

REPUBLIC OF KENYA



UNIVERSITY OF NAIROBI

RESPONSE TO CLARIFICATIONS/ADDEDUM ON TENDER NO.UON/ONT/05/2023-24 FOR SUPPLY AND DELIVERY OF MEDICAL DRUGS, CONSUMABLES, SURGICAL APPLIANCES AND EQUIPMENT

1. Please specify the date for the submission of Samples.

RESPONSE

Samples are to be submitted not later than Tuesday, 9th April 2024 at 5.00 p.m. at the Director Supply Chain Management Office, Main Campus, Administration Block, 3rd floor.

2. Tendering forms on History of non-performing contracts; Pending Litigation and Litigation History are missing.

RESPONSE

The form is now uploaded together with this addendum.

3. As stated in tender document on page 39 under clause 4.3 indicates that: If a Tenderer is a Supplier offering the Goods on behalf of or from a Manufacturer under Manufacturer's Authorization Form , the Manufacturer shall demonstrate the above qualifications 4.2 (b) (i), (ii), and (iii). Must we provide these qualification documents?

RESPONSE

The Procuring Entity shall not require the Tenderer to provide evidence that the manufacturer demonstrates qualifications 4.2 (b) (i), (ii), and (iii).

4. Item 16.2 on the Tender Data Sheet specified that Manufacturer Authorization is not required. Do we provide the Manufacturer's Authorization letters or not?

RESPONSE

The Manufacturer Authorization is now a mandatory requirement. Refer to addendum below.

ADDENDUM

The following has been included as part of mandatory evaluation criteria

NO.	MANDATORY REQUIREMENT
MR 18	Current and valid Good Manufacturing Practice Certificate issued by an independent body or Market Authorization by the Pharmacy and Poison's Board of Kenya
MR 19	For products registered within the year, provide Product Registration/Retention Certificate issued by the Pharmacy and Poison's Board of Kenya. For Products registered in prior years, provide Product Registration Certificate and Retention Certificate with QR Codes issued by Pharmacy and Poison's Board of Kenya
MR 20	Must Submit Manufacturer Authorization which must be on the Manufacturer's letterhead Applicable to Tenderers who are not Manufacturers

FORM CON -2

Historical Contract Non-Performance, Pending Litigation and Litigation History

Tenderer's Name: _____ Date: _____

JV Member's Name _____

ITT No. and title: _____

<p>Non-Performed Contracts in accordance with Section III, Evaluation and Qualification Criteria</p> <p><input type="checkbox"/> Contract non-performance did not occur since 1st January <i>[insert year]</i> specified in Section III, Evaluation and Qualification Criteria, Sub-Factor 2.1.</p> <p><input type="checkbox"/> Contract(s) not performed since 1st January <i>[insert year]</i> specified in Section III, Evaluation and Qualification Criteria, requirement 2.1</p>			
Year	Non-performed portion of contract	Contract Identification	Total Contract Amount (current value, currency, exchange rate and Kenya Shilling equivalent)
<i>[insert year]</i>	<i>[insert amount and percentage]</i>	<p>Contract Identification: <i>[indicate complete contract name/ number, and any other identification]</i></p> <p>Name of Procuring Entity: <i>[insert full name]</i></p> <p>Address of Procuring Entity: <i>[insert street / city / country]</i></p> <p>Reason(s) for nonperformance: <i>[indicate main reason(s)]</i></p>	<i>[insert amount]</i>
<p>Pending Litigation, in accordance with Section III, Evaluation and Qualification Criteria</p> <p><input type="checkbox"/> No pending litigation in accordance with Section III, Evaluation and Qualification Criteria, Sub-Factor 2.3.</p> <p><input type="checkbox"/> Pending litigation in accordance with Section III, Evaluation and Qualification Criteria, Sub-Factor 2.3 as indicated below.</p>			

Year of dispute	Amount in dispute (currency)	Contract Identification	Total Contract Amount (currency), Kenya Shilling Equivalent (exchange rate)
		Contract Identification: _____ Name of Procuring Entity: _____ Address of Procuring Entity: _____ Matter in dispute: _____ Party who initiated the dispute: _____ Status of dispute: _____	
		Contract Identification: _____ Name of Procuring Entity: _____ Address of Procuring Entity: _____ Matter in dispute: _____ Party who initiated the dispute: _____ Status of dispute: _____	
Litigation History in accordance with Section III, Evaluation and Qualification Criteria			
<input type="checkbox"/> No Litigation History in accordance with Section III, Evaluation and Qualification Criteria, Sub-Factor 2.4. <input type="checkbox"/> Litigation History in accordance with Section III, Evaluation and Qualification Criteria, Sub-Factor 2.4 as indicated below.			
Year of award	Outcome as percentage of Net Worth	Contract Identification	Total Contract Amount (currency), Kenya Shilling Equivalent (exchange rate)
<i>[insert year]</i>	<i>[insert percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Procuring Entity: <i>[insert full name]</i> Address of Procuring Entity: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate "Procuring Entity" or "Contractor"]</i> Reason(s) for Litigation and award decision <i>[indicate main reason(s)]</i>	<i>[insert amount]</i>