



Kenya Power

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Our Ref: KP1/9A.3/OT/18/18-19/pm

19th June 2019

TO ALL TENDERERS

RE: ADDENDUM NO. 2 TO TENDER NO. KP1/9A.3/OT/18/18-19 FOR SUPPLY OF TREATED WOODEN POLES

Please refer to the above Tender. We make the following clarifications and amendments to the Principal Tender Document (*hereinafter abbreviated as the PTD*) for Supply of Treated Wooden Poles.

1. RELATIONSHIP WITH THE PRINCIPAL TENDER DOCUMENT (PTD)

Save where expressly amended by the terms of this Addendum, the PTD shall continue to be in full force and effect. The provisions of this Addendum shall be deemed to have been incorporated in and shall be read and construed as part of the PTD.

2. AMENDMENT OF SECTION V: PRICE SCHEDULE FOR GOODS

Section V - Price Schedule for Goods, have been amended as per the schedules attached as **Appendix I**.

3. AMENDMENT OF SECTION VI – EVALUATION CRITERIA

Section VI – Clause 6.2 Part II (6.2.1, 6.2.2 & 6.2.3, Table 1, 2 & 3) – Technical Evaluation Criteria has been amended as per the attached **Appendix II**.

4. AMENDMENT OF SECTION VIII – SPECIAL CONDITIONS OF CONTRACT

Section VIII – Special Conditions of Contract has been amended as per attached **Appendix III**.

5. DEADLINE FOR SUBMISSION OF TENDER

The bidders are required to take note that the tender closing date has been extended to **Friday, 5th July 2019 at 10:00am**.

All other terms and conditions remain as per the Principal Tender Document (PTD).

Yours faithfully,

FOR: THE KENYA POWER & LIGHTING COMPANY LIMITED



JANE NDINYA

AG. SUPPLY CHAIN MANAGER, PROCUREMENT

APPENDIX I

SECTION V - PRICE SCHEDULE FOR GOODS
(TENDERER MUST INDICATE THE CURRENCY OF THE OFFER PRICE)

NOTE: Bidders to quote for a minimum of 5 lots

Lot No.	Pole Size	Item Description	Delivery Store	Unit of Measure	Quantity	No. of Poles Tendered for	Country of Origin	Unit Price DDP (VAT Exclusive)	Total Price DDP (VAT Exclusive)	Total Price DDP (VAT Inclusive)
1	10M	Treated Wood Pole 10.0M	Donholm A	Piece	2,000					
2	10M	Treated Wood Pole 10.0M	Ruaraka	"	500					
	10M	Treated Wood Pole 10.0M	Royambu A	"	1,000					
3	10M	Treated Wood Pole 10.0M	South C - A	"	500					
	10M	Treated Wood Pole 10.0M	Machakos A	"	1,800					
4	10M	Treated Wood Pole 10.0M	Loitokitok	"	500					
	10M	Treated Wood Pole 10.0M	Kiengela	"	500					
5	11M	Treated Wood Pole 11.0M	Donholm B	"	150					
	11M	Treated Wood Pole 11.0M	Machakos B	"	150					
6	11M	Treated Wood Pole 11.0M	South C - B	"	150					
	12M	Treated Wood Pole 12.0M	Donholm C	"	300					
7	10M	Treated Wood Pole 10.0M	Machakos C	"	300					
	10M	Treated Wood Pole 10.0M	Rabai A (Mombasa)	"	1,500					
8	10M	Treated Wood Pole 10.0M	Malindi	"	800					
	10M	Treated Wood Pole 10.0M	Kilifi	"	600					
9	10M	Treated Wood Pole 10.0M	Rabai B (Mombasa)	"	1,000					
	10M	Treated Wood Pole 10.0M	Voi	"	600					
10	11M	Treated Wood Pole 11.0M	Rabai C (Mombasa)	"	200					
	12M	Treated Wood Pole 12.0M	Rabai D (Mombasa)	"	200					
11	10M	Treated Wood Pole 10.0M	Kiganjo A (Nyeri)	"	2,500					
	10M	Treated Wood Pole 10.0M	Kiganjo B (Nyeri)	"	2,000					
13	10M	Treated Wood Pole 10.0M	Kinoru A (Meru)	"	1,500					
	10M	Treated Wood Pole 10.0M	Nanyuki A	"	1,000					
15	10M	Treated Wood Pole 10.0M	Muthatari A (Embu)	"	1,500					

Lot No.	Pole Size	Item Description	Delivery Store	Unit of Measure	Quantity	No. of Poles Tendered for	Country of Origin	Unit Price DDP (VAT Exclusive)	Total Price DDP (VAT Exclusive)	Total Price DDP (VAT Inclusive)
16	11M	Treated Wood Pole 11.0M	Kiganjo C (Nyeri)	Piece	150					
	11M	Treated Wood Pole 11.0M	Kinoru B (Meru)	"	150					
	11M	Treated Wood Pole 11.0M	Muthatari B (Embu)	"	150					
17	12M	Treated Wood Pole 12.0M	Kiganjo D (Nyeri)	"	300					
	12M	Treated Wood Pole 12.0M	Kinoru C (Meru)	"	150					
	12M	Treated Wood Pole 12.0M	Nanyuki B	"	150					
18	12M	Treated Wood Pole 12.0M	Muthatari C (Embu)	"	200					
	10M	Treated Wood Pole 10.0M	Whitesisters A (Thika)	"	3,000					
	10M	Treated Wood Pole 10.0M	Whitesisters B (Thika)	"	2,000					
19	10M	Treated Wood Pole 10.0M	Ruiru	"	500					
	10M	Treated Wood Pole 10.0M	Limuru	"	400					
	10M	Treated Wood Pole 10.0M	Mwingi	"	800					
20	11M	Treated Wood Pole 11.0M	Whitesisters C (Thika)	"	200					
	12M	Treated Wood Pole 12.0M	Whitesisters D (Thika)	"	200					
	10M	Treated Wood Pole 10.0M	Lanet A	"	3,000					
21	10M	Treated Wood Pole 10.0M	Lanet B	"	2,000					
	10M	Treated Wood Pole 10.0M	Suswa (Naivasha)	"	500					
	10M	Treated Wood Pole 10.0M	Nyahururu	"	500					
22	10M	Treated Wood Pole 10.0M	Narok	"	1,000					
	10M	Treated Wood Pole 10.0M	Bomet	"	500					
	10M	Treated Wood Pole 10.0M	Chemosit A (Kericho)	"	1,500					
23	11M	Treated Wood Pole 11.0M	Chemosit B (Kericho)	"	200					
	12M	Treated Wood Pole 12.0M	Lanet C	"	400					
	12M	Treated Wood Pole 12.0M	Chemosit C (Kericho)	"	200					
24	10M	Treated Wood Pole 10.0M	Mamboleo A (Kisumu)	"	3,000					
	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
25	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
26	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
27	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
28	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
29	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								
	10M	Treated Wood Pole 10.0M								

Lot No.	Pole Size	Item Description	Delivery Store	Unit of Measure	Quantity	No. of Poles Tendered for	Country of Origin	Unit Price DDP (VAT Exclusive)	Total Price DDP (VAT Exclusive)	Total Price DDP (VAT Inclusive)
30	10M	Treated Wood Pole 10.0M	Mamboleo B (Kisumu)	Piece	2,000					
31	10M	Treated Wood Pole 10.0M	Shirisu A (Kakamega)	"	1,500					
32	10M	Treated Wood Pole 10.0M	Bungoma	"	1,000					
	10M	Treated Wood Pole 10.0M	Siaya	"	500					
33	11M	Treated Wood Pole 11.0M	Shirisu B (Kakamega)	"	150					
	12M	Treated Wood Pole 12.0M	Mamboleo C (Kisumu)	"	300					
	12M	Treated Wood Pole 12.0M	Shirisu C (Kakamega)	"	200					
34	10M	Treated Wood Pole 10.0M	Kigati A (Kisii)	"	2,000					
35	11M	Treated Wood Pole 11.0M	Kigati B (Kisii)	"	200					
	12M	Treated Wood Pole 12.0M	Kigati C (Kisii)	"	500					
36	10M	Treated Wood Pole 10.0M	Rivatex A	"	2,500					
37	10M	Treated Wood Pole 10.0M	Kitale A	"	1,000					
38	10M	Treated Wood Pole 10.0M	Kapsabet	"	1,000					
	11M	Treated Wood Pole 11.0M	Kitale B	"	150					
39	12M	Treated Wood Pole 12.0M	Rivatex B	"	400					
	12M	Treated Wood Pole 12.0M	Kitale C	"	200					
	18M	Treated Wood Pole 18.0M	Rabai E (Mombasa)	"	60					
40	18M	Treated Wood Pole 18.0M	Roy'sambu B	"	20					
	18M	Treated Wood Pole 18.0M	Mamboleo D (Kisumu)	"	40					

Name of Tenderer

Name and Designation of authorized person signing the Tender

Signature of authorized person signing the Tender

Stamp of Tenderer and date

***NOTES:-**

1. The offered unit price **MUST** be rounded to two decimal places. Where the Tenderer fails to round the offered unit price as required, then, the offered unit price shall be rounded down-wards to two decimal places and used for the purposes of this tender.
2. The unit prices indicated on the KPLC tendering portal should be exclusive of VAT

APPENDIX II

6.2 Part II - Technical Evaluation Criteria Under Paragraph 3.28 of the ITT.

Tenderers will proceed to Financial Evaluation stage only if they qualify in compliance with Parts I and II i.e. Preliminary and Technical stages.

6.2.1 Stage 1 of II – Technical Evaluation Criteria under Paragraph 3.28 of the ITT

6.2.1.1 *Where applicable relevant valid ISO 9001:2015 certification*

6.2.1.2 *For Goods manufactured in Kenya - valid KEBS Mark of Quality Certificate or KEBS Standardization Mark Certificate*

6.2.1.2 *Type Test reports and certificates from the relevant International or National Testing/Standards Authority or ISO/IEC 17025 accredited independent laboratory for wooden poles for full compliance with Tender Specifications*

6.2.1.3 *The accreditation certificate for the testing laboratory to ISO/ IEC 17025.*

6.2.1.6 *As contained in the following documents –*

- a) *Manufacturer's Warranty*
- b) *Catalogues and or Manufacturer's drawings*
- c) *Schedule of Guaranteed Technical Particulars as per Technical Specifications.*

Tenders will proceed to the Detailed Technical Stage only if they qualify in compliance with Part II clause 6.2.1 above, Preliminary Evaluation under Paragraph 3.28.

Table 1: Mandatory Technical Requirements (against Tender Requirements and Technical Specifications). Verification and consideration of the following: -

	Criteria	KPLC Requirement	Bidder's Offer – Yes or No
1	Valid ISO 9001:2015 certification	Applicable for goods manufactured outside Kenya	
2	Valid KEBS Diamond Mark of Quality Certificate or KEBS Standardization Mark certificate	Applicable for goods manufactured in Kenya	
3	Type Test reports and certificates from the relevant International or National Testing/Standards Authority or ISO/IEC	Shall NOT be more than five (5) years old prior to the Date of the Tender document.	

	17025 accredited independent laboratory for wooden poles for full compliance with Tender Specifications		
4	Accreditation certificate for the testing laboratory to ISO/ IEC 17025	Should be relevant to the tender and from designated body	
5	Catalogues/Brochures/Drawings	Relevancy to the Tender (Shall be those from the manufacturer / Tenderer)	
6	Full compliance of Guaranteed Technical Particulars	Required as per specifications	
7	Manufacturer's Warranty	Required in the format given in the Tender document	

NOTES TO TABLE 1:

1. Where the Tenderer's offer fails to satisfy any one or more of the requirements as per the Criteria in Table 1 above, that Tenderer will be declared to have failed "*Failed on Mandatory Technical Requirements.*"
2. The Tenderer shall not qualify for further evaluation.
3. **Laboratory Type Test Reports for 10M Pole with minimum top diameter of 140mm will be acceptable.**
4. Where the Tenderer's offer complies with all the requirements in Table 1 above, that offer shall proceed for further evaluation as per criteria set out in Table 2.

6.2.2 Stage 2 of Part II - Technical Evaluation Criteria under Paragraph 3.28 of the ITT

TABLE 2 – Additional Tender and Technical Requirements (Non-scoring Criteria)

Sr. No.	Criteria	KPLC Requirement	Bidder's response (Yes/No)	Criteria's Overall (Pass if all Yes /Fail if one is No)
1.	Schedule of Guaranteed Technical Particulars (GTP) to confirm compliance to the specifications	- GTPs provided – (Y/N) - Plant Drawings provided – (Y/N) - Cylinder Drawings- (Y/N) - Technical Drawings for Pole – (Y/N)		

2	<p>Provide valid evidence of availability and appropriate qualification of key personnel</p> <ul style="list-style-type: none"> • <i>Minimum level of qualification will be university graduate level. However, a Certificate or Diploma holder with at least seven years relevant experience is accepted.</i> 	<ul style="list-style-type: none"> ○ Wood Scientist or equivalent qualification – (Y/N) ○ CV Provided – (Y/N) ○ Employer's Letter or Contract - (Y/N) ○ Certified Academic Certificates – (Y/N) 		
3	Evidence of ownership / lease of Treatment Plant. (Marks will be awarded for one category)	<ul style="list-style-type: none"> ○ Owned or Leased – (Y/N) ○ Insurance Policy/Electricity Bill or Lease Agreement 		
4	Quality Certification (Marks will be awarded for one certification)	<ul style="list-style-type: none"> ○ ISO 9001:2015 or Diamond Mark or Standardization - (Y/N) 		
5	<p>Detailed source of availability of poles</p> <p>a) Valid letter(s) of allocation by Government of Kenya (GoK) if from a GoK forest.</p> <p>b) Sales / Lease agreement between the Tenderer and;</p> <ul style="list-style-type: none"> i. Tea Estates / Plantations ii. Farmers iii. Foresters iv. Individuals or other persons / entities owning tree plantations <p>c) If the tenderer has own forests/plantations to provide a separate statement to that effect</p> <p>In all the above cases, the tenderer must show the number of poles owned or available for harvest with planting and maturity date</p>	<ul style="list-style-type: none"> ○ Government Allocation letter or Plantation Agreement(s) or Statement of ownership and Title Deed – (Y/N) ○ Acreage provided – (Y/N) ○ No. of mature trees for poles harvesting (Y/N) 		

6	Evidence of previous customers of similar goods supplied Tender Document with raw or Treated Wooden Poles Required: 1. Name with full contact as well as physical address of previous two (2) customers of similar goods 2. Reference letters from at least two (2) customers	<ul style="list-style-type: none"> ○ List of previous customers – (Y/N) ○ Reference Letters – (Y/N) 		
7	Evidence of availability of logging machinery and log handling equipment	<ul style="list-style-type: none"> a) Log book for logger(s) – (Y/N) b) Log book for Hauling Truck(s) – Y/N c) Power saws with serial nos. – (Y/N) 		
8	Availability and calibration of the following quality instruments / equipment	<ul style="list-style-type: none"> a) Pressure gauge – (Y/N) b) Vacuum gauge – (Y/N) c) Hydrometer – (Y/N) d) Thermometer – (Y/N) e) Increment Borer – (Y/N) f) Moisture meter (give serial no.) – (Y/N) g) Measuring Tank (Graduated) – (Y/N) h) Valid calibration certificates – (Y/N) 		
OVERALL – <i>Pass/Fail</i>				

NOTES ON TABLE 2

1. Key Personnel

- 1.1 The key personnel is for the proposed Treatment Plant/Manufacturer, if Bidder is manufacturer. If Bidder is not manufacturer, but is offering the Goods on behalf of the Manufacturer under Manufacturer's Authorization Form (Section IV, Bidding Forms), the Bidder shall provide documentary evidence to support the qualifications of key personnel of the manufacturer

1.2 Evidence of key personnel will be through: -

- a) Employment/appointment letters, contracts of the key personnel including length of service and termination date
- b) Written confirmation of (a) by the particular key personnel
- c) Curriculum Vitae (CV/resume) of the key personnel
- d) Copies of certified relevant degree, diploma or other certificates

2. Evidence of Treatment Plant will be through: -

- a) Own: Valid insurance policy documents in case of loss or damage of the plant in favour of bidder. The policy must be valid at least up to the closing date of the Tender
- b) Leased: Lease documentation between the bidder and the owner or operator of the Treatment Plant
- c) Purchased: Certified copies of Letters of Credit (LC), valid copies of Import Declaration Form (IDF) with IDF number for imports OR copies of payment receipts in the name of the bidder for local purchase.

3. Availability of sufficient quantities of raw poles will be through: -

- a) Valid letter (s) of allocation by the Government of Kenya (GoK) or Government of importer's country if sourcing from Government's forest
- b) Sales agreement between the Tenderer and tea farms or tree plantations or foresters for individuals or persons owning forests or tree plantations
- c) If the Tenderer has its own poles/trees/plantations, a separate Statements to that effect.

In the above cases, the Tenderer must show the acreage and number of poles owned or that are available for supply. The sufficient quantities are those that correspond to the number of poles that the Tenderer indicates they can supply in their bid document.

4. Evidence of logging machinery and equipment will be through: -

- a) Certified copies of logbooks or other valid registration documents of the vehicles and machinery in the name of the bidder or manufacturer who provided the warranty, or
- b) Certified copies of legal or hire agreements for the same where they are on hire or leased or sub-contracted.

5. Evidence of calibration status will be through: -

- a) Valid receipts in payment of the fees or charges for calibration;
- b) Serial number where applicable and;
- c) Valid calibration certificates for the Quality instruments. The certificates must be those issued not earlier than 12 months of the date of the Tender documents.

6. Pass Mark

Only Tenderers with an Overall **Pass** will proceed for further Technical Evaluation.

6.2.3 Stage 3 of Technical Evaluation

6.2.3 Further Technical Evaluation. These are mandatory requirements. The Tenderer shall provide the following further information: -

- a) *Number of Pressure Treatment Units available to the Tenderer, their diameter and length*
- b) *Number of poles per charge and length of treatment cycle*
- c) *Acreage of air seasoning and storage yard*
- d) *Number of working days a week and number of shifts per day for bidder's manufacturer*
- e) *Where the bidder is currently serving any other contract or has been awarded a similar contract within the last six (6) months of the date of the Tender Document, such Tenderer shall submit a detailed list of ALL the names of persons/ companies giving such contracts and awards. The List must include: -*
 - i. *The full contacts as well as physical address of the previous customers*
 - ii. *The full contact shall include: -*
 - *The email address of the institution*
 - *The email address of the contact person*
- f) *A statement from the Tenderer in respect of the supply to such customer that has any details that the Tenderer deems appropriate but must include a confirmation of the existence of such contacts/supply orders*
- g) *The statement shall also include the projected estimated completion date of performance or delivery of the poles by the bidder.*
- h) *Quantities in stock that are readily available*

TABLE 3: CAPACITY DECLARATION FORM

A. Production Capacity of Pressure Unit & Number of Poles available to KPLC

Number of cylinders	Cylinder Number	Length in Meters	Diameter	Number of Poles per Charge	Total Number of Poles per Day	Total Qty allocated to other suppliers	Qty available for this Tender	Ready Stocks
	1			No. of 10M Poles (160mm) per charge				
				No. of 11M Poles (180mm) per charge				
				No. of 12M Poles (180mm) per charge				
				No. of 18M Poles (200mm) per charge				

	2			No. of 10M Poles (160mm) per charge				
				No. of 11M Poles (180mm) per charge				
				No. of 12M Poles (180mm) per charge				
				No. of 18M Poles (200mm) per charge				
	3			No. of 10M Poles (160mm) per charge				
				No. of 11M Poles (160mm) per charge				
				No. of 12M Poles (180mm) per charge				
				No. of 18M Poles (200mm) per charge				
	4			No. of 10M Poles (160mm) per charge				
				No. of 11M Poles (180mm) per charge				
				No. of 12M Poles (180mm) per charge				
				No. of 18M Poles (200mm) per charge				

B. List of Tools and Equipment available for the job (Type and Quality available)

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C. Acreage of air seasoning and storage yard

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D. Number of working days in a week and number of shifts per day

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E. Information/Disclosure of any type of contracts serviced currently (type of information required is as shown in section (e), (f) and (g) of stage 3 of Technical Evaluation. Bidders may use separate sheet to provide this information).

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F. Drying Kiln

Statement of Ownership or Lease Agreement.....

Size.....

Capacity

Status

G. Availability of Strength test facility (Owned or Leased)

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H. Mode of Treatment

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Notes to Table 3 above:**1. Drying Kiln**

Evidence of availability of a Drying Kiln will be through: -

- a) If not owned by the bidder a firm lease agreement for at least a period exceeding 15 months beyond the date of the Tender document.
- b) If owned by the bidder or manufacturer who provided manufacturer's warranty, a Statement to the effect.

6.1 In both cases, the Tenderer shall provide the following information regarding the kiln

- (a) Its size (b) Its capacity (c) Its status

2. KPLC, at its discretion, may visit the lowest evaluated bidders to verify all/ some of the information given above as a part of the post-qualification criteria.

Name of Tenderer

Name and Designation of authorized person signing the Tender

Signature of authorized person signing the Tender

Stamp of Tenderer and date

Tenderers will proceed to Financial Evaluation stage only if they qualify in compliance with Parts I and II i.e. Preliminary and Technical Evaluation stages.

APPENDIX III

SECTION VIII – SPECIAL CONDITIONS OF CONTRACT

The Special Conditions of Contract *hereinafter abbreviated as SCC* shall form part of the Conditions of Contract. They are made in accordance with the law and KPLC's guidelines, practices, procedures and working circumstances. They shall amend, add to and vary the GCC. The clauses in this section need not therefore, be completed but must be completed by KPLC if any changes to the GCC provisions are deemed necessary. Whenever there is a conflict between the GCC and SCC, the provisions of the SCC shall prevail over those in the GCC.

No.	GCC Reference Clause	Particulars of SCC
1.	7.16.1 Terms of Payment	<i>The credit period shall be thirty (30) days from satisfactory delivery and submission of invoice together with other required and related documents.</i>
2.	7.24.2 Period of Warranty	<i>The Warranty will remain valid for twenty (25) years after the Goods have been delivered and accepted.</i>
3.	7.12 Packaging and labeling	<i>The Goods shall be packed in good conditions suitable for road/rail dispatch. Hazard in transit to the final destination shall include rough handling and storage in tropical conditions.</i>
4.	7.10.4 Inspection and Tests	<i>Upon completion of manufacturing or production process it shall be mandatory for Supplier to notify in writing the date and time when KPLC nominated officers may visit for purposes of inspection of goods on order by giving reasonable notice</i>
5.	7.14.1 Consignment	<i>The terms shall be strictly on Delivered Duty Paid (DDP) basis for local suppliers and Delivery at Place (DAP) for foreign suppliers.</i>
6.	7.17.7 Payment	<i>The terms shall be strictly on Delivered Duty Paid (DDP) for local supplier and Delivery at Place (DAP) for foreign suppliers. For DAP contracts, KPLC shall reimburse Value Added Tax (VAT) only subject to the supplier submitting an official claim immediately after payment of the goods supplied. The claim for VAT refund must be accompanied by an original KRA receipt/bank-slip, customs entry form, and Bill of Lading showing KPLC as the consignee of the goods.</i>
7.	7.17.8 (g) Payment	<i>The Supplier shall be required to submit a proforma invoice for each lot for use in the placement of order and opening of the LC. The proforma invoice shall be on total DDP basis for local suppliers and DAP basis for foreign suppliers.</i>