



8<sup>th</sup> July 2019

**REFERENCE NUMBER: GCOL T 07/2019 (MPU)**

**Tender for the supply and delivery of mooring ropes to Gozo Channel (Operations) Limited**

**Clarification No. 1**

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**Clarifications**

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Question 1: You have two clauses which in my view are restricting competition in accordance with EU rules and regulations particularly in relation to Public Procurement.

Parsing your terms you have:

- i. You state the amount estimated but you are not stating the minimum amount you would purchase. At least.
- ii. You also state that you want delivery to anywhere within 4 weeks of order.

When combined, these two terms, are restrictive. Especially when considering that shipments from far away countries can take up to 40 days and more to arrive.

Please consider the above to make this public procurement more equitable.

**Answer 1:**

- i. **The amount indicated in the tender document is an estimate based on previous years. The amount purchased will be based on operational exigencies and on the wear and tear of the mooring ropes being used.**
- ii. **As per Article 19.1 of Section 3 in the Tender Document, 'The initial order shall be delivered within four (4) weeks and any subsequent order shall be delivered by the Contractor to the Contracting Authority by not more than forty-eight (48) hours from date of Purchase Order due.' Furthermore, Article 1.3 of Section 1 states that 'the place of acceptance of the supplies shall be on board Gozo Channel Vessels'.**

**Due to the importance of mooring ropes to the Contracting Authority's operations, it cannot risk waiting for a longer period of time for their deliveries.**

Question 2: Under Clause 7 you have two conditions which I kindly ask you to clarify.

- i. Trading Licence. Please specify what trading licence you are requesting?
- ii. If there are no subcontractors involved would a simple signed and dated declaration, stating as such, be sufficient?

**Answer 2:**

- i. The trading licence being requested in Clause 7(B)(ii)(b) of Section 1 is the trading licence issued by the Trade Licensing Unit, Commerce Department.**
- ii. If no subcontractors are to be involved, this should also be stated in the Selection Criteria Declaration Form in Question Reference number 10 under the Technical and Professional Ability Section, as per Clause 7(B)(ii)(a) of Section 1 in the tender document.**

Question 3: On the tender document the diameter requested is between 50 - 52 mm, whilst on the technical offer it asks for a diameter of between 52 - 60 mm. Please advise which one of these is correct.

**Answer 3: As per Technical Specifications in Section 4 of the tender document, the diameter of the mooring ropes must be between fifty (50) to fifty-two (52) mm.**

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All other tender documents, conditions and requirements, which are not superseded by this Clarification, remain in place.