

Dominica Geothermal Development Company Limited

CONCERNING TENDER DOCUMENTS

FOR

DESIGN, SUPPLY, AND INSTALLATION

PROCUREMENT OF

- (i) New 2.2kV/11kV/33kV/69kV Substations and**
- (ii) New 11kV/33kV/69kV OHL and UGC**
Transmission Lines
(Geothermal Power Plant to Fond Cole)

REFERENCE: DM-DGDC-384816-CW-RFB

[Response to Bidders' Questions](#)

Response No. 11

March 8, 2024

NO.	RFB Ref.	Question or Comment	Owner's Response	Attachment	Supporting Clarification or Addendum
182	Section II – Bid Data Sheet (BDS): ITB 22.1 (Page 48 of 388)	We understand from Clause no. ITB 22.1, that the technical / Financial bid is to be submitted in original paper based form. However, as per Clause no. ITB 33.2 (Page 51 of 388) which states- "The Financial Part shall be opened using the Microsoft Teams platform. Bidders that successfully pass the Technical evaluation shall be notified at a later Date to submit the password of the Financial Part. Bidders are required to provide the password to the following address: transmissionepc@geodominica.com no more than fifteen (15) minutes prior to the Opening Time of the Financial Part." Request you to kindly clarify whether the financial part is to be submitted only as password protected PDF version in USB drive and not as the printed Paper copies. Whereas the technical bid is to be submitted as both PDF version in USB Drive and printed Paper version.	ITB 22.1: Bidders shall deliver two separate Parts, the Technical Part and the Financial Part at the Date and Time specified at ITB 23.1. Each Part of the Bid shall be submitted in a sealed envelope containing the original paper-based Bid along with a PDF version of that Part in a USB drive. Please also note Response to Bidders' Questions, Response No. 4, Item No. 38, dated January 10, 2024 as follows: <i>1. Electronic Bid Submission is NOT permitted.</i> <i>2. The procedure of the Financial Part opening is described in the ITB 33. It will be a public opening procedure where bidders' representatives will be allowed to attend either in person or online via MS Teams platform.</i> <i>The passwords are requested for the soft copies of Technical and Financial Parts to be presented with the hard copies."</i>	None	See also Response to Bidders' Questions, Response No. 4, Item No. 38, dated January 10, 2024

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183	Clarification response no.10. Sr. No. 176	As per reply for to query No 176 of Clarification No 10," it is mentioned that " Installation/construction – VAT and other local taxes are applicable on Installation/Construction portion. The Contractor shall invoice to the Employer the price as per price schedule plus VAT at the time of billing and the Employer shall pay the same." a. Please clarify if the prices to be mentioned in price schedules should be inclusive of VAT & other local taxes? b. Also, please clarify bid evaluation will be considered including VAT & other local taxes or excluding the same.	a. The Price Schedules 1 and 3 are exclusive of VAT & other local taxes. Price Schedule 4 is exclusive of VAT but inclusive of all local other local taxes. Reference ITB 17.5 d. b. Bid evaluation is based on the Price Schedules and does not include VAT	None	None
184	GCC,Section X – Contract Forms – Contract Agreement Article 3 Effective date Page no. 247, 364 of 390	<u>Effective date</u> We request to add sr.no. (e) Handover of encumbrance-free sites as well as routes for UHL and UGC.	Please refer GCC 10 Employer's Responsibilities	None	None
185	Section VIII - General conditions of contract 14 Taxes and Duties Page 261 of 390	<u>Taxes and Duties</u> Section VIII – GCC – Clause 14 Taxes and Duties : a) We understand the following payments are under Employer's scope		None	None

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		: - Payment of customs and import duties for Schedule 1, - Payment of sales tax, VAT for Schedules 1 and 2. Request you to confirm whether our understanding is correct. b) Request you to indicate the following VAT % applicable on Schedules 3 and 4. c) Request you to share income tax and with-holding tax percentages, if applicable. d) Please also indicate whether any other tax / levy other than the above mentioned ones is applicable in Employer's country.	(a) Please reference Response to Bidders' Questions, Response No. 10, Item No. 173 and No. 176, dated February 28, 2024 (b) Applicable tax rates should be confirmed with the Inland Revenue Division (c) The tax rates applicable should be confirmed with the Inland Revenue Division (d) Applicable taxes should be confirmed with the Inland Revenue Division		
186	Section II Bid data sheet ,ITB 4.1 Page no. 10,40 of 390	<u>Eligible Bidders</u> We could not find any form for Joint Venture Agreement in tender document. Kindly confirm whether bidder can provide the same in their own format.	Bidders can submit their own format. This format must however include the following language: "all members shall be jointly and severally liable for the execution of the entire Contract in accordance with the Contract terms", and should be signed by the legal representative of each JV member. Alternatively, a letter of intent to execute a Joint Venture Agreement in the event of a successful Bid shall be signed	None	None

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			by all members and submitted with the Bid, together with a copy of the proposed Agreement (See ITB 11.5)		
187	Section VIII - General conditions of contract 37. Force Majeure Page no. 305 of 390	<u>Force Majeure</u> Epidemic and Pandemics delays: The impacts of Coronavirus cannot be reasonably determined at this time. Our proposal does not account for any potential adverse impacts of Coronavirus on our performance of obligations. In the event of any delays and adverse impacts, our company reserves the right for an equitable adjustment of the prices given to offset the effects of Coronavirus delays.	Any price adjustments shall be based on the provisions of the contract	None	None
188	Section VIII - General conditions of contract 46.5 Disputes and Arbitration 324,350 of 390	<u>Place of Arbitration</u> The place of arbitration shall be the neutral location however we would like to know the places of arbitration in earlier projects executed by Employer. Request to share the list of places of arbitration.	Please refer to PCC 46.	None	None

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189	Section VIII – General Conditions of Contract, Securities	<u>Performance Security, Advance Security</u> We request you to please accept submission of Insurance bonds in place of bank guarantees from bidder's country.	See Response No. 7, Item No. 80 of February 2, 2024	None	None
190	Appendix 1. Terms and Procedures of Payment	<u>Retention money</u> Schedule No. 1. Plant and Equipment Supplied from Abroad Five percent (5%) of the total or pro rata CIP amount upon issue of the Operational Acceptance Certificate, within forty-five (45) days after receipt of invoice. & Schedule No. 4. Installation Services Five percent (5%) of the total or pro rata value of installation services performed by the Contractor as evidenced by the Employer's authorization of the Contractor's monthly applications, upon issue of the Operational Acceptance Certificate, within forty-five (45) days after receipt of invoice. We request you to please accept release of above retention money, against submission of security of equivalent amount in the form of Insurance bond from Insurance company located in bidder's country,	The release of retention money will be based on PCC 25. Maximum waiting time is 60 days (Operational Acceptance) plus 45 days.	None	None

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		upon issue of the Completion Certificate.			