



KINGDOM OF CAMBODIA

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Ministry of Rural Development
Rural Infrastructure Development Program
for Cambodia (RID4CAM)



Program Management Unit,
BMZ No. 201767003, 201967660 & 302000990
AFD No. CKH1216.0.L
EU No. ACA/2020/408-648

Minutes of Pre-Bid Meeting

- Contract Name** : Road Rehabilitation and Construction of Lot 16 Kampong Thom Province AND
Road Rehabilitation and Construction of Lot 17 Kampong Thom Province
- Contract Number** : RID4CAM-W-KPT/Lot 16 AND RID4CAM-W-KPT/Lot 17
- Date and Time** : 24th May 2024 at 03:00 pm
- Venue** : Ministry of Rural Development (MRD), 3rd floor, Room No. 305, #771-773 Monivong Blvd., Sangkat Boeng Trobaek, Khan Chomkarmon, Phnom Penh
- Procurement Method** : International Competitive Bidding (ICB)

1. Introduction and opening remarks

H.E. Dr. Daniel NUON first paid his respect to the attendees of the Pre-Bid Meeting and checked if the the list of attendees has been duly completed by all the representatives of the Bidders. During the check of duly completion of attendees list, the PMU and PIC staff checked if potential representatives were looking for the meeting and invited them to enter the room and participate to the Pre-Bid Meeting.

12 Bidders' representatives of 10 different Bidders attended the meeting.

H.E. Dr. Daniel NUON explained the agenda (please refer to Annex 1) and purpose of this Pre-Bid Meeting, which is to provide a brief on the Bidding Documents, the ESHS requirements and answers to the Bidders' potential additional requests for clarification.

2. Presentation on the Bidding Documents Part 1 Bidding Procedure

Mr. Christian JAMINON, PIC, Procurement Expert explained the Bidding Procedure, with direct reference to the Bidding Documents (please refer to the PPT-Presentation in Annex 2).

Bidders were reminded with reference to the Bidding Document, Section II. Qualification and Bid Data Sheet, ITB 7.1, "The Employer will publish its responses and clarifications with reference to ITB 7.1. [Clarification of Qualification and Bidding Documents], Site Visit, Pre-Bid Meeting] on the following web page: <https://www.mrd.gov.kh/2024/04/02/17912/>

All bidders are advised to check this web page daily to receive all clarifications and responses in a timely manner."

It is highlighted that clarifications or amendments to the Bidding Documents will be uploaded to the mentioned website only. It is the Bidders responsibility to check the website.

3. Questions and ad-hoc answers

The Bidders have been verbally formulating 8 questions, which have been answered ad-hoc by the PMU / PIC, as summarized below:

Questions from Bidders	Clarification from PMU/PIC
<p>1. Reference is made to Section VII. Works Requirements, 1. Specifications, a) Technical Specifications, incl. Unexploded Ordnance (UXO) Requirements, ESMP and the files referred to "04.10-W-ICB-LOT 16-SPECIFICATION_E" for Lot 16 and "04.20-W-ICB-LOT 17-SPECIFICATION_E" for Lot 17, PART 1 SPECIFICATION FOR ROAD CONSTRUCTION, 1.1.5 Provision of Land, are the borrow pits at no cost?</p>	<p>With reference to Section VII. Works Requirements, 1. Specifications, a) Technical Specifications, incl. Unexploded Ordnance (UXO) Requirements, ESMP and the files referred to "04.10-W-ICB-LOT 16-SPECIFICATION_E" for Lot 16 and "04.20-W-ICB-LOT 17-SPECIFICATION_E" for Lot 17, PART 1 SPECIFICATION FOR ROAD CONSTRUCTION, 1.1.5 Provision of Land, the following is mentioned, "<i>The Royal Government of Cambodia (RGC) shall make available free of charge to the Contractor all land on which work is planned as detailed in this Specification. Such land shall include the road reserve, road deviations, borrow pits outside of the road reserve and access roads thereto but shall exclude any land required by the Contractor for his own camps, offices, houses, other temporary works or any other purpose. (...)</i>". In 1.1.14 Borrow Pit Management, a) Borrow Areas, mentions as follows "<i>(i) Borrow pits must be located at least 50m from the road centreline. The Contractor shall be responsible for the source and undertaking all negotiations with the Government (in the case of Government owned land) or other owner/occupier.</i>"</p> <p>To avoid any misunderstanding or misinterpretation, the Bidding Document, to Section VII. Works Requirements, 1. Specifications, a) Technical Specifications, incl. Unexploded Ordnance (UXO) Requirements, ESMP and the files referred to "04.10-W-ICB-LOT 16-SPECIFICATION_E" for Lot 16 and "04.20-W-ICB-LOT 17-SPECIFICATION_E" for Lot 17, PART 1 SPECIFICATION FOR ROAD CONSTRUCTION, 1.1.5 Provision of Land shall be amended <u>by deleting the following sentence</u>: "<i>(...) Such land shall include the road reserve, road deviations, borrow pits outside of the road reserve and access roads thereto but shall exclude any land required by the Contractor for his own camps, offices, houses, other temporary works or any other purpose. (...)</i>"</p> <p>1.1.14 Borrow Pit Management, a) Borrow Areas, shall be amended <u>by adjusting the following sentence</u>: "<i>(i) Borrow pits must be located at least 50m from the road centreline. The Contractor shall be responsible for the source at his own cost.</i>"</p>
<p>2. With reference to the Bidding Document Section IV Qualification and Bidding Forms, Historical Contract Non-Performance, Pending Litigation and Litigation History (Form CON-2), from which calendar year onwards Historical Contract Non-Performance, Pending Litigation and Litigation History has to be declared?</p>	<p>With reference to the Bidding Document Section IV Qualification and Bidding Forms, Historical Contract Non-Performance, Pending Litigation and Litigation History (Form CON-2), the following is mentioned "<i>(...) since 1st January [insert current year number less 5] specified in Section III, Qualification Criteria and Requirements, Sub-Factor 2.1.</i>"</p> <p>Referring to Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 2. Historical Contract Non-Performance, Sub-Factor 2.1., defines as follows "<i>Termination of a contract did not occur as a result of contractor's default in the past five (5) years</i>".</p> <p>As a result, the Historical Contract Non-Performance, Pending Litigation and Litigation History has to be declared from 01 January 2019 onwards.</p>

<p>3. With reference to the Bidding Document Section VII Works Requirements, d) Equipment Requirements, <i>“The Bidder must demonstrate that it can obtain (purchase, lease or rent) the key equipment, which year of manufacturer shall be not older than 2005, listed hereafter: (...)”</i>, the Bidders request to verify the quantitative and qualitative equipment requirement, which seem unreasonably exaggerated.</p>	<p>The Section VII Works Requirements, d) Equipment Requirements, remain applicable.</p>
<p>4. With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 3. Financial Situation and Performance, 3.1 what proof of documents are to be used to show Advance Payments as part of the financial means to meet the estimated construction cash flow requirements?</p>	<p>With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 3. Financial Situation and Performance, 3.1, the following is stated <i>“(j) The Bidder shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit (the project name and Lot n° shall be added in the content of the line of credit certificate), and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements estimated (...)”</i></p> <p>Advance Payments for other Contracts can not be accepted as part of the financial means to meet the estimated construction cash flow requirements.</p>
<p>5. With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 4. Construction Experiences, 4.2(a), we have 2 similar contracts meeting the criteria and completed in the same year, is it acceptable to combine these contracts in order to meet the minimum value?</p>	<p>With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 4. Construction Experiences, 4.2(a), footnote 2, defining as follows <i>“(...) Summation of 2 small value contracts (less than the value specified under requirement) to meet the overall requirement is accepted.”</i> and footnote 4, defining as follows <i>“Volume, number or rate of production of any key activity can be demonstrated in one or more contracts combined if executed during same time period. (...)”</i></p> <p>2 combined contracts will be accepted to meet the requirement of minimum value.</p>
<p>6. With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 5. Environmental and Social and Health and Safety (ESHS) Experience and Capacity, 5.1, in case a Bidder has equivalent certificates, issued at the national level. How you evaluate the international equivalency?</p>	<p>With reference to the Bidding Document, Section IV. Qualification and Bidding Forms, Form CER-5.1 Certification, the following is stated <i>“If no proof of conformity with the international standard by the Applicant: The Applicant shall demonstrate the equivalency of their management systems with the international standards”</i></p> <p>The Bidder shall issue the completed Form CER-5.1 Certification and demonstrate the equivalency of his available certificates and of their applied management systems with the required international standards.</p>
<p>7. There is a Contradiction between the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 3. Financial Situation and Performance 3.3 and Section Section IV. Qualification and Bidding Forms, Form FIN-3.1 Financial Situation and Performance, is it required to submit financial statements of the last 3 years or the last 5 years?</p>	<p>After verification of the Bidding Document, there is no contradiction between the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 3. Financial Situation and Performance 3.3 stating <i>“(...) other financial statements acceptable to the Employer, for the last three years (years 2020, 2021 and 2022) (...)”</i> and Section Section IV. Qualification and Bidding Forms, Form FIN-3.1 Financial Situation and Performance (2nd page) stating <i>“The Bidder and its parties shall provide copies of financial statements for 3 years pursuant Section III, Qualifications Criteria and Requirements, Sub-factor 3.1.”</i> and <i>“Attached are copies of financial statements for the 3 years required above; and complying with the requirements”</i>.</p> <p>It is required to submit financial statements of the last 3 years.</p>

<p>8. With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 4. Construction Experiences, 4.2(a), are Contract reference of Contracts started before 2019 but completed after 01 January 2019 being considered or not?</p>	<p>With reference to the Bidding Document, Section III Qualification Criteria and Requirements, 1. Evaluation of Eligibility and Qualification, 4. Construction Experiences, 4.2(a) defines as follows “(...) <i>and substantially</i>[2] <i>completed as a prime contractor, joint venture member</i>[3], <i>management contractor or subcontractor</i>[3] <i>between 1st January 2019 and application submission deadline</i> (...)”.</p> <p>Contract references substantially completed between 01 January 2019 and the submission date, will be considered.</p>
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4. Closing Remarks

Dr. C. KIMCHHEANG made sure all requests for clarification as formulated by the Bidders have been answered by the PMU / PIC and understood by the Bidders or correctly understood by the PMU / PIC for further clarification to be uploaded as part of the Minutes of Pre-Bid Meetings. No further clarification was requested by the Bidders. Bidders were advised to examine the Bidding Documents in detail in view of their offer.

The minutes of the Pre-Bid Meeting, including questions, answers and the PPT presentations are uploaded to the MRD website and made available for all Bidders.

The meeting was concluded and closed at 05.30 PM on the same day.



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Rural Infrastructure Development Program
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Program Management Unit,
BMZ No. 201767003, 201967660 & 302000990
AFD No. CKH1216.0.L
EU No. ACA/2020/408-648

Agenda for Pre-Bid Meeting

Contract Name	: Road Rehabilitation and Construction of Lot 16 and Lot 17 Kampong Thom Province.
Contract Number	: RID4CAM-W-KPT/Lot 16 and RID4CAM-W-KPT/Lot 17
Date and Time	: 24 th May 2024 at 03:00 pm
Venue	: Ministry of Rural Development (MRD), 3rd floor, Room No. 305, #771-773 Monivong Blvd., Sangkat Boeng Trobaek, Khan Chomkarmon, Phnom Penh
Procurement Method	: International Competitive Bidding (ICB)

Purpose

The purpose of the pre-bid meeting is to provide a brief on the project, Bidding documents and clarify enquiries from the bidders may have.

Agenda

Time	Activity	Responsible
03:00-03:10 pm	Introduction and opening remarks	H.E. Dr. NUON Daniel
03:10-04:10 pm	Presentation on the Bidding Documents Part 1 Bidding Procedure	-Mr. RÖMER Jens, PIC-Team Leader -Mr. JAMINON Christian, PIC, Procurement Expert
04:10-05:20 pm	Questions and ad-hoc answers	Bidders/PMU/PIC -Mr. RÖMER Jens, PIC, Team Leader - Mr. SOKHA Panharith, PIC, Deputy Team Leader - Mr. ELLIS Michael, PIC, Rural Infrastructure Engineer -Mr. JAMINON Christian, PIC, Procurement Expert
05:20 pm-05:30 pm	Closing Remarks	Dr. C. KIMCHHEANG

RID4CAM – Rural Infrastructure Development for Cambodia

Ministry of Rural Development, Cambodia

KfW BMZ-No. 2017 670 03, AFD No. CKH 1216.01.L, KfW BMZ-No. 2019 67 660,

EU No Contract ID:302000990



KfW



Kingdom of Cambodia
Ministry of Rural Development (MRD)
Rural Infrastructure Development for Cambodia Program (RID4CAM)
KfW Loan No. 201967660 & Grant No. 201767003
EU/AIF Grant No. 302000990
AFD: Loan No. CKH 1216.01.L

Road Rehabilitation and Construction of Lot 16 and Lot 17
Kampong Thom Province

PRE-BID MEETING

24.05.2024 – 03:00 PM

Ministry of Rural

Development (MRD), 3rd floor, Room No. 305, #771-773 Monivong Blvd., Sangkat Boeng
Trobaek, Khan Chomkarmon, Phnom Penh

👉 **Tender Method:** International Competitive Bidding (ICB), 1 stage – 2 envelopes

👉 **Contents of Qualification and Bidding Documents**

PART 1 – Bidding Procedures

Section I. Instructions to Bidders

Section II. Qualification and Bid Data Sheet

Section III. Qualification and Evaluation Criteria

Section IV. Qualification and Bidding Forms

Section V. Eligibility Criteria

Section VI. KfW Policy-Sanctionable Practice-Social and Environmental Responsibility

PART 2 – Works Requirements

Section VII. Works Requirements

PART 3 – Conditions of Contract (CC) and Contract Forms

Section VIII. General Conditions (GC)

Section IX. Particular Conditions (PC)

Section X. Contract Forms

👉 **Tender Method:** International Competitive Bidding (ICB), 1 stage – 2 envelopes

Part 1 – BIDDING PROCEDURE:

Content, Format, Packing of
1st envelope – QUALIFICATION DOCUMENT
2nd envelope – BID

👉 ITB 11-Documents Comprising the Qualification Document and the Bid

1st envelope - QUALIFICATION DOCUMENT

- Letter of Qualification*
- Written confirmation authorizing the signatory (POA)*
- Presentation of the Bidder (maximum 10 pages, no brochures)
- JV agreement/Declaration of Association (JV Bid)*
- Declaration of Undertaking*
- Financial Capacity Statement*
- List of project references
- List of Available Expertise and Human Resource Capacity
- All Qualification forms in Section III and required attachments

IMPORTANT NOTICE:

+ **Additional documents and completed forms as indicated in 1.** Evaluation of Eligibility and Qualification under Section III Qualification and Evaluation Criteria and 1st Envelope - Qualification Document (Qualification Forms) under Section IV Qualification and Bidding Forms.

Any technical or bid price information in the 1st envelope shall lead to the rejection of the respective bid.

👉 ITB 11-Documents Comprising the Qualification Document and the Bid

2nd envelope - BID

- Letter of Bid*
- Completed Schedules (incl. Priced BoQ)*
- Bid Security*
- Technical Proposal*:
 - Environmental, Social, Health and Safety (ESHS) Methodology
 - Site Organization and Method Statement
 - Construction Schedule, incl. Unexploded Ordnance (UXO) clearance by Accredited UXO Clearance Operators (see Section VII)
 - Personnel proposed (forms PER-1 and PER-2)
 - Equipment proposed (form EQU)

IMPORTANT NOTICE:

+ **Additional documents and completed forms as indicated in 3. Evaluation of Bids under Section III Qualification and Evaluation Criteria and 2nd Envelope – Bid (Bidding Forms) under Section IV Qualification and Bidding Forms.**



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☞ **NOTE the Personnel Requirements (from p. 177 onwards) and Equipment requirements (from p.181 onwards), in (C) & (D) in Section VII Part 2:**

Concerning Personnel Requirements, please consider:

If the ESHS manager and/or officer have relevant experience in community engagement and the handling of explosive ordnances the positions “Social and Community Liaison Expert” and/or “Explosive Ordnance Expert” can be merged.

At a minimum 1 ESHS manager and 1 ESHS officer needs to be deployed in each Lot. Combining several candidates to fulfil one candidate profile is, therefore, allowed in case candidates have equivalent qualifications that match the required profile of other ESHS personnel.

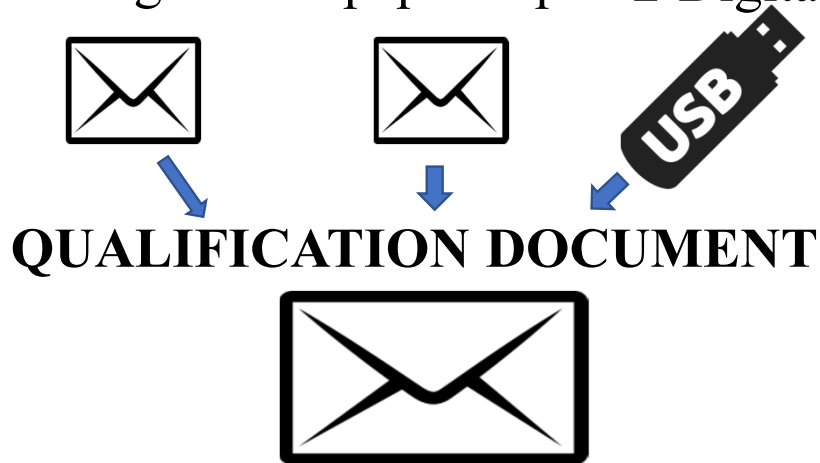
Concerning Equipment Requirements, please consider:

The Bidder must demonstrate that it can obtain (purchase, lease or rent) the key equipment, which year of manufacturer shall be not older than 2005.

ITB 21. Sealing and Marking of Qualification Documents and Bids Envelopes

1st Envelope – QUALIFICATION DOCUMENT

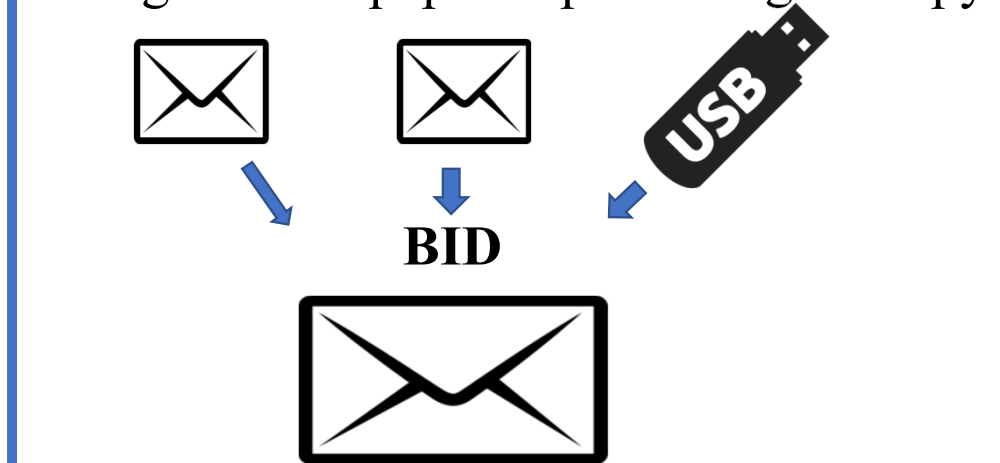
1 Original 2 paper copies 1 Digital copy



Any technical or bid price information in the 1st envelope shall lead to the rejection of the respective bid.

2nd Envelope – BID

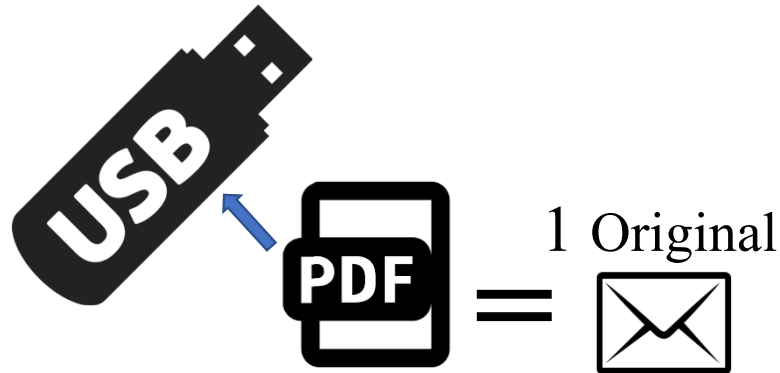
1 Original 2 paper copies 1 Digital copy



ITB 21. Sealing and Marking of Qualification Documents and Bids Envelopes

1st Envelope – QUALIFICATION DOCUMENT

+digital copy (USB flash drive)

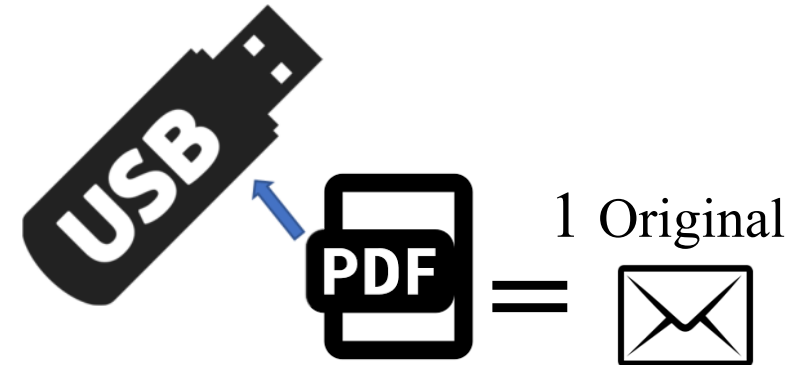


1 digital copy (on USB flash drive) as a single scan of the original hardcopy of the Qualification Document as PDF file, is required as part of the 1st Envelope - Qualification Document.

Any technical or bid price information in the 1st envelope shall lead to the rejection of the respective bid.

2nd Envelope – BID

+digital copy (USB flash drive)



1 digital copy (on USB flash drive) as a single scan of the original hardcopy of the BID as PDF file, is required as part of the 2nd Envelope – Bid.

👉 **Tender Method:** National Competitive Bidding (NCB), Single stage – 2 envelopes

PART 1 – BIDDING PROCEDURE:

Important Clauses

Section I. Instructions to Bidders

Section II. Qualification and Bid Data Sheet

Section III. Qualification and Evaluation Criteria

Section IV. Qualification and Bidding Forms

ITB 22.1 -Deadline for Submission of Qualification Documents and Bids
Date: **June 17th, 2024** , Time: **9:00 AM (CAMBODIA)**

ITB 25-Opening of Qualification Documents and Bids

First Public Session (Qualification Opening)

Date: **June 17th, 2024** , Time: **09:00 am.**

Second Public Session (Bid Opening)

Only the Bids of those Bidders who have fulfilled the qualification criteria will be opened in the second public session. (Date and time will be indicate in the invitation letter.)

☞ **QBDS ITB 14.7**

In terms of the funding agreement here, the Contractor and its sub-Contractors shall be exempt from VAT.

☞ **QBDS ITB 15.1-Currencies of Bid and Payment**

The prices shall be quoted by the bidder in: USD.

☞ **QBDS ITB 18.1-Period of Validity of Bids**

The bid validity period shall be 120 days after the Bid submission deadline.

17 June 2024 + 120 days \longrightarrow i.e. **15 October 2024**

☞ **QBDS ITB 19.1-Bid Security**

Amount: 2% of Bid price

Validity: 42 days beyond the validity period of the bid

15 October 2024 + 42 days \longrightarrow i.e. **26 November 2024**



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👉 ITB 6.4

The Bidder is expected to examine all instructions, forms, terms, and specifications in the Qualification and Bidding Documents and to furnish with its Bid all information and documentation as is required by the Qualification and Bidding Documents.

👉 QBDS ITB 7.1-Clarification of Qualification and Bidding Documents,

The deadline for submission of clarifications by Bidders is fourteen (14) days prior to the Deadline for bids submission date, i.e. **June 03rd, 2024**.

RID4CAM – Rural Infrastructure Development for Cambodia
Ministry of Rural Development, Cambodia

KfW BMZ-No. 2017 670 03, AFD No. CKH 1216.01.L, KfW BMZ-No. 2019 67 660,
EU No Contract ID:302000990



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Thank You!