

3. Qualification

Eligibility and Qualification Criteria			Compliance Requirements				Documentation
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All members Combined	Each Member	At least one Member	
1. Eligibility							
1.1	Nationality	Nationality in accordance with ITB 4.4	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Forms ELI – 1.1 and 1.2, with attachments
1.2	Conflict of Interest	No conflicts of interest in accordance with ITB 4.2	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Letter of Bid
1.3	Bank Eligibility	Not having been declared ineligible by the Bank, as described in ITB 4.5.	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Letter of Bid
1.4	State-owned enterprise or institution of the Borrower country	Meets conditions of ITB 4.6	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Forms ELI – 1.1 and 1.2, with attachments
1.5	United Nations resolution or Borrower's country law	Not having been excluded as a result of prohibition in the Borrower's country laws or official regulations against commercial relations with the Bidder's country, or by an act of compliance with UN Security Council resolution, both in accordance with ITB 4.8 and Section V.	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Forms ELI – 1.1 and 1.2, with attachments

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2. Historical Contract Non-Performance							
2.1	History of Non-Performing Contracts	Non-performance of a contract ⁶ did not occur within the last (5) five years (2015-2019) prior to the deadline for application submission, based on all information on fully settled disputes or litigation. A fully settled dispute or litigation is one that has been resolved in accordance with the Dispute Resolution Mechanism under the respective contract, and where all appeal instances available to the Bidder have been exhausted.	Must meet requirement ¹ & ² by itself or as member to past or existing JV	N/A	Must meet requirement ⁷	N/A	Form CON-2
2.2	Suspension Based on Execution of Bid /Proposal	Not under suspension based on execution of a Bid/Proposal Securing Declaration pursuant to	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Letter of Bid

⁶ Nonperformance, as decided by the Employer, shall include all contracts where (a) nonperformance was not challenged by the contractor, including through referral to the dispute resolution mechanism under the respective contract, and (b) contracts that were so challenged but fully settled against the contractor. Nonperformance shall not include contracts where Employers decision was overruled by the dispute resolution mechanism. Nonperformance must be based on all information on fully settled disputes or litigation, i.e. dispute or litigation that has been resolved in accordance with the dispute resolution mechanism under the respective contract and where all appeal instances available to the Bidder have been exhausted.

⁷ This requirement also applies to contracts executed by the Bidder as JV member.

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	Securing Declaration by the Employer or withdrawal of the Bid within Bid validity period	ITB 4.7 or withdrawal of the Bid pursuant ITB 19.9					
2.3	Pending Litigation	Bidder's financial position and prospective long term profitability sound according to criteria established in 3.1 below and assuming that all pending litigation will be resolved against the Bidder	Must meet requirement	N/A	Must meet requirement	N/A	Form CON – 2
2.4	Litigation History	No consistent history of court/arbitral award decisions against the Bidder ⁸ since 1 st January 2015	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Form CON – 2
2.5	Declaration: Environmental, Social, Health, and Safety (ESHS) past performance	Declare any civil work contracts that have been suspended or terminated and/or performance security called by an employer for reasons related to the non-compliance of any	Must make the declaration. Where there are Specialized Sub-contractor/s, the Specialized Sub-contractor/s must	N/A	Each must make the declaration. Where there are Specialized Sub-contractor/s, the Specialized Sub-contractor/s must	N/A	Form CON-3 ESHS Performance Declaration

⁸ The Bidder shall provide accurate information on the Letter of Bid about any litigation or arbitration resulting from contracts completed or ongoing under its execution over the last five years. A consistent history of court/arbitral awards against the Bidder or any member of a joint venture may result in disqualifying the Bidder.

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		environmental, or social (including sexual exploitation and abuse (SEA) and gender based violence (GBV)), or health or safety requirements or safeguard in the past five years ⁹ .	also make the declaration.		also make the declaration.		
3. Financial Situation and Performance							
3.1	Financial Capabilities	(i) The Bidder shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements estimated as USD \$ 2,000,000 for the subject contract net of the Bidder's other commitments	Must meet requirement	Must meet requirement	N/A	N/A	Form FIN – 3.1, with attachments
		(ii) The Bidders shall also	Must meet	Must meet	N/A	N/A	

⁹ The Employer may use this information to seek further information or clarifications in carrying out its due diligence.

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		demonstrate, to the satisfaction of the Employer, that it has adequate sources of finance to meet the cash flow requirements on works currently in progress and for future contract commitments	requirement	requirement			
		(iii) The audited balance sheets or, if not required by the laws of the Bidder's country, other financial statements acceptable to the Employer, for the last 5 (five) years (2015-2019) shall be submitted and must demonstrate the current soundness of the Bidder's financial position and indicate its prospective long-term profitability. The special report prepared by the sworn-in certified public accountant indicating the annual construction turnover and financial indicators based on the	Must meet requirement	N/A	Must meet requirement	N/A	

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		balance sheets shall be provided. Also, current ratio of at least three years in 5 years shall be equal or more than 1% and in the last five years equity ratio shall be positive.					
3.2	Average Annual Construction Turnover	Minimum average annual construction turnover of US\$ 11.500.000 (eleven million five hundred thousand US Dollars) , calculated as total certified payments received for contracts in progress and/or completed within the last five (5) years (2015-2019) , <i>(if it is not separately shown in the approved financial document, the related supporting documents to prove the values must be provided. The documents shall be properly classified, and a separate summary page shall be submitted)</i> The special report	Must meet requirement	Must meet requirement	Must meet minimum 25% of the requirement	Must meet minimum 50% of the requirement	Form FIN – 3.2

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		prepared by the sworn-in certified public accountant indicating the annual construction turnover and financial indicators based on the balance sheets and income statements shall be provided.					
4. Experience							
4.1 (a)	General Construction Experience	Experience under construction contracts in the role of prime contractor, JV member, subcontractor, or management contractor between 1 st of January 2013 and bid submission deadline.	Must meet requirement	N/A	Must meet requirement	N/A	Form EXP – 4.1
4.2 (a)	Specific Construction & Contract Management Experience	(i) in maximum similar 2 (two) contracts with an aggregate value of at least US\$ 15,000,000 (fifteen million US Dollars) that have been satisfactorily	Must meet requirement	Must meet requirement ¹²	Must meet requirement of at least one contract not less than US\$ 5,000,000	N/A	Form EXP 4.2(a)

¹² The minimum value for two contracts requirement (USD 15M) must be fulfilled with aggregation of two contracts by the JV as required for the single entity. Also, in the case of JV, at least one contract performed by each member shall satisfy the minimum value required (USD 5M) shall be aggregated. In determining whether the JV meets the requirement of total number of two contracts with aggregate value of USD 15M, only the number of contracts completed by all members each of value equal or more than required (USD 5M) shall be aggregated.

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		and substantially ¹⁰ completed as a prime contractor, joint venture member ¹¹ , management contractor or sub-contractor between 1st January 2010 and bid submission deadline: The similarity of the contracts shall be based on the following: Construction and equipment supply and installation of wastewater treatment plant.					
4.2 (b)		For the above or other contracts executed during the period stipulated in 4.2(a) above, a minimum experience in the following key activities: 1. Construction of biological wastewater	Must meet requirements (the requirement under item 2 may also be met through a specialized subcontractor)	Must meet requirements	N/A	Must meet the requirements ¹³ (the requirement under item 2 may also be met through a specialized subcontractor)	Form EXP – 4.2 (b)

¹⁰ Substantial completion shall be based on 80% or more plant and installation completed under the contract

¹¹ For contracts under which the Bidder participated as a joint venture member or sub-contractor, only the Bidder's share, by value, shall be considered to meet this requirement

¹³ In the case of JV, the value of contracts completed by its members shall not be aggregated to determine whether the requirement of the minimum value of each criterion has been met. Instead, one contract performed by one of the members shall satisfy one of the required criteria

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		<p>treatment plant with a minimum capacity of 20.000 m³/day average design flow (in 1 (one) contract)</p> <p>2. Construction of sea outfall with minimum nominal diameter of 400 mm. and length of minimum 350 meters.</p> <p>The above required experiences shall be met in either 1 (one) contract together or in separate contracts.</p>					

4. Key Personnel

The Bidder must demonstrate that it will have a suitably qualified (and in adequate numbers) minimum Key Personnel, as described in the table below, that are required to perform the Contract.

The Bidder shall provide details of the Key Personnel and such other Key Personnel that the Bidder considers appropriate, together with their academic qualifications and work experience. The Bidder shall complete the relevant Forms in Section IV, Bidding Forms.

The Contractor shall require the Employer's consent to substitute or replace the Key Personnel (reference the Particular Conditions of Contract 9.1).

Key Personnel

Item No.	Position / Specialization	Name	Minimum years of relevant work experience (year)	Experience In Similar Works (year)	Management Experience In Similar Works (year)
1	Bidder/Contractor Project Manager	Civil Engineer or equivalent Profession–BSc.	15	5	3
2	Construction Chief Engineer	Civil Engineer – Minimum BSc.	10	3	-
3	Cost and Planning Engineer	Civil Engineer or equivalent Profession– Minimum BSc	10	3	-
4	Civil Engineers (2 Nos.)	Minimum BSc	7	3	-
5	Mechanical Engineer	Minimum BSc.	10	3	-
6	Electrical Engineer	Minimum BSc.	10	3	-
7	Quality Control Engineer	Civil Engineer or equivalent Profession– BSc	10	3	-
8	Survey Engineer	Minimum BSc.	5	3	-
Suitable experts in the following specializations					
9	Environmental and Social Expert	Environmental Eng. min. BSc.	7	2	-
10	Occupational Health and Safety Expert	(A-class certificate)	5	2	-
11	Certified Industrial Diver	Relevant Licence	5	1	

The Bidder shall provide details of the proposed personnel and their experience records in the relevant Forms included in Section IV, Bidding Forms.

5. Equipment

The Bidder must demonstrate that it will have access to the key Contractor's equipment listed hereafter:

No.	Equipment Type and Characteristics	Minimum Number required
1	Bulldozer (+20t)	2
2	Backhoe excavators (0,3 and 1,0m ³)	2
3	Mobile Crane (10 ton)	2
4	Mobile Pump (80 m ³ /h)	1
5	Trucks (10 t)	4
6	Crane (10 t)	1
7	Compressor	2
8	Generators	4
9	Soil Compactor	12
10	Total station and other survey instruments	1 set
11	Water pump	2

The equipment for sea outfall:

- Floating Barge with Crane capacity of at least 150 tons for the pipe laying,
- Split Dump Barge for the excavated material and back filling,
- Tugboat No.1 the power of 300 HP and over,
- Tugboat No.2 the power of 500 HP and over,
- Survey Boat,
- ROV (Remotely Operated Vehicle) for the video recording under sea,
- Diving Materials
- Generator No 1 100 kVA
- Generator No.2 200 kVA

The Bidder shall provide further details of proposed items of equipment using the relevant Form in Section IV.