



CLARIFICATION 01

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ނަންބަރު No:	TES/2021/G-002	
ޕްރޮޖެކްޓްގެ ނަންބަރު Project:	Supply, Install, Configure, Develop and Maintain NSW Software and Hardware (Turnkey NSW System)	
ޕްރޮސެސިންގ Issued Date	16 th March 2021	
ސަފުޙާތަކުގެ ޖަދުވަލު No. of Pages: -07	ބޮޑުވަނަ ޖަދުވަލު Boq: -00	ޖަހާފައިވާ ޖަދުވަލު Drawings: -00

Please include this clarification when submitting the Application

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- Please find attached, answers to the queries received.

ނަންބަރު
Name: Aishath Nadheema

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Signature:



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No.	Reference File	Reference	Query / Question	Reasoning	Employers Response
1	PQ Section 2_NSW & PQ Section 4_NSW	Page 3, ITA 24.3 of PQ Section 2_NSW & Page 3, Item (k) of PQ Section 4_NSW	<p>Kindly clarify whether Applicants can or cannot subcontract key activities or parts of the contract as:</p> <p>ITA 24.3 states that “The Employer does not intend for the contractor to execute any specific elements of the contract through nominated subcontractors.”</p> <p>and item (k) indicates “We, in accordance with ITA 24.1, plan to subcontract the following key activities or parts of the contract...”</p>	<p>Given an international project of this size and nature, it is generally not possible for a single Applicant to be able to provide an entire package of both hardware and software on their own.</p> <p>We are a software company only and thus, an example scenario is to work with a hardware vendor for the supply, installation and maintenance of all hardware while the Applicant focuses on the software side.</p> <p>Is the above example acceptable / considered subcontracting? If not, kindly advice how such arrangement can be made should subcontracting is not allowed.</p>	<p>Nominated subcontractors referred in ITA 24.3 are subcontractors the Purchaser nominates.</p> <p>Applicants may subcontract any activities of the contract as long as:</p> <p>the applicant takes all risks associated with the delivery of the project, the contractor notifies the Purchaser such subcontracting in writing, and, the subcontractor shall comply with relevant provisions of the contract.</p>
2	PQ Section 4_NSW	Page 11, Form EXP – 1 & Page 12, Form EXP – 2	Can a specific contract from Form EXP – 2 (Experience in Key Activities) be referred to again in Form EXP – 1?	There are contracts that are large in nature and size as well as being fitting into the key activities as prescribed in the document. The contracts could also be extended/renewed on a periodic basis	A specific contract included in Form EXP2 (Experience in Key Activities) can be referred and included under Form EXP 1- (Experience in Contracts of Similar Size And Nature) as long as the contract in reference

					meets the criterion 4.1 of PQ Section 3
3			Can you confirm if hard copy submission is still required? Many of our staff are still working remotely and soft copy would be much easier?		Yes, hard copy submission is required.
4			What is the deadline for submitting queries?		Latest by March 21, 2021.
5			Initial Pre-qualification document uploaded to Ministry of Finance website states deadline for application submission as March 29, 2021 while the invitation for Pre-qualification as well as the revised Pre-qualification document states deadline as April 05, 2021. Please clarify.		Application submission deadline is 1100 Hours Maldivian time on April 05, 2021 (in line with the Invitation for Pre-qualification). An Addendum will be issued to reiterate this. If there is a concern on delay of submitting the application, please notify it of us by emails before deadline.
6			Should the client references be from the country itself of where to the contracting company belongs to, or if the company is having global presence will those references work as well? The way our organization is being set up we do have common delivery centers operating under certain locations and one of the locations would obviously be the one we are going to be		References submitted by the applicant to substantiate experience criterion 4.1 and 4.2 of PQ Section 3 shall be issued in the name of and directly attributable to the applicant irrespective of the country where such reference projects may have been implemented.

			pitching for the PQ. If my overall delivery centers are located in the country where the entities are pitching for, would that be a consideration?	
7			You have mentioned source code to be provided, if you are going to be using an OEM product the source code will not be provided. So, in that case is there any deviation.	Source code of any third-party OEM (Original equipment manufacturer) product used is not expected to be provided. Providing source code is in relation to the NSW application. Refer to reply provided to query 17.
8			You have mentioned the SLAs from a hardware perspective. Is the procurement of hardware the employer's responsibility?	At this stage, it is planned that the contract will be a turnkey contract under which the applicant is responsible for supply, installation, configuration, design and maintenance of the hardware during the contract duration.
9			Due to certain NDAs signed with certain contracting entities, would it be acceptable to submit a letter signed by the company secretary of the applicant as references to contracts?	A letter signed by the company secretary of the applicant is <u>NOT acceptable</u> as a reference. As references, the applicant is required to submit the type of supporting documents stated in Form EXP-1 (Experience in Contracts of Similar Size And Nature) and Form EXP-2 (Experience in Key Activities).
10			For experience letters, what are the details you would require?	It is unclear what experience letters mean.

				<p>Form EXP-1 and EXP-2 shall be filled out in full and the information provided in those shall be substantiated by supporting documents (Completion Certificate, and the relevant pages of the Contract) to be attached.</p> <p>Please ensure that the supporting documents demonstrate all the information to meet the requirements.</p>
11			<p>According to ITA 24.2, if an Applicant intends to subcontract any of the key activities then such key activities and the proposed Subcontractors shall be clearly identified in Section 4 (Application Forms), Forms ELI - 2 and EXP - 2, but the for EXP-2 state that the experience will not be considered. Please clarify if subcontractors experience needs to be identified in EXP-2 or whether it will be considered.</p>	<p>ITA 25.4 states that “The qualifications of other firms such as the Applicant’s subsidiaries, parent entities, affiliates, Subcontractors shall NOT be permitted”. Therefore experience of subcontractors will not be considered.</p> <p>Please also refer to response provided to query 1 on subcontracting.</p>
12			<p>According to ITA 1.1, the names, identification, and number of the contracts are: Supply, Install, Configure, Develop and Maintain NSW Software and Hardware (Turnkey NSW System), so</p>	<p>OCB number is: (Package No. 01 R) / TES/2021/G-002 OCB name is: Supply, Install, Configure, Develop and Maintain NSW Software and Hardware (Turnkey NSW System)</p>



			what will the OCB name and number be?	
13			What will be the payment terms for this project? Will you be defining any conditions?	Payment terms will be set on completion of milestones and details will be issued in the bidding stage to the pre-qualified bidders.
14			Base on the PQ shortlisting will the RFP be issued only to selected firms or will it be open tender again?	Only pre-qualified bidders will be issued the Bidding Documents.
15			It is stated that AsycudaWorld may be replaced with another customs system. What will be the upcoming customs system and will this single window system be integrated with the new customs system or the current one?	<p>Currently Maldives Customs uses ASYCUDA World. Replacement of ASYCUDA World is a future initiative of the Government and exact date of replacement is not yet known. System replacement is not expected to be completed in the next 2-3 years. Until the customs system is replaced, it is expected that the NSW system will be integrated with ASYCUDA World.</p> <p>During the NSW project implementation duration, it is expected that under capacity building and knowledge transfer component, bidder will build the capacity of NSW operator to undertake future integration work such as interfacing/integration of NSW system with any new systems</p>



					including the new Customs system.
16		<p>Qualification criteria 4.2 Experience in Key Activities</p> <p>Successful completion of one (1) international trade IT software development contract (*) such as (a) Single Window, (b) Port Community (c) Logistics System IT Solutions</p>	Does Port Community include experience of both Sea port and Airport Cargo Community Systems implementation?		Port community systems experience should demonstrate that the system caters and handles international trade transactions and such transactions could cover either air or sea cargo or both air and sea cargo at the same time.
17		<p>Activity #6 of Scope of Work</p> <p>Application Source Code</p>	Is it acceptable that Selected Bidder will provide Application Source Code in the Escrow Account and bidder will continue to be the Intellectual property (IP) owner of the code?		<p>The source code must be provided. The Bidder can continue to be the IP owner of the code. PQ documents, Section 6 mentions :</p> <p>“Source code will be used by Client solely for modifications and enhancements of the system. Source code will not be sold or provided by Client to any other third party.”</p>

