	National Oil Corporation of Kenya 4th ADDENDUM to the tender for supply of LPG cylinders complete with valves – 9th September 2016	Ref No. NOCK/PRC/03(1165)
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Please refer to the **Tender for supply of LPG cylinders complete with valves – REF No. NOCK/PRC/03(1165)** advertised on **Friday, 26th August 2016** and **1st, 2nd and 3rd addenda issued on 2nd, 6th and 7th September 2016 respectively.**

We hereby issue this 4th addendum, after requests for clarification were sought as quoted below:

No.	Clause/pages of the tender documents	Bidder's Query/Clarification Request (quoted as asked)	National Oil Response and/or amendment to the tender
1.	Clause 2.32 Appendix to Instruction to the Tenderer – Evaluation criteria	<p><u>MANDATORY REQUIREMENT</u></p> <p>Samples of zinc metalized plate of the color of cylinder with SUPA GAS logo. Please let me know if you need a cylinder or the Sheet? If so what is the size required.</p>	<p>National Oil clarifies that;</p> <ul style="list-style-type: none"> • Complete cylinders are not required. • Tenderers are required to provide an A4 size sample steel plate zinc metallized with supa gas logo (the steel that will be used as the material for construction of the cylinders)
2.	Clause 2.32 Appendix to Instruction to the Tenderer	<p><u>EVALUATION CRITERIA No. I</u></p> <p>The tenderer is to present five (5) letters of reference from clients where supply of 3kg, 6kg, 13kg and 50kg Zinc metalized LPG Cylinders complete with valves has been undertaken preferably in the tropics. Reference letters must be attached where the evaluation committee may carry out due diligence to ascertain this.</p> <p>We are a 40 year old LPG cylinder manufacturing company manufacturing and supplying in Middle east markets can I give you</p>	<p>National Oil clarifies that;</p> <ul style="list-style-type: none"> • The tenderer is to present five (5) letters of references from clients where supply of 3kg, 6kg, 13kg and 50kg Zinc metalized LPG Cylinders complete with valves has been undertaken preferably in the tropics. • Tenderers may present other references from clients from UAE and Middle East countries with the exclusion of countries under United Nations sanctions.

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		reference from UAE and the middle east countries as we have just entering the African markets.	
3.	Clause 2.2.3 and 3.3 Country of Origin	<p>The origin of goods is distinct from the nationality of the tenderer.</p> <p>For example, our company is the tenderer, we are authorized by another manufacturer in the same country to supply the cylinder for NATIONAL OIL. it is prohibited?</p>	<p>This is not prohibited.</p> <p>However the tenderer must present a valid Letter of Manufacturer's Authorization (if the tenderer is the manufacturer, it should clearly indicate in a letter from itself) addressed directly to National Oil in the format given in Section VIII (standard forms) demonstrating that the tenderer has rights on behalf of the manufacturer, and their documentation MUST be in tandem with National Oil's requirement.</p>
4.	Clause 2.32 Appendix to Instruction to the Tenderer	<p>OTHER REQUIREMENTS</p> <ul style="list-style-type: none">The proposed cylinders must conform to the Kenya Bureau of Standards (KEBS) and/or ISO standards where the Kenya standard does not exist. It is the responsibility of the tenderer to research on the firms affiliated with the Kenya Bureau of Standards (KEBS) and whose certificates will be recognized.	<p>National Oil clarifies that;</p> <ul style="list-style-type: none">Manufacturing of LPG cylinders is done under agreed set standards that are unique to countries, regions or trading blocs.In Kenya where National Oil operates, the body in charge of such standards is Kenya Bureau of Standards (KEBS), in the absence of a Kenyan standard, tenderers are allowed to use an International Standard Organization (ISO) standard relevant to the process in question.



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		<ul style="list-style-type: none"> The cylinder must conform to KEBS? What the meaning of "or ISO standards where Kenya standard does not exist" 	<ul style="list-style-type: none"> For the manufacturing of LPG cylinders there exists a Kenyan Standard adopted from ISO namely KS ISO 4706 as provided for in the tender document.
5.	Clause 2.32 Appendix to Instruction to the Tenderer, Addendum 2,	<p><u>MANDATORY REQUIREMENT</u> Bidders must attach a certificate for inspection and batch test analysis reports showing the performance of their gas cylinders from institutions acting as agent for Kenya Bureau of Standards (KEBS).</p> <p>Does the agent must be in Kenya or any other country is also work?</p> <p>Does the agent must be authorized by KEBS officially?</p>	National Oil clarifies that; <ul style="list-style-type: none"> In LPG cylinder manufacturing, the manufacturer has a third party inspector 'agent' who inspects every step in the manufacturing process for quality control purposes. The third party inspector 'agent' must not be from Kenya but the tenderer could note the names of the agent they are using. The third party inspector 'agent' must not be authorized by KEBS but must be recognized in their country of operation as an accredited third party inspector with expertise in LPG cylinder manufacturing.
6.	Section V – Technical Specifications	<p><u>SPECIFICATIONS</u> Please kindly see attached pictures, we need to make sure the exact configuration scope of "LPG cylinder complete with valves" , appreciate for your kindly confirmation whether the attached are comply for the tender?</p>	National Oil clarifies that the configuration of the cylinders National Oil requires may be obtained using calculations drawn from formulas given within KS ISO 4706 provided in the tender document.



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		If not, please advise what part or component we should add.	
7.	Tender prices and currencies	We are a local company. However our supplier is an overseas supplier. Would we be meeting the tender guidelines if we quoted CIF Mombasa in USD\$, instead of DDP (Delivered Duty Paid) to NNT(National Nairobi Terminal)	National Oil clarifies that; Prices quoted shall be; <ul style="list-style-type: none">• Expressed in either Kenya Shillings (Kshs) or United States Dollars (US\$) or in another freely convertible currency and shall remain valid for a period of one hundred and twenty (120) days from the closing date of the tender.• CIF Mombasa for overseas suppliers only.• Delivered Duty Paid (DDP) delivery to National Nairobi Terminal (NNT) on Nanyuki Road Industrial Area- Nairobi for all the local suppliers.
8.	Method of payment and special condition of contract Clause 3.12 and 4.2.2	Secondly with regards to payment even though we are a local company would we be meeting the tender guidelines if we asked for letter of credit as payment terms?	National Oil clarifies that; <ul style="list-style-type: none">• For suppliers/tenderers outside Kenya (overseas), payment shall be effected through the letter of credit (LC).• For all suppliers/tenderers within Kenya (local), National Oil Corporation of Kenya terms of payment are thirty (30) days upon receipt of certified invoices and delivery notes confirming that the invoiced material has been delivered and is in accordance with the Contract.




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			<ul style="list-style-type: none">• For local supplier/tenderers, payments shall be made through Electronic Fund Transfer (EFT).• The terms shall be strictly Delivered Duty Paid (DDP), to National Nairobi Terminal (NNT), on Nanyuki Road, Industrial Area Nairobi for all local suppliers/tenderers.
9.	Clause 2.32 Appendix to Instruction to the Tenderer, Addendum 2,	<ul style="list-style-type: none">• “Samples of Zinc Metalized Plate of the color of cylinder with National Oil Brand Logo the tenderer proposed to supply.” In this part, we doubt that what should be the material as the sample should require specifically on material such as steel or paper.• We are planning to provide sample by using the steel in A4 Size, which shall process with Zinc Metalize, Painting and put National Oil Logo on it.• We need the confirmation that the sample is in order and accordance to Procuring requirement.	National Oil clarifies that; <ul style="list-style-type: none">• Tenderers are required to provide an A4 size sample steel plate Zinc Metallized with supa gas logo (the steel that will be used as the material for construction of the cylinders) and not on paper.

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10.	Clause 2.15	Validity of tender <ul style="list-style-type: none"> We well noted that the tender closing date is on 22 September 2016. However, the tender security is requested to valid for 30 days beyond the validity of the tender. While, we do not know the validity of the tender. We put the tender security to be valid 120 days +30 days from tender closing date, please confirm this is the correct. 	National clarifies that <ul style="list-style-type: none"> The tender for supply of zinc metalized LPG cylinders complete with valves shall remain valid for 120 days from the date of tender opening. The tender security must be valid for 150 days from the date of tender opening.
11.	Notification of Award Clause 2.28	We would like to know the period of time that the result will be announced.	National clarifies that prior to the expiration of the period of tender validity, the Procuring entity will notify the successful tenderer in writing that its tender has been accepted.
12.	Clause 2.32 Appendix to Instruction to the Tenderer, Addendum 2,	<u>MANDATORY REQUIREMENT</u> Letter of Manufacturer's Authorization	National Oil amends the tender document as follows: In addition to the requirement of clause 2.32, all eligible tenderers must provide a Letter of Manufacturer's Authorization (if the tenderer is the manufacturer, it should clearly indicate in a letter from itself) addressed directly to National Oil in the format given in Section VIII(standard forms)

Except as clarified herein, all the other terms and conditions of the tender remain as is and are unchanged.

For: Ag. CHIEF EXECUTIVE OFFICER