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## Procurement Rules and Technical Specifications

The current procurement relates to a proposed for the **provision of learning materials to schools in Galgadud region -Galmudug state of Somalia.**

In submitting a tender, the bidder accepts in full and without restriction the special and general conditions governing this procurement as the sole basis of this procurement procedure.

Bidders are expected to examine carefully and comply with all instructions forms and specifications contained in this procurement rule. Failure to submit a tender containing all the required information and documentation within the deadline specified will lead to the rejection of the tender.

### Timetable of the procurement procedure.

Activity	Date
Issue of Tender Notice and Invitation to Tender	12/03/2021
Return of tenders (Closing Date)	18/03/2021
Tender opening	21/03/2021
Tender Review.	21/03/2021
Compliance Checks /Assessment /Negotiations	22/03/2021
Award & "Go-Live" with Service provider	22/03/2021

### Article 1

- 1.1. The object of the contract is for the provision of learning materials to schools in Galgadud region - Galmudug state of Somalia.
- 1.2. The service provider must respond without any restrictions to the technical specifications mentioned in the BoQ Proposal and in this document and be in conformity to the rules of your profession.
- 1.3. Variation: CISP reserves the right to alter, at the time of the contract signature, the envisaged quantities.

### Article 2

- 2.1. The prices for the contract are fixed and not subject to revision.
- 2.2. Offers must be presented in USD Dollars.
- 2.3. The offers must be submitted in English
- 2.4. Payment will be processed 100% after completion of service.

### Article 3 Validity of the offers

Bidders shall be bound by their tenders for a period of **90 days** from the deadline for the submission of offers.

Any prospective bidders seeking to arrange individual meetings with CISP during the bidding period will result **in exclusion of the bidders from the selection process.**

### Article 4 Technical Specifications

Reference is made to the attached BoQs.

### Article 5 Presentation of the offers

Offers must be submitted in English and received not later than the deadline mentioned in the timetable on page 1.

#### **5.1 Content and presentation of offer:**

The offer consists on the presentation of:

- A financial offer, questionnaire and c- Procurement Rules and Technical Specifications file will be submitted as **HARD COPY** to CISP GALKACYO/Mogadishu Offices.

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- **NOTE: Electronic documents will not be accepted and automatically disqualified.**
  - A technical proposition (the form provided by CISP must be filled in) including the following elements:
    - o The **Profile** of the Company
    - o The name and contact/s (phone, email) of the **Legal Representative** of the Company
    - o The Name of the **Country** where the Company is registered
    - o The Company **Registration** Number
    - o Description of **similar work** done in the past
    - o Past performance- submit **3 recommendation letters** from recognized INGO for similar work performed in the last three years.
    - o Copy of Company **certificate of registration**

The above-mentioned documents must be signed by the legal representative of the service provider and **submitted in a sealed envelope** addressed to:

CISP – International Committee for the Development of Peoples

OBJECT: " **provision of learning materials to schools in Galgadud region -Galmudug state of Somalia -SHF 15119 -B. L 2.1**"

Company Name:

Contact Name:

Contact Phone Number:

Contact Email:

**The complete document must be delivered to CISP GALKACYO AND MOGADISHU Offices as HARD COPY with sealed envelope, before 5:00PM, 18<sup>th</sup> MARCH 2021.**

**Costs of visit and/or preparation of offers**

Costs incurred by the bidders for the visiting CISP Mogadishu office site for preparing and submitting the offer are NOT reimbursable.

**Ownership of tenders**

CISP retains ownership of all offers received under this procurement procedure. Consequently, bidders have no right to have their tenders returned to them.

**Article 5.2 Opening of the Offers, examination of administrative conformity, technical and financial evaluation**

A Tender Commission will be established Ad Hoc for the purposes of evaluating the offers received and selecting the best bidder.

The aim at this stage is to check that tenders comply with the essential requirements of the tender dossier. A tender is deemed to comply if it satisfies all the conditions, procedures and specifications in the tender dossier without substantially departing from or attaching restrictions to them.

If a tender does not comply with the tender dossier, it will be rejected immediately and may not subsequently be made to comply by correcting it or withdrawing the departure or restriction.

After analysing the tenders deemed to comply in administrative terms, the Tender Commission will rule on the technical admissibility of each tender, classifying it as technically compliant or non-compliant.

Offers found to be technically compliant shall be checked for any arithmetical errors in computation and summation. Errors will be corrected by the tender commission as follows:

- except for lump-sum contracts, where there is a discrepancy between a unit price and the total amount derived from the multiplication of the unit price and the quantity, the unit price as quoted will be the price considered.
- b) Amounts corrected in this way will be binding on the bidder. If the bidder does not accept them, his tender will be rejected.

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To facilitate the examination and evaluation of tenders, the Tender Commission may ask each bidder individually for clarification of his tender, including breakdowns of prices. The request for clarification and the response are made exclusively by email, but no change in the price or substance of the tender may be sought, offered or permitted except as required to confirm the correction of arithmetical errors discovered during the evaluation.

#### **Article 6 Award criteria**

The criteria are not arranged hierarchically.

The common criteria retained by the contracting authority will include the price, experience and capacity of the company, the delivery lead times, CISP internal procedures.

#### **Article 7 Assignment**

The assignee is informed by mail recommended with marked reception or hand delivered.

#### **Article 8 Cancellation of the tender procedure**

In the event of a tender procedure's cancellation, bidders will be notified by the Contracting Authority. Cancellation may occur where:

- the tender procedure has been unsuccessful, namely where not qualitatively or financially worthwhile tender has been received or there has been no response at all;
- the economic or technical parameters of the project have been fundamentally altered;
- exceptional circumstances or force majeure render normal implementation of the project impossible;
- there have been irregularities in the procedure, in particular where these have prevented fair competition.

#### **Article 9 Procedures to apply during implementation of the program**

The administrative procedures that will be followed and applied by CISP and/or Donor's procedures. CISP administrative and technical staff will provide instructions and is in charge with the regular verification of administrative documents. All administrative documents not in line with CISP and/or Donor's procedures will be rejected.

#### **Article 10 Penalties**

In the event of failure of the service provider to perform the works in the stipulated duration, CISP shall retain from the payment schedule a penalty equivalent to 1% of the total value of the Contract per each week of delay, up to a maximum of 5%.

CISP has the right to add/omit or change any item to/of the BoQ, as well as to increase or decrease the quantities stated therein.

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### **Ethics clauses**

During the procurement period, the service provider and his staff commit themselves to respect fundamental rights, human dignity and, particularly, the International Labour Organization's international labour law rules concerning social, hygiene and security issues. They commit themselves to respect political, cultural and religious customs of the recipient country.

Any attempt by a candidate or bidder to obtain confidential information, enter into unlawful agreements with competitors or influence the jury or the Contracting Authority during the process of examining, clarifying, evaluating and comparing tenders will lead to the rejection of his candidacy or tender and may result in administrative penalties.

The Contractor must at any time act impartially and as a faithful adviser in accordance with the code of conduct of his profession. He shall refrain from making public statements about the project or services without the Contracting Authority's prior approval. He may not commit the Contracting Authority in any way without its prior written consent.

The Contractor may accept no payment connected with the contract other than that provided for therein. The Contractor and his staff must not exercise any activity or receive any advantage inconsistent with their obligations to the Contracting Authority.

The Contractor and his staff shall be obliged to maintain professional secrecy for the entire duration of the contract and after its completion. All reports and documents drawn up or received by the Contractor shall be confidential.

CISP reserves the right to suspend or cancel project financing if corrupt practices of any kind are discovered at any stage of the award process and if the Contracting Authority fails to take all appropriate measures to remedy the situation. For the purposes of this provision, "corrupt practices" are the offer of a bribe, gift, gratuity or commission to any person as an inducement or reward for performing or refraining from any act relating to the award of a contract or implementation of a contract already concluded with the Contracting Authority.

All tenders will be rejected, or contracts terminated if it emerges that the award or implementation of a contract has given rise to unusual commercial expenses.

Such unusual commercial expenses are commissions not mentioned in the main contract or not stemming from a properly concluded contract referring to the main contract, commissions not paid in return for any actual and legitimate service, commissions remitted to a tax haven, commissions paid to a recipient who is not clearly identified or commissions paid to a company which has every appearance of being a front company.

No respect of one or several ethics clauses can lead to the exclusion of the candidate or the bidders of other contracts of CISP and expose him to sanctions.

For more information about CISP, please visit [www.cisp-ngo.org](http://www.cisp-ngo.org).

CISP is strongly committed to ending Child Abuse, all forms of Sexual Exploitation and Abuse, and to building a work environment that is safe and welcoming for all, where Sexual Harassment does not take place. The desired candidate for any position should share and support this commitment in all aspects of their personal and professional behaviour. Any history implicating that the applicant has a history of Child Abuse, Sexual Exploitation and Abuse, or Sexual Harassment, is a reason for excluding him or her from employment with CISP.