prizes (if any).

- The Proposal of the design costs for next step (conducting the feasibility study report of work, implementing the construction design after basic design) but it's not exceed the approved costs according to the current regulations, and the proposal must describe the corresponding specific workload.

d. The Contest Organizing Board would prepare a receipt clearly stating the quantity, ingredients, and condition of proposal dossiers. The representative of the Contest Organizing Board and the participant unit submitting the proposal will sign together in the receipt.

e. The receipt of proposal dossier is made in 02 copies for the participant unit and the Contest Technical Team.

f. Participant unit must pay attention to the safe preservation of the proposal product when transferring it to the Contest Organizing Board. The Contest Organizing Board only accepts the intact and none damaged product.

2.6.2. General requirement of the proposal product:

a. The writing and symbols in the proposal product must only be used in Vietnamese. Other languages may not be used in the submitted proposal dossier.

b. Unit of measurement: All measurement and dimensional information must use the meter (m) or millimeter (mm) measurement system and be clearly noted on the drawing.

c. Form of expression: symbols and colors follow the current conventions of architectural design drawings.

d. Total investment and construction costs must use by the currency unit of Vietnam Dong (VND)

e. The serial number of drawings is laid out on the right corner below the drawing, the height of serial number is 2cm

2.6.3. In case of exclusion, the Contest Organizing Board will remove the participant from registered list or not accept for presenting the design plan in front of Examination Council for the consulting units do not meet the basic requirements of the Contest Regulations, including following cases:

a. The subjects are not allowed to participate in the contest and don't meet the requirements of the Regulation as described in Point 2.1, Section II.

b. The consulting units are not on the list of properly registered participant, which has been prescribed in Point 2.2, Section II.

c. Submitting lack of quantity and content of prescribed proposal dossier or not punctual or at the wrong location.

2.6.4. Requirement for consulting units in the proposal reporting session:

a. The contestants must be present atleast 30 minutes before the beginning of proposal presentation.

b. Time for presentation and answering all of the questions for each architectural design plan: maximum 45 minutes (including translation time if any)

c. Other requirements will be notified by the Contest Organizing Board to the Contest participants in writing form at least 03 days before the contest.

2.6.5. Sealing and envelope writting of the contest dossier:

a. Participants must affix and seal the envelopes containing the Contestant unit information and Financial Proposal.

b. The layout of envelope containing "Contestant unit information":

- The outside of the envelope: clearly state the name of contest;

- The contain inside the envelope includes:

+ Name of the Consulting unit, address, phone number, fax number, email, contact point (name, phone number, email);

+ Financial proposal envelope (sealed);

+ Statistic table of ingredient of the contest design product;

c. In case of the envelope is not sealed properly but still has complete information as above, the Contest Organizing Board is not responsible for mistakes or soon opening or missing/lost information and the contestant has no right to complain about it.

d. The Contest Technical Team will make a receipt of each proposal dossier and clearly state the quantity, component of the dossier, status quo of dossier. Both of the representative of the Technical Team and the person submitting proposal dossier will sign in the receipt.

e. The receipt of proposal dossier is made in 02 copies for the participant unit and the Contest Technical Team.

f. The contestants are not allowed to change the design plan dossiers after the submission deadline. During the process of evaluating the proposal dossier, the Contest Organizing Board may request the contestants to clarify the content of the proposal dossier in form of direct or indirect communication, but ensure no changes are made in the initial dossier. The requests from the Contest Organizing Board and all of the responses from contestants must be expressed in writing form and kept in storage by the Contest Organizing Board according to contest regulations.

2.6.6. Receiving the contest dossier:

a. The Contest Organizing Board encourages the consulting units to submit the contest registration documents and design proposal dossiers directly to Board at the prescribed address. In case of sending via postal service, time for receiving documents/products is calculated according to the postmark of arrival time at the destination;

b. Time to receive the contest dossier: before 14:00 pm onof 2024;

c. Reception location: The project management board for investment and construction 1 of Vung Tau city at No.18, 3/2 street, Ward 8, Vung Tau city, Ba Ria - Vung Tau province; Phone: 0254.3.510.039; Fax: 0254.351.0038;

d. Contact person: Ms. Duong Thi Sen – The Contest Technical Team; Phone: 0933 008 488 - Email: Ban2vt@gmail.com

3. Composition of the Examination Council and basic information about the expertise and experience of the Council members:

- The member of Examination Council would be decided by the Chairman of the People's Committee of Ba Ria – Vung Tau Province in accordance with the provisions of Article 19, Decree No. 85/2020/ND-CP dated July 17, 2020 of Government for elaboration of the Law on Architecture. The Council members do not have direct relationships with the contestants. The Examination Council will be responsible for reviewing, analyzing and evaluating all of the contest

proposal to select the best option for the prominent architectural work at Thuy Van square.

- The Technical Team will assist the Examination Council in synthesizing specialized opinions; checking and evaluating the specifications and detailed content of the contest proposals according to the requirements of the Examination Council.

4. Costs of organizing the contest, basis for building the design fee.

4.1. Cost of organizing the contest: Based on the cost estimation approved by the legal authority.

4.2. Basis for building the design fee: Based on current Vietnamese law and regulations.

5. Prizes, benefits for participants:

- 01 first prize costs : 200.000.000 VND.
- 01 second prize costs : 100.000.000 VND.
- 01 third prize costs : 50.000.000 VND.

- Maximum of 03 next prizes after the third prize (*with 3 highest score evaluated by the Examination Council next behind the third prize*) with the maximum value of each prize is 20.000.000 VND (*By words: Twenty million Vietnam Dong*).

6. Rights and responsibilities of related parties, copyright;

+ Rights of the participant unit in the contest:

- The design plans of the contest are guaranteed the copyrights according to Vietnam's law on intellectual property.

- The consulting unit with the selected design plan will be given the priority to continuously conducting the project on the next steps. The capacity and experience of selected unit must be in accordance with contest regulations to be considered for negotiating and signing a contract to implement the next steps. If the selected consulting unit does not meet the requirement to carry out the next steps (including consulting in preparing a feasibility study report and construction design), it can take the partnership with other consulting unit to have enough capacity for keep conducting next steps of the project.

- If the selected consulting unit refuses to take part in the next steps of the project, the Contest Organizer will negotiate to use the winning architectural design proposal for next steps (according to Vietnam's law on intellectual property). In case negotiation is not successful, the next ranked proposal will be selected option to negotiate and sign in the contract.

- The consulting units participating in the contest do not have the right to request the Contest Organizer, the Contest Organizing Board, the Examination Council and other organizations/agencies related to this Contest to explain the final results.

- By participating in the architectural design contest for seeking the prominent architectural work of Thuy Van square, all of the participant unit is considered as researched, acknowledged and voluntarily complied with the Contest Regulations issued by the Contest Organizing Board

+ Responsibilities of participants in the contest

a. Comply with the all provisions of the Contest Regulations.

b. Must have full eligibility and capacity to operate construction activities according to the current Vietnamese law and have experience in creating architectural and aesthetic design projects. Detail information is listed as below:

- Have legal registration of the establishment and the operation issued by the competent authority where the consulting unit is operating;

- Independent financial accounting;

- Not in the process of dissolution and not concluded to be in bankruptcy or unable to pay debts according to the current law.

c. The Architectural design plans in the contest do not violate the copyright, creative ideas or design plans of other projects.

d. Complete the architectural design plan based on the opinions of the Examination Council and specialized experts in case of the proposal is selected for conducting on the next steps (costs have been included in the award/support).

e. The contestant must pay all of the costs related to the contest registration and contest participation.

Trách nhiệm của Cơ quan tổ chức thi tuyển và Đơn vị tổ chức cuộc thi:

The responsibilities of the Contest Organizer and the Contest Organizing Board:

- Follow the approved contest regulation.

- Create the favorable conditions for the Examination Council to perform and complete their tasks. Do not use the individual's influence to falsify the contest results

7. Other regulations.

+ Confidentiality, copyright, ownership

1. The design products of contestant units are preserved and kept confidential by the Contest Organizing Board during the judging period.

2. The contest organizer is the owner of all contest design products and has the right to announce the contest products, has full rights to use all contest products of the consulting units to implement the next step of project without permission from the designer or paying additional funds. The consulting unit is entitled to copyright for its architectural design plan according to the Vietnam's

law on intellectual property, but all of the design products in this contest are not allowed to be used in any other contests/projects or architectural works.

3. The contest proposals, contest products (maps, drawings, models, reports, presentation files) submitted by the consulting units will become the property of the Contest Organizer and will not be returned back to the contestant units.

4. The selected design plan is given the priority to keep developing on the next steps through the results of design contract negotiations.

5. The Contest Organizer will make the agreement with the winning consulting unit to use and supplement ideas from the other design plans to complete the design of project.

6. The participant units in the contest have to commit that all records, documents, and design plans made by them must ensure that they do not violate the copyright or intellectual property rights of any other individual or third party. The consulting units must be responsible for the copyright and intellectual property rights of their design products, including ideas, content, narration, drawings, and software. .. against the third parties in case of any complaint happened. If the violations of copyright and intellectual property rights cause damage to the Contest Organizer, the consulting units causing the damage must compensate, including the awards and support funds received.

7. The contest organizer will not be responsible for any consequences from complaints that any ideas, content, explanations, drawings, software... or any document of the product violating the copyright or intellectual property rights of another individual or third party. In case of violation, the participant causing the problems in the Contest must be responsible for compensating damages to related parties.

8. Before publishing the final results of the contest, the participant units are not allowed to use, provide, or display any design products of the Contest for any purposes without permission from the Contest Organizer.

9. The participant units in the Contest can use the their design plan to introduce their consulting capabilities after the end of the Contest.

8. Comply with the contest rules..

- The Contest Organizing Board, the Technical Team, the Examination Council, the Contest Organizer, and related parties commit to comply with all of the regulations of the Contest Regulation.

- The contest dossier which do not comply with the regulations of the Contest Regulation will be disqualified. The decision of the Contest Organizer regarding the violations of the Contest Regulations will be the final and binded on both of the parties.

9. Registration form to participate in the contest.

- Contest registration form;
- Joint venture agreement (if any);
- Summary of the operating process and achievements of the consulting units;
- Resume of the expert;
- List of expected designer/ architect to participate in conducting the proposal;
- List of projects that have been implemented in the field of architectural design from 2020 to 2023;

During the contest, if there is any additional or modified information (if any), the Contest Organizer and participant units will discuss and exchange the details. All of the disputes are arbitrated according to the provisions of Vietnamese law.