



## **ADDENDUM NUMBER 5 OF TENDER NO. KEBS/T012/17-2020**

### **Question 1: Eligible tenderers**

Each tenderer proposing in this Tender shall fulfill the following requirements:

- i. The tenderer MUST demonstrate physical presence (without subcontracting) in countries listed in column 5 of the table given under Section VI Clause 6.3. In the event that the tenderer is not physically present in any of the remaining countries within the zone bid for, the tenderer shall confirm that it shall offer the required services through a subcontractor.
- ii. The tenderer MUST BE A LEGALLY REGISTERED COMPANY AND MUST HAVE THE PHYSICAL AND TECHNICAL INFRASTRUCTURE AND QUALIFIED PERSONNEL required for performing the required service in the zones bid for.

**A lot of imports including counterfeits goods come through Somalia. Kindly share with us any reasons you didn't consider including this region amongst any of the compulsory inspected zones in column 5?**

### **Answer 1**

In listing the countries where the tenderer must demonstrate presence, we have taken into account the governance regime and trade volumes from the specific countries. Imports from Somalia will be subjected to destination inspection by KEBS.

### **Question 2: At the preliminary stage No. 10:**

"The tenderer must provide evidence of having offered similar services of the same magnitude for the last five years" –

**Does this mean the Local Kenyan Companies will be exempted from this clause as there is no Kenyan company that has the same experience for the last five years?**

### **Answer 2:**

This is an international tender and experience in offering similar services is one of the key requirements which is meant to demonstrate the tenderer's ability to provide the required services. The experience is not restricted to services offered to KEBS and as such no bidder shall be exempted.

### **Question 3**

On the technical evaluation No. 2: **"Evidence of the current accreditation to ISO/IEC 17065" is an added advantage.**

**What are the other options to this standard that will award the 2 marks as this is just an added advantage? What is its relevance to the tender yet even KEBS has not that standard.**



### **Answer 3**

**PVoC programme, as detailed in the certification routes, provides for product certification through registration (Route B) and licensing (Route C) hence the requirement that tenderers demonstrate competencies in the same via accreditation to ISO 17065. There is no any other option to this standard.**

### **Question 4:**

Under “Qualifications, competence and roles of personnel to be utilized in the performance of services under this contract for each country in the zone bidden for.”

**Evidence of inspectors certified by IFIA carries 2 marks, does it mean that people not participating in Zones 3, Zone 4, Zone 13 and Zone 14 will be deducted 2 marks as it is part of the marks totaling to 70 marks or it will be awarded to them for free?.**

### **Answer 4:**

**Please refer to addendum 1 Answer 5.**

### **Question 5:**

On the “The tenderer’s experience in providing similar verification of conformity services for general goods as well as certification services for medical devices on behalf of regulatory authorities” - The tenderer should include a brief description of similar completed contract/s, name of contracting authority/ies, nature of service provided and duration served - 3 marks for a contract of minimum 5 years

- Testimonial with contact information from regulatory authorities 2 marks for one satisfactory testimonial
- The tenderer should include a brief description of similar completed contract/s, where medical devices certification was provided and duration served - 3 marks for a continuous contract of minimum 3 years.
- Testimonials (medical device certification) with contact information from the contracting regulatory authority/ies 2 mark for one satisfactory testimonial)

**Does this mean the Local Kenyan Companies will be exempted from this clause as there is no Kenyan company that has the same experience for the last five or so years?**

### **Answer 5:**

**This is an international tender and as such tender requirements apply to all tenderers without exemption.**



ALL OTHER CONDITIONS REMAIN THE SAME.

**MANAGING DIRECTOR**