



AID 012590/01/5

SUPPLY CONTRACT NOTICE

**Contract title: Tender for the Supply of
FISH EQUIPMENTS AND SAFETY MATERIALS
(Framework Contract)
East Africa, Kenya, Kilifi County**

1. Reference

CAST/KLF/ECOS-01102024

2. Procedure

Local Open Tender

3. Programme title

ECOS: Blue Economy and Coastal Ecosystem, Opportunities for a Sustainable Development

4. Financing

Italian Agency for Development Cooperation (AICS) ECOS AID 012590/01/5

5. Contracting authority

CAST – Centro per un Appropriato Sviluppo Tecnologico

CONTRACT SPECIFICATION

6. Nature of contract

Framework Contract based on unit-price

7. Contract description

This Framework Contract aims at regulating the procurement process of supply of fish equipments and safety materials based on the ECOS project needs.

8. Number and titles of lots

Lot 1: Fish Equipements

Lot 2: Safety Materials

CONDITIONS OF PARTICIPATION

09. Legal basis, eligibility and rules of origin

All supplies under this Framework Contract may originate from any Country.

10. Number of tenders

Tenders can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or member of a consortium submitting a tender). The tenderer may submit a tender for one lot only, several or all lots. Contracts will be awarded lot by lot and each lot will form a separate contract.

Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than one lot.

11. Grounds for exclusion

As part of the tender, tenderers must submit a signed declaration, included in the tender form, to the effect that they are not in any of the exclusion situations listed in Section 2.6.10.1. of the practical guide.

Tenderer included in the lists of EU restrictive measures (see Section 2.4. of the PRAG) at the moment of the award decision cannot be awarded the contract.

13. Sub-contracting

Subcontracting is not allowed under this Framework Contract.

PROVISIONAL TIMETABLE

14. Provisional commencement date of the contract

20st November 2024

15. Implementation period of the tasks

The validity of this Framework Contract is 29 months from the day the last of the two parties signs the contract, with possibility of extension up to maximum 48 months.

A specific contract, will follow each Order Form issued by the contracting authority based on the project needs. Terms and conditions of the overall framework contract will apply to all specific contracts signed from the moment this framework contract enters into force.

SELECTION AND AWARD CRITERIA

16. Selection criteria

Capacity-providing entities

An economic operator (i.e. candidate or tenderer) may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links it has with them. If the

economic operator relies on other entities, it must in that case prove to the contracting authority that it will have at its disposal the resources necessary for the performance of the contract by producing a commitment by those entities to place those resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality as the economic operator relying on them and must comply with the selection criteria for which the economic operator relies on them. **Furthermore, the data for this third entity for the relevant selection criterion should be included in a separate document.** Proof of the capacity will also have to be provided when requested by the contracting authority.

With regard to technical and professional criteria, an economic operator may only rely on the capacities of other entities where the latter will perform the tasks for which these capacities are required.

With regard to economic and financial criteria, the entities upon whose capacity the economic operator relies, become jointly and severally liable for the performance of the contract.

The following selection criteria will be applied to the tenderers. In the case of tenders submitted by a consortium, these selection criteria will be applied to the consortium as a whole if not specified otherwise. The selection criteria will not be applied to natural persons and single-member companies when they are sub-contractors.

- 1) Economic and financial capacity of the tenderer** (based on item 3 of the tender form). In case of tenderer being a public body, equivalent information should be provided. The reference period which will be taken into account will be the last three financial years for which accounts have been closed.

The selection criteria for each tenderer are as follows (both legal and natural persons):

- 1- The average annual turnover of the tenderer must exceed the annualized maximum budget of the contract i.e. the maximum budget state in the contract notice divided by the initial contract duration in years, where this exceeds 1 year (minimum annual turnover requested may not exceed 2 times the estimated annual contract value, except in duly justified cases motivated in the tender dossier)
- 2- The current ratio (current assets/ current liabilities) in the last year for which accounts have been closed must be at least 1. In case of a consortium this criterion must be fulfilled by each member.

- 2) Professional capacity of the tenderer** (based on items 4 of the tender form).

The reference period which will be taken into account will be the last three years preceding the submission deadline.

The selection criteria for legal and natural persons are:

- 1 - has a professional certificate appropriate to this contract
- 2 - at least 2 staff currently work for the tenderer in fields related to this contract

- 3) Technical capacity of tenderer** (based on items 5 and 6 of the tender form). The reference period which will be taken into account will be the last three years preceding the submission deadline.

The selection criteria for legal and natural persons are:

- 1- can provide at least 2 references letters from past/ current clients
- 2- The tenderer has delivered supplies under at least 2 contracts with a budget of at least that of this contract in procurement of stationaries which were implemented at any moment during the

last 3 years.

This means that the contract the tenderer refers to could have been started at any time during the indicated period, but it does not necessarily have to be completed during that period, nor implemented during the entire period. Tenderers are allowed to refer either to supply contracts completed within the reference period (although started earlier) or to supply contracts not yet completed. Only the portion satisfactorily completed during the reference period will be taken into consideration. This portion will have to be supported by documentary evidence (statement or certificate from the entity which awarded the contract, proof of payment) also detailing its value. If a tenderer has implemented the supply contract in a consortium, the percentage that the tenderer has successfully completed must be clear from the documentary evidence, together with a description of the nature of the supplies provided if the selection criteria relating to the pertinence of the experience have been used.

Previous experience which would have led to breach of contract and termination by a contracting authority shall not be used as reference. This is also applicable concerning the previous experience of experts required under a fee-based service contract.

17. Award criteria

The tenderers presenting the best price-quality ratio, which is a combination of quality and price, will be considered under this Framework Contract.

TENDERING

18. Deadline for submission of tenders

The deadline for submission of tenders is **08th November 2024, 5 pm EAT Time**.

19. Tender format and details to be provided

Tenders must be submitted using the standard tender form (**Annex_c4l**).

The tender must be accompanied by a declaration on honour on exclusion and selection criteria using the template provided (**Annex_a14a**), available also from the following Internet address:

[https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesA\(Ch.2\):General](https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesA(Ch.2):General)

Any additional documentation (brochure, letter, etc.) sent with a tender will not be taken into consideration.

20. How tenders may be submitted

Tenders must be submitted in English exclusively to the contracting authority, using the means specified in point 10 of the instructions to tenderers. Tenders submitted by any other means will not be considered.

By submitting a tender, participants accept to receive notification of the outcome by electronic means.

21. Alteration or withdrawal of tenders

Tenderers may alter or withdraw their tenders by written notification prior to the deadline for submission of tenders. No tender may be altered after this deadline.

Any such notification of alteration or withdrawal shall be prepared and submitted in accordance

with point 15 of the instructions to tenderers.

22. Operational language

All written communications for this tender procedure and contract must be in English.

23. Additional information

Financial data to be provided by the candidate in the standard application form must be expressed in KES. If applicable, where a candidate refers to amounts originally expressed in a different currency, the conversion to EUR shall be made in accordance with the InforEuro exchange rate of the month and year of the applicable InforEuro exchange rate, which can either correspond to the month and year of the publication of the present contract notice or the month and year corresponding to the deadline for submitting applications, which can be found at the following address: <http://ec.europa.eu/budget/graphs/inforeuro.html>.

Contracting Authority address:

CAST - Centro per un Appropriato Sviluppo Tecnologico
Seahorse Road (next to Lees)
P.O. Box 561
80108 Kilifi
Kenya

Opening hours: Monday to Friday, 8.00am to 5pm

Attention of: Chiara Spicciarelli – ECOS Project Coordinator
email: ecosprocurement@gmail.com

The following writing - **ECOS AID 12590/01/5** - along with the publication reference number **CAST/KLF/ECOS-01102024** is to be added to any communication between the tenderer and the contracting authority.