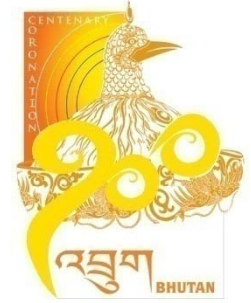




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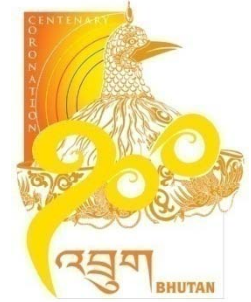
Over-view

- Changes in the Procurement Rules
- New SBD (Works)
- Improvements
- New Sections
- Important provisions
- Qualification & Evaluation
- Award of Contract



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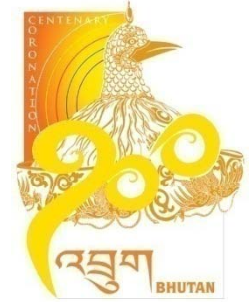


Procurement Rules & Regulations 2009

- Threshold for Field Level Tender Committee is defined.
- Thresholds for different methods of Procurement is revised.
- Limit for direct contracting in remote areas is increased to Nu. 3M from Nu. 0.5 M.
- The PA to secure funds and any FE requirements before the award of works.
- The PA to authenticate all financial guarantees.
- The PA to inform the ACC of any suspicion of corrupt, fraudulent, collusive, coercive or obstructive practices.
- For contracts of duration more than 12 months, retention money can be refunded against submission of a BG , when 50% of the value of the contract is completed.
- An Integrity Pact (IP) to be signed by the PA and the bidder once the IP is finalized and approved.
- Price Adjustments for contracts of duration more than 18 months.

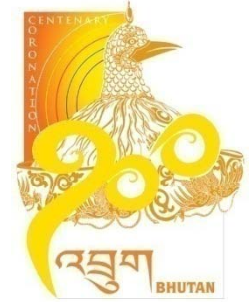


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Improvements in SBD

- SBD is based on new evaluation system
- Modification in some of the clauses
- Exclusion/debarment of bidders
- Integrity Pact
- Incorporation of new sections
- Designed for ad-measurement with provision for LS contract
- BDS & SCC to be filled by Employer before issuing

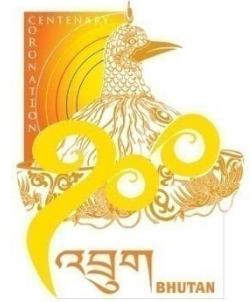


Sections in the SBD

- Section I: Instructions to Bidders
- Section II: [Bidding](#) Data Sheet
- Section III: Eligible Countries
- Section IV: Forms of Bid, Qualification Information, Letter of Acceptance, and Contract
- Section V: General Conditions of Contract
- Section VI: [Special](#) Conditions of Contract
- Section VII: Specifications and Performance Requirements
- Section VIII: Drawings
- Section IX: Bill of Quantities
- Section X: Forms of Securities and Invitation for Bids



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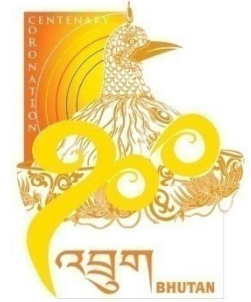


Important provisions in SBD

- Fraud & corruption – ITB 2, GCC 61.2
- Exclusion of bidders – ITB 3.6 & 3.7
- Qualification of the bidders – ITB 4
 - Legal status
 - General experience – turnover
 - Similar work experience
 - Equipment, Manpower, Financial
 - Litigation history
 - Sub contracting – specify proposal & ceiling in BDS
- Joint venture – [ITB 4.4](#) (partner shall meet min 25 & lead partner 40%)

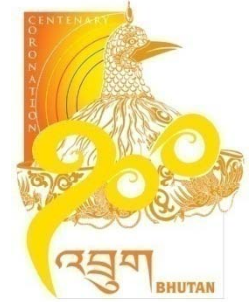


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Important provisions in SBD

- [Bid validity – ITB 15](#)
- [Sealing and marking of bids – ITB 19](#)
- [Examination of bids – ITB 26](#)
- [Evaluation & Comparison of bids – ITB 29](#)
- [Right to accept and reject bids – ITB 32](#)
- [Performance security – ITB 34](#)



Important provisions in SBD

Liquidated Damages

❖ [Clause 49 of GCC](#)

Secured advance

❖ Clause 50.2 of GCC (75%)

As – Built Drawings

❖ Clause 57 of GCC

Termination and Fundamental Breach

❖ Clause 58 & 60 of GCC

Fraudulent & Corrupt practices

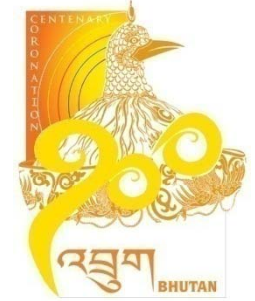
❖ Clause 59 of GCC



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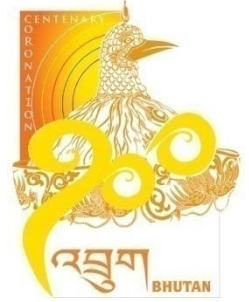


Qualification & Evaluation

- ❖ Determination of responsiveness (preliminary)
- ❖ Qualification and Evaluation



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Tashi Delek