



GOVERNMENT OF BERMUDA

Request for Proposal (Request for

Proposals (RFP) for Bermuda Police Service (BPS) Microsoft Enterprise Agreement Renewal

)
Ministry of National Security (
Department Bermuda Police Service
(October 23rd 2015)

Addendum (#1)

The following addendum supersedes information contained in the Instructions to Bidders, Scope of Work issued for the RFP to the extent referenced. This Addendum forms part of the RFP documents and will be subject to all of the conditions set out in the contract conditions.

This Addendum # 1 contains (Insert number) pages.

Addendum #1

A. Refer to the Letter of Invitation

1. General Clarifications

B. Refer to the Instructions to Bidders

1. General Clarifications

C. Refer to Specifications

1. General Clarifications

D. Bidder's Questions (Q) and Government's Responses (R).

Q1

R1

The questions and replies are as follows:



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Addendum (#1)

Q1) To clarify Section 1.8 (Bid Validity): proposals must be valid for ninety (90) days unless bidders are directly notified otherwise, correct?

R1) Yes correct.

Q2) Are bidders permitted to use partners or subcontractors to fulfill portions of the contract? If so, may one organization submit both its own bid response *and* be named as a partner on another organization's bid?

This was a two part question - Please see the R2a and R2b

Q2a) Are bidders permitted to use partners or subcontractors to fulfill portions of the contract?

R2a) Yes, Proposals submitted by a General Contractor with subcontractors shall comply with the following requirements as well as the ones outlined in the RFP.

The Bidder shall note the names of proposed subcontractors in their tender submission;

The Proposals and any Contract pursuant hereto shall be signed by the General Contractor only; and

The General Contractor shall be liable, solely, for the execution of the Contract in accordance with the Contract terms.



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The Certificate of non-collusion must be signed and return by the General Contractor and subcontractors.

Only one proposal shall be submitted

Proposals submitted by a joint venture of two or more firms as partners shall comply with the following requirement as well as the ones outlined in the RFP.:

1. The proposal and any contract pursuant hereto shall be signed so as to be legally binding on all partners;
2. The joint venture shall identify the partner or person(s) who shall be authorised to incur legally binding obligations on behalf of the joint venture. Such authorisation shall be evidenced by a fully executed Power of Attorney, joint venture agreement, resolution of the joint venture or such other documentation as the Government may determine to be acceptable, in its sole discretion;
3. All partners of the joint venture shall agree to be held jointly and severally liable for the execution of the Contract in accordance with the Contract terms; and
4. A copy of the Agreement entered into by the joint venture partners shall be submitted with the proposal.
5. Each joint venture or consortium member is jointly and severally liable for the joint venture or consortium.)
6. The Certificate of non-collusion must be signed and return by the General Contractor and subcontractors.
7. Only one proposal shall be submitted

Q2 b) May one organization submit both its own bid response *and* be named as a partner on another organization's bid?

R2b) Based on best practices – this one organization should decide if they want to bid on its own or as a partner/subcontractor but should not bid both ways. (*This is to avoid the act of collusion*)

As a follow up response, another question:



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- Are we allowed to participate as a sub-contractor with numerous partners? We ask this question because other partners have requested that we provide pricing to them and act as their subcontractor.

Reply to follow up: Ans = NO, a company is NOT allowed to participate as a subcontractor with numerous partners. This is a Business decision, you apply as one (1) company; or you apply as one (1) company with a partner. This is to avoid collusion and conflict of interest, as you would also be competing with multiple partners with whom you are partnering with, and your potential multiple partners would likely object to that. This issue was addressed in the previous reply.

Q3)

A question regarding the RFP. Paragraph 1.5.3 has an error. I am thinking this is because the Sub-Clause was deleted or renamed. Is this referring to the attachment where the amount can be written?

1.5.3 Format and Signing of Proposal

- .1 The Bidder shall prepare one original set of the documents comprising the proposal as described in Sub-Clause **Error! Reference source not found.** The proposal shall be typed or written in indelible ink and shall be signed by a person or persons duly authorised to bind the Bidder to the Contract.

R3:



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Replace "Error! Reference source not found.." with "1.5.1."

Q4)

In our territory there are no certificates of incorporation for companies.

What should we send instead? An extract of the Chamber of Commerce perhaps?

R4: Yes, If no certificates of incorporation for companies, then you can supply an extract of the Chamber of Commerce.

END OF ADDENDUM #1