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## WORKS CONTRACT NOTICE

### Construction and Physical Rehabilitation of Primary Health Care Centres

#### Location - Jamaica

**1. Publication reference**

EuropeAid/139550/ID/WKS/JM

**2. Procedure**

Local Open

**3. Programme title**

Programme for the Reduction of Maternal and Child Mortality (PROMAC)

**4. Financing**

Decision No. 24271

**5. Contracting authority**

Government of Jamaica, represented by the Ministry of Health (MOH), 10-16 Grenada Way, Kingston 5, Jamaica

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### CONTRACT SPECIFICATIONS

**6. Description of the contract**

The works concerned by the tender aim at rehabilitating and constructing Health Care Centres at the following three facilities in Jamaica:

**Mandeville Comprehensive Clinic (MCC) – Lot 1**

Based on the relocation of activities from the present conference / meeting room

- the rehabilitation and redevelopment of the single floor facility
- the construction of a two-floor building.

The redevelopment and new level construction at ground is to provide facilities for

- patient reception and waiting
- nurses' station, weighing room and treatment
- 3 examination rooms
- Laboratory
- Associated utility rooms and sanitary facilities.

The upper floor is to provide accommodation for clinical multi-purpose services.

### **Savanna-la-mar Health Centre (SHC)–Lot 2**

The proposed works include

- the redevelopment and renovation of the public reception and waiting areas, the medical records and the public and community health nurse areas
- single floor extensions to the public sanitary facility
- single floor extensions to provide four (4) examination rooms and an anthropometric room

### **St. Jago Park Health Centre (SJPHC) – Lot 3**

A completely new single floor building of approximately 242 m<sup>2</sup> (with provision for a future second floor) to accommodate

- Patient reception and waiting with adjacent play area and Nurse's Room
- Four (4) examination rooms, a laboratory and ultra-sound rooms
- Associated utility rooms and sanitary facilities.

## **7. Number and titles of lots**

This tender consists of three lots:

- Lot 1: Construction & Physical Rehabilitation of Mandeville Comprehensive Clinic
- Lot 2: Construction & Physical Rehabilitation of Savanna-la-mar Health Centre
- Lot 3: Construction & Physical Rehabilitation of St. Jago Park Health Centre

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## **TERMS OF PARTICIPATION**

## **8. Eligibility and rules of origin**

Participation in tendering is open on equal terms to all natural and legal persons (participating either individually or in a grouping – consortium – of tenderers) which are established in one of the Member States of the European Union, ACP States or in a country or territory authorised by the ACP-EC Partnership Agreement under which the contract is financed (see also heading 22 below). Participation is also open to international organisations. All supplies and materials under this contract shall originate from one or more of those eligible countries. However, they may originate from any country when the amount value of the supplies and materials to be purchased is below the equivalent of EUR 100 000

<sup>1</sup>However, they may originate from any country when the amount of the supplies to be purchased is below the equivalent of 100 000 euros.

## **9. Grounds for exclusion**

Tenderers must submit a signed declaration, included in the tender form for a works contract, to the effect that they are not in any of the situations listed in Section 2.6.10.1 of the **practical Guide**.

Tenderers included in the lists of EU restrictive measures (see Section 2.4. of the PRAG) at the moment of the award decision cannot be awarded the contract.

## **10. Number of tenders**

Tenderers may submit only one tender per lot<sup>1</sup>. Tenders for parts of a lot will not be considered.

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<sup>1</sup> Where a tenderer submits for various lots, they are required to comply with the selection criteria proportionally to the value of the tender price offered per lot (see point 16 below)

Any tenderer may state in its tender that it would offer a discount in the event that its tender is accepted for more than one lot. Tenderers may not submit a tender for a variant solution in addition to their tender for the works required in the tender dossier.

#### 11. Tender guarantee

Tenderers must provide a tender guarantee for each lot bid as follows:

- Lot 1 (MCC): 400,000JMD (four hundred thousand Jamaican dollars)
- Lot 2 (SHC): 300,000 JMD (three hundred thousand Jamaican dollars)
- Lot 3 (SJPHC): 450,000 JMD (four hundred fifty thousand Jamaican dollars)

This/These guarantee(s) will be released to unsuccessful tenderers once the tender procedure has been completed and to the successful tenderer[s] upon signature of the contract by all parties.

#### 12. Performance guarantee

The successful tenderer will be asked to provide a performance guarantee of 10% of the amount of the contract at the signing of the contract. This guarantee must be provided together with the return of the countersigned contract no later than 30 days after the tenderer receives the contract signed by the contracting authority. If the selected tenderer fails to provide such a guarantee within this period, the contract will be void and a new contract may be drawn up and sent to the tenderer which has submitted the next cheapest compliant tender.

#### 13. Information meeting and/or site visit

An optional information meeting will be held by the Contracting Authority on Friday, January 25<sup>th</sup>, 2019 at 10:00 am at the Planning Institute of Jamaica, 16 Oxford Road, Kingston 5. The Tenderer is requested to confirm his attendance to the meeting by Wednesday, January 23<sup>rd</sup>, 2019 to:

Dr. Simone Spence Project Coordinator 10-16 Grenada Way, Kingston 5  
Email: ssspence2016@gmail.com  
Copied to: promacmohja@gmail.com

The tenderer is advised to carry with him to the meeting his copy of the tender documents.

#### Sites Visits

Site visits will be arranged by the Contracting Authority on the following dates and venues:

<b>Locations:</b>	<b>Date:</b>	<b>Time:</b>
Site visit – St. Jago Park Health Centre	Tues . January 22 <sup>nd</sup> 2019	10:00 am
Site visit – Mandeville Comprehensive Health Clinic	Wed. January 23 <sup>rd</sup> , 2019	10:00 am
Site visit - Savanna-la-mar Health Centre	Thur. January 24 <sup>th</sup> , 2019	11:00 am

Tenderers need to contact the PROMAC Project Coordinator, Ministry of Health; (Email: spences@moh.gov.jm/promacmohja@gmail.com/ ssspence2016@gmail.com & Tel.: +1 876 633- 7919; CUG: +1 876 317-8668) by January 21<sup>st</sup>, 2019 at the latest to indicate their

attendance to the site visits and request the precise location of the meeting points.

#### **14. Tender validity**

Tenders must remain valid for a period of 90 days after the deadline for submission of tenders. In exceptional circumstances, the contracting authority may, before the validity period expires, request that tenderers extend the validity of tenders for a specific period.

#### **15. Period of implementation of tasks**

Applicable to each lot:

The whole of the Works and, if applicable, any Section required to be completed within a particular time, shall be completed, in accordance with the provisions of Articles 58, 59 (if applicable) and 60 of the Conditions of Contract within nine (9) months or such extended time as maybe allowed under Article 35, calculated from the Commencement Date fixed in accordance with Article 33.1 of the Conditions of Contract.

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### **SELECTION AND AWARD CRITERIA**

#### **16. Selection criteria**

The selection criteria for each tenderer are as follows:

***Economic and financial capacity of candidate:***

1. The average annual turnover of the tenderer in the past 3 years must be equivalent or higher than the cumulative tender price for all lots bid by the tenderer on this tender. This criterion will be verified through the audited financial statements of the tenderer. In case a tender is submitted by a joint venture/consortium, the joint venture/consortium as a whole must satisfy the above stated requirements.
2. The tenderer must have access to sufficient credit and other financial facilities to cover the required cash flow for the duration of the contract. In any case, the amount of credit available exclusively for the lot(s) bid must be at least 20% of the cumulative tender price for all lots bid by the tenderer on this tender. This criterion will be verified with the reference letter/certificate from tenderer's financial institution(s) specifying the credit available exclusively for this project in the event of contract(s) award. Letters of credit from suppliers of materials and equipment specifically intended for the works concerned by this tender could be considered, upon assessment by the evaluation committee, as documentary evidence for the verification of the tenderer's compliance with this criterion. In case a tender is submitted by a joint venture/consortium, the joint venture/consortium as a whole must satisfy the above stated requirements.

***Technical and professional capacity of candidate:***

1. The tenderer must have completed as a prime contractor at least 2 works contracts of the same nature/complexity **as the works bid on** this tender and implemented during the following period: 5 years from the submission deadline. In the event a tenderer bids on more than one lot the cumulative value of completed similar works in terms of nature and complexity during the period of 5 years from the submission deadline shall be at least twice the cumulative tender price for all lots bid on this tender. Only building construction/renovation works contracts of similar execution complexity for a value above the equivalent of Thirty Million J\$ (J\$ 30,000,000) will be considered as relevant for the purpose of assessing this criterion and for the calculation of the cumulative value of completed similar works. This criterion will be verified through certified copies of

Certificate of Practical/Final Completion or Provisional/Final Acceptance, as well as certified copies of Final Statement of Account signed by Supervisor/Engineer or relevant pages of contract document indicating the Contract price and type of works executed. Additional documentary evidence may be requested by the Evaluation Committee for the purpose of verifying compliance with the above requirements.

(This means that the project the tenderer refers to could have been started/implemented/completed at any time during the indicated period, but it does not necessarily have to be started and completed during that period, nor implemented during the entire period.)

2. The tenderer must carry out at least 70 % of the contract works using its own resources, which means that it must have the plant and human resources necessary to carry out that percentage of the contract. In case a tender is submitted by a joint venture/consortium, the joint venture/consortium as a whole must satisfy the above stated requirements. Information indicated in forms 4.6.1.1, 4.6.1.2, 4.6.1.3, 4.6.2 and 4.6.3, as well as any documentation attached to the forms, will be used to assess the tenderer's compliance with the above stated requirements.
3. The lead member of a joint venture/consortium must be able to carry out at least 50 % of the contract works using its own means. Information indicated in form 4.6.3, as well as any documentation attached to the form, will be used to assess the tenderer's compliance with the above stated requirement.
4. The partner of a joint venture/consortium (i.e. not the lead member) must be able to carry out at least 10 % of the contract works using its own means. Information indicated in form 4.6.3, as well as any documentation attached to the form, will be used to assess the tenderer's compliance with the above stated requirement.
5. Key staff must be fluent in English and must demonstrate minimum years of appropriate experience and proven qualifications relevant to works of a similar nature to this project, as follows:
  - Site Manager: 10 years minimum
  - Main Construction Foreman: 10 years minimum

Information indicated in forms 4.6.1.2 and 4.6.1.3, as well as any documentation attached to the form such as copies of diplomas or reference letters, will be used to assess the tenderer's compliance with the above stated requirements.

6. The work plan and method statement shall be realistic, comply with the contractually mandated Period of Implementation of Tasks and other implementation conditions set-out in the conditions of contract and technical specifications for each lot. Information indicated in form 4.6.3, as well as any documentation attached to the form, will be used to assess the tenderer's compliance with the above stated requirements.

**Capacity-providing entities:**

An economic operator may, where appropriate and for a particular contract, rely on the capacity of other entities, regardless of the legal nature of the links which it has with them. Some examples of when it may not be considered appropriate by the Contracting Authority are when the tenderer relies mostly on the capacity of other entities or when it relies on key criteria. If the tenderer relies on other entities, it must prove to the Contracting Authority that it will have at its disposal the resources necessary to perform the contract, for example by producing a

commitment on the part of those entities to place resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality, as the economic operator. Furthermore, the tender should include a separate document providing data on this third entity for the relevant selection criterion. Proof of capacity must be furnished at the request of the Contracting Authority.

With regard to technical and professional criteria, a tenderer may only rely on the capacities of other entities where the latter will perform the works for which these capacities are required.

With regard to economic and financial criteria, the entities upon whose capacity the tenderer relies become jointly and severally liable for the performance of the contract.

#### **17. Award criteria**

The most economically advantageous tender is the technically compliant tender with the lowest price.

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### **TENDERING**

#### **18. How to obtain the tender dossier**

The tender dossier is available from the following internet sites:

[http://ec.europa.eu/europeaid/funding/online-services\\_en](http://ec.europa.eu/europeaid/funding/online-services_en)

Select the link "Publication Website", then click on the tab "search by reference" and enter the reference number "**139550**" where indicated on the page.

<https://www.moh.gov.jm/updates/tenders/>

The tender dossier is available in hard copy from the Ministry of Health, PROMAC Office, 24-26 Grenada Crescent, Kingston, Jamaica (T.+1 +876 633 7911), upon payment to the Ministry of Health of JMD 70,000 (seventy thousand Jamaican dollars), which excludes courier delivery. It is also available for inspection at the premises of the contracting authority, address as in point 5 above. Tenders must be submitted using the standard tender form included in the tender dossier, whose format and instructions must be strictly observed.

Tenderers with questions regarding this tender should send them in writing to [ssspence2016@gmail.com](mailto:ssspence2016@gmail.com) copied to: [promacmohja@gmail.com](mailto:promacmohja@gmail.com) (mentioning the publication reference shown in item 1) at least 21 days before the deadline for submission of tenders given in item 19. The contracting authority must reply to all tenderers' questions at least 11 days before the deadline for submission of tenders. Eventual clarifications or minor changes to the tender dossier will be published at the latest 11 days before the submission deadline on the website of DG International Cooperation and Development at <https://webgate.ec.europa.eu/europeaid/online-services/index.cfm?do=publi.welcome>

and on the website of the Ministry of Health at <https://www.moh.gov.jm/updates/tenders/>

#### **19. Deadline for submission of tenders**

The tenderer's attention is drawn to the fact that there are two different systems for sending tenders: one is by post or private mail service, the other is by hand delivery.

In the first case, the application/tender must be sent before the date and time limit for submission, as evidenced by the postmark or deposit slip<sup>2</sup>, but in the second case it is the acknowledgment of receipt given at the time of the delivery of the application/tender which will serve as proof.

**The deadline for the submission of tenders is Friday, March 8<sup>th</sup>, 2019 at 2.00 pm**

Any tender submitted to the contracting authority after this deadline will not be considered.

The Contracting authority's opening hours are as follows:

8:30 am- 5:00 pm Mondays to Thursdays and 8:30am – 4:00 pm on Fridays

The contracting authority may, for reasons of administrative efficiency, reject any application or tender submitted on time to the postal service but received, for any reason beyond the contracting authority's control, after the effective date of approval of the short-list report or of the evaluation report, if accepting applications or tenders that were submitted on time but arrived late would considerably delay the evaluation procedure (for instance when applications or tenders are received after the evaluation committee has finished its works and evaluating them would imply re-calling the evaluation committee) or jeopardise decisions already taken and notified.

**How tenders may be submitted**

Tenders must be submitted in English exclusively to the contracting authority in a sealed envelope:

- EITHER by post or by courier service, in which case the evidence shall be constituted by the postmark or the date of the deposit slip, to:

Planning Institute of Jamaica  
16 Oxford Road  
Kingston 5, Jamaica  
For the attention of:  
Dr. Simone Spence, PROMAC Coordinator, Ministry of Health

- OR hand delivered by the participant in person or by an agent directly to the premises of the contracting authority in return for a signed and dated receipt, in which case the evidence shall be constituted by this acknowledgement of receipt, to:

Planning Institute of Jamaica  
16 Oxford Road  
Kingston 5, Jamaica  
For the attention of:  
Dr. Simone Spence, PROMAC Coordinator, Ministry of Health

Opening Hours:

8:30 am- 5:00 pm Mondays to Thursdays and 8:30am – 4:00 pm on Fridays

The contract title and the publication reference (see item 1 above) must be clearly marked on the envelope containing the application and must always be mentioned in all subsequent correspondence with the contracting authority.

Tenders submitted by any other means will not be considered.

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<sup>2</sup> It is recommended to use registered mail in case the postmark would not be readable.

By submitting a tenderer accept to receive notification of the outcome of the procedure by electronic means. Such notification shall be deemed to have been received on the date upon which the contracting authority sends it to the electronic address referred to in the tender.

**20. Tender opening session**

**Friday, March 8<sup>th</sup>, 2019 at 2.30 pm**, Planning Institute of Jamaica, 16 Oxford Road, Kingston 5, Jamaica

**21. Language of the procedure**

All written communications for this tender procedure and contract must be in English.

**22. Repetition of similar works**

Subsequent to the initial contract resulting from the current tender procedure, new works consisting in the repetition of similar works, up to the maximum amount of 50% of the initial contract value, may be entrusted to the initial contractor by negotiated procedure without prior publication of a contract notice, provided the new works are in conformity with the same basic project and not exceeding the maximum amount of the equivalent of EUR 300,000 per contract.

**23. Legal basis<sup>3</sup>**

Annex IV to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 as amended in Luxembourg on 25 June 2005 and in Ouagadougou on 22 June 2010. Reference is made to Annex IV as revised by Decision 1/2014 of the ACP-EU Council of Ministers of 20 June 2014.

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<sup>3</sup> Please state any specificity that might have an impact on rules on participation (such as geographic or thematic or long/short term).