Clarification of solicitation documents No. 1
26 January, 2007

Tender: ATLAS No. 52845 - Procurement of Heavy Machineries to improve the Solid Waste Management in Palestine

Issue Date: 4 January 2007
Close Date: 12 February 2007, 12:00 hours (Jerusalem time)
Deadline for requesting any clarifications: 18 January 2007, 15:00 hours (Jerusalem time)

Some prospective Offerors have required in writing clarifications of the Solicitation Documents. The following are UNDP responds to the said queries for clarification of the Solicitation Documents that have been received:

1. **Query:** Both requested for the Heavy Trucks and the waste containers hold the same reference number: Atlas - 52845 but each has a different closing date, please clarify?

1. **Reply:** Even though both tenders have the same reference project numbers, they are two separate tenders with different closing dates, as shown on their solicitation documents.

2. **Query:** In your request for the Heavy Trucks, you requested Euro III, engine specification..... is this the lowest standard accepted or we can offer lower like Euro 3 or Euro 2, ....

2. **Reply:** We confirm that the lowest standard accepted is Euro III engine specification.

3. **Query:** Annex IV: Special Conditions, clause 4.3 – Other the standards/specification; We regret that we are unable to locate the standards/specifications of the Israel Motor Vehicle Division/Homologation Department relating to this ITB in English language on the Israeli Ministry of Transport website. Please provide the necessary information.

3. **Reply:** The Israeli Ministry of Transport does have a website in English. You just have to click on the ENGLISH button, to shift from Hebrew to English language option.

For further information, please contact the Ministry at
Tel: 972-2-666-3333/3222 e-mail: tlunot@mot.gov.il

Please note that it is the responsibility of the bidders to obtain any publicly available information that they might need to complete their bids.

4. **Query:** Annex VI: Technical specifications, Lot # 1, item no. 1.1 and item 1.2, section 12. Painting and Undercoating: 12.4; colour of the finish paint We are unable to find the exact specification of the white finish paint in the tender documents. Please confirm the specification of the white finish paint.

4. **Reply:** The color of the finish paint shall be white; we don't request a specific white color number, but the manufacture have to state about number of the color that he is going to use.

4A Yakubi St., Jerusalem, 91191, P.O. Box: 51359 Tel: (972 2) 626 8200 Fax: (972 2) 626 8222 www.papp.undp.org
5. Query: Page 13. Bid Security: (a) The Bidder shall furnish as part of its Bid, a Bid Security to the Purchaser in the amount of 5% of the Offer Value.
Bid Data Sheet: Bid Security: 2% of the Offer Value.

5. Reply: The required bid security is 2% of the Offer Value as mentioned on page 7.

6. Query: General Terms and Conditions (2. PAYMENT) 2.1.1 UNDP shall, on fulfillment of the Delivery Terms, unless otherwise provided in this Purchase Order, make payment within 30 days of receipt of the Supplier’s invoice for the goods and copies of the shipping documents specified in this Purchase Order.
Special Conditions 4.9 – Methods of Payment (a) Within 30 working days following a provisional acceptance of the supplied items and upon presentation of an official invoice and the required documents.

6. Reply: Method of payment as mentioned under the Special Conditions 4.9

7. Query: Special Conditions. 4.5 - Licensing - The Supplier shall be responsible for obtaining licensing of all the Heavy Machineries and their related parts (Supply Items)……
What if the government employees stay or return to strike? Then the supplier can not be responsible for licensing, but to have all paper work done ready for licensing and in the first opportunity licensing to be done by the beneficiary; the supplier responsibility to be limited to preparing the documents required by the vehicle licensing department.

7. Reply: The Supplier shall be responsible for obtaining licensing of all the Heavy Machineries and their related parts; however, regarding your concern, please refer to Annex III, article No.10 Page 11 (Late Delivery) of the General Terms and Conditions.

8. Query: F. Award of Contract 23. Award Criteria: The procuring UN entity will Issue the Purchase Order to the lowest technically qualified Bidder.
BID DATA SHEET- Optional Offers: Bidders are not authorized to bid for optional offers in addition to the present bid, other options will be disregarded and will not be considered for evaluation.
Based on the above mentioned award criteria, and optional offers, we would like to raise the following technical issues:
Item No. 1.2 – Solid Waste Vehicle 12 m3 (Compactor Truck)
10. Dimensions and Weights
10.3 Gross Vehicle Weigh of at least 18 tons.
European truck manufacturers follow the following chassis cab frame series:
From 8 – 18 tons GVW.
From 19 – 42 tons GVW.
………..Based on the above, we request that the GVW to be defined as an 18 ton GVW or 19 ton GVW; the alternative is to allow optional offers.

8. Reply: We confirm the followings:
a. As it was mentioned in the technical specifications, the G.V.W is at least 18 ton, higher than 18ton is also accepted; since the specifications mentioned in the solicitation documents are the minimum requirements, therefore, bidders will be evaluated based on their compliance with the minimum requirements and the procuring UN entity will Issue the Purchase Order to the lowest priced technically qualified Bidder.
b. The bidder should submit only one option, which shall equal to 18 ton or higher.
c. This ITB is open for international competition.

9. Query: Lot No. 1 - Item No. 1.1 – Solid Waste Vehicle 8 m3 (Compactor Truck). And, Item No. 1.2 – Solid Waste Vehicle 12 m3 (Compactor Truck). Both specifications are calling for gear mounted P.T.O, the modern method today is to power a refuse compactor by Engine Mounted Power Take Off. …………..

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9. **Query:** Are we allowed to offer two bids for LOT 1, each bid from a different Palestinian registered company in the group with a separate bid bank guarantee, and both bids are based on ______?

9. **Reply:** Please refer to the solicitation documents, Annex I (INSTRUCTIONS TO BIDDERS), article No. 8 (Documents Comprising the Bid), Annex II (BID DATA SHEET) under Preliminary Examination – completeness of bid and under Optional Offers.

11. **Query:** Are we allowed to quote alternative specifications for trucks and super structures?

11. **Reply:** The specifications mentioned in the solicitation documents are the minimum requirements, therefore, bidders will be evaluated based on their compliance with the minimum requirements and the procuring UN entity will Issue the Purchase Order to the lowest priced technically qualified Bidder.

12. **Query:** Please advise if partial bidding for lot no. 1 is permitted?

12. **Reply:** Bids for part of a lot will not be considered.

13. **Query:** Extension of deadline.

13. **Reply:** We confirm the deadlines mentioned in the solicitation documents.

14. **Query:** Regarding Lot 1, item 1, 2 and 3 you have requested EURO III engines (Gas emission) please confirm if you will accept Euro 1-2 engines.

14. **Reply:** EURO III is the lowest standard accepted.

15. **Query:** What is the cubic capacity of the dump truck?

15. **Reply:** The G.V.W of the truck is specified in the technical specifications at 26 ton, the capacity of the truck should be designed based on the permissible loads on the front and rear axles, taking into consideration that the truck will be filled with soil. The bidder should state in his offer the capacity of the truck.

16. **Query:** We can only quote for shipping, for 20 days ahead, after that the shipping changes daily, so we will quote the item prices FOB China, then shipping separately, with a 20 day limit on it, is this acceptable?

16. **Reply:** No, the validity of the BIDS should be in accordance to the ITB conditions.

17. **Query:** As an Israeli company, we need to issue invoices + VAT.

   a) Do we need to put the prices with or without VAT?

   b) Does the UNDP pay the VAT? We are familiar with the tax exempt status for imported items delivered to the UN agencies. This question refers only to the matter of the VAT on the issued invoice.

17. **Reply:** For part (a) all prices / rates quoted from all bidders must be exclusive of all taxes, since the United Nations, including its subsidiary organs, is exempt from taxes.

   The reply for part (b) is as follows:

   I. For the suppliers from Israel, they can issue invoices with VAT, UNDP will pay the VAT to the suppliers and the UNDP will get the VAT refund from the Ministry of Finance of Israel.

   II. For the International suppliers including suppliers from the West Bank and Gaza, they should issue invoices without VAT, UNDP will not pay the VAT to the suppliers.

18. **Query:** inform us about name and address of the relevant Bank to which we should send the bid security.
18. **Reply:** The bid security should be enclosed with the bidder's offer, it should be in the forms of bank
    guarantee or irrevocable letter of credit, issued by a reputable bank located in the
    purchaser's country or abroad, or, Cashier's cheque, or certified cheque.

19. **Query:** How will the delivery take place? Until the border or to the places mentioned on the
    tender.

19. **Reply:** Delivery should take place to the places mentioned in the tender.

20. **Query:** Who will be responsible for the signatures for the receiving the goods on final destination.

20. **Reply:** signatures for the receiving the goods on final destination will be handled by representatives
    from the beneficiaries and the purchaser

21. **Query:** who will take care of the licensing?

21. **Reply:** The supplier is responsible for obtaining the licensing.

22. **Query:** Bid security required 5% of offer value (page 3). In annex II the bid data sheet (page 9)
    required 2% what is Wright?

22. **Reply:** The required bid security is 2% of the Offer Value.

23. **Query:** After signing the contract is there any financial guarantee for the purchase order? (any
    payment in advance?)

23. **Reply:** the successful Bidder shall furnish a Performance Security to the Purchaser in the amount of
    5% of the Purchase Order Value. (No payment in advance will be paid by the purchaser)

24. **Query:** What are the license fees in the Palestinian authority? Who is responsible to pay physically?

24. **Reply:** It is within the supplier's responsibility to arrange and pay the license fee.

25. **Query:** Is the professional acceptance will be siged before delivery?

25. **Reply:** No reference was made in the ITB for "professional acceptance", if you mean provisional
    acceptance then the answer is no provisional acceptance will be siged before delivery.

26. **Query:** The required size of the clean water tank is 500 liter. Can the tank be smaller if there is not
    enough available space between the cabin and the superstructure?

26. **Reply:** The required capacity of the clean water tank is 500 liter. If there is no enough space behind
    the cabin, the bidder shall choose a bigger wheel base truck.

27. **Query:** Does the Truck have to be according to EN 1501?

27. **Reply:** We confirm that the required should be according to EN 1501.

28. **Query:** Superstructure - Body material, Is it possible to use less then 5 mm at the floor when the
    material used is hightensle steel, at the aim reduction weight?

28. **Reply:** The required floor thickness should be 5mm.

29. **Query:** The Volume of compactors body has to be calculated according to 600 kg for cub/m
    according to This demeaned, may the volume of the compactors body be changed at the
    aim to adep the Israeli regulations? Can it be made from polymeric material?

29. **Reply:** The 12 and 8 m3 compactors are chosen to fit the waste density of 600 kg/ton, so the
    permissible changes in volume should not exceed (+/- 5 %) of the capacity. We confirm our
    technical specifications regarding the materials required (polymeric materials are not
    required)
30. **Query:** Superstructure - The GFW of the vehicle is 15 Tons and the demands for the hook lift capacity is also 15 Tons, this is not logical because does not take into account the own weight of the vehicle and the superstructure. More appropriate would be, according to the payload, lifting capacity of approximately 9 Tons.

30. **Reply:** Yes, we agree with you about that, so the specification regarding the lifting capacity should be as follows: "The lifting capacity of the hook lift should be according to the payload of the 15G.V.W truck."

31. **Query:** For small containers with a length of 4 meter more appropriate slide length is between 900-1200 mm.

31. **Reply:** Yes, we agree with you, so, the sliding length should be 900-1200 mm.

32. **Query:** Required ISO 14000, ISO 14000 is similar to ISO 9000 quality management in that both pertain to the process – the comprehensive outcome – of how a product is produced rather than to the product itself. Is it possible to include participate with only ISO 9000 quality management?

32. **Reply:** ISO 14000 is required, it is evidence that the company is running its process in a way that comply with the international standards for the protection of environment. Other certificates or evidences that show that the company is compliant with environmental standards can also be accepted.

33. **Query:** Annex I, Clause 15- Sealing and Marking of Bids, 15.1(a) P.4 - be addressed to the Purchaser as the address given in section I of these Solicitation Documents. We can not find section I of Solicitation Documents, Please kindly let us know where this section I is attached to. And, please kindly let us know if the address should be Mr. Khaled M. Shahwan, Officer, UNDP/PAPP.

33. **Reply:** It's according to the cover page of the solicitation documents; please see the reminder at the end of this document.

34. **Query:** Annex I, Clause 21, Conversion to Single Currency: P.5- To facilitate evaluation and comparison, the Purchaser will convert all Bid Prices expressed in the amounts in various currencies in which the Bid Prices are payable to US dollars at the official UN exchange rate on the last day for Submission of Bids. We would like to confirm if the last day is 12th February, 2007. Please kindly confirm?

34. **Reply:** Yes

35. **Query:** Annex I, Clause 24 - Purchaser's Right to Vary Requirements at Time of Award, P.6 - The Purchaser reserves the right at the time of making the award of contract to increase or decrease by up to 15% the quantity of goods specified in the Schedule of Requirements without any change in unit price or other terms and conditions. Annex II, Bid Security, P.9- Conditions applies but change limit to 25%. Please kindly confirm which percent is correct, 15% or 25%?

35. **Reply:** The percent is correct is 25%.

36. **Query:** Annex II, Clause 2 – Payment-2.1.1 - UNDP shall, on fulfillment of the Delivery Terms, unless otherwise provided in this Purchase Order, make payment within 30 days of receipt of the Supplier's invoice for the goods and copies of the shipping documents specified in this Purchase Order. Please kindly let us know the way of payment, is it by the T.T remittance?

36. **Reply:** Payments will be transferred to the supplier's bank account.

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37. **Query:** Annex IV, Clause 2-Liquidated damages, P.13 - In case Vendor FAILS to deliver any or all goods within the time period specified in the purchase order, the purchaser reserves the right to impose a liquidated damages up to 2% per week on the delayed goods until actual delivery, up to a maximum deduction of 10% of the grand total mentioned above. Once the maximum is reached, UNDP may terminate the contract.

In case that the delivery delays is caused by import custom clearance process taking long time over normal period, may we understand that the day of period is deducted from the total days period exceeded the time period of specified in the Purchase order? Please kindly clarify?

37. **Reply:** Please refer to Annex III, article No.10 Page 11 (Late Delivery) of the General Terms and Conditions.

38. **Query:** Annex IV, 4.2 Delivery, P.14- The delivery period shall be within the period indicated on the Price Schedule that is starting upon the issuance of the tax/customs waiver by the Israeli Authorities.

We can not find the indication of period on the Price Schedule, please kindly let us know the period which you require and accept as maximum?

38. **Reply:** As mentioned in the Bid Data Sheet (Annex II), the supplier shall indicate the time frame on his Price Schedule.

39. **Query:** Annex VI, Item No. 1.5, P.36, and Item No. 1.6 P.40- Technical Specifications: 30 m3 Hook lift Truck and Closed containers

The capacity of the container should be 32 m3
The container should be suitable to be lifted by a hook lift truck.

It seems that there is discrepancy of capacity between Item No. 1.5 (30 m3) and Item No. 1.6 (32 m3) which please kindly clarify?

39. **Reply:** 1. The capacity of the container should be 32m3- True
2. The container should be suitable to be lifted by a hook lift truck- True.

As mentioned above the capacity of the container is 32 m3, and the hook truck capacity should fit with the capacity of the container, and should be able to lift and carry the container.

**Reminder:**

I. Please note that due to unforeseen or security reasons; the area courier or other postal services need more time than usually to reach UNDP/PAPP office in East Jerusalem. Therefore bidders should take this into consideration when submitting a bid. **Bidders are responsible for ensuring that their tender will be delivered by the courier or mail delivery services at the place and time as specified in the tender documents.**

II. Bids are to be delivered to the UNDP/PAPP office in Jerusalem and received by the Deputy Special Representative’s Assistant, Ms. Lara Ohannessian, at the address specified below no later than Monday 12 February 2007 at or before 1200hrs.

United Nations Development Programme
Programme of Assistance to the Palestinian People (UNDP/PAPP)
4A Ya'qubi St.
Jerusalem 91191
P.O. Box 51359,

III. Any Bid received by the UNDP after the Deadline for Submission of Bids will be rejected and returned unopened to the Bidder.

IV. Bids will be opened in the presence of Bidders’ Representatives, who choose to attend, at 12:30 PM on Monday 12th February 2007, at UNDP/PAPP Office in Jerusalem.

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