



ADDENDUM NUMBER 2 OF PVOC TENDER No. KEBS/T012/2017-2020

QUESTION 1:

The tender form as provided page 44 of the tender document does not seem applicable/ appropriate because it states at the end of the Number 1 'for sum of' while we do not offer a lump sum fee but a fee per route, please clarify

ANSWER 1:

In completing the tender form, tenderers are required to refer to their financial proposal per route instead of inserting the sum at the end of Number 1.

QUESTION 2:

Please clarify if the tender form needs to be included in Envelope A- Technical Proposal or in Envelope B- Financial Proposal

ANSWER 2:

The Tender form to be included in Financial Proposal - Envelope B.

QUESTION 3:

As far as the performance security is concerned, it is mentioned it will be 5% of the tender price per zone. Please clarify how its value will be calculated.

ANSWER 3:

Performance security shall be 5% of the tender price per zone. For purposes of this tender, bidders shall use the, their proposed verification fees for route A multiplied by the approximated total Fob values for certified goods per zone given in the table under Section VI clause 6.3 to calculate the tender price. The currency for the approximated FoB value given in that table is United States Dollars (USD).

QUESTION 4:

Section 6.3 Distribution of zones under this tender; could you please specify whether the approximated FoB value for certified goods is a cumulated value over the period January 2015 TO June 2017 or if these figures are yearly certified values?

ANSWER 4:



The approximated FoB value for certified goods is a cumulated value over the period January 2015 to June 2017.

QUESTION 5:

Could you please provide us with the repartition of the files among the three routes (A, B and C) for the period January 2015 to June 2017 as for the approximated FoB Value of the certified goods.

ANSWER 5:

The proportion of goods certified under the three routes A, B and C in the period January 2015 to June 2017 is as follows:

- Route A = 70%
- Route B = 20%
- Route C = 10%

QUESTION 6:

Page 15 clause 2.11.2. (a) preliminary evaluation

2. **Certified** copy of certificate of incorporation

3. Tenderers must provide **certified** copy/ies of all necessary license/s to do business in each of the countries listed in column 5 of the table given in Section VI (Clause 6.3) in the zones bidded for.

Page 17 clause 2.11.2. (b) the technical evaluation

4. Qualifications and experience of the company's personnel

ii. Curriculum vitae for management, supervisory and quality assurance staff directly involved in the management of the service required. The CVs must be signed by the owners and **certified by an attorney**.

Page 20 clause 2.22.1 Criteria for Evaluation of Technical Proposals

1. Evidence of the tenderer's physical presence and location, to provide PVoC services in each of the countries in the zone(s) bidded for.

Copy/ies of Title/lease/tenancy agreement for offices **certified by an attorney** for each location Shall all the certified copies as referred above, with or without "by an attorney", be interpreted as notarization or certificate of lawyer?



ANSWER 6:

Refer answer 4 in addendum No. 1

QUESTION 7:

Page 8 clause 2.15.1 The tenderer shall seal the original and each copy of the tender in separate envelopes, duly marking the envelopes as “ORIGINAL” and “COPY”. The envelopes shall then be sealed in an **outer envelope**.

Page 19 clause 2.14.3 The **outer envelope** of the original shall be clearly marked “Original” while the **outer envelope** of the each of the copies shall be clearly marked “Copy”.

The “outer envelope” elaborated on Page 8 clause 2.15.1 seems not to be the same, as the tenderer’s understanding, as the “outer envelope” elaborated on Page 19 clause 2.14.3, therefore hereby to request to clarify the naming the **envelopes (four in total) of the “original” and “copy”**, and the naming of the **envelope (only one) consisted of those of the “original” and “copy” in total**.

ANSWER 7:

There are two sets of envelopes; Envelope A for Technical Proposal and Envelope B for Financial Proposal. Each set must have original and copy clearly marked and placed in two separate envelopes, bring the total number of envelopes per set to two (2).

QUESTION 8:

Page 6 clause 2.12.3 The tender security shall be denominated in United States Dollars and shall be in the form of: b) A bank guarantee from **recognized financial institution**

Page 18 clause 2.12.3 The tender security shall be denominated in United States Dollars and shall be in the form of: b) A bank guarantee from **international recognized institution**.

Should the bank guarantee required above be interpreted as shall come from recognized financial institution which has been licensed in tenderer’s country by main regulatory body and is capable of international transactions?



ANSWER 8;

Please refer to answer 15 in addendum Number 1.

QUESTION 9

Shall be 5 % of the tender price per zone

How to calculate the performance security of 5%? Based on what value? Since the FOB value provided covers a 2.5-year period?

Please provide a sample calculation.

ANSWER 9

Refer to Answer 3 above

QUESTION 10

'Within thirty days (30) days) after signing of the contract, the contractor shall place an irrevocable performance security in favor of the client for the amount of United States Dollars equivalent to 5% (ten percent) of the tender price per zone by instrument issued in United States Dollars by a recognized financial institution acceptable to the client, guaranteeing the fulfillment of their contractual obligations'.

Confirm correct value, please:

5% or 10%?

ANSWER 10

This has been clarified in Addendum number 1 as answer 13

QUESTION 11

In countries where the tenderer proposes to use subcontractor/s, the subcontractor to be used by the tenderer must be a legally registered company.

Is it not allowed to work with freelancers duly registered as approved and competent inspectors? - for inspection?



ANSWER 11

No. The subcontractors must be legally registered companies.

QUESTION 12

The tenderer must demonstrate physical presence (without subcontracting) in countries listed in column 5 of the table given under Section VI Clause 6.3.

What if the bidding company does not have a legal entity **in every** listed country defined as “mandatory” within the selected zone?

E.g. The bidding entity is present in all countries of one zone but does not have any legal entity in one mandatory country.

ANSWER 12

Tenderers must meet all the preliminary requirements for each zone to qualify for technical evaluation for that zone.

QUESTION 13

The Contractor shall acquire the current editions of Kenya Standards on product requirements and test methods through direct purchase or subscription to KEBS Information Resource Center. Acquisition of the relevant Kenya standard is a pre –requisite for certification of any product.

Is it possible to get subscription rates from the resource center for viewing/access and at a discounted rate?

ANSWER 13

Yes, it is possible to get subscription rates from the resource centre. Kindly visit webstore.kebs.org

QUESTION 14

The contractor shall not engage services of a new subcontractor without consent from KEBS.
How long does it take to receive the approval by KEBS?

ANSWER 14

It will take a maximum of approximately 30 days for KEBS to approve a new subcontractor.



QUESTION 15

Route D: Inspection of consolidated cargo imports
Inspection by the PVOC Agents in The Country of Supply.

Will KEBS circulate the list of the registered consolidators to the Contractors?

Will KEBS provide more information?

ANSWER 15

Yes, this information will be given out to successful tenderers during programme implementation.

ALL OTHER CONDITIONS REMAIN THE SAME.

MANAGING DIRECTOR