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**EIB - Technical and management support to the Jomo Kenyatta
International Airport expansion project (L-Luxembourg)**

2010/S 33-046390

European Investment Bank (EIB)

SERVICE PROCUREMENT NOTICE

**Technical and Management Support to the Jomo Kenyatta International
Airport Expansion Project**

Republic of Kenya

1. **Publication reference:**
2010/S 9-009665, TA2009047 KE ITF
2. **Procedure:**
Restricted
3. **Programme:**
EU-Africa Infrastructure Trust Fund
4. **Financing:**
European Investment Bank (EIB)
5. **Contracting Authority:**
European Investment Bank (EIB)

CONTRACT SPECIFICATION

6. **Nature of contract:**
Technical Assistance (Fee based)
7. **Contract description:**
The objective of this Technical Assistance Programme is to support the Kenya Airports Authority (KAA) project management capacity in the context of the Nairobi Jomo Kenyatta International Airport (JKIA) expansion project. This is to ensure that industry standards are maintained and to minimize the impact on existing operations and the environment. The Programme's multiple objectives include (i) enhancement of KAA engineering and management capacity to operate and maintain the JKIA facilities on a sustainable basis and assist the KAA in the supervision of construction activities relating to the JKIA airport expansion, (ii) promotion of the use of a financial model and financial reporting system within the KAA, (iii) strengthening of the KAA's environmental management capacity and that of relevant partner organizations, (iv) provision of assistance to the implementation of the JKIA expansion project's environmental management plan.
8. **Number and titles of lots:**
NA
9. **Maximum budget:**
EUR 5 000 000
10. **Scope for additional services:**

The Contracting Authority may, at its own discretion, extend the project in duration and/or scope subject to the availability of funding, up to a maximum not exceeding the length and value of the initial contract. Any extension of the contract would be subject to satisfactory performance by the Contractor.

CONDITIONS OF PARTICIPATION

11. **Eligibility:**
Participation in tendering is open on equal terms to natural and legal persons (participating either individually or in a grouping (consortium) of tenderers) to nationals of all countries and international organisations as authorised by the instrument applicable to the programme under which the contract is financed (see also item 30 below).
12. **Candidature:**
All eligible natural and legal persons (as per item 11 above) or groupings of such persons (consortia) may apply. A consortium may be a permanent, legally established grouping or a grouping which has been constituted informally for a specific tender procedure. All members of a consortium (i.e., the leader and all other members) are jointly and severally liable to the Contracting Authority. The participation of an ineligible natural or legal person (as per item 11) will result in the automatic exclusion of that person. In particular, if that ineligible person belongs to a consortium, the whole consortium will be excluded.
13. **Number of applications:**
No more than one application can be submitted by a natural or legal person whatever the form of participation (as an individual legal entity or as leader or member of a consortium submitting an application). In the event that a natural or legal person submits more than one application, all applications in which that person has participated will be excluded.
14. **Shortlist alliances prohibited:**
Any tenders received from tenderers comprising firms other than those mentioned in the short-listed application forms will be excluded from this restricted tender procedure. Short-listed candidates may not form alliances or subcontract to each other for the contract in question.
15. **Grounds for exclusion:**
As part of the application form, candidates must submit a signed declaration, included in the standard application form, to the effect that they are not in any of the exclusion situations listed in Section 2.3.3 of the Practical Guide to contract procedures for EC external actions.
16. **Sub-contracting:**
Sub-contracting is not allowed without prior written consent of the Contracting Authority.
17. **Number of candidates to be short-listed:**
On the basis of the applications received, between 4 to 8 candidates will be invited to submit detailed tenders for this contract. If the number of eligible candidates meeting the selection criteria is less than the minimum of 4, the Contracting Authority may invite the candidates who satisfy the criteria to submit a tender.

PROVISIONAL TIMETABLE

18. **Provisional date of invitation to tender:**
April 2010.
19. **Provisional commencement date of the contract:**
July 2010
20. **Initial period of execution and possible extension of the contract:**
48 months

SELECTION AND AWARD CRITERIA

21. **Selection criteria:**

The following selection criteria will be applied to candidates. In the case of applications submitted by a consortium, these selection criteria will be applied to the consortium as a whole:

1) Economic and financial capacity of candidate (based on item 3 of the application form). In case of applicant being a public body, equivalent information should be provided.

(a) the average annual turnover of the candidate must exceed the annualised maximum budget of the contract (ie, the maximum budget stated in the procurement notice divided by the initial contract duration in years, where this exceeds 1 year)

2) Professional capacity of candidate (based on items 4 and 5 of the application form)

(a) at least 10% of all staff or minimum of five full-time staff currently working for the applicant in fields related to this contract; and

3) Technical capacity of candidate (based on items 5 and 6 of the application form)

(a) The candidate should have a demonstrated track record in the fields of airport infrastructure construction, airport operation and environmental management with proven good understanding of the particular problems they impose in Kenya and/or comparable countries. He/she should have worked successfully on at least five major assignments in fields related to this contract in the past ten years, including involvement in at least two passenger terminal expansion projects at major international airports, carried out under continued operation of the airport, and two Environmental Impact Assessments of major airports. He/she should also have carried out training in operation and maintenance of airport facilities on for at least three (3) major international airports in the last 10 years.

(b) Proven experience in setting up and running such an operation.

(c) Proven capacities to provide backstopping and to recruit and manage technical assistance teams.

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links which it has with them. It must in that case prove to the Contracting Authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part of those entities to place those resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality, as the economic operator.

If more than 8 eligible candidates meet the above selection criteria, the relative strengths and weaknesses of the applications of these candidates must be re-examined to identify the eight best applications for the tender procedure. The only factor which will be taken into consideration during this re-examination is the number, size and relevance of operations in the areas described under point 21 (3) a).

22. **Award criteria:**

Best value for money.

APPLICATION

23. **Deadline for receipt of applications:**

17.00 Central European Time on 20 March 2010.

Any application received after this deadline will not be considered.

24. **Application format and details to be provided:**

Applications must be submitted using the standard application form (available from the following Internet address: http://ec.europa.eu/europeaid/work/procedures/implementation/services/index_en.htm), whose format and instructions must be strictly observed.

Any additional documentation (brochure, letter, etc) sent with an application will not be taken into consideration.

25. **How applications may be submitted:**

Applications must be submitted exclusively to the Contracting Authority:

— EITHER by recorded delivery (official postal service) to: Mr Stefan Kerpen, Head of Technical Assistance Unit,

European Investment Bank (EIB), OPS B/DEAS/Technical Assistance Unit (TAU), 100 boulevard Konrad Adenauer, L-2950, Luxembourg,

— OR hand delivered (including courier services) to: Mr Stefan Kerpen, Head of Technical Assistance Unit, European Investment Bank (EIB), OPS B/DEAS/Technical Assistance Unit (TAU), 100 boulevard Konrad Adenauer, L-2950 Luxembourg

The Contract title and the Publication reference (see item 1 above) must be clearly marked on the envelope containing the application and must always be mentioned in all subsequent correspondence with the Contracting Authority.

Applications submitted by any other means will not be considered.

26. **Alteration or withdrawal of applications:**

Candidates may alter or withdraw their applications by written notification prior to the deadline for submission of tenders. No application may be altered after this deadline.

Any such notification of alteration or withdrawal shall be prepared and submitted in accordance with item 25.

The outer envelope (and the relevant inner envelope) must be marked 'Alteration' or 'Withdrawal' as appropriate.

27. **Operational language:**

All written communications for this tender procedure and contract must be in English.

28. **Additional information:**

None

29. **Date of publication of contract forecast:**

14 January 2010

30. **Legal basis:**

EU-Africa Infrastructure Trust Fund Agreement of 23 April 2007.