



KENYA ELECTRICITY GENERATING COMPANY PLC

TENDER FOR DISTRIBUTED CONTROL SYSTEMS (DCS) UPGRADE FOR KIPEVU III POWER STATION

(OPEN INTERNATIONAL)

KGN-KIP-14-2023

RFx: 5000012126

Dated: 24th February, 2023

Addendum No. I.

In accordance with the **Tender for Distributed Control Systems (DCS) Upgrade for Kipevu III Power Station**, KenGen issues an **Addendum No. I** as follows:

1. EXTENSION OF SITE VISIT DATE

INITIAL SITE VISIT DATE	REVISED SITE VISIT DATE
There shall be a Mandatory Site Visit on 1st March, 2023 at Kipevu Power Station Starting at 10.00 a.m	There shall be a Mandatory Site Visit on 8 th March, 2023 at Kipevu Power Station Starting at 10.00 a.m

2. AMENDED TENDER DATA SHEET(TDS)

Reference No.	Initial Requirement	Revised Requirement
Tender data sheet, ITT 33.3	A margin of preference and/or reservation shall not apply.	A margin of preference and/or reservation shall apply to Citizen Contractors, as per the Financial Evaluation indicated below.

3. ADDITION TO STAGE 3. FINANCIAL EVALUATION

Insert the below section at the end of Stage 3: Financial Evaluation

Preferential treatment for local and citizen contractors.

In accordance to evaluation criteria, preferential treatment for local and citizen contractors shall apply in accordance to Section 164 (c), (d) and (e) of The Public Procurement and Asset Disposal Regulations, 2020.

Shareholding of Kenyan Citizen	Percentage Margin of Preference (on read out Price)
Less than 20% but above 5%	6%
Less than 50% but above 20%	8%
Over 50%	10%
Joint Venture with citizen contractors	10%

The Margin of Preference shall apply for price comparison only. Thereafter the award will be based on the lowest evaluated bidder (Price as read out)

Tenderers who qualify for this scheme shall attach CR12 forms to support their bid.

Citizen contractor means a person or a firm **wholly owned** and controlled by persons who are citizens of Kenya;

Tender sum as submitted and read out during tender opening as per the form of tender is absolute and final and shall not be subject to correction, adjustment or amendment.

MARGIN OF PREFERENCE

If the **TDS** so specifies, the Procuring Entity will grant a margin of preference of 15% (fifteen percent) to Tenderers offering goods manufactured, mined, extracted, grown, assembled or semi-processed in Kenya. Goods assembled or semi-processed in Kenya shall have a local content of not less than 40%.

The margin of preference will be applied in accordance with, and subject to, the following provisions:

Tenderers applying for such preference on goods offered shall be asked to provide, as part of the data for qualification, such information, including details of the goods produced in Kenya, so as to determine whether, according to the classification established by the Procuring Entity, a particular category of goods or group of goods qualifies for a margin of preference.

After Tenders have been received and reviewed by the Procuring Entity, goods offered in the responsive Tenders shall be assessed to ascertain they are manufactured, mined, extracted, grown, assembled or semi-processed in Kenya. Responsive tenders shall be classified in to the following groups:

Group A: Tenders offering goods manufactured in Kenya, for which (a) labor, raw materials, and components from within Kenya account for more than forty (40) percent of the Ex-Works price; and the production facility in which they will be manufactured or assembled has been engaged in manufacturing or assembling such goods at least since the date of Tender submission date;

Group B: All other Tenders offering Goods manufactured in Kenya;

Group C: Tenders offering Goods manufactured outside Kenya that have been already imported or that will be imported.

To facilitate this classification by the Procuring Entity, the tenderer shall complete whichever version of the Price Schedule furnished in the Tendering document is appropriate, provided however, that the completion of an incorrect version of the Price Schedule by the Tenderer shall not result in rejection of its Tender, but merely in the Procuring Entity's reclassification of the Tender into its appropriate Tender group.

The Tenders in each group will then be compared to determine the Tender with the lowest evaluated cost in that group. The lowest evaluated cost Tender from each group shall then be compared with each other and if as a result of this comparison a Tender from Group A or Group B is the lowest, it shall be selected for the award.

If as a result of the preceding comparison, a Tender from Group C is the lowest evaluated cost, an amount equal to or 15% of the respective tender price, including unconditional discounts and excluding provisional sums, if any, shall be added to the evaluated price offered in each tender from Group C. If the tender from Group C is still the lowest tender, it shall be selected for award. If not, the lowest evaluated tender from Group A or B based on the first evaluation price shall be selected.

SUPPLIER ACKNOWLEDGEMENT OF ADDENDUM NO. I

We, the undersigned hereby certify that the Addendum No. I is an integral part of the document and the alterations set out in addendum has been incorporated in the Tender Proposal.

Signed.....

Tenderer.....

Date.....