



**Ministry of Public Works**  
**Ministry of Public Works Headquarters**

**Request for Proposals**  
**For**  
**Bulk Fuel Supply and Infrastructure Upgrades 2022**  
**ADDENDUM 7**

Request for Proposals No.: **2022-003P-MPW**

Issued: **Wednesday September 17, 2022**

Submission Deadline: **Wednesday November 23, 2022 03:00:00 PM AST**

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## **ADDENDUM 7**

### **7.1 Response to Questions on Addendum 6**

A clarification is provided, attached, to a follow up question received on November 18, 2022, after the deadline for questions. Normally questions received outside the deadline for questions are not answered. This response is to ensure all Proponents continue to have access to all available information.

Questions	Responses
<p>We note the Addendum # 6 that has been issued, and the response given to the Gap Analysis question.</p> <p>Proponents are now being instructed to contact Government employees and arrange site visits. The RFP terms (attached &amp; highlighted below) indicated that this is not permitted, and risks disqualification. We just wanted to be sure on this matter.</p> <p><b>1.2 RFP Contact</b>  For the purposes of this procurement process, the "RFP Contact" will be:  Ms. Elizabeth Davis-Smith at email: edsmith@gov.bm</p> <p>Proponents and their representatives are not permitted to contact any employees, officers, agents, elected or appointed officials or other representatives of the Government, other than the RFP Contact, concerning matters regarding this RFP. Failure to adhere to this rule may result in the disqualification of the proponent and the rejection of the proponent's proposal.</p> <p>Prior to the Submission Deadline noted in the RFP timetable below, proponents that download this file and intend to respond to this RFP are required to register their interest with the RFP contact by emailing their company name and contact information to</p> <p>Ms. Elizabeth Davis-Smith at email: edsmith@gov.bm</p>	<p>These clauses are meant to avoid communications between government employees involved in the evaluation or administration of the RFP and the Proponents as well as have a central point for communications.</p> <p>The clauses are not intended to prevent proponents from gathering information to prepare a response to the tender by visiting government sites and talking with government personnel at the sites. Every bidder must go and see what they are contracting to perform. There is no conflict between the clause below and going to the sites and gathering information. Questions arising would go through the outlined procedure for questions per the RFP.</p>

### **3.4 Conflict of Interest and Prohibited Conduct**

#### **3.4.1 Conflict of Interest**

For the purposes of this RFP, the term "Conflict of Interest" includes, but is not limited to, any situation or circumstance where:

- (a) in relation to the RFP process, the proponent has an unfair advantage or engages in conduct, directly or indirectly, that may give it an unfair advantage, including but not limited to (i) having, or having access to, confidential information of the Government in the preparation of its proposal that is not available to other proponents, (ii) communicating with any person with a view to influencing preferred treatment in the RFP process (including but not limited to the lobbying of decision makers involved in the RFP process), or (iii) engaging in conduct that compromises, or could be seen to compromise, the integrity of the open and competitive RFP process or render that process non-competitive or unfair; or
- (b) in relation to the performance of its contractual obligations under a contract for the Deliverables, the proponent's other commitments, relationships or financial interests (i) could, or could be seen to, exercise an improper influence over the objective, unbiased and impartial exercise of its independent judgement, or (ii) could, or could be seen to, compromise, impair or be incompatible with the effective performance of its contractual obligations.

#### **3.4.2 Disqualification for Conflict of Interest**

The Government may disqualify a proponent for any conduct, situation or circumstances, determined by the Government, in its sole and absolute discretion, to constitute a Conflict of Interest as defined above.