



# **NYERI WATER AND SANITATION CO. LTD**

## **REGISTRATION OF SUPPLIERS FOR THE SUPPLY OF FIRE FIGHTING EQUIPMENT**

**COMPANY NAME:** .....

**CATEGORY NO:** ... NWSC/R/83/2019/2020.....

**CATEGORY DESCRIPTION:** ... SUPPLY OF FIRE FIGHTING EQUIPMENT

**P.O. BOX 1520 – 10100 NYERI  
TEL: 061-2034617/0722-461359/0734-732481  
EMAIL: [info@nyewasco.co.ke](mailto:info@nyewasco.co.ke)  
WEBSITE: [www.nyewasco.co.ke](http://www.nyewasco.co.ke)**



**CLOSING DATE:  
MONDAY, 30<sup>th</sup> March, 2020 AT 11.00A.M.**



## Table of Contents

		<b>Page</b>
SECTION I	Invitation for registration.....	3
SECTION II	Instruction to Candidates.....	7
SECTION III	Letter of Application.....	11
SECTION IV	Application Forms..... Confidential Questionnaire (Form 1) Details of Directors/Partners (Form 2) Capability & Competence (Form 3) Supervisory Personnel (Form 4) Experience (Form5) Financial Capability (Form6) Eligibility Litigation History (Form 7)	13
SECTION V	Evaluation criteria.....	19
SECTION VI	Declarations.....	22

**SECTION I: INVITATION FOR REGISTRATION  
REGISTRATION OF SUPPLIERS FOR SUPPLY OF FIRE FIGHTING EQUIPMENT**

Nyeri Water and Sanitation Company Ltd. (NYEWASCO) invites applications for registration of suppliers from interested eligible bidders for the supply of category below for period up to 30<sup>th</sup> June 2021.

**CATEGORY NO: ... NWSC/R/83/2019/2020.....**

**CATEGORY DESCRIPTION: ... SUPPLY OF FIRE FIGHTING EQUIPMENT...**

Documents, containing detailed instructions and requirements may be downloaded from the Nyeri Water and Sanitation Co. Ltd. website [www.nyewasco.co.ke](http://www.nyewasco.co.ke) free of charge. Applicants who download the registration document shall email their names, contacts details and tender number to [info@nyewasco.co.ke](mailto:info@nyewasco.co.ke)

Completed registration documents in plain sealed envelopes clearly marked with the **Category Number and Category description** should be deposited in the Tender Box situated at the Company's Reception and to be addressed to:-

**MANAGING DIRECTOR,  
NYERI WATER & SANITATION COMPANY LTD,  
P.O BOX 1520-10100,  
NYERI.**

So as to be received on or before **Monday, 30<sup>th</sup> March 2020 at 11.00a.m.**

Registration documents will be opened immediately thereafter at Nyewasco's Conference Hall in the presence of bidders or their representatives who wish to be present.

**SECTION II - INSTRUCTIONS TO CANDIDATES**

**2.1. Scope of Tender**

2.1.1. Nyeri Water and Sanitation Co. Ltd. hereinafter referred to as the procuring entity intends to prequalify contractors for the supply of fire fighting equipment for period up to **30<sup>th</sup> June 2021**. It is expected that registration applications will be submitted to be received by the procuring entity not later than **Monday, 30<sup>th</sup> March 2020 at 11.00a.m**

2.1.2. Registration is open to eligible firms and voluntarily formed joint ventures as indicated in appendix to instructions to candidates.

2.1.3. General information on the candidates' qualification, human resource capital, facilities, financial capabilities to be provided are as specified in the appendix to instructions to candidates.

**2.2. Submission of Application**

2.2.1. Applications for registration shall be submitted in sealed envelopes marked with the tender/category name and reference number and deposited in the Tender Box located at Nyeri Water and Sanitation Co. Ltd., in the MAIN OFFICE Reception or be addressed and posted to address below:

**MANAGING DIRECTOR,  
NYERI WATER & SANITATION COMPANY LTD,  
P.O BOX 1520-10100,  
NYERI.**

**so as to be received on or before Monday, 30<sup>th</sup> March 2020 at 11.00a.m.** Late applications will be rejected.

- 2.2.2. The name and mailing address of the applicant may be marked on the envelope.
- 2.2.3. All the information requested for registration shall be provided in the English language. Where information is provided in any other language, it shall be accompanied by a translation of its pertinent parts into English language. The translation will govern and will be used for interpreting the information.
- 2.2.4. Failure to provide information that is essential for effective evaluation of the applicant's qualifications or to provide timely clarification or sub substantiation of the information supplied may result in the applicant's disqualification.

**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.
- 2.3.2. The procuring entity's employees, committee members, board members and their relative (spouse and children) are not eligible to participate in the tender.
- 2.3.3. All terms found capable of performing the contract satisfactorily in accordance to the set registration criteria shall be registered.

**2.4. Qualification Criteria**

- 2.4.1. Registration 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, personnel and equipment capabilities and financial position as demonstrated by the applicant's response in the forms provided in Section V and submitted with the letter of application. Nyeri Water and Sanitation Co. Ltd. reserves the right to waive minor deviations if they do not materially affect the capability of an applicant to perform the contract. All registration forms should be filled in **Permanent Ink** and **NOT pencil**.
- 2.4.2. **General Experience.** The applicant shall meet the following minimum criteria
  - a) Average annual turnover as a supplier over the last two (2) years of Kshs. 0.5 million.
  - b) Successful experience in execution of at least 3 assignments of a nature and complexity comparable to the proposed contract within the last two (2) years.
- 2.4.3. **Personnel capabilities.** The applicant must have suitably qualified personnel to fill the following positions. Indicate key staff, professional qualification, experience and their functions.

- 2.4.4. **The audited Accounts** for the last **two (2) years** shall be submitted and must demonstrate the soundness of the applicant's financial position, showing long-term profitability. Where necessary the procuring entity will make inquiries with the applicant's bankers.
- 2.4.5. **Litigation history** the applicant should provide accurate information on any litigation or arbitration resulting from contracts completed or under its execution over the last five years. A consistent history of awards against the applicant or any partner of a joint venture may result in 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 (including all members of a joint venture) shall not be associated, nor have been associated in the past, with the consultant or any other entity that has prepared the design, specifications, and other registration and bidding documents for the project, or with an entity that was proposed as engineer for the contract. Any such association must be disclosed and may result in the dis-qualification of the applicant.

## **2.7. Updating Registration Information**

- 2.7.1. Registered candidates shall be required to update the financial information used for registration at the time of submitting their bids and to confirm their continued compliance with the qualification criteria. A bid shall be rejected if the applicant's qualification thresholds are no longer met at the time of bidding.

## **3. BRIEF CONTRACT REGULATIONS/GUIDELINES**

### **3.1. Taxes on Imported Materials**

The Supplier will have to pay custom duty and VAT as applicable for all imported materials to be supplied unless the item(s) is/are donor funded.

### **3.2. Contract Price (Ignore)**

The contract shall be of unit price type or cumulative of computed unit price and quantities required. Quantities may increase or decrease as determined by demand on the authority of the client's Managing Director. Prices quoted should be inclusive of all delivery charges.

### **3.3. Payments (Ignore)**

All local purchase shall be on credit of a minimum of thirty (30) days or as may be stipulated in the Contract Agreement.

The contract shall be of unit price type or cumulative of computed unit price and quantities required. Quantities may increase or decrease as determined by demand on the authority of the client's Managing Director. Prices quoted should be inclusive of all delivery charges.

### **3.3. Payments**

All local purchase shall be on credit of a minimum of thirty (30) days or as may be stipulated in the Contract Agreement.

## **APPENDIX TO INSTRUCTIONS TO CANDIDATES**

### **Notes on the appendix to instructions to Candidates**

1. The appendix to candidates to tenderers is intended to assist the procuring entity in providing specific information which may not be adequately covered by the clauses in the instructions to candidates.
2. The appendix may amend any information in the instructions to candidates.
3. The procuring entity should use the appendix to ensure that all relevant information to the candidates relating to a particular registration is included.

### SECTION III: LETTER OF REGISTRATION

Registration Category Ref No.....

To **MANAGING DIRECTOR,  
NYERI WATER & SANITATION COMPANY LTD,  
P.O BOX 1520-10100,  
NYERI.**

Dear Sir,

1. Having examined the application documents including Addenda Nos. .... of which is hereby duly acknowledged, we the undersigned, offer to supply and deliver to Nyeri Water and Sanitation Co. Ltd. and as may otherwise be directed, ..... (Category). And conformity with the said application documents all or part of the items/services in this category or such other items that may be required and are within our capability to supply.
2. We undertake if our application is acceptable to deliver goods/services with accordance with the delivery schedule in the schedule of requirement or official order signed by authorized officer(s) of the company.
3. We agree to abide by this application for the period of processing the applications and prepared and executed, this application together with written acceptance thereof shall constitute a binding agreement between us.
4. We understand:-
  - a) That this is not a tender or quotation but an application for consideration to be registered as Nyeri Water and Sanitation Co. Ltd.'s suppliers for Fire Fighting Equipment during the period up to **30<sup>th</sup> June 2021.**
  - b) That you are not bound to accept this application or any that you may receive.
5. We Have Attached to this letter are copies of original documents of:
  - a) Registration /Incorporation Certificate
  - b) PIN Certificate
  - c) VAT Certificate/Vat Exemption certificate
  - d) Valid Tax Compliance Certificate
  - e) Audited accounts for the last two (2) financial years OR
  - f) Bank statements for the last six months (Special interest groups)
6. We make this application with the full understanding that;
  - a) Bids by registered applicants will be subject to verification of all information submitted.
  - b) Nyeri Water and Sanitation Co. Ltd. reserves the right to accept or reject any application, cancel the registration process and reject all applications.



c) Request for quotations and bids will only be called from registered bidders who meet the requirements.

d)

The undersigned declare that the statement made and the information provided in the duly completed application are complete, true and correct in every detail.

**Sign and stamp**.....

**In the presence of: Name**..... **Sign** .....

**Designation** .....**Date** .....

## SECTION IV - APPLICATION FORMS

### FORM I- CONFIDENTIAL REGISTRATION BUSINESS QUESTIONNAIRE

1	Name of Firm:	
2	Postal Address	
3	Telephone Office: Mobile:	Name of Contact Person:
4	E-mail:	Website:
5.	Exact Physical Location street, building:	
6.	Legal Status (partnership/sole proprietor /Ltd. Company)	
7.	Company Reg. Certificate No:/Registration of Business Name (Attach Copy) Year of Incorporation/Registration:	
8.	VAT Reg. Certificate No: (Attach Copy)	PIN Certificate No: (Attach Copy)
9.	Valid Tax Compliance Cert./Vat Exemption Cert. (Attach Copy)	
10.	Current trade license (Attach Copy)	
11.	Nature of business	
12.	Maximum Value of Business which you can handle at a time Kshs:	
13.	Name of your Bankers: Branch:	
14.	Your trade terms (mode or payment- cash..... or credit .....credit period allowed .....days)	

### FORM II - DETAILS OF DIRECTOR/PARTNERS

	Names	Nationality	%of Shares
1.			
2.			
3.			
4.			
5.			

**FORM III - CAPABILITY AND COMPETENCE TO DELIVER GOODS OR SERVICES**

1. What products/services do you want to be considered to supply  
.....  
.....  
.....
2. How many employees do you have?..... How many are permanent?.....How many are temporary?.....
3. Which quality standards certification have you attained in the last two years? (Attach copies)  
.....  
.....  
.....
4. Are you a manufacturer/wholesaler/retailer/other?  
(Please Specify) .....  
.....
5. To what extent is your firm /company electronically-enabled with your clients and suppliers and how do you intend to carry out business with Nyeri Water and Sanitation Co. Ltd.?  
.....  
.....  
.....
6. What is your average response time to a request for quotation/ proposal?  
.....
7. What is your average response to delivery of goods/services after issuance of an LPO?  
.....
8. Have you at any one time been requested to quote for the supply of goods or services and failed to return the quotation without assigning reason for your action?  
.....  
.....
9. If you are a current or previous supplier of goods and services to Nyeri Water and Sanitation Co. Ltd., have you at any one time been issued with an LPO and failed to supply goods within the agreed time or supplied inferior goods not within the specifications?  
.....  
.....  
.....

**FORM IV - SUPERVISORY PERSONNEL (Applicable for consultancy services only.)**

It shall include specific positions essential to contract implementation. The applicants shall provide the names of personnel qualified to meet the specified requirements stated for each position.

Provide a list of your key supervisory personnel and in particular:

Name	Age	Gender	Position/Job title	Academic Qualification	Professional Qualification

(Attach copies of certificates/CVs of key personnel in the organization)

**FORM V - EXPERIENCE**

**Applicant's three (3) reputable clients in the last three (3) years**

Applicants attach proof of experience relevant to the category they choose to apply for by attaching any of the following documents:

1. Copies of LPOs
2. Letters of Award
3. Completion certificates
4. Contract documents etc

**FORM VI - FINANCIAL CAPABILITY**

<b>Name of Applicant</b>
--------------------------

The applicant shall demonstrate that it has access to, or has available liquid assets, unencumbered real assets; lines of credit and other financial means sufficient to meet the supply cash flow for a period of twelve months (provide **audited accounts** OR Bank Statements for the last six months

1. Attach a copy of firm’s two most recent Audited Accounts/certified financial statements giving summary of assets and current liabilities/or any other financial support

<b>Financial information in Kshs.</b>	
1. Total assets	
2. Current assets	
3. Total liabilities	
4. Current liabilities	

<b>Banker</b>	Name of banker _____
	Address of banker _____
	..... Telephone Contact name and title _____
	_____
	e-mail

**FORM VII - ELIGIBILITY & LITIGATION HISTORY**

1. Is the firm making this application or any of its directors been debarred or suspended from participating in public procurement by the Public Procurement Regulatory Authority or related public bodies?

.....  
 .....

2. Have you or your principals been subject of legal proceedings for insolvency, bankruptcy, receivership or your business activities suspended for related reasons?.....(If yes, you must present legal documentary evidence that you are cleared and your business is now solvent).

3. Applicants, including each of the partners, should provide information of any history of litigation or arbitration resulting from contracts executed in the last five years or currently under execution in the table below.

<b>Year</b>	<b>Award FOR or AGAINST Applicant</b>	<b>Name of Client, cause of litigation, and matter in dispute</b>	<b>Disputed amount</b>

## SECTION V - EVALUATION CRITERIA

Nyeri Water and Sanitation Co. Ltd. will examine the tenders to determine completeness, general orderliness and sufficiency in responsiveness.

The points given to evaluation criteria are as per the following evaluation criteria matrixes below:

### EVALUATION CRITERIA II – General Public

The method of evaluation will be Merit Point System

The criteria of evaluation and the points to be awarded on each criterion will be as follows:

<b>B.</b>	<b>MANDATORY REQUIREMENTS</b>	<b>COMPLIANCE (YES/NO)</b>
B1	Valid Certificate of Incorporation/Business Registration (Attach copy)	YES/NO
B2	Personal Identification Number(PIN) certificate (Attach copy)	YES/NO
B3	Valid Tax Compliance Certificate (Attach copy)	YES/NO
B4	Current Business Permit/License (Attach copy)	YES/NO
B5	Physical location of business premises ( <b>See business questionnaire</b> )	YES/NO
	Fulfillment of Special condition: Approval by the Directorate of Occupational Safety & Health Services	YES/NO
<b>C.</b>	<b>GENERAL REQUIREMENTS</b>	
C1.	<b>Supplier Availability:</b> - Postal Address (2) - Telephone Number (2) - Contact person (2) - Website (2) - Email Address (2)	10
C2.	<b>Business Ownership:</b> Company/Business Profile -Disclosure of Directors/Partners /Sole Proprietor	10
C3.	<b>Financial Capability:</b> Audited Accounts for the last 2 years.	20
C4.	<b>Financial Stability</b> – Evidence of profit making in the attached 2 years audited reports	10
C5.	<b>Experience:</b> Indicate having undertaken similar assignment with at least 3 firms ( <b>Attach Proof: copies of LPOs, Letters of Award, Completion Certificates, Contracts</b> )	20
C6	<b>Supply Capacity:</b> Maximum Volume of Business handled in the (last two years) - 2 Million and above (12) - 1.5 – 2 Million (9) - 1 – 1.5 Million (6) - 0.5 – 1 Million (3)	12
C7.	<b>Credit Period:</b> Indicate Credit Period willing to offer - 90 Days (12) - 60 Days (9) - 30 Days (6) - Less than 30 days (3)	12
C9	Eligibility & Disclosure of litigation history	6
<b>TOTAL</b>		<b>100</b>



**NB:** Bidders must meet all the mandatory requirements to qualify.

**THE PASS MARK FOR REGISTRATION SHALL BE 70%**

*(The Technical Evaluation Team will verify the information submitted by applicants and may visit the physical premises of the applicants. This will form part of the evaluation process).*

**Declaration (For the Tenderer only)**

(The tenderer is expected to state categorically whether he/she will/will not accept to be evaluated on the above criteria)

**Q. Will you accept your bid to be evaluated based on the above criteria and abide by them during the entire period of the tender? (Tick appropriately below)**

No

Yes

**Official Stamp .....Sign.....**

**For Official Use Only**

*(The Team Leader of Evaluation Team will make comments below based on the findings about the tenderer)*

-----  
-----  
-----

**Accept the Firm**

**Reject the Firm**

**Sign .....Date .....**

**Approved /Not Approved**

**SECTION VI- DECLARATIONS**

**DECLARATION ON CONFLICT OF INTEREST**

For the purpose of transparency and fair dealing, all vendors shall make full disclosure of any existing business relationship with any Nyeri Water and Sanitation Co. Ltd. employee.

Do you have a relationship with any Nyeri Water and Sanitation Co. Ltd. employee that would cause conflict of interest?

.....  
.....  
.....

I.....declare, for and on behalf of

.....  
.....

(company/firm) that all the information furnished to Nyeri Water and Sanitation Co. Ltd. in connection with this registration is true and accurate in all material respect. Nyeri Water and Sanitation Co. Ltd. is hereby authorized to make such inquiries to the said information including with the firms/company's clients and bankers as it may deem necessary without prior notice to the firm/company.

**Information submitted by.....**

**Title .....**

**Signature.....**

**Stamp.....**

**SWORN STATEMENT**

Having studied the Registration information for the above project we/I hereby state:

- a. The information furnished in our application is accurate to the best of our knowledge.
- b. That in case of being Registered we acknowledge that this grants us the right to participate in due time in the submission of a tender or quotation on the basis of provisions in the tender or quotation documents to follow.
- c. When the call for Tenders/Quotations is issued the legal technical or financial conditions or the contractual capacity of the firm changes we come ourselves to inform you and acknowledge your right to review the registration made.
- d. We enclose all the required documents and information required for the Registration evaluation.
- e. We also accept liability/penalty arising from Misleading or incorrect Information/Documentation submitted and on the basis of which the Procurement Entity Un-knowing relies on it to register our Firm/Company. We are aware that Nyeri Water and Sanitation Co. Ltd. is at liberty to Institute legal proceedings as stipulated in the Public Procurement laws and Regulations.
- f. We understand that the information submitted for registration will be subjected to verification and this may include visit of our business premises by a team of officers from the Nyeri Water and Sanitation Co. Ltd..

**Date** .....

**Applicant's Name** .....

**Represented by** .....

**Signature** .....

**(Full name and designation of the person signing and stamp or seal)**

## LETTER OF NOTIFICATION OF AWARD

Address of Procuring Entity

\_\_\_\_\_  
\_\_\_\_\_

To: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RE: Tender No. \_\_\_\_\_

Tender Name \_\_\_\_\_

This is to notify that the contract/s stated below under the above mentioned tender have been awarded to you.

---

---

1. Please acknowledge receipt of this letter of notification signifying your acceptance.
2. The contract/contracts shall be signed by the parties within 30 days of the date of this letter but not earlier than 14 days from the date of the letter.
3. You may contact the officer(s) whose particulars appear below on the subject matter of this letter of notification of award.

*(FULL PARTICULARS)* \_\_\_\_\_