



Clarifications

3<sup>rd</sup> August, 2021

TENDER NO: IEBC/OIT/002/21/2021/2022 - Supply and Delivery of Ballot Papers; Register of Voters; Statutory Election Result Declaration Forms to be used at the Polling Station; Election and Referendum Result Declaration Forms to be used at the Constituency, County and National Tallying Centre on a Three-Year Framework Contract.

S/No	Query	Response / Clarification
1.	Bidder sought more Clarity on the issue of 40% local Content	<p>Bidders are advised to read Regulations from the PPADR, 2020.</p> <p><b>Provisions of Regulation: 144 (1) of the Public Procurement and Asset Disposal Regulations, 2020:</b>                      An accounting officer shall, and in accordance with section 155(5)(b) of the Act, ensure that a procuring entity's tender documents contain a mandatory requirement as preliminary evaluation criteria specifying that the successful bidder shall —</p> <p>(a) transfer technology, skills and knowledge through training, mentoring and participation of Kenyan citizens; and</p> <p>(b) Reserve at least seventy-five percent (75%) employment opportunities for Kenyan citizens for works, consultancy services and non-consultancy services, of which not less than twenty percent (20%) shall be reserved for Kenyan professionals at management level.</p> <p>(2) In complying with the requirements of paragraph (1), an accounting officer shall ensure that the procuring entity's tender document contains a mandatory requirement specifying that all tenderers include in their tenders a local content plan for the transfer of technology.</p> <p>(3)The local content plan referred to under paragraph (1) shall include—</p> <p>(a) Positions reserved for employment of local citizens;</p> <p>(b)Capacity building and competence development programme for local citizens;</p>



S/No	Query	Response / Clarification
		<p>(c) Timeframes within which to provide employment opportunities;</p> <p>(d) Demonstrable efforts for accelerated capacity building of Kenyan citizens;</p> <p>(e) Succession planning and management;</p> <p>(f) A plan demonstrating linkages with local industries which ensures at least forty percent (40%) inputs are sourced from locally manufactured articles, materials and supplies partially mined or produced in Kenya, or where applicable have been assembled in Kenya. This matter is therefore conclusively clarified</p>
2.	Bidder requested for clarity on Joint Venture acceptance for this Tender	The matter on Joint Venture has conclusively been addressed and therefore no further clarification on the same may be provided
3.	Bidder requested for amendment of the submission deadline	The submission deadline remains 13 <sup>th</sup> August, 2021.
4.	Bidder requested for advise on necessity of a Credit Line for Ksh. 10 Billion	On this query, the Commission is not aware about the source to bidders on the project cost. It is not possible to pre-determine how many elections and referendum may be held in the next three years. Furthermore, this credit line requirement is for the bank to confirm access to the same; not that bidders are required to have a cash equivalent.

All the other details remain the same



**Marjan Hussein Marjan**  
**Ag. Commission Secretary / Chief Executive Officer**