

**Republic of Maldives**

**Prequalification Document**

**Coastal Protection at Gn. Fuvamulah**

**Project no: TES/2019/W-038**

**Funded by**

**The Netherlands Enterprise Agency (ORIO)**

**and**

**Kuwait Fund for Arab Economic Development**

**(KFAED)**

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**INTRODUCTION**

**1 Introduction**

The Employer, the Ministry of Environment in the Maldives, hereafter abbreviated to ME, intends to protect a stretch of coastline on the eastern side of Fuvahmulah by means of a revetment. For further details on the objectives of the project and the scope refer to Appendix B.

ME envisages prequalifying a short list of suitable D&C contractors, who will then be asked to tender for the works. Applications from Joint ventures will be considered.

The works will be developed under D&C contract using the FIDIC ‘Conditions of Contract for Plant and Design-Build’ (FIDIC yellow book).

This document provides information and a schedule of data required to be supplied by contractors who wish to be included in the list of tenderers for the contract.

**THE PROJECT**

**2 Scope of work**

The Project comprises the following main elements of work:

* The design and construction of approximately 2,650 m1 of rock revetment.
* The design and construction of a number of small detached breakwaters on the foreshore to provide sheltered swimming areas to the public.
* The design and construction of access points at a number of locations allowing easy access for pedestrians to the foreshore.

The following should be noted concerning the design and construction of the Works:

**Wave and swell conditions**

The wave and swell conditions might pose challenges to the design and construction of the revetment and the supply of rock from overseas quarries to the site.

**Rock supply**

Depending on the design some 140,000 tonnes of rock could be required for the construction of the revetment. Since there is no suitable source of rock on the Maldives all rock has to be supplied from overseas quarries.

**Use of the existing port at Fuvahmulah**

The Contractor will have limited access to the port at Fuvahmulah. To prevent any damage to the port facilities, the contractor can only use the outer port basin for the offloading of materials (e.g. rock) and equipment, but should ensure that access to the port remains unaffected.

It is envisaged that the contractor might need to construct a landing facility in the outer port basin to allow loading and unloading operations of e.g. materials and equipment. In consultation with authorities and local population the landing facility may not have to be dismantled after works have been completed.

Temporary (un)loading facility on the foreshore north of the port entrance

The ESIA, which has almost been finalised, includes the possibility of the contractor constructing a temporary offloading facility on the foreshore north of the port entrance. In case this option is chosen for (un)loading, this landing facility must be dismantled after works have been completed.

**Site**

The project site is still being defined but will probably be restricted to the footprint of the envisaged structures (works boundary), the site access, the landfall location in the outer port basin, a stockpiling area at the north side of the harbour and a limited storage / parking area at the northern side of the project area.

To limit the impact of the construction activities on the island and its population, the contractor will have very limited access to public roads and should stay with its equipment within the boundaries of the Site.

More details are given in Appendix B.

**3 Project information**

3.1 The Employer will be ME, having their registered office at Green Building, Handhuvaree Hingun, Maafannu, 20392 Male’, Republic of Maldives.

3.2 The Employer has hired the services of Royal HaskoningDHV to execute supporting studies, draft D&C tender documents and provide assistance in the tendering process.

3.3 The project is financed by the Kuwait Fund for Arab Economic Development (KFAED), ORIO (Facility for Infrastructure Development by the Dutch Ministry of Foreign Affairs) and the Government of the Maldives.

3.4 The Employer intends to enter into a contract with a single contractor or joint-venture for the construction of the coastal protection. A more detailed description of the Project and the scope of work is presented in Appendix B.

3.5 The information given in this document is preliminary and is provided for the express purpose of enabling interested parties to submit relevant prequalification documentation. No part of this document or the response thereto, shall form any part of any future tender or contract documentation.

**4 Contractual information**

4.1 The Conditions of Contract will be the FIDIC ‘Conditions of Contract for Plant and Design-Build’ (FIDIC yellow book).

**THE PRE-QUALIFICATION PROCESS**

**5 General**

5.1 Submission of prequalification documents will be interpreted as a clear indication of the desire of the Contractor to subsequently prepare and submit a competitive proposal for the works.

5.2 The Prequalification Forms shall be completed with clear and accurate statements in accordance with the format and sequence of Appendix A. Evaluation of the suitability of the applicant will be based on the prequalification submission. Incomplete statements may be disregarded and, in such cases, the particular questions will be deemed to be unanswered. Information concerning the project is given to assist Contractors only with the completion of the prequalification documents. All such information is given without warranty, and may be superseded.

5.3 All information submitted by applicants will be treated as confidential.

5.4 The applicant may enclose with his submittal any description literature or supplemental information which may have a direct bearing on this Project. However, reference to such additional material must be made in the Prequalification Forms so that its relevance is clear.

**6 Provision of relevant expertise & experience**

6.1 Special emphasis should be given by applicants in providing information concerning their experience relative to projects which had a similar scope and / or were carried out under similar environmental conditions and / or similar logistical conditions.

6.2 Given the size, complexity, duration and contract form of the project, the turnover of the applicant shall amount to a minimum of 100 million USD/year. In case of a joint venture the turnover of each member company shall amount to a minimum of 75 million USD/year.

6.3 The applicant shall demonstrate expertise and experience in the range of construction works described in Appendix B. In case of a joint venture each member company of a joint venture must be an experienced contractor and must also be able to demonstrate expertise and experience of leading a joint venture.

6.4 The applicant should have a sound corporate environmental policy and system in place, including health & safety, CSR and environmental targets and procedures, which can be proven and examples of implementation in previous projects can be shown. Preferably the applicant has experience with working with the IFC PS or World Bank Sustainability policies. .

6.5 Minimum requirement in terms of experience is the applicant having in the last five years:

6.5.1 Constructed and completed three coastal protection projects including revetments or breakwaters with a length of at least 500m,

6.5.2 Completed three detailed designs of coastal protection projects including revetments or breakwaters with a length of at least 500m,

6.5.3 Completed three projects under FIDIC ‘Conditions of Contract for Plant and Design-Build’ (FIDIC yellow book) or FIDIC EPC or Design and Build conditions (FIDIC silver book) of more than USD 15 million,

6.5.4 Completed three projects within an environment with valuable bio-diversity (preferably corals/mangroves) and sensitive socio-cultural communities.

6.6 The applicant shall have a valid Quality Assurance registration internationally recognised.

6.7 The Employer intends to use the client references given by the applicants, in order to gain information regarding their performance on previous and current contracts.

6.8 Prequalification of tenderers will be based on the strength, experience, personnel qualification and technical / resource capability of the company or joint venture.

6.9 The applicant should provide a bank reference from their bank to prove their financial capability.

**7 Commitment of partners and sub-contractors**

7.1 The applicant is advised that the extent of previous and current experience in managing and executing similar works will form a significant factor in the evaluation and prequalification of prospective tenderers.

It is therefore essential that if applicants form a joint venture, such joint venture remains firm and committed after the submission of the prequalification. Evidence of such commitment in the form of an outline joint venture agreement signed by all parties must be included in the submission.

7.2 The information required in the Prequalification Forms in Appendix A shall be provided in full for all parties to the joint venture.

7.3 Where an applicant intends to sub-contract a major or critical part of the work, consideration will be given to the competence of such sub-contractor. The Sub-contractor shall provide a written undertaking to the Contractor to work on this project should the Contractor be pre-qualified.

7.4 In a joint venture, one of the member companies (the lead contractor) will be required to have the authority of the other members to act for and bind all the members of the joint venture in their relationship with the Employer. Notwithstanding the foregoing, each and every member of a joint venture shall be jointly and severally liable for the due and proper performance of the Contract awarded to the joint venture.

7.5 Any sole contractor or member company of a joint venture, which is a subsidiary of, or controlled by, another company, may be required to submit an ULTIMATE PARENT COMPANY GUARANTEE by which the ultimate parent company undertakes, in a legally binding form, that its full technical and financial resources will be made available to the Employer for the performance of the subsidiary company’s obligations under and arising out of the Contract. Each applicant to which this requirement applies must present with the completed Prequalification Form, a confirmatory letter from the ultimate parent company accepting that on any award to the applicant or to a joint venture including the applicant it will complete such a guarantee in a form to be agreed.

7.6 If a joint venture is prequalified and subsequently submits a tender, the joint venture must take all necessary steps to satisfy the Employer that in the event their tender is accepted, the signing of the subsequent Contract binds all the parties in the joint venture jointly and severally.

7.7 If a joint venture is prequalified, any subsequent change in its structure or composition will automatically cause it to be disqualified unless such change is approved by the Employer. The Employer’s approval will not be given if, among other things, the Employer is of the opinion that the result of such change or information would be:

7.7.1 A substantial reduction in competition or,

7.7.2 The reduction of the joint venture’s qualification below the minimum standards considered acceptable by the Employer.

**8 Participation in only one prequalification**

8.1 Any company wishing to prequalify shall not participate in more than one prequalification exercise and any responses submitted in violation of this rule may be rejected. For the avoidance of doubt, a contractor wishing to prequalify shall not seek prequalification as a major subcontractor in an alternative submission.

8.2 Any applicant who has any interest in, or control over, or common ultimate parent company with any other applicant (other than through a joint venture as defined in this document) must disclose the nature of such interest or control in a separate letter marked “CONFIDENTIAL” accompanying the documents forming the prequalification application.

**9 Visits**

9.1 Applicants are invited to visit the site, but should inform the Employer in advance. No formal site visit will be organised.

9.2 The Employer or his representatives may wish to visit the office or sites of the applicant or his potential sub-contractors. The applicant must be prepared to accept and facilitate such visits as part of his application.

**10 Submission**

10.1 The questionnaire in Appendix A must be completed and submissions shall be in English. Two (2) originals of the questionnaire in hard copy as well as two (2) questionnaires on USB-stick in PDF format shall be delivered under sealed cover marked:

“Coastal Protection at Gn. Fuvahmulah”

Application for D&C contract for the construction of the infrastructures”

For application submission purposes only, the Employer's address is:

Mr. Ahmed Mujuthaba,

Chief Procurement Executive

National Tender

Ministry of Finance

Ameenee Magu, Male’, 20379

Republic of Maldives

Tel: (960) 3349102, (960) 3349106

E-mail: [ibrahim.aflah@finance.gov.mv](mailto:ibrahim.aflah@finance.gov.mv)

[tender@finance.gov.mv](mailto:tender@finance.gov.mv)

10.2 All submissions should reach the above address no later than **Tuesday, April 30, 2019 at 1100 hours (local time).** Submissions received after the closing time will not be considered. Applicants may send submissions using registered post but the Employer will not accept proof of posting as proof of receipt.

**11 Prequalification of contractors**

11.1 The Employer will select the applicants it will invite to submit tenders. Regard will be made to all factors including relevant experience, design capability, quality assurance, resources, financial strength and stability, other work in hand, experience working in remote areas within an environment with valuable bio-diversity and sensitive socio-cultural communities.

11.2 Evaluation of the applicants will be done solely on the basis of the information presented by applicants in the appended Prequalification Forms (Appendix A), in any attachments to this Form as specifically suggested in the Form, and on the basis of further information obtained by the Employer at their sole discretion from third parties (Bankers, Contractors’ References, Owners and Consulting Engineers of works constructed by applicants).

11.3 The Employer will notify each applicant if they are prequalified to tender. Prequalified applicants will be notified when and where Tender Documents may be obtained.

11.4 Notification will be by email or letter.

11.5 The Employer reserves the right to accept or reject any application, and to annul the prequalification process and reject all applicants at any time, without thereby incurring any liability to the applicants.

11.6 Clarifications may be requested no later than **April 18, 2019 before 1400 hours** (Local time).

For clarification purposes, the Employer's address is:

Ibrahim Aflaah,

Procurement Officer,

National Tender,

Ministry of Finance ,

Ameenee Magu, Male’, 20379

Republic of Maldives.

Tel: (960) 3349102, (960) 3349106

E-mail: [ibrahim.aflah@finance.gov.mv](mailto:ibrahim.aflah@finance.gov.mv)

[tender@finance.gov.mv](mailto:tender@finance.gov.mv)

11.7 Any and all costs incurred by the applicant during the prequalification process shall be at the applicant’s expense and will not be reimbursed by the Employer. The Employer shall not be responsible for loss or delay in delivery of the applicant’s prequalification submissions.

**12 Programme**

12.1 The Employer envisages the following non-binding/indicative programme, which may be modified or replaced at its absolute discretion:

|  |  |
| --- | --- |
| **Item Description** | **Date** |
| Issue of Tender Documents | June 2019 |
| Tender period | 12 weeks |
| Tender evaluation | 2 months |
| Contract Award | December 2019 |
| Contract Period | Approximately 24 months |