

### TANA WATER WORKS DEVELOPMENT AGENCY

REGISTRATION OF FIRMS FOR SUPPLY AND DELIVERY OF DESKTOP COMPUTERS, LAPTOPS, PRINTERS, END-USER POWER BACK (UPS), AIR CONDITIONERS, NETWORKS SWITCHES, AND COMPUTER ACCESSORIES

## TWWDA/PQ/002/2022-2024

CHIEF EXECUTIVE OFFICER
TANA WATER WORKS DEVELOPMENT AGENCY
P.O. BOX 1292-10100
NYERI

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WEBSITE: www.tanawwwda.go.ke

CLOSING DATE: 22<sup>nd</sup> September 2022 at 10.00 am

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### **INTRODUCTION**

- 1.1 This document has been prepared for the registration of suppliers wishing to apply. The list of registered suppliers will be used to invite bidders to quote / tender as and when the need arises and the list will be valid for the period 2022-2024
- 1.2 The document includes a form for invitation for pre-qualification, instructions to candidates, and a letter of application with attached forms for candidates to complete.

**NOTE:** In order for a candidate to be registered, the bidder must meet the qualification criteria in Appendix 1.



### SECTION I - INVITATION FOR PREQUALIFICATION

P.Q. No. TWWDA/PQ/002/2022-2024

P.Q. Name: Registration of Firms for Supply and Delivery of Desk Top Computers, Laptop, Printers, End-User Power Back (Ups), Air Conditioners,

**Networks Switches, and Computer Accessories** 

1. Tana waterworks development agency hereinafter referred to as "Procuring entity" intends to invite candidates for Registration of Firms for Supply and Delivery of Desk Top Computers, Laptop, Printers, End-User Power Back (Ups), Air Conditioners, Networks Switches, and Computer Accessories

Pre-qualification is open to all candidates as indicated in Appendix II

- 2. Interested eligible candidates may obtain a hard copy of the pre-qualification document from TWWDA's Supply Chain Management office at a fee of 1,000 or alternatively download the tender documents for free from the website <a href="www.tanawwwda.go.ke">www.tanawwwda.go.ke</a> or IFMIS tender portal <a href="http://isupplies.treasury.go.ke">http://isupplies.treasury.go.ke</a>
- 3. Applications for registration must be submitted enclosed in plain sealed envelopes marked with the registration name and reference number and deposited in the prequalification Box at Tana Water Works development agency, P. O. Box 1292 10100 Nyeri, Maji House, Baden Powel Road, addressed to the Chief Executive Officer, Tana Water Works Development Agency so as to be received on or before Thursday, 22<sup>nd</sup> September 2022 at 10.00 am.
- 4. The bids will be opened immediately thereafter at the **TWWDA Boardroom** in the presence of the candidates or their representatives who choose to attend.

THE CHIEF EXECUTIVE OFFICER
TANA WATER SERVICES DEVELOPMENT AGENCY
MAJI HOUSE, BADEN POWELL ROAD
P.O. BOX 1292- 10100
NYERI

TEL. NO: 061-2032282



## SECTION II - INSTRUCTIONS TO CANDIDATES

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### SECTION II - INSTRUCTIONS TO CANDIDATES

### 2.1 Scope of Pre-qualification

Tana waterworks development agency hereinafter referred to as the procuring entity intends to prequalify bidders for the Supply and Delivery of Desk Top Computers, laptops, Printers, End-User Power Back (Ups), Air Conditioners, Networks Switches, and Computer Accessories.

- 2.1.1 It is expected that the applications will be submitted to be received by the procuring entity no later than **Thursday 22<sup>nd</sup> September 2022 at 10.00 am.**
- 2.1.2 Pre-qualification document is open to eligible firms as indicated in the appendix to instructions to candidates.

## 2.2 Submission of Application

Applications for pre-qualification shall be submitted in sealed envelopes marked with the registration name and reference number and deposited in the pre-qualification box at TANA WATER WORKS DEVELOPMENT AGENCY P.O. BOX 1292-10100, NYERI, BADEN POWELL ROAD or be addressed to, The Chief Executive Officer to be received on or before **Thursday 22<sup>nd</sup> September 2022 at 10.00 am.** 

- 2.2.1 Tana water Works development agency reserves the right to accept or reject late applications.
- 2.2.2 The name and mailing address of the applicant **SHALL NOT** be marked on the envelope.
- 2.2.3 All the information requested shall be provided in the English language.
- 2.2.4 Failure to provide information that is essential for effective evaluation of the applicant's qualifications or to provide timely clarification or substantiation of the information supplied may result in the applicant's disqualification;
- 2.2.5 Failure to provide information that is essential for effective evaluation of the applicant's qualifications or to provide timely clarification or substantiation of the information supplied may result in the applicant's disqualification;
- 2.2.6 The submitted documents shall be numerically and systematically paginated and All Candidates found capable of performing the contract satisfactorily in accordance with the set registration criteria shall be considered.

### 2.3 Eligible Candidates

2.3.1 This invitation for registration is open to all candidates who are eligible as defined in Kenya's Public Procurement Law and regulations and as indicated in the appendix to instructions to candidates. However, those firms that are already on TWWDA list of



- Registered firms for 2022-2023 are also encouraged to apply in order to continue being on the list of the Agency for the FY **2023-2024.**
- 2.3.2 The procuring entity's employees, committee members, board members, and their relatives (spouse and children) are not eligible to participate in the registration unless where specially allowed under section 55 of the PPAD Act 2015
- 2.3.3 All Candidates found capable of performing the contract satisfactorily in accordance with the set registration criteria shall be considered.



### 2.4 Qualification Criteria (See Appendix 1)

2.4.1 Pre-qualifications will be based on meeting the minimum requirements to pass in the criteria set as shown below. The declaration will be either pass or fail regarding the applicant's general and particular experience and financial position as demonstrated by the applicant's response in the forms provided in Section IV and submitted with the letter of application. The procuring entity reserves the right to waive minor deviations if they do not materially affect the capability of an applicant to perform the contract.

### 2.4.3 Litigation History

The applicant should provide accurate information on any litigation or arbitration resulting from contracts completed or under execution over the last three (3) years. A consistent history of awards against the applicant or any partner may result in the failure of the application.

### 2.5 Public Sector companies

2.5.1 Any public-owned enterprise may be eligible to qualify if, in addition to meeting all the above requirements, it is also legally and financially autonomous, it operates under commercial law, and it is not a dependent agency of another public entity.

### 2.6 Conflict of Interest

2.6.1 The applicant shall not be associated, nor have been associated in the past, with the consultant or any other entity that has prepared these documents. Any such association must be disclosed and may result in the disqualification of the applicant.

### 2.7 Corrupt or Fraudulent Practices

- 2.7.1 The Procuring entity requires that bidders observe the highest standard of ethics during the procurement process and execution of contracts when used in the present regulations, the following terms are defined as follows;
  - (i) "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value to influence the action of a public official in the procurement process or in contract execution; and
  - (ii) "fraudulent practice" means a misrepresentation of facts in order to influence a procurement process or the execution of a contract to the detriment of the Procuring entity, and includes collusive practice among bidders (prior to or after tender submission) designed to establish bid prices at artificial non-competitive levels and to deprive the Procuring entity of the benefits of free and open competition;
- 2.7.2 The procuring entity will reject a proposal for award if it determines that the bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the contract in question.
- 2.7.3 Further a bidder who is found to have indulged in corrupt or fraudulent practices risks being debarred from participating in public procurement in Kenya.



### APPENDIX TO INSTRUCTIONS TO BIDDERS

### Notes on the Appendix to the Instruction to Bidders

- 1. The Appendix to instructions to candidates is intended to assist the procuring entity in providing specific information in relation to the corresponding clause in the instructions to the candidates included in Section II and has to be prepared for each specific procurement;
- 2. The procuring entity should specify in the appendix information and requirements specific to the circumstances of the procuring entity, the goods to be procured, and any criteria/s that will apply for registration;
- 3. In preparing the Appendix the following aspects should be taken into consideration;
  - (a) The information that specifies and complements provisions of Section II to be incorporated
  - (b) Amendments and/or supplements if any, to provisions of Section II as necessitated by the circumstances of the goods to be procured to be also incorporated;
- 4. Section II should remain unchanged and can only be amended through the Appendix;
- 5. Clauses to be included in this part must be consistent with the public procurement law and regulations.



## **Appendix to Instructions to Bidders**

The following information regarding the particulars of the documents shall complement supplement or amend the provisions of the instructions to the bidders. Wherever there is a conflict between the provision of the instructions to the bidders and the provisions of the appendix, the provisions of the appendix herein shall prevail over those of the instructions to bidders

INSTRUCTIONS TO BIDDERS REFERENCE	PARTICULARS OF APPENDIX TO INSTRUCTIONS TO BIDDERS
2.1.1	Registration of Firms for Supply and Delivery of Desk Top Computers, Laptop, Printers, End-User Power Back (Ups), Air Conditioners, Networks Switches, and Computer Accessories
	TWWDA/PQ/002/2022-2024
2.2.1	The Chief Executive Officer Tana Water Works Development Agency P.O. Box 1292-10100 Baden Powell Road NYERI Tel: 061 -2032282 Email: ceo@tanawwda.go.ke
2.2.1	The closing date will be <b>Thursday</b> , 22 <sup>nd</sup> <b>September 2022</b>
2.2.6	Paginating and binding of a bid document to be as per the instructions above.
2.3.1	The already registered firms/individuals in this category, can apply for the 2023-2024 and attach a formal letter addressed to TWWDA, as a page in the submission.
2.3.2/2.7	Any candidate who violates this provision shall be liable to legal recourse initiated by anyone upon discovery of the violation. The whistleblower shall be fully protected under the Laws of Kenya.



## SECTION III- LETTER OF APPLICATION

Date .	•••••	
То	THE CHIEF EXECUTIVE OFFICER P.O BOX 1292-10100 NYERI	
Ladies	and/or Gentlemen	
all of	hereinafter referred to as "the Applicant the pre-qualification information prolified by yourselves as a bidder for the	d act on behalf of (name of nt"), and having reviewed and fully understood ovided, the undersigned hereby apply to be a following contract(s) under (P.Q. No. and P.Q.
Pre-a	ualification number	Pre-qualification name
1.		
2.		
3.		
4.		
5.		



### 2. Attached to this letter are copies of original documents defining

- (a) the Applicant's legal status
- (b) the principal place of business and
- (c) the place of incorporation (*for applicants who are corporations*), or the place of registration and the nationality of the owners (for applicants who are partnerships or individually-*owned firms*).
- 3. Your Agency and its authorized representatives are hereby authorized to conduct any inquiries or investigations to verify the statements, documents, and information submitted in connection with this application, and to seek clarification from our bankers and clients regarding any financial and technical aspects. This letter of Application will also serve as authorization to any individual or authorized representative of any institution referred to in the supporting information, to provide such information deemed necessary and as requested by you to verify statements and information provided in this application, such as the resources, experience, and competence of the Applicant.
- 4. Your Agency and its authorized representatives may contact the following persons for further information.

General and managerial inc	uiries	
Contact 1	Telephone 1	
Contact 2	Telephone 2	
	,	
Personnel inquiries		
Contact 1	Telephone 1	
Contact 2	Telephone 2	
Technical inquiries		
Contact 1	Telephone 1	
Contact 2	Telephone 2	
Financial inquiries		
Contact 1	Telephone 1	
Contact 2	Telephone 2	

- 5. This application is made with the full understanding that:
  - (a) Bids by the applicants will be subject to verification of all information submitted for pre-qualification at the time of bidding.



- (b) Your Agency reserves the right to:
  - amend the scope and value of any contracts bid under this project; in such event, bids will only be called from bidders who meet the revised requirements; and
  - reject or accept any application, cancel the tender process, and reject all applications
- (c) your Agency shall not be liable for any such actions and shall be under no obligation to inform the Applicant of the grounds for them
- 1. We confirm that if we bid, that bid, as well as any resulting contract, will be:
  - (a) signed so as to legally bind all partners, jointly and severally.
- 2. The undersigned declares that the statement made and the information provided in the duly completed application are complete, true, and correct in every detail.

Signed	Signed
Name	Name
For and on behalf of (name of Applicant)	For and on behalf of (name of partner)
Signed	Signed
Name	Name
For and on behalf of (name of Partner)	For and on behalf of (name of partner)
Signed	Signed
Name	Name
For and on behalf of (name of Partner)	For and on behalf of (name of partner)



## SECTION IV - STANDARD FORMS

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### SECTION IV - STANDARD FORMS

### **Notes on completion of Standard Forms**

Application Form 1 - General information

This form is to be completed by all applicants. Where the applicant proposes to use sub-contractors the information should be supplied in this format.

Application Form 2- Particular Experience Record

This form is to be completed by all applicants meeting the requirement set out in the instructions to candidates.

Application Form 3 - Personnel Capabilities

This form is to be completed by all applicants. It shall include specific positions essential to contract implementation. The applicants shall provide the names of at least two candidates qualified to meet the specified requirements stated for each position.

Application Form 4- Financial Capability

This form shall be completed by every applicant. It should contained financial information to demonstrate that they meet the requirements stated in the instructions to candidates. If necessary separate sheets should be used to provide complete banker information. A copy of the audited balance sheet if available should be attached. The information should include the summary of actual assets and liabilities for the last five years.

Application Form 5 - Litigation History

This form is to be completed by all applicants including each member. It should provide information on any history of litigation or arbitration resulting from contracts executed in the last five years or currently under execution.

The form of pre-qualification must be completed by the bidder and submitted with the pre-qualification documents. It must also be duly signed by duly authorized representatives of the bidder.

Confidential Business Questionnaire Form - This form must be completed by the bidder and submitted with the pre-qualification documents.



## **APPLICATION FORM (1)**

## **GENERAL INFORMATION**

1.	Name of firm	
2.	Head office address	
3.	Telephone	Contact
4.	Fax	E-mail
5.	Place of incorporation/registration	Year of incorporation/registration

	Nation	nality of owners
	Name	Nationality
1.		
2.		
3.		
4.		
5.		



## **APPLICATION FORM (2)**

### PARTICULAR EXPERIENCE RECORD

Name of Applicant:		

(You may attach details of your experience record relevant to this pre-qualification)



## APPLICATION FORM (3)

## PERSONNEL CAPABILITIES

Name of Applicant		

1.	Title of position
	Name of prime candidate
	Name of alternate candidate
2.	Title of position
	Name of prime candidate
	Name of alternate candidate
3.	Title of position
	Name of prime candidate
	Name of alternate candidate
4.	Title of position
	Name of prime candidate
	Name of alternate candidate



## **APPLICATION FORM (4)**

<b>.</b>	2 4 31		FINANCÍA	L CAPABILITY					
Name of	Applica	nt:							
Banker	Name	of banker							
	Addre	Address of banker							
	Telephone Contact name and title								
	Fax			Email					
Financia informat		Actual : previous two years			Projected: next two years				
Kshs.		1.	2.	3.	4.				
1. Total	assets								
2. Current assets									
3. Total liabilities									
4. Current liabilities									
5. Profits before									
6. Profits after taxes									
Source of finance		Amount Kshs.							
1.									
2.									
3.									
4.									



## **APPLICATION FORM (5)**

### **LITIGATION HISTORY**

Name of Applicant:		

Applicants should provide information of any history of litigation or arbitration resulting from contracts executed in the last two years or currently under execution.

Year	Award FOR	Name of client, cause of litigation,	Disputed amount
	or AGAINST	and matter in dispute	(current value
	Applicant		Kshs.)



## FORM OF REGISTRATION/PRE-QUALIFICATION

		Date
		DateRegistration No
To:		
[name and add	lress of procuring entity]	
Gentlemen and/or Ladi	es:	
Nos	[insert the undersigned, offer (insert)	uments including Addenda numbers].the receipt of which is hereby dul to supply deliver, install and commission rt equipment description) in conformity with the sai
	ke, if our document is acco	epted, to deliver install and commission the equipmer ed in the Schedule of Requirements.
for PQ submission as 1	,	for a period of <b>180</b> [number] days from the date fixe ders, and it shall remain binding upon us and may be t period.
	your registered firms, sh	written acceptance thereof and your notification of nall constitute a Contract, between us; Subject to the
6. We underst	and that you are not bound	d to accept the lowest or any tender you may receive.
Dated this	day of	20
[Signature]		[in the capacity of]
Duly authorized to sign	n registration for an on bel	half of



## CONFIDENTIAL BUSINESS QUESTIONNAIRE FORM

You are requested to give the particulars indicated in Part 1 and either Part 2(a), 2(b) or 2(c) whichever applied to your type of business

You are advised that it is a serious offense to give false information on this form

	S		
	Street/Roa		
	Tel No		
	usiness which you can handle at any		
Name of your bankers		Branch	
	Part 2 (a) – Sole Propi	rietor	
Your name in full	2 (a) Sole 110pl		
Nationality	Country of c	origin	
1 varionality	Citizenship details	, , , , , , , , , , , , , , , , , , ,	•••••
	•	•••••	
	Part 2 (b) Partnership		
Given details of parts	` '		
Name	Nationality	Citizenship Details	Shares
	·····		
7			••••••
	Part 2 (c) – Registere	d Company	
Private or Public			
	d issued capital of the company-		
Issued Kshs			
Given details of all d			
Name	Nationality	Citizenship Details	Shares
1		1	
2			
3			
-			
5			
,			•
Date	Sig	nature of Candidate	
Dail		mature of Camuldate	

• If a Kenya Citizen, indicate under "Citizenship Details" whether by Birth, Naturalization or registration.



Part 1 – General:

## SECTION V - PRE-QUALIFICATION CRITERIA

### **APPENDIX 1**

**QUALIFICATION CRITERIA:** The applicant shall meet the following criteria:

### **EVALUATION STAGES**

REGISTRATION NO.....

SUPPLIER EVALUATION CRITERIA FOR SUPPLY AND DELIVERY OF COMPUTERS, PRINTERS, AND OTHER ELECTRONICS

Bidder No. ..... Bidder Name .....

1.	MANDAT	ORY REQUIREMENTS	Yes	No	Remarks
	Submission	n of valid documents under listed:-			
	i)	Valid Tax Compliance Certificate			
	ii)	Certificate of Incorporation & Reg.			
	iii)	A copy of the Firm's valid KRA PIN certificate			
	iv)	Copy of the latest CR12 (for the Incorporated companies)			
	v)	Registration with the local authority.			
	vi)	Must clearly indicate the physical location, mobile number/s, and landline/s applicable.			
	vii)	Submit two copies of the bid document marked ( <b>Original &amp; Copy</b> ). The Copies must be signed and stamped.			
	viii)	Submit a duly 'filled up' form of registration' in the format provided in this pre-qualification document, addressed to <b>Tana Water Works Development Agency.</b> The terms under the form of registration shall be valid for <b>180 days</b> .			
2		OTHER REQUIREMENTS			
			Required Marks	Awarded Marks	Remarks
	i)Volu 500,00	me of business the firm can handle per month (at least KES 00)	10		
		ii) Similar jobs carried out in the past 2 years at 6 marks for each year (attach proof in the form of transaction documents)			
	<ul> <li>iii)Previous dealings with TWWDA - will address issues such as:-</li> <li>Late delivery (Less 3)</li> <li>Partial delivery(less 3)</li> <li>Poor quality goods/returns e.g. Counterfeit Goods (less 3)</li> <li>NB: Those who haven't been engaged by TWWDA in the past will be exempted/score all.</li> </ul>		9		
	addres numbe	iv) Provide information on Telephone- landlines/mobiles, official email address, Postal Address, physical address, and contact person(s) mobile number (at least the 5 indicated key items to be presented clearly: 2 scores each)			
	v) Provide	certified bank statements for the last 1 year	5		
		he latest audited Accounts for limited companies and financial for non-limited business entities for the immediate latest past year l marks).	10		



vii. Three recommendation letters from reputable firms with which the candidate has had business in the past (each duly signed letter attracts 3 marks).	9	
viii. Company profile/business profile (A detailed business profile attracts 5 marks)	5	
ix) Supplier must indicate his/her firm's ability to extend Credit Facility (must indicate a period of at least 30 days in form of a <b>signed by an authorized officer</b> and <b>stamped</b> commitment letter drawn on the candidate	8	
x. Completed/filled-in Confidential Business Questionnaire to be attached (Must be complete with all the required/indicated details for each type of enterprise, any missed detail/s to attract deduction of 2 marks per omitted detail.	12	
xi. Litigation history: Indicate if there are any pending court cases on public procurement matters	10	
Total Marks	100	

### NB:

- Firms from the `Special groups` (Youth, Women, and PWDs) that apply for prequalification of items in this category shall be exempted from 1 (i), (ii) (iv), and (v); 2(i), (ii), (v), (vii) and (ix); BUT they MUST attach copy of a valid AGPO Certificate.
- A bidder shall be prequalified upon attaining at least 75% marks.

