Section 2: Bid Data Sheet

# This section consists of provisions that are specific to each procurement and supplement the information or requirements included in Section 1 (Instructions to Bidders).

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| **A. General** | |
| **ITB 1.1** | The number of the Invitation for Bids (IFB) is: (IUL)13-K/13/2024/120  The Employer is: Ministry of Finance  The name of the open competitive bidding (OCB) is: Procurement of Design, Supply, and Installation of Flow Battery Energy Storage Systems and Energy Management Systems in 2 islands in Maldives  The identification numberof the OCB is: TES/2024/G-002  The number and identification of lots (contracts) comprising this OCB is: One. |
| **ITB 2.1** | The Borrower is: Government of the Republic of Maldives  The name of the Project is: Accelerating Sustainable Systems Development Using Renewable Energy (ASSURE) Project |
| **ITB 4.7** | Only offers from registered bidders will be considered. Registration takes place automatically after payment of the bid registration fee. |
| **B. Contents of Bidding Documents** | |
| **ITB 7.1** | For **clarification purposes** only, the Employer’s address is:  Attention: Ms. Fathimath Rishfa Ahmed  Chief Procurement Executive, National Tender, Ministry of Finance  Street address: Ameenee Magu  City: Male  ZIP code: 20379  Country: Maldives  Telephone: (960) 3349115, (960) 3349106  Fax: (960) 3320706  E-mail: [ahmed.ikram@finance.gov.mv](mailto:ahmed.ikram@finance.gov.mv), [tender@finance.gov.mv](mailto:tender@finance.gov.mv) |
| **ITB 7.4** | A Pre-Bid meeting **shall** take place **online**.  Date: **16th April 2024**  Time: **11:00:00 hours Maldivian time**  Place: **Online via MS Teams**  Link to join:  <https://teams.microsoft.com/l/meetup-join/19%3ameeting_MDQ1NmUyYjUtZTE3ZC00ZGI1LWEwN2QtZTIwN2Q2MjkzMmJm%40thread.v2/0?context=%7b%22Tid%22%3a%2242574d6e-387c-4791-9a63-d01d7bea16bf%22%2c%22Oid%22%3a%2224603fb2-80da-48b7-b7af-b7de72b10dd9%22%7d>  A site visit conducted by the Employer **will not** be organized. Bidders may visit to the site at their own cost. |
| **C. Preparation of Bids** | |
| **ITB 10.1** | The language of the Bid is: English |
| **ITB 11.2 (k)** | The Bidder shall submit with its Technical Bid the following additional documents:   * Functional guarantees and type test certificates (with requirements for validity) * Copies of the Certificate of completion from the Client or equivalent document proving the Bidder´s experience according to the required qualification criteria defined in Section 3 * Data sheets as per Section 4 and Manufacturer datasheets and technical information * List of non-compliance as per Section 4 * Power of Attorney to confirm authorization of the signatory of the Bid to commit the Bidder, in accordance with ITB Clause 22.2. * English Translation of the Company Registration Certificate if it is in another language. * Prior to bid submission, international bidders are advised to seek all applicable foreign investment registration requirements of Maldives which may be required during the contract award stage. For more information, please visit: http://www.trade.gov.mv/ * International foreign companies who are already engaged in any work in Maldives, have re-registered their entity in the Maldives, or have incorporated a company in Maldives shall be eligible to pay local taxes under tax regulations of the Maldives and shall submit the certificate along with the bid. The winning bidder shall be eligible to pay local taxes under the tax regulations of the Maldives. For more information, please visit: https://www.mira.gov.mv/ |
| **ITB 11.3 (d)** | The Bidder shall submit with its Price Bid the following additional documents: none |
| **ITB 12.1** | The units and rates in figures entered into the Price Schedules should be typewritten or if written by hand, must be in print form. Price Schedules not presented accordingly may be considered nonresponsive. |
| **ITB 13.1** | Alternative bids are not permitted. |
| **ITB 13.2** | Alternatives to the Time Schedule shall not be permitted. |
| **ITB 13.3** | Lowest evaluated bidder means the bidder who proposed the lowest evaluated lifecycle unit cost as mentioned in Section 3 (Evaluation and Qualification Criteria). |
| **ITB 13.4** | Alternative technical solutions shall not be permitted. |
| **ITB 16.1 (b)** | The period following completion of plant and services in accordance with provisions of the contract shall be ten (10) years after successful commissioning per island. |
| **ITB 18.1** | The Bid prices shall be inclusive of Goods and Services Tax of 8% for goods and services to be purchased within Employer’s Country and Installation works, applicable under Maldives Tax Regulation.  Bidders shall quote for the entire plant and services on a single responsibility basis.  The following components or services will be provided under the responsibility of the Employer: Site access. |
| **IT 18.4(a)(i)** | The Incoterm for quoting plant to be supplied from abroad is: CIP at the respective islands where the plants have to be installed |
| **ITB 18.6** | The prices quoted by the Bidder shall be Not Adjustable. |
| **ITB 19.1** | The currencies of the Bid shall be as follows:  (a) The prices shall be quoted either in the currency of the Bidder's home country, or in any fully convertible currency/(ies).  (b) A Bidder expecting to incur a portion of its expenditures in the performance of the Contract in more than one currency, and wishing to be paid accordingly, shall so indicate in the Schedule of Prices and the Letter of Price Bid.  (c) If some of the contract expenditures related to Design, Installation and Other Services are to be incurred in the Employer's country, such expenditures shall be quoted in either foreign and/or local currency, depending upon the currency in which the costs are to be incurred.  (d) Bidders may be required by the Employer to clarify their local and foreign currency requirements, and to substantiate that the amounts included in the Price Schedules are reasonable and responsive to ITB 18.1 in which case a detailed breakdown of its foreign currency requirements shall be provided by the Bidder  (e) During the performance of the contract, the foreign currency portions of the outstanding balance of the Contract Price may be adjusted by agreement between the Employer and the Contractor to reflect any changes in foreign currency requirements for the contract. Any such adjustment shall be effected by comparing the amounts quoted in the bid with the amounts already used in the Facilities and the Contractor's future needs for imported items. |
| **ITB 20.1** | The bid validity period shall be **one hundred eighty (180)** days. |
| **ITB 21.1** | The Bidder shall furnish a bid security in the amount of 200,000 USD (Two hundred thousand US dollars)  or the equivalent in a freely convertible currency calculated based on the rate mentioned in ITB37.1. |
| **ITB 21.2** | Not Applicable |
| **ITB 21.3** | The bid security must be in any of the following forms:   1. an unconditional guarantee (original) issued by a bank, or financial institution such as an insurance, bonding or surety company or 2. an irrevocable letter of credit, or 3. a cashier’s or certified check,   all from a reputable source from an eligible country as described in Section 5 (Eligible Countries). In the case of a bank guarantee, the bid security shall be submitted using either the Bid Security Form included in Section 4 (Bidding Forms) or another form acceptable to the Employer. The form must include the complete name of the Bidder. The bid security shall be valid for 28 days beyond the original validity period of the Bid, or beyond any period of extension if requested under ITB 20.2.  Bid Security in the form of SWIFT message MT760 will not be accepted. |
| **ITB 21.4** | Subject to the succeeding sentences, any bid not accompanied by an irrevocable and callable bid security shall be rejected by the Employer as nonresponsive. If a Bidder submits a bid security that (i) deviates in form, amount, and/or period of validity, or (ii) does not provide sufficient identification of the Bidder (including, without limitation, failure to indicate the name of the Joint Venture or, where the Joint Venture has not yet been constituted, the names of all future Joint Venture Partners), the Employer shall request the Bidder to submit a compliant bid security within fourteen (14 ) days of receiving such a request. Failure to provide a compliant bid security within the prescribed period of receiving such a request shall cause the rejection of the Bid. |
| **ITB 22.1** | In addition to the original Bid, the number of copies is:  **One Authentic Hard Copy** (stamped), and **One Authentic Soft Copy** (stamped and scanned)  The Soft Copy should not contain any price data.  Note: The Bidder is advised only an original Letter of Bid (both Technical and Price) signed in ink by the authorized representative will be accepted – Photocopies are not acceptable nor are digital signature. |
| **ITB 22.2** | The written confirmation of authorization to sign on behalf of the Bidder shall consist of a power of attorney confirmed by a public notary, specifying the representative’s authority to sign the Bid on behalf, and to legally bind the Bidder. If the Bidder is an intended or an existing Joint Venture, the power of attorney should be signed by all partners and specify the authority of the named representative of the Joint Venture to sign on behalf of, and legally bind the intended or existing Joint Venture. If the Joint Venture has not been formed, also include evidence from all proposed Joint Venture partners of their intent to enter into a Joint Venture in the event of a contract award in accordance with ITB11.2. |
| **ITB 22.2** | The Bidder shall submit an acceptable authorization within fourteen (14) days. |
| **D. Submission and Opening of Bids** | |
| **ITB 23.1** | Bidders shall submit their Bids by mail or by hand. |
| **ITB 23.1 (b)** | Not Applicable |
| **ITB 24.1** | For **bid submission purposes** only, the Employer’s address is  Attention: Ms. Fathimath Rishfa Ahmed,  Chief Procurement Executive, National Tender, Ministry of Finance  Street address: Ameenee Magu  City: Malé,  ZIP code: 20379  Country: Maldives  **The deadline for bid submission is**  Date: **14th May 2024, Tuesday**  Time: **11:00:00 hours Maldivian time** |
| **ITB 36.2** | Lowest evaluated bid means the bid with lowest evaluated lifecycle unit cost as evaluated in Section 3 (Evaluation and Qualification Criteria). |
| **ITB 27.1** | The bid opening of Technical Bids shall take place at  **National Tender, Ministry of Finance**  Street address: Ameenee Magu  City: Malé  Country: Maldives  Date: Same as ITB 24.1  Time: Same as ITB 24.1 |
| **E. Evaluation and Comparison of Bids** | |
| **ITB 35.2** | The qualifications of other firms such as the Bidder’s subsidiaries, parent entities, or affiliates, “shall not” be permitted. |
| **ITB 37.1** | 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: United States Dollars (USD)  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  The source of the selling exchange rate shall be: Maldives Monetary Authority (Central Bank of Maldives)  The date for the selling exchange rate shall be: fourteen (14) days prior to the deadline for submission of bids. |
| **ITB 38.1** | Domestic preference does not apply. |
| **ITB 39.4** | Lowest evaluated price means the lowest evaluated lifecycle unit cost as evaluated in Section 3 (Evaluation and Qualification Criteria). |
| **ITB 39.5** | Lowest evaluated bid price means lowest evaluated lifecycle unit cost as evaluated in Section 3 (Evaluation and Qualification Criteria). |
| **ITB 39.6** | Lowest evaluated bid means the bid with lowest evaluated lifecycle unit cost as evaluated in Section 3 (Evaluation and Qualification Criteria). |
| **ITB 42.1** | Standstill provisions shall apply. The duration of standstill period will be **10 business days (3 business days to request a debrief and 10 business days to lodge a complaint)** from the date of notice of intention for award of contract.  The Employer shall, at the start of the standstill period, notify in writing each Bidder that submitted a bid, of its intention to award a contract to the successful Bidder at the end of standstill period. The notification using the form included in Section 9 (Contract Forms) shall include the following information:   1. the name of each Bidder who submitted a Bid; 2. the bid prices as read out at bid opening; 3. the name and evaluated prices of each Bid that was evaluated; 4. the name of Bidders whose bids were rejected and the reasons for their rejection; 5. the name of the winning Bidder, and the price it offered, as well as the duration and summary scope of the contract awarded; and 6. a statement of the reason(s) the bid of the unsuccessful Bidder to whom the notification is addressed was unsuccessful, unless the price information under (e) of this paragraph already reveals the reason. |
| **ITB 43.1** | Lowest evaluated Bid means the bid with lowest evaluated lifecycle unit cost as evaluated in Section 3 (Evaluation and Qualification Criteria). |
| **ITB 46.2** | Lowest evaluated bidder means bidder with lowest evaluated lifecycle unit cost as evaluated in Section 3 (Evaluation and Qualification Criteria). |

**F. Award of Contract**

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| **ITB 47.1** | The procedures for Bidding-Related Complaints are referenced in Appendix 7 of the Procurement Regulations for ADB Borrowers. The Bidder should submit its complaint following these procedures, in writing, to:  For the attention: Ms. Fathimath Rishfa Ahmed  Title/position: Chief Procurement Executive  Employer: Ministry of Finance, Republic of Maldives  E-mail address: ahmed.ikram@finance.gov.mv  Cc to: [tender@finance.gov.mv](mailto:tender@finance.gov.mv) |