



23rd September 2021

REFERENCE NUMBER: SPD3/2021/053

TENDER FOR THE DESIGN AND BUILD AND MAINTENANCE OF AN ADJUSTABLE POOL FLOOR AT THE GOZO AQUATIC CENTRE

Clarification No. 2

Clarifications

Question 1: Tender Structure XML - Cycle 1. File has been downloaded but it is not readable. What software has to be used to open it?

Answer 1: Economic Operators are being guided to follow the following link in the FAQ section on the ePPS - <https://www.etenders.gov.mt/epps/viewInfo.do?selectedItem=viewInfo.do%3Fsection%3Dfaq§ion=faq>

Question 2: Full ESPD request (National criteria). espdRequest-7919451.xml File has been downloaded but it is not readable. What software has to be used to open it?

Answer 2: Economic Operators are being guided to follow the following link in the FAQ section on the ePPS - <https://www.etenders.gov.mt/epps/viewInfo.do?selectedItem=viewInfo.do%3Fsection%3Dfaq§ion=faq>

Question 3: Extended ESPD request. espdRequest-7919451.xml Tender Structure XML - Cycle 1. File has been downloaded but it is not readable. What software has to be used to open it?

Answer 3: Economic Operators are being guided to follow the following link in the FAQ section on the ePPS - <https://www.etenders.gov.mt/epps/viewInfo.do?selectedItem=viewInfo.do%3Fsection%3Dfaq§ion=faq>

Question 4: INSTRUCTIONS - 5 -B -c- I - Technical and Professional Ability. Is it possible to accredit the experience through references from the subcontractor?

Answer 4: In line to article 2.5 of the General Rules Governing Tendering, an economic operator may, where appropriate and for a particular contract, with regard to criteria relating to economic and financial



standing and to criteria relating to technical and professional ability, rely on the capacities of other entities, regardless of the legal nature of the links which it has with them. With regard to criteria regarding educational and professional qualifications, or to relevant professional experience, economic operators may however only rely on the capacities of other entities where the latter will perform the works or services for which these capacities are required. Where an economic operator wants to rely on the capacities of other entities, it must in that case prove to the contracting authority that it will have at its disposal the resources necessary, for example, by producing an undertaking by those entities to that effect

Question 5: INSTRUCTIONS 5 -B -c- ii - Subcontracting proportion. Is there a maximum percentage for subcontracting?

Answer 5: There is no maximum percentage for subcontracting

Question 6: INSTRUCTIONS 5 -C - ii - Key experts. Is it possible to present a Key Experts coming from the subcontractor?

Answer 6: Yes, It is possible as long as the nominated key experts adhere to the obligations requested in the tender document

Question 7: Article 18: Tender Prices (c,d,g) - Article 18 (c,d,g) is referring to "Plant" several times. What does this concept refer to?

Answer 7: "Plant" refers to any equipment required for installation or assembly of the movable floor.

Question 8: Article 43.6 Payment - Bill of quantities includes an item described as "Design, supply and installation of custom Adjustable Pool Floor (APF) for designated area as specifications dictate". Will there be partial measures of this item when partial permanent works are completed, facilitating partial payments of this item?

Answer 8: Yes, Partial payments will be made based on permanent works completed as per article 43.6 of the special conditions.

Question 9: Article 43.6 Payment - Are acceptable the payment conditions as follows?

80% to be paid upon the signature of the Contract, against the Subcontractor's submission of a standby letter of credit for such amount, which will be cancellable upon the delivery of the materials.
20% to be paid pursuant to the installation milestones



Answer 9: Payments are to be made according to clause 43.6 of the special conditions. Alternative payments conditions are not acceptable nor applicable.

Question 10: Article 47. Measurements - How often are works measurements done? Are payments linked to this measurement frequency?

Answer 10: Frequency depends on the permanent works completed as per article 43.6 of the special conditions.

Question 11: Article 58: Maintenance Obligations - This kind of solutions requires a regular maintenance to be performed. A 10 years warranty can be offered if this maintenance is done by the operator. Can we assume this hypothesis for the proposal?

Answer 11: Details of Article 58 are being confirmed.

Question 12: Article 58: Maintenance Obligations - ¿Technical Specifications quoted in Article 58 are SECTION 3 - Specifications (page 23)?

Answer 12: Details of Article 58 are being confirmed.

Question 13: Specifications - Do the costs related to panel reinforcements needed to install the moveable floor have to be included in the proposal?

Answer 13: All costs, including costs related to panel reinforcements, shall be deemed to have been included in the price.

Question 14: Specifications - How many depth displays have to be included in price? We have not found that information in specifications

Answer 14: Such items are expected to be included as an integral part [and design] of the system proposed.

Question 15: Specifications - How many spare parts have to be included in price? We have not found that information in specifications

Answer 15: The required spare parts are based on logical system designed and to allow smooth operations without any interruption.

Question 16: Specifications - Kindly confirm that the dimensions of the APF are 25x14m

Answer 16: Dimensions are confirmed, kindly note that bidder is bound to the existing conditions.



Question 17: Specifications - Should there be a security coordination system between the APF and the moveable bulkhead? Should it be included in price?

Answer 17: It is being confirmed that all necessary security features and any other requisites requested in the tender specifications and as part of the [to be proposed] design are to be included [factored] in the submitted price.

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

Sectoral Procurement Unit 3
Sectoral Procurement Directorate