

**Section - III**  
**Evaluation and Qualification Criteria**

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This Section contains all the criteria that the Employer shall use to evaluate bids and qualify Bidders. In accordance with ITB 35 and ITB 37, no other factors, methods or criteria shall be used. The Bidder shall provide all the information requested in the forms included in Section IV, Bidding Forms.

## 1. Evaluation

### 1.1 Technical Evaluation

1. The ITB 35.2 (a) and 35.2(b) are supplemented by the following listed requirements: The bidder shall demonstrate as part of the requirements of ITB 16.1 the design, installation and project management capabilities through detailed presentation of the firm's design, engineering, installation and project management methodology. This shall include method statements on,
  - a. Detailed Method statement describing all process of overhead line and underground cables design and installation.
  - b. Engineering of Distribution Lines
  - c. Project Management. The contractor will give a presentation of Project time – implementation schedule with matched resources (Human, Tools and Equipment) to ensure timely completion.
  - d. Quality control measures, a narration of specific quality control mechanisms measures at design, manufacture, erection, installation, testing and commissioning. The presentation shall include method of recruitment/selection of the subcontractors/sub suppliers and how they will be supervised.
  - e. Safety, Health and Environmental plan –This should Include a narration of expected safety risks, taking into account local conditions, and mitigation measures that will be adopted to ensure that the projects are completed without accidents, with minimum negative impact on the environment.
2. The Bid shall include documentary evidence of the bidder's qualifications, comprehensive enough to allow the Employer to carry out post-qualification as described in "2.0" below

### 1.2 Eligibility and Conformity of Facilities

1. Equipment and materials supplied shall meet the technical requirements, requirements of type test, routine test, sample test, prequalification test, and electrical test after installation as specified in technical specifications.
2. Bidders shall provide duly completed the following technical documents:
  - a. All Technical Schedules with detailed information of offered materials and equipment, in which all required information, should be filled completely as specified in the Tender documents.
  - b. Copies of Type Test Reports and technical documents (catalogue, brochures, drawings.) of each major item (Conductors, Insulators, Concrete Poles, Disconnectors and Line Hardware) offered. Copies of Type Test Reports shall meet the following requirements:
    - i. Type Test Reports shall be carried out by a laboratory independent from the manufacturer or with the witness of independent laboratory. Accreditation certificate for the testing laboratory shall be presented.

- ii. Results of type test shall have been conducted at least six (6) months prior to the date of tender submission. The bidder shall submit contact details (Title, email, and fax) of certifying laboratory.
  - iii. Testing materials and equipment in Type Test Reports shall have the same code/country / manufacturer and technical parameters as offered materials and equipment. Type tests of non-conforming materials/equipment shall not be accepted.
  - iv. Type Test Reports shall include all items tested and results confirming that they meet the requirements of applied standards as stipulated in Tender Documents.
3. The manufacturer of the major equipment (Conductors, Insulators, Concrete Poles, Disconnectors and Line Hardware) is required to have been awarded a valid ISO 9001 Certificate or equivalent Quality Assurance Certification.
4. References for similar types of major equipment (see “3” above) to be supplied must demonstrate that they have been installed and been in service for at least five (5) years outside the country of manufacture.
5. In the case of a Bidder who offers to supply and install major items of supply under the contract that the Bidder did not manufacture or otherwise produce, the Bidder shall provide the **manufacturer’s authorization**, using the form provided in Section IV, showing that the Bidder has been duly authorized by the manufacturer or producer of the related plant and equipment or component to supply and install that item in the Employer’s country. The Bidder is responsible for ensuring that the manufacturer or producer complies with the requirements of ITB 4 and 5

## 1.2 Economic Evaluation

The following factors and methods will apply:

### (a) Time Schedule:

Time to complete the Plant and Installation Services from the effective date specified in Article 3 of the Contract Agreement for determining time for completion of facilities is: **15months, and shall include time for design services of the contract.** Bids offering completion **after 15months** will be disqualified.

### (c) Specific additional criteria

The Employer shall, at its discretion, and for **evaluation purposes only**, add to the bid price the cost of quantifiable deviations and omissions from the Technical Specifications as identified in the bidding document. For purposes of contract however, the employer shall assume that the price of any omissions, even if not explicitly stated, is included in the bid price. In the case of deviations, the employer reserves the right to accept or reject offered equipment with unacceptable deviations from those specified in the tender.

**2. Qualification**

<b>Factor</b>	<b>2.1 Eligibility</b>						
<b>Sub-Factor</b>	<b>Criteria</b>					<b>Documentation Required</b>	
	<b>Requirement</b>	<b>Bidder</b>					
		<b>Single Entity</b>	<b>Joint Venture, Consortium or Association</b>				
			<b>All partners combined</b>	<b>Each partner</b>	<b>At least one partner</b>		
2.1.1 Nationality	Nationality in accordance with ITB 4.2.	Must meet requirement	Existing or intended JVA must meet requirement	Must meet requirement	N / A	Form ELI –1.1 and 1.2, with attachments	
2.1.2 Conflict of Interest	No conflicts of interests as described in ITB 4.3.	Must meet requirement	Existing or intended JVA must meet requirement	Must meet requirement	N / A	Letter of Bid	
2.1.3 Bank Ineligibility		Must meet requirement	Existing JVA must meet requirement	Must meet requirement	N / A	Letter of Bid	
2.1.4 Government Owned Entity	Compliance with conditions of ITB 4.5	Must meet requirement	Must meet requirement	Must meet requirement	N / A	Form ELI –1.1 and 1.2, with attachments	
2.1.5 Ineligibility based on a United Nations resolution or Borrower’s country law	Not having been excluded as a result of the Borrower’s country laws or official regulations, or by an act of compliance with UN Security Council resolution, in accordance with ITB 4.8	Must meet requirement	Existing JVA must meet requirement	Must meet requirement	N / A	Letter of Bid	

Factor	<b>2.2 Historical Contract Non-Performance</b>					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
			All partners combined	Each partner	At least one partner	
2.2.1 History of non-performing contracts	Non-performance of a contract did not occur within the last Five (5) years prior to the deadline for application submission, based on all information on fully settled disputes or litigation. A fully settled dispute or litigation is one that has been resolved in accordance with the Dispute Resolution Mechanism under the respective contract, and where all appeal instances available to the bidder have been exhausted.	Must meet requirement by itself or as partner to past or existing JVA	N / A	Must meet requirement by itself or as partner to past or existing JVA	N / A	Form CON - 2
2.2.2 Pending Litigation	All pending litigation shall in total not represent more than twenty percent (20%) of the Bidder's net worth and shall be treated as resolved against the Bidder.	Must meet requirement by itself or as partner to past or existing JVA	N / A	Must meet requirement by itself or as partner to past or existing JVA	N / A	Form CON – 2

Factor	<b>2.3 Financial Situation</b>						
Sub-Factor	Criteria					Documentation Required	
	Requirement	Bidder					
		Single Entity	Joint Venture, Consortium or Association				
			All partners combined	Each partner	At least one partner		
<b>2.3.1 Historical Financial Performance</b>	Submission of audited balance sheets or if not required by the law of the bidder’s country, other financial statements acceptable to the Employer, for the last Five [5] years to demonstrate the current soundness of the bidders financial position and its prospective long term profitability.	Must meet requirement	N/A	Must meet requirement	N / A	Form FIN – 3.1 with attachments	
<b>2.3.2 Average Annual Turnover</b>	Minimum average annual turnover of: <b>USD 9,000,000 for lot 1</b> <b>USD 6,400,000 for lot 2</b> <b>USD 3,900,000 for lot 3</b>  Calculated as total certified payments received for contracts in progress or completed, within the last Five (5) years	Must meet requirement	Must meet requirement	N/A	Must meet seventy percent (70%) of the requirement	Form FIN –3.2	



<p><b>2.3.3 Financial Resources</b></p>	<p>The Bidder must demonstrate access to, or availability of, financial resources such as liquid assets, unencumbered real assets, lines of credit, and other financial means, other than any contractual advance payments to meet the following cash-flow requirement:                  (i) Capacity to have a cash flow amount of:  <b>USD 906,000 for Lot 1</b>  <b>USD 640,000 for Lot2</b>  <b>USD 397,000 for Lot3</b></p> <p>(ii) The overall cash flow requirements for this contract and its current commitments.</p>	<p>Must meet requirement</p>	<p>Must meet requirement</p>	<p>N/A</p>	<p>Must meet eighty percent (80%) of the requirement</p>	<p>Form FIN –3.3</p>
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Factor	<b>2.4 Experience</b>					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
			All partners combined	Each partner	At least one partner	
2.4.1(a) General Experience .	Experience under contracts in the role of contractor, subcontractor, or management contractor for at least the last seven [7] years prior to the applications submission deadline, and with activity in at least nine (9) months in each year.	Must meet requirement	Must meet requirement	N / A	Must meet requirement	Form EXP-2.4.1
2.4.1(b) General Experience Outside country of Registration	Experience under contracts in the role of contractor, subcontractor, or management contractor for at least one infrastructure project outside the country of registration in the last seven (7) years. (Condition doesn't apply to companies registered in Kenya)	Must meet requirement	Must meet requirement	N / A	Must meet requirement	Form EXP-2.4.1
2.4.2 Specific Experience	(a) Participation as contractor, management contractor, or subcontractor, in at least two (2) contracts within the last five (5) years , that have been successfully and substantially completed and that are similar to the proposed Plant and Installation Services. The similarity shall be based on the physical size, complexity, methods /technology, with	Must meet requirement	Must meet requirements for all characteristics	N / A	Must meet requirement for one characteristic	Form EXP 2.4.2(a)

Factor	2.4 Experience					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
				All partners combined	Each partner	At least one partner
	<i>multiple sites</i> under one contract that are geographically widespread or other characteristics as described in Section VI, Employer’s Requirements.					
<b>2.4.2 Specific Experience</b>	(b) For the above or other contracts executed during the period stipulated in 2.4.2(a) above, a minimum experience in the following key activities as follows:  Design, supply and installation of 33KV and 66KV Lines and cables. Installation of OPGW, ADSS and associated works	Must meet requirements	Must meet requirements	N / A	Must meet requirements	Form EXP-2.4.2(b)

## 2.5 Personnel

The Bidder must demonstrate that it will have the personnel for the key positions that meet the following requirements:

No.	Position	Total Work Similar Experience (years)	In Similar Works Experience (years)
1	Construction Manager	<u>10</u>	<u>10</u>
2	Design Engineer - Electrical	<u>7</u>	5
3	Resident Project Manager	<u>7</u>	5
4	Construction Engineer - Electrical	<u>7</u>	5
5	Safety Health & Environment Manager	<u>7</u>	5

The Bidder shall provide details of the proposed personnel and their experience records in the relevant Forms included in Section IV, Bidding Forms.

## 2.6 Equipment

The Bidder must demonstrate that they will have access to the key Contractor's equipment listed hereafter:

No.	Equipment Type and Characteristics	Minimum Number required
1	Testing equipments for distribution lines. ( <i>Live line tester for 33KV and 66KV, Clamp resistance measuring equipment, Earth resistance measuring equipment, portable Earthing conductors.</i> )	two
2	Excavation Machines	two
3	(Lifting equipment - Tonnes) for the size of poles described in the scope	two
4	Line construction Tools ( <i>List and provide details in the relevant form in section IV</i> )	

The Bidder shall provide further details of proposed items of equipment using the relevant Form in Section IV.

## 2.7 Subcontractors

Subcontractors/manufacturers for the following major items of supply or services must meet the following minimum criteria, herein listed for that item:

Item No.	Description of Item	Minimum Criteria to be met
1	Sub contractor for the line component	Must have completed at least 2 line projects of similar size.

Failure to comply with the requirements in the table above will result in rejection of the subcontractor/s