

Section III. Evaluation and Qualification Criteria

This Section contains all the criteria that the Employer shall use to evaluate bids and qualify Bidders. In accordance with ITB 28 and ITB 32, 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 Criteria and Methodology
1.1	Alternative Proposal Not Permitted
	Technical Alternative :Not Permitted
	Alternative Time for time for completion of facilities is: Time for completion of facilities is 18 months, and shall include time for design services of the contract. Bids offering completion after 18 months will be disqualified.
1.2	Correction of Arithmetical Errors (In accordance with ITB 29.1)
(a)	Where there are errors between the total of the amounts given under the column for the price breakdown and the amount given under the Total Price, the former shall prevail and the latter will be corrected accordingly
(b)	If there is a discrepancy between the unit price and the total price that is obtained by multiplying the unit price and quantity, the unit price shall prevail and the total price shall be corrected, unless in the opinion of the Employer there is an obvious misplacement of the decimal point in the unit price, in which case the total price as quoted shall govern and the unit price shall be corrected;
(c)	If there is an error in a total corresponding to the addition or subtraction of subtotals, the subtotals shall prevail and the total shall be corrected; and
(d)	If there is a discrepancy between words and figures, the amount in words shall prevail, unless the amount expressed in words is related to an arithmetic error, in which case the amount in figures shall prevail subject to (a) and (b) above.
1.3	Conversion to a Single Currency (In accordance with ITB 30)
	The currency that shall be used for bid evaluation and comparison purposes to convert all bid prices expressed in various currencies into a single currency is:

	<p>KES(Kenya Shillings)</p> <p>The source of exchange rate shall be: CENTRAL BANK OF KENYA</p> <p>The date for the exchange rate shall be: Closing date of submission of bids.</p> <p>The exchange rate shall be the selling rate of the closing date of bid submission.</p>
1.4	Discounts (In accordance with ITB 14.1)
	The Employer will adjust the Bid Price, using the methodology prescribed by the Bidder in its Letter of Bid, to take account of the Discounts offered by the Bidder in its Letter of Bid, as read out at the Bid Opening.
1.5	Quantifiable Nonmaterial Nonconformities (In accordance with ITB 28.8)
	<p>The adjustment shall be made using the following methodology:</p> <p>To determine the competitiveness of the bid, for quantifiable non material conformities, the cost to be added to the bid for purpose of comparison only, will be the average of the particular item from the responsive bids.</p>
1.6	Margin of Domestic or Regional Preference is N/A
1.7	Criteria and Methodology for Bid Evaluation and Adjustments
	The following factors and methods will apply:
	<p>(a) Time Schedule:</p> <p>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 pre-commissioning activities is: 18 Months. No credit will be given for earlier completion. [The completion time specified shall be for the entire Plant and Installation Services.</p> <p>Bids offering a completion date beyond the maximum designated period shall be rejected.</p>
	(b) Operating and Maintenance Costs. Not Applicable
	c) Functional Guarantees of the facilities: Not Applicable
	(d) Work, services, facilities, etc., to be provided by the Employer; Not Applicable
	(e) Specific additional criteria: Not Applicable
	(f) Alternative Technical Solutions: Not Applicable

2	Qualification (Without Prequalification)
2.1	Eligibility (TABLE)
2.2	Historical Contract Non-Performance (TABLE)
2.3	Financial Situation (TABLE)
2.4	Experience (TABLE)
2.5	Personnel (TABLE)
2.6	Equipment (TABLE)
2.7	Subcontractors (TABLE)

2. Qualification Tables (Without Prequalification)

Factor	2.1 Eligibility					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
			All partners combined	Each partner	At least one partner	
1.1 Nationality	Nationality in accordance with ITB 4.2.	Must meet requirement	Existing or intended JVCA must meet requirement	Must meet requirement	N / A	Form ELI –1.1 and 1.2, with attachments
1.2 Conflict of Interest	No- conflicts of interests as described in ITB 4.3.	Must meet requirement	Existing or intended JVCA must meet requirement	Must meet requirement	N / A	Letter of Bid
1.3 Bank Ineligibility	Not having been declared ineligible by the Bank as described in ITB 4.4.	Must meet requirement	Existing JVCA must meet requirement	Must meet requirement	N / A	Letter of Bid

Factor	2.1 Eligibility					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
All partners combined			Each partner	At least one partner		
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
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 JVCA must meet requirement	Must meet requirement	N / A	Letter of Bid

Factor	2.2 Historical Contract Non-Performance					
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 bid 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 JVCA	N / A	Must meet requirement by itself or as partner to past or existing JVCA	N / A	Form CON - 2

Factor	2.2 Historical Contract Non-Performance					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
All partners combined			Each partner	At least one partner		
2.2.2 Failure to Sign Contract	Not being under execution of a Bid-Securing Declaration pursuant to ITB 4.6 for five(5) years	Must meet requirement	N / A	Must meet requirement by itself or as part of a JVCA	N / A	Letter of Bid
2.2.3 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 JVCA	N / A	Must meet requirement by itself or as partner to past or existing JVCA	N / A	Form CON – 2

Factor	2.3 Financial Situation					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
All partners combined			Each partner	At least one partner		
2.3.1 Historical Financial Performance	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
2.3.2. Average Annual Turnover	Minimum average annual turnover of : USD 11,500,000 for lot 1 USD 13,000,000 for lot 2	Must meet requirement	Must meet requirement	Must meet Fifty percent (50%) of the requirement	Must meet Eighty percent (80%) of the requiremen	Form FIN –3.2

Factor	2.3 Financial Situation					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
All partners combined			Each partner	At least one partner		
	USD 8,700,000 for lot 3 USD 8,800,000 for lot 4 USD 4,700,000 for lot 5 USD 1,500,000 for lot 6 USD 8,900,000 for lot 7 USD 5,800,000 for lot 8 USD 2,900,000 for lot 9 USD 2,700,000 for lot 10 Calculated as total certified payments received for contracts in progress or completed, within the last five(5) years				t	

Factor	2.3 Financial Situation					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
All partners combined			Each partner	At least one partner		
2.3.3.Financial Resources	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: (i) the following cash-flow requirement: USD 1,250,000 for lot 1 USD 1,400,000 for lot 2 USD 950,000 for lot 3 USD 970,000 for lot 4 USD 500,000 for lot 5	Must meet requirement	Must meet requirement	Must meet Twenty percent (50%) of the requirement	Must meet eighty percent (80%) of the requirement	Form FIN –3.3 + Form CCC

Factor	2.3 Financial Situation					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
All partners combined			Each partner	At least one partner		
	USD 150,000 for lot 6 USD 950,000 for lot 7 USD 640,000 for lot 8 USD 320,000 for lot 9 USD 300,000 for lot 10 and (ii) the overall cash flow requirements for this contract and its current commitments.					

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		
2.4.1 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 bid submission deadline, and with activity in at least nine (9) months in each year.	Must meet requirement	N / A	Must meet requirement	N / A	Form EXP-2.4.1
2.4.2 Specific Experience	For award of one lot. (a) Participation as contractor, management contractor, or subcontractor, in at least five (5) contracts (of which two(2) of the five shall be outside bidder’s country of origin for lots 1,2,3,4,7,&8). Three (3) contracts (of which one(1) of the three shall be outside bidder’s country of origin	Must meet requirement	Must meet requirements for all characteristics	N / A	Must meet requirement for one characteristic (e.g., can be a specialist subcontractor)	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		
	<p>for lots 5, 6,9 &10 within the last five(5) years , that have been successfully and substantially completed and that are similar to the proposed Facilities. The similarity shall be based on the physical size, complexity, methods/technology or other characteristics as described in Section IV, Bidding Forms.</p> <p>The criteria-“Outside the country of origin” do NOT apply to local bidders.</p>					

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	
<p>2.4.2 Specific Experience</p>	<p>For Award of one or two Lot.</p> <p>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:</p> <ol style="list-style-type: none"> The contracts must have involved design and construction of medium voltage (11kV or 33kV) and/ Or Low Voltage(240V & 415V) lines in multiple sites and that were in different geographical locations being executed concurrently, <p>For award of two lots</p>	<p>Must meet requirements</p>	<p>Must meet requirements</p>	<p>N / A</p>	<p>Must meet the following requirements for the key activities listed below (e.g., can be a specialist subcontractor)</p>	<p>Form EXP-2.4.2(b)</p>

Factor	2.4 Experience					
Sub-Factor	Criteria					Documentation Required
	Requirement	Bidder				
		Single Entity	Joint Venture, Consortium or Association			
			All partners combined	Each partner		
	<p>For Award of Three Lots Construction of 20,000 km of low voltage line in the last three years</p> <p>For Award of four Lots Construction of 30,000 km of low voltage line in the last three years</p> <p>For Award of five Lots Construction of 40,000 km of low voltage line in the last three years</p> <p>For Award of six Lots Construction of 50,000 km of low voltage line in the last three years</p> <p>For Award of seven Lots Construction of 60,000 km of low voltage line in the last three years</p>					

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	
	<p>For Award of eight Lots Construction of 70,000 km of low voltage line in the last three years</p> <p>For Award of nine Lots Construction of 80,000 km of low voltage line in the last three years</p> <p>For Award of Ten Lots Construction of 90,000 km of low voltage line in the last three years</p>					

<p>2.5</p>	<p>Personnel</p> <p>The Bidder must demonstrate that it has the personnel for the key positions that meet the following requirements:</p> <table border="1" data-bbox="370 346 1388 674"> <thead> <tr> <th>No.</th> <th>Position</th> <th>Total Work Similar Experience (years)</th> <th>In Similar Works Experience (years)</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>Resident Project Manager</td> <td><u>15</u></td> <td><u>10</u></td> </tr> <tr> <td>2</td> <td>Construction Manager</td> <td><u>10</u></td> <td><u>8</u></td> </tr> <tr> <td>3</td> <td>Design Engineer - Electrical</td> <td><u>7</u></td> <td><u>5</u></td> </tr> <tr> <td>4</td> <td>Construction Engineer - Electrical</td> <td><u>7</u></td> <td><u>5</u></td> </tr> <tr> <td>5</td> <td>Safety Health & Environment Manager</td> <td><u>7</u></td> <td><u>5</u></td> </tr> </tbody> </table> <p>The Bidder shall provide details of the proposed personnel and their experience records in the relevant Information Forms included in Section IV, Bidding Forms. Bidders bidding for more than one Lot should provide different personnel for each lot. Bidders will Not be considered for more than one lot if they do not provide separate teams of personnel.</p>	No.	Position	Total Work Similar Experience (years)	In Similar Works Experience (years)	1	Resident Project Manager	<u>15</u>	<u>10</u>	2	Construction Manager	<u>10</u>	<u>8</u>	3	Design Engineer - Electrical	<u>7</u>	<u>5</u>	4	Construction Engineer - Electrical	<u>7</u>	<u>5</u>	5	Safety Health & Environment Manager	<u>7</u>	<u>5</u>
No.	Position	Total Work Similar Experience (years)	In Similar Works Experience (years)																						
1	Resident Project Manager	<u>15</u>	<u>10</u>																						
2	Construction Manager	<u>10</u>	<u>8</u>																						
3	Design Engineer - Electrical	<u>7</u>	<u>5</u>																						
4	Construction Engineer - Electrical	<u>7</u>	<u>5</u>																						
5	Safety Health & Environment Manager	<u>7</u>	<u>5</u>																						
<p>2.6</p>	<p>Equipment</p> <p>The Bidder must demonstrate that it has the key equipment listed hereafter:</p> <table border="1" data-bbox="370 1003 1388 1297"> <thead> <tr> <th>No</th> <th>Equipment Type and Characteristics</th> <th>Minimum Number required</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>Excavation Machines</td> <td>Two per county</td> </tr> <tr> <td>2</td> <td>(Lifting equipment - Tonnes) for the size of poles described in the scope</td> <td>Two per county</td> </tr> <tr> <td>3</td> <td>Line construction Tools (<i>List and provide details in the relevant form in section IV</i>)</td> <td><i>Bidder to provide list</i></td> </tr> </tbody> </table> <p>The Bidder shall provide further details of proposed items of equipment using the relevant Form in Section IV, Bidding Forms. Bidders bidding for more than one Lot should provide different equipment for each lot. Bidders will Not be considered for more than one lot if they do not provide separate sets of equipment.</p>	No	Equipment Type and Characteristics	Minimum Number required	1	Excavation Machines	Two per county	2	(Lifting equipment - Tonnes) for the size of poles described in the scope	Two per county	3	Line construction Tools (<i>List and provide details in the relevant form in section IV</i>)	<i>Bidder to provide list</i>												
No	Equipment Type and Characteristics	Minimum Number required																							
1	Excavation Machines	Two per county																							
2	(Lifting equipment - Tonnes) for the size of poles described in the scope	Two per county																							
3	Line construction Tools (<i>List and provide details in the relevant form in section IV</i>)	<i>Bidder to provide list</i>																							
<p>2.7</p>	<p>Subcontractors/Manufacturers</p> <p>Subcontractors/Manufacturers for major items of supply or installation services identified in the Prequalification Document must meet or continue to meet the minimum criteria specified therein for each item.</p> <p>Subcontractors for the following additional major items of supply or installation services must meet the following minimum criteria, herein listed for that item:</p>																								

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

Failure to comply with this requirement will result in the rejection of the subcontractor.

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/or 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 and meets the minimum criteria listed above for that item.