

The Coordination Group
Arab Funds Procurement Modernization Project

**Operational Document—Standard Prequalification
Document for Procurement of Works**

A. Foreword

The *Prequalification Document* presented in this document was prepared by the Road Development Agency, based on the, Coordination Group (CG) “*Prequalification Document for Procurement of Works,*” developed by the Multilateral Development Banks and International Financing Institutions which represents the best practices of these institutions.

B. Prequalification Document for Procurement of Works

Part 1—Prequalification Procedures

Section I—Instructions to Applicants (ITA)—This Section provides information to help the Applicants in preparing and submitting their Applications for Prequalification (“Applications”). Information is also provided on opening and evaluation of Applications. ***Section I—Instructions to Applicants contains provisions that are to be used without modification.***

Section II—Prequalification Data Sheet (PDS)—This Section includes provisions that are specific to each prequalification and supplement *Section I—Instructions to Applicants*.

Section III—Qualification Criteria and Requirements—This Section specifies the methods, criteria, and requirements to be used to determine how Applicants shall be prequalified, and later, invited to bid.

Section IV—Application Forms—This Section includes the *Application Submission Form* and other forms required to be submitted with the Application.

Section V—Eligible Countries—This Section contains information regarding eligible countries.

Section VI—Coordination Group Policy: Corrupt and Fraudulent Practices—This Section provides the Applicants with the reference to CG’s policy in regard to corrupt and fraudulent practices applicable to the prequalification process.

Part 2—Works Requirements

Section VII—Scope of Works—This Section includes a summary description, delivery and completion schedules, and *Site* and other *Data of the Works* subject of this prequalification.



Prequalification Document for Procurement of:

Construction of the 59 Kilometers of Kalabo – Sikongo Road

Invitation for Prequalification No: RDA/CE/ICB/001/2026

Project: *CONSTRUCTION OF THE “KALABO – SIKONGO –
ANGOLA BORDER” ROAD PROJECT SECTION “KALABO –
SIKONGO”*

Employer: *ROAD DEVELOPMENT AGENCY*
Country: *REPUBLIC OF ZAMBIA*

Loan No./Credit No./Grant No.: 09471/09472

Issued on: *13th May , 2026*

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Part 1—Prequalification Procedures

Section I—Instructions to Applicants

A. General

1. Scope of Application In connection with the Invitation for Prequalification¹ indicated in *Section II—Prequalification Data Sheet (PDS)*, the Employer—as defined in the PDS—issues this Prequalification Document (“*Prequalification Document*”) to prospective applicants (“*Applicants*”) interested in submitting applications (“*Applications*”) for prequalification to bid for the Works described in *Section VII—Scope of Works*. In case the Works are to be bid as individual contracts (i.e., the slice and package procedure), these are listed in the PDS. The International Competitive Bidding (ICB), or International Competitive Bidding limited to member states (ICB/MS) number corresponding to this prequalification is also provided in the PDS.

2. Source of Funds The Beneficiary or Recipient (hereinafter called “*Beneficiary*”) indicated in the PDS has applied for or received financing (hereinafter called “*funds*”) from the CG—or CG Member—towards the cost of the project named in the PDS. The Beneficiary intends to apply a portion of the funds to eligible payments under the contract(s) resulting from the bidding for which this prequalification is conducted.

Payment by the CG—or CG Member—will be made only at the request of the Beneficiary, upon approval by the CG or CG Member, and will be subject—in all respects—to the terms and conditions of the financing agreement. The financing agreement prohibits a withdrawal from the financing account for the purpose of any payment to persons or entities, or for any import of goods, if such payment or import, to the knowledge of the CG or CG Member, is prohibited by the CG or CG Member State. No party other than the Beneficiary shall derive any rights from the financing agreement or have any claim to the proceeds of the financing.

3. Corrupt and Fraudulent Practices and The CG requires compliance with its policy in regard to corrupt and fraudulent practices as set forth in *Section VI—CG Policy: Corrupt and Fraudulent Practices*.

In further pursuance of this policy, Applicants shall permit and shall cause their agents (where declared or not), sub-contractors, sub-consultants, service providers, suppliers, and their personnel to permit the CG—or CG Member—to inspect all accounts, records, and other documents relating to the submission of the Application, bid submission (if prequalified), and contract performance (in the case of award). These documents will be available for audit by auditors appointed by the CG or CG Member.

4. Applicants

Eligible Applicants shall meet the eligibility criteria as per paragraph 5—*Eligibility* below.

An Applicant may be a firm that is a private entity, a government-owned entity—subject to ITA 4.9—or a combination of such entities in the form of a joint venture (“JV”) under an existing agreement or with the intent to enter into such an agreement supported by a letter of intent. In the case of a JV, all members shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. The JV shall nominate an authorized representative who shall have the authority to conduct all business for—and on behalf of—any and all the members of the JV during the prequalification process, bidding (in the event the JV submits a bid), and during contract execution (in the event the JV is awarded the Contract). Unless specified in the PDS, there is no limit on the number of members in a JV.

A firm may apply for prequalification both individually, and as part of a joint venture, or as a sub-contractor. If prequalified, it will not be permitted to bid for the same contract both as an individual firm and as a part of the joint venture or as a sub-contractor. However, a firm may participate as a sub-contractor in more than one bid, but only in that capacity. Bids submitted in violation of this procedure will be rejected.

A firm and any of its affiliates (that directly—or indirectly—control, are controlled by, or are under common control with that firm) may submit its Application for prequalification either individually, as joint venture or as a sub-contractor among them for the same contract. However, if prequalified only one prequalified Applicant will be allowed to bid for the same contract. All bids submitted in violation of this procedure will be rejected.

An Applicant may have the nationality of any countries, subject to the restrictions pursuant to ITA 5.1. An Applicant shall be deemed to have the nationality of a country if the Applicant is constituted, incorporated, or registered in, and operates in conformity with the provisions of the laws of that country, as evidenced by its articles of incorporation (or equivalent documents of constitution or association) and its registration documents, as the case may be. This criterion also shall apply to the determination of the nationality of proposed specialized sub-contractors or suppliers for any part of the Contract including related Services.

Applicants shall not have a conflict of interest. Applicants shall be considered to have a conflict of interest, if they, or any of their affiliates, participated as a consultant in the preparation of the design or technical specifications or have been hired or proposed to be hired by the Employer or Beneficiary as Engineer for contract implementation of the works that are the subject of this prequalification. In addition, Applicants may be considered to have a conflict of interest if they have a close business or family relationship with a professional staff

of the Beneficiary (or of the project implementing agency, or of a recipient of a part of the financing) who:

- a. Are directly—or indirectly—involved in the preparation of the prequalification Document, Bidding Document, or specifications of the Contract, and/or the Bid evaluation process of such Contract
- b. Would be involved in the implementation or supervision of such Contract, unless the conflict stemming from such relationship has been resolved in a manner acceptable to the CG or CG Member throughout the prequalification, bidding process, and execution of the Contract.

An Applicant sanctioned by the CG—or CG Member—in accordance with the above ITA 3.1, including in accordance with the CG’s *Principles and Anticorruption Procedures Including Guidelines on Procurement Integrity*” (hereinafter referred to as the “*Anticorruption Procedures*”), shall be ineligible to be prequalified, to bid for, awarded a CG- or CG Member-financed contract, or benefit from a CG-financed contract, financially, or otherwise, during such period of time as the CG or CG Member shall determine.

The list of debarred firms and individuals is available at the electronic address specified in the PDS.

Government-owned enterprises or institutions in the Employer’s Country may participate only if they can establish that they:

- a. Are legally and financially autonomous
- b. Operate under commercial law
- c. Are not dependent agencies of the Employer To be eligible, a government-owned enterprise or institution shall establish to the satisfaction of the CG or CG Member, through all relevant documents, including its Charter, and other information the CG or CG Member may request, that it:
 - i. Is a legal entity separate from the government
 - ii. Does not currently receive substantial subsidies or budget support
 - iii. Operates like any commercial enterprise, and, inter alia, is not obliged to pass on its surplus to the government, can acquire rights and liabilities, borrow funds, be liable for repayment of its debts, and can be declared bankrupt
 - iv. Is not bidding for a contract to be awarded by the department or agency of the government which under their applicable laws or regulations is the reporting or

supervisory authority of the enterprise or has the ability to exercise influence or control over the enterprise or institution.

An Applicant shall not be under suspension from bidding by the Employer as the result of the execution of a Bid-Securing Declaration.

An Applicant shall provide such evidence of eligibility satisfactory to the Employer, as the Employer shall reasonably request.

5. Eligibility

Firms and individuals may be ineligible if they are nationals of ineligible countries as indicated in *Section V—Eligible Countries*. The countries, persons or entities are ineligible if:

a. As a matter of law or official regulations, the Beneficiary's country prohibits commercial relations with that country, provided that the CG or CG Member is satisfied that such exclusion does not preclude effective competition for the supply of goods or the contracting of works or services required

b. By the Boycott Regulations of the Organization of the Islamic Cooperation, the League of Arab States, and the African Union, the Beneficiary's country prohibits any import of goods or contracting of works or services from that country, or any payments to any country, person, or entity in that country.

B. Contents of the Prequalification Document

6. Applicant Responsibilities This Prequalification Document consists of Parts 1 and 2 which should be read in conjunction with any Addendum issued in accordance with ITA 8.

Unless obtained directly from the Employer, the Employer accepts no responsibility for the completeness of the document, responses to requests for clarification, the minutes of the pre-Application conference (if any), or Addenda to the Prequalification Document in accordance with ITA 8. In case of any discrepancies, documents issued directly by the Employer shall prevail.

The Applicant is expected to examine all instructions, forms, and terms in the Prequalification Document, and to furnish with its Application all information or documentation as is required by the Prequalification Document.

7. Clarification of Prequalification Document and Pre-Application Conference of A prospective Applicant requiring any clarification of the Prequalification Document shall contact the Employer in writing at the Employer's address indicated in the PDS. The Employer will respond in writing to any request for clarification provided that such request is received no later than fourteen (14) days prior to the deadline for submission of the Applications. The Employer shall forward a copy of its response to all prospective Applicants who have obtained the Prequalification Document

directly from the Employer, including a description of the inquiry but without identifying its source. If indicated in the PDS, the Employer shall also promptly publish its response at the web page identified in the PDS. Should the Employer deem it necessary to amend the Prequalification Document as a result of a clarification, it shall do so following the procedure under ITA 8 and in accordance with the provisions of ITA 17.2.

If indicated in the PDS, the prospective Applicant's designated representative is invited at the Applicant's cost to attend a pre-Application conference at the place, date, and time mentioned in the PDS. During this pre-Application conference, prospective Applicants may request clarification of the project requirement, the criteria for qualifications or any other aspects of the Prequalification Document.

Minutes of the pre-Application conference—if applicable—including the text of the questions asked by Applicants, as well as those asked during the conference (without identifying the source), and the responses given. Minutes of the conference, together with any responses prepared after the conference, will be transmitted promptly to all prospective Applicants who obtained the Prequalification Document. Any modification to the Prequalification Document that becomes necessary as a result of the pre-Application conference shall be made by the Employer, exclusively through the use of an Addendum pursuant to ITA 8. Non-attendance at the pre-Application conference will not be a cause for disqualification of an Applicant.

8. Amendment of Prequalification Document

At any time prior to the deadline for submission of Applications, the Employer may amend the Prequalification Document by issuing an Addendum.

Any Addendum issued shall be part of the Prequalification Document and shall be communicated in writing to all prospective Applicants who have obtained the Prequalification Document from the Employer. The Employer shall also promptly publish the Addendum at the Employer's web page identified in the PDS.

To give prospective Applicants reasonable time to take an Addendum into account in preparing their Applications, the Employer may, at its discretion, extend the deadline for the submission of Applications in accordance with ITA 17.2.

C. Preparation of Applications

9. Cost Applications

The Applicant shall bear all costs associated with the preparation and submission of its Application. The Employer will in no case be responsible

or liable for those costs, regardless of the conduct or outcome of the prequalification process.

10. Language of Application The Application, as well as all correspondence and documents relating to the prequalification exchanged by the Applicant and the Employer, shall be written in the language specified in the PDS. Supporting documents and printed literature that are part of the Application may be in another language, provided they are accompanied by an accurate translation of the relevant passages in the language specified in the PDS—for purposes of interpretation of the Application, the translation shall govern.

11. Documents Comprising the Application The Application shall comprise the following:

- a. *Application Submission Form*, in accordance with ITA 12.1
- b. Documentary evidence establishing the Applicant's eligibility, in accordance with ITA 13.1
- c. Documentary evidence establishing the Applicant's qualifications, in accordance with ITA 14
- d. Any other document required as specified in the PDS.

The Applicant shall furnish information on commissions and gratuities—if any—paid (or to be paid) to agents, or any other party relating to this Application.

12. Application Submission Form The Applicant shall complete an *Application Submission Form* as provided in *Section IV—Application Forms*. This Form must be completed without any alteration to its format.

13. Documents Establishing Eligibility of Applicant To establish its eligibility in accordance with ITA 4, the Applicant shall complete the eligibility declarations in the *Application Submission Forms—Forms ELI 1.1 and 1.2* beginning on page 37—all included in *Section IV—Application Forms*.

14. Documents Establishing Qualifications of the Applicant To establish its qualifications to perform the contract(s) in accordance with *Section III—Qualification Criteria and Requirements*, the Applicant shall provide the information requested in the corresponding Information Sheets included in *Section IV—Application Forms*.

Wherever an Application Form requires an Applicant to state a monetary amount, Applicants should indicate the USD equivalent using the rate of exchange determined as follows:

- a. For construction turnover or financial data required for each year—exchange rate prevailing on the last day of the respective calendar year

- b. Value of single contract—exchange rate prevailing on the date of the contract.

Exchange rates shall be taken from the publicly available source identified in the PDS. Any error in determining the exchange rates in the Application may be corrected by the Employer.

15. Signing of the Application and Number of Copies The Applicant shall prepare one original of the documents comprising the Application as described in ITA 11 and clearly mark it “ORIGINAL.” The original of the Application shall be typed or written in indelible ink and shall be signed by a person duly authorized to sign on behalf of the Applicant. In case the Applicant is a JV, the Application shall be signed by an authorized representative of the JV on behalf of the JV and so as to be legally binding on all the members as evidenced by a power of attorney signed by their legally authorized signatories.

The Applicant shall submit copies of the signed original Application, in the number specified in the PDS, and clearly mark them “COPY.” In the event of any discrepancy between the original and the copies, the original shall prevail.

D. Submission of Applications

16. Sealing Identification Applications and The Applicant shall enclose the original and the copies of the Application in a sealed envelope that shall:

- a. Bear the name and address of the Applicant
- b. Be addressed to the Employer, in accordance with ITA 17.1
- c. Bear the specific identification of this prequalification process indicated in the PDS 1.1.

The Employer will accept no responsibility for not processing any envelope that was not identified as required in ITA 16.1 above.

17. Deadline Submission Applications for Applicants may either submit their Applications by mail or by hand. Applications shall be received by the Employer at the address and no later than the deadline indicated in the PDS. When so specified in the PDS, Applicants have the option of submitting their Applications electronically, in accordance with electronic Application submission procedures specified in the PDS.

The Employer may, at its discretion, extend the deadline for the submission of Applications by amending the Prequalification Document in accordance with ITA 8, in which case all rights and obligations of the Employer and the Applicants subject to the previous deadline shall thereafter be subject to the deadline as extended.

18. Late Applications The Employer reserves the right to accept Applications received after the deadline for submission of Applications, unless otherwise specified in the PDS.

19. Opening of Applications The Employer shall open all Applications at the date, time and place specified in the PDS. Late Applications shall be treated in accordance with ITA 18.1.

Applications submitted electronically (if permitted pursuant to ITA 17.1) shall be opened in accordance with the procedures specified in the PDS.

The Employer shall prepare a record of the opening of Applications to include, as a minimum, the name of the Applicants. A copy of the record shall be distributed to all Applicants.

E. Procedures for Evaluation of Applications

20. Confidentiality Information relating to the Applications, their evaluation and result shall not be disclosed to Applicants or any other persons not officially concerned with the prequalification process until the notification of prequalification results is made to all Applicants in accordance with ITA 28.

From the deadline for submission of Applications to the time of notification of the results of the prequalification in accordance with ITA 28, any Applicant that wishes to contact the Employer on any matter related to the prequalification process, may do so only in writing.

21. Clarification of Applications To assist in the evaluation of Applications, the Employer may, at its discretion, ask an Applicant for a clarification of its Application (including missing documents), to be submitted within a stated, reasonable period of time. Any request for clarification from the Employer and all clarifications from the Applicant shall be in writing.

If an Applicant does not provide clarifications and/or documents requested by the date and time set in the Employer's request for clarification, its Application shall be evaluated based on the information and documents available at the time of evaluation of the Application.

22. Responsiveness of Applications The Employer may reject any Application which is not responsive to the requirements of the Prequalification Document. In case the information furnished by the Applicant is incomplete or otherwise requires clarification as per ITA 21.1, and the Applicant fails to provide satisfactory clarification and/or missing information, it may result in disqualification of the Applicant.

23. Domestic Bidder Preference Unless otherwise specified in the PDS, a margin of preference for domestic bidders² shall not apply in the bidding process resulting from this prequalification.

24. Sub-contractors Unless otherwise stated in the PDS, the Employer does not intend to execute any specific elements of the Works by sub-contractors selected in advance by the Employer (so-called “Nominated Subcontractors”).

The Applicant shall not propose to subcontract the whole of the Works. The Employer, in ITA 25.2, may permit the Applicant to propose subcontractors for certain specialized parts of the work as indicated therein as (“Specialized Subcontractors”). Applicants planning to use such Specialized Subcontractors shall specify, in the *Application Submission Letter*, the activity(ies) or parts of the Works proposed to be subcontracted along with details of the proposed subcontractors including their qualification and experience.

F. Evaluation of Applications and Prequalification of Applicants

25. Evaluation of Applications The Employer shall use the factors, methods, criteria, and requirements defined in *Section III—Qualification Criteria and Requirements*, to evaluate the qualifications of the Applicants, and no other methods, criteria, or requirements shall be used. The Employer reserves the right to waive minor deviations from the qualification criteria if they do not materially affect the technical capability and financial resources of an Applicant to perform the contract.

Sub-contractors proposed by the Applicant shall be fully qualified for their parts of the Works. The subcontractor’s qualifications shall not be used by the Applicant to qualify for the Works unless their parts of the Works were previously designated by the Employer in the PDS as can be met by Specialized Subcontractors, in which case, the qualifications of the Specialized Subcontractor proposed by the Applicant may be added to the qualifications of the Applicant for the purpose of the evaluation.

In case of multiple contracts, Applicants should indicate in their Applications the individual contract or combination of contracts in which they are interested. The Employer shall prequalify each Applicant for the maximum combination of contracts for which the Applicant has thereby indicated its interest, and for which the Applicant meets the appropriate aggregate requirements. The *Qualification Criteria and Requirements* are mentioned in *Section III*.

The Employer will select any one (or more) of the options identified below as listed in the table under *Section III—Qualification Criteria and Requirements, “Specific Construction and Contract Management Experience,”* on pages 30 and 31:

N is the minimum number of contracts

V is the minimum value of a single contract

a. Prequalification for one Contract:

Option 1: **N** contracts, each of minimum value **V**

Option 2:

i. **N** contracts, each of minimum value **V**

ii. Less than or equal to **N** contracts, each of minimum value **V**, but with total value of all contracts equal or more than **N x V**

b. Prequalification for multiple Contracts

Option 1: Minimum requirements for combined contract(s) shall be the aggregate requirements for each contract for which the Applicant has applied for as follows, and **N1**, **N2**, **N3**, etc., shall be different contracts:

Lot 1: **N1** contracts, each of minimum value **V1**

Lot 2: **N2** contracts, each of minimum value **V2**

Lot 3: **N3** contracts, each of minimum value **V3**, etc.

Option 2:

i. Minimum requirements for combined contract(s) shall be the aggregate requirements for each contract for which the Applicant has applied for as follows, and **N1**, **N2**, **N3**, etc., shall be different contracts:

Lot 1: **N1** contracts, each of minimum value **V1**

Lot 2: **N2** contracts, each of minimum value **V2**

Lot 3: **N3** contracts, each of minimum value **V3**, etc.

ii. **Lot 1:** **N1** contracts, each of minimum value **V1**; or number of contracts less than or equal to **N1**, each of minimum value **V1**, but with total value of all contracts equal or more than **N1 x V1**

Lot 2: **N2** contracts, each of minimum value **V2**; or number of contracts less than or equal to **N2**, each of minimum value **V2**, but with total value of all contracts equal or more than **N2 x V2**

Lot 3: N3 contracts, each of minimum value **V3**; or number of contracts less than or equal to **N3**, each of minimum value **V3**, but with total value of all contracts equal or more than **N3 x V3**, etc.

Option 3:

i. Minimum requirements for combined contract(s) shall be the aggregate requirements for each contract for which the Applicant has applied for as follows, and **N1, N2, N3**, etc. shall be different contracts:

Lot 1: N1 contracts, each of minimum value **V1**

Lot 2: N2 contracts, each of minimum value **V2**

Lot 3: N3 contracts, each of minimum value **V3**, etc.

ii. **Lot 1: N1** contracts, each of minimum value **V1**; or number of contracts less than or equal to **N1**, each of minimum value **V1**, but with total value of all contracts equal or more than **N1 x V1**

Lot 2: N2 contracts, each of minimum value **V2**; or number of contracts less than or equal to **N2**, each of minimum value **V2**, but with total value of all contracts equal or more than **N2 x V2**

Lot 3: N3 contracts, each of minimum value **V3**; or number of contracts less than or equal to **N3**, each of minimum value **V3**, but with total value of all contracts equal or more than **N3 x V3**, etc.

iii. Subject to compliance as per ii. above with respect to minimum value of single contract for each lot, total number of contracts is equal or less than **N1 + N2 + N3 +...** but the total value of all such contracts is equal or more than **N1 x V1 + N2 x V2 + N3 x V3 +....**

Only the qualifications of the Applicant shall be considered. The qualifications of other firms, including the Applicant's subsidiaries, parent entities, affiliates, subcontractors (other than Specialized Subcontractors in accordance with ITA 25.2 above) or any other firm(s) different from the Applicant shall not be considered.

26. Employer's Right to accept or Reject Applications The Employer reserves the right to accept or reject any Application, and to annul the prequalification process and reject all Applications at any time, without thereby incurring any liability to the Applicants.

27. Prequalification of Applicants All Applicants whose Applications substantially meet or exceed the specified qualification requirements will be prequalified by the Employer.

An Applicant may be "conditionally prequalified," that is, qualified subject to the Applicant submitting or correcting certain specified nonmaterial documents or deficiencies to the satisfaction of the Employer.

Applicants that are conditionally prequalified will be so informed along with the statement of the condition(s) which must be met to the satisfaction of the Employer before or at the time of submitting their bids.

28. Notification of Prequalification The Employer shall notify all Applicants in writing the names of those Applicants who have been prequalified, or conditionally prequalified. In addition, those Applicants disqualified will be informed separately.

Applicants not prequalified may write to the Employer to request, in writing, the grounds on which they were disqualified.

29. Invitation for Bids Promptly after the notification of the results of the prequalification, the Employer shall invite bids from all the Applicants that have been prequalified or conditionally prequalified.

Bidders may be required to provide a Bid Security or a Bid-Securing Declaration acceptable to the Employer in the form and an amount to be specified in the Bidding Documents.

The successful Bidder shall be required to provide a Performance Security as specified in the Bidding Documents.

If applicable, the successful Bidder shall be required to provide a separate *Environmental and Social Aspects of Procurement*.

Bidders shall provide the Code of Conduct which applies to their employees and sub-contractors to ensure compliance with the *Environmental and Social Aspects of Procurement*, including sexual exploitation and abuse (SEA), and gender-based violence (GBV) requirements.

Bidders shall be required to submit management strategies and implementation plans to ensure compliance with key *Environmental and Social Aspects of Procurement*, including sexual exploitation and abuse (SEA), and gender-based violence (GBV) requirements.

30. Changes in Qualifications Applicants Any change in the structure or formation of an Applicant after being prequalified in accordance with ITA 27 and invited to bid (including, in the case of a JV, any change in the structure or formation of any member and also including any change in any specialized subcontractor whose qualifications were considered to prequalify the Applicant) shall be subject to the written approval of the Employer prior to the deadline for submission of bids. Such approval shall be denied if:

i. A prequalified Applicant proposes to associate with a disqualified Applicant, or, in the case of a disqualified joint venture, any of its members

ii. As a consequence of the change, the Applicant no longer substantially meets the qualification criteria set forth in *Section III—Qualification Criteria and Requirements*

iii. In the opinion of the Employer, the change may result in a substantial reduction in competition. Any such change should be

submitted to the Employer not later than fourteen (14) days after the date of the Invitation for Bids.

31. Procurement The procedures for making a Procurement-related Complaint are as specified in the PDS.
Related
Complaint

Section II—Prequalification Data Sheet

A. General

ITA 1.1	<p>The identification of the Invitation for Prequalification is: <i>RDA/CE/ICB/001/2026</i></p> <p>The Employer is: <i>The Director & Chief Executive Officer, Road Development Agency (RDA), Plot No.33, Corner of Government and Fairley Roads, Ridgeway Lusaka / Zambia</i></p> <p>The list of contracts is: RDA/CE/ICB/001/2026: Construction of the 59 Kilometers of Kalabo – Sikongo Road</p> <p>ICB or ICB/MC name and number are: <i>RDA/CE/ICB/001/2026: Construction of the 59 Kilometers Of Kalabo – Sikongo Road</i></p>
ITA 2.1	<p>The name of the Beneficiary is: The Government of the Republic of Zambia</p> <p>The name of the Project is: CONSTRUCTION OF THE “KALABO – SIKONGO – ANGOLA BORDER” ROAD PROJECT SECTION “KALABO – SIKONGO”</p> <p>The Bank: Arab Bank for Economic Development in Africa</p>
ITA 4.2	<p>Maximum number of members in the JV shall be: <i>Three (03)</i></p>
ITA 4.8	<p>The electronic address of firms and individuals debarred by the Coordination Group or Coordination Group Member is: <i>https://www.badea.org/partners/</i></p>

B. Contents of the Prequalification Document

ITA 7.1	<p>For clarification purposes, the Employer’s address is:</p> <p>Attention: <i>The Chief Procurement Manager</i> Street Address: Road Development Agency - HQ Corner of Government/Fairley Road P.O. Box 50003 City: Lusaka ZIP Code: 10101 Country: Zambia Telephone: +260-211-253088/254838/253801 Facsimile number: +260-211-253404/251420 Electronic mail address: <u>rda_hq@roads.gov.zm</u> : <u>ssimweleba@roads.gov.zm</u></p>
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ITA 7.1 & 8.2	Web page: www.rda.org.zm
ITA 7.2	A Pre-Application Conference will be held (circle one): No

C. Preparation of Applications	
ITA 10.1	<p>This Prequalification document has been issued in the English language.</p> <p>All correspondence exchange shall be in English.</p> <p>The Application—as well as all correspondence—shall be submitted in English.</p> <p>Language for translation of supporting documents and printed literature is English.</p>
ITA 11.1	The Applicant shall submit with its Application, the following additional documents: No Additional Documents
ITA 14.2	The source for determining exchange rates is Bank of Zambia at www.boz.zm
ITA 15.2	In addition to the original, the number of copies to be submitted with the Application is: Five (05) copies
D. Submission of Applications	
ITA 17.1	<p>The deadline for Application submission is:</p> <p>Date: 26th June, 2026</p> <p>Time: 10:30, Zambian Local time</p> <p>Applicants shall not have the option of submitting their Applications electronically.</p> <p>The electronic Application submission procedures shall be: NA.</p> <p>For Application submission purposes only, the Employer’s address is:</p> <p>Attention: The Chief Procurement Manager</p> <p>Street Address: Road Development Agency - HQ</p> <p>Corner of Government/Fairley Road</p> <p>P.O. Box 50003</p> <p>City: Lusaka</p> <p>ZIP Code: 10101</p> <p>Country: Zambia</p> <p>Telephone: +260-211-253088/254838/253801</p> <p>Facsimile number: +260-211-253404/251420</p> <p>Electronic mail address: rda_hq@roads.gov.zm</p> <p style="text-align: center;">: ssimweleba@roads.gov.zm</p>
ITA 18.1	Late Applications will be returned unopened to the Applicants.

ITA 19.1	<p>The opening of the Applications shall be :</p> <p>Street Address: Road Development Agency - HQ Corner of Government/Fairley Road P.O. Box 50003 City: Lusaka Country: Zambia Date: Friday, June 26, 2026 Time: 10:30 a.m.</p>
ITA 19.2	The electronic Application opening procedures are: NA

E. Procedures for Evaluation of Applications	
ITA 23.1	A margin of domestic preference <i>shall not</i> apply.
ITA 24.1	At this time the Employer <i>does not intend</i> to execute certain specific parts of the Works by sub-contractors selected in advance.
ITA 25.2	The parts of the Works for which the Employer permits Applicants to propose Specialized Subcontractors are designated as follows: NA
ITB 31	<p>The procedures for making a Procurement-related Complaint are detailed in <i>Guidance Note G— Consulting Services Complaint Handling</i>. If an Applicant wishes to make a Procurement-related Complaint, the Applicant should submit its complaint following these procedures, in writing (by the quickest means available, that is either by email or fax), to:</p> <p>Attention: The Chief Procurement Manager</p> <p>Street Address: Road Development Agency - HQ</p> <p>Corner of Government/Fairley Road</p> <p>P.O. Box 50003</p> <p>City: Lusaka</p> <p>Country: Zambia</p> <p>Telephone: +260-211-253088/254838/253801</p> <p>Facsimile number: +260-211-253404/251420</p> <p>Electronic mail address: rda_hq@roads.gov.zm and copy ssimweleba@roads.gov.zm</p> <p>In summary, a Procurement-related Complaint may challenge any of the following:</p> <ol style="list-style-type: none"> a. The terms of the Prequalification Documents b. The Employer’s decision not to prequalify an Applicant.

Section III—Qualification Criteria and Requirements

This Section contains all the methods, criteria, and requirements that the Employer shall use to evaluate Applications. The information to be provided in relation to each requirement and the definitions of the corresponding terms are included in the respective Application Forms.

Notes on the following table:

a. **Compliance Requirements for Single Entities:** Must meet all requirements for all subjects, with the following clarifications:

i. Must make the *Environmental and Social Aspects of Procurement* declaration as noted under *Eligibility and Qualification Criteria* in paragraph 2—*Historical Contract Non-Performance, Declarations*. If included, all Specialized Sub-contractor(s) must also make this declaration.

ii. Must meet requirements in paragraph 4—*Experience, Construction Experience in Key Activities [specify activities that may be met through a specialized subcontractor, if permitted in accordance with ITA 25.2]*

b. **Compliance Requirements for One Member of a Joint Venture:**

i. Non-applicable paragraphs: 1—*Eligibility* and, 2—*Historical Contract Non-Performance*

ii. Must meet **twenty (20%)**, of the requirement as listed in paragraph 3—*Financial Situation and Performance, Average Annual Construction Turnover*.

iii. Must meet the following requirements for key activities listed in paragraph 4—*Experience, Construction Experience in Key Activities* below [if applicable, out of the key activities in the first column of paragraph 4, list key activities {volume, number, or rate of production as applicable} and the corresponding minimum requirements that have to be met by one member], otherwise, this cell should state: “Not Applicable.”

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
1. Eligibility				
Nationality	Nationality in accordance with ITA 4.5	Must meet requirement	Must meet requirement	Forms ELI-1.1 and 1.2, with attachments
Conflict of Interest	No conflicts of interest in accordance with ITA 4.6	Must meet requirement	Must meet requirement	Application Submission Form
Bank Eligibility	Not having been declared ineligible by CG, as described in ITA 4.7 and 5.1	Must meet requirement	Must meet requirement	Application Submission Form
Government Owned Entity of the Beneficiary country	Meet conditions of ITA 4.9	Must meet requirement	Must meet requirement	Forms ELI-1.1 and 1.2, with attachments
United Nations resolution or Beneficiary's country law or Boycott Regulations of the CG, the League of Arab States, and the African Union.	Not having been excluded as a result of prohibition in the Beneficiary's country laws or official regulations against commercial relations with the Applicant's	Must meet requirement	Must meet requirement	Forms ELI-1.1 and 1.2, with attachments

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
(See <i>Principles and Procedures</i>)	country, or the Boycott Regulations of the League of Arab States, and the African Union, both in accordance with ITA 5.1 and Section V— <i>Eligible Countries</i>			
2. Historical Contract Non-Performance				
History of Non-Performing Contracts	Non-performance of a contract ³ did not occur as a result of contractor's default since 1st January 2020 .	Must meet requirement	Must meet requirement ⁴	Form CON-2
Suspension Based on Execution of Bid Securing Declaration by the Employer	Not under suspension based on execution of a Bid Securing Declaration pursuant to ITA 4.10.	Must meet requirement	Must meet requirement	Application Submission Form

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
Pending Litigation	Applicant's financial position and prospective long-term profitability still sound according to criteria established in Financial Capabilities, and assuming that all pending litigation will be resolved against the Applicant	N/A	Must meet requirement	Form CON-2
Litigation History	No consistent history of court/arbitral award decisions against the Applicant ⁵ since 1 st January 2020	Must meet requirement	Must meet requirement	Form CON-2
Declaration: Environmental and Social Aspects of Procurement past performance	Declare any civil work contracts that have been suspended, terminated, and/or performance security called by an employer for reasons related to the non-compliance of	N/A	Each must make the declaration. Where there are Specialized Sub-contractor(s), the Specialized Sub-contractor(s) must also make the declaration.	Form CON-3: Environmental and Social Aspects of Procurement Performance Declaration

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	any <i>Environmental and Social Aspects of Procurement</i> , including sexual exploitation and abuse (SEA), gender-based violence (GBV) requirements, or other health or safety requirements or safeguards in the past five (5) years ⁶			
3. Financial Situation and Performance				
Financial Capabilities	a. The Applicant shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means (independent of any contractual advance	Must meet requirement <i>(Note: This applies for items b. and c. below, on the following pages)</i>	N/A <i>(Note: This applies for items b. and c. below on the following pages)</i>	Form FIN-3.1, with attachments <i>(Note: This applies for items b. and c. below on the following pages)</i>

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	<p>payment) sufficient to meet the construction cash flow requirements estimated as USD 7.5 million or equivalent for the subject contract(s) net of the Applicants other commitments</p> <p>b. The Applicant shall also demonstrate—to the satisfaction of the Employer—that it has adequate sources of finance to meet the cash flow requirements on works currently in progress, and for future contract commitments.</p> <p>c. The audited balance sheets or, if not required by the laws of the Applicant's</p>			

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	country, other financial statements acceptable to the Employer, for the last five (5) years shall be submitted and must demonstrate the current soundness of the Applicant's financial position and indicate its prospective long-term profitability.			
Average Annual Construction Turnover	Minimum average annual construction turnover of equivalent USD 50 million , calculated as total certified payments received for contracts in progress and/or completed within the last 5 years , divided by five years	Must meet requirement	Must meet Twenty percent (20%) of the requirement	Form FIN-3.2

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
4. Experience				
General Construction Experience	Experience under construction contracts in the role of prime contractor, JV member, sub-contractor, or management contractor for at least the last <i>ten (10)</i> of years, starting 1st January 2016 .	N/A	Must meet requirement	Form EXP-4.1
Specific Construction and Contract Management Experience	A minimum number of similar contracts specified below that have been satisfactorily and substantially ⁷ completed as a prime contractor, joint venture member ⁸ , management contractor or sub-contractor ⁹ between 1st January 2020 and Application	Must meet requirement ¹⁰	N/A	Form EXP-4.2(a)

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	<p>submission deadline:</p> <p>a. Two (2) contracts, each of minimum value USD 50 Million or One (1) with a minimum value of USD100 million. <i>[In case the Works are bid as individual contracts under a slice and package (multiple contract) procedure, the minimum number of contracts required for purposes of evaluating qualification shall be selected from the options mentioned in ITA 25.3b]</i> The similarity of the contracts shall be based on the following: at least three (3) asphalt concrete road contracts</p>			

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	<i>within the last ten (10) years , starting from 01 January 2015, with three (3) of which have a value of at least USD 50,000,000.00 (Fifty Million) equivalent each that have been successfully and substantially completed and that are similar to the proposed works.</i>			
Construction Experience in Key Activities	For the above and any other contracts completed and under implementation as prime contractor, joint venture member, management contractor or sub-contractor ¹¹ between 1st January 2020 and Application submission deadline, a minimum construction		N/A	Form EXP-4.2 (b)

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	<p>experience in the following key activities successfully completed:</p> <p>a) Provision and laying of prefabricated 0.6m to 1.2m dia. RCP culverts, minimum 1,000m per one (1) year.</p> <p>b) Earthworks (cut & borrow to fill, cut to spoil, roadbed preparation), minimum 150,000 m³ per one (1) year.</p> <p>c) Graded crushed stone base course, minimum 75,000 m³ per one (1) year.</p> <p>d) Asphalt surfacing, minimum 360,000 m² per one (1) year.</p> <p>e) Applicatio</p>			

Eligibility and Qualification Criteria		Compliance Requirements		Documentation Submission Requirements
		Joint Venture (existing or intended)		
Subject	Requirement	All Parties Combined	Each Member	
	<p>n of retro-reflective road marking lines (paint and cold plastic or thermoplastic material) minimum 500,000 m per one (1) year.</p> <p>f) Reinforced cast in situ concrete box culverts, minimum 1,000m³ per one (1) year.</p> <p>g) Chemical (cement) stabilization of gravel pavement layers, minimum 200,000 m³ per one (1) year.</p> <p>h) Milling & reprocessing existing pavements for subbase, minimum 75,000 m³ per one (1) year.</p>			

Application Submission Form

Date: [insert day, month, and year]
RDA/CE/ICB/001/2026

Title: RDA/CE/ICB/001/2026: Construction of the 59 Kilometers Of Kalabo – Sikongo Road

To: Road Development Agency

We, the undersigned, apply to be prequalified for the referenced ICB and declare that:

a. We have examined and have no reservations to the Prequalification Document, including Addendum(s) Number(s), issued in accordance with Instructions to Applicants (ITA) 8: *[insert the number and issuing date of each addendum]*

b. We have no conflict of interest in accordance with ITA 4.6

c. We meet the eligibility requirements as stated ITA 4.1. We have not been suspended by the Employer based on execution of a Bid Securing Declaration in accordance with ITA 4.10

We, along with any of our subcontractors, suppliers, consultants, manufacturers, or service providers for any part of the contract, are not subject to—and not controlled by any entity or individual that is subject to—a temporary suspension or a debarment imposed by the CG or CG Member. Further, we are not ineligible under the Employer’s country laws or official regulations or pursuant to a decision of the United Nations Security Council.

e. *[Select the appropriate option and delete the other: “We are not a state-owned enterprise or institution.” OR, “We are a state-owned enterprise or institution but meet the requirements of ITA 4.8.”]*

f. We, in accordance with ITA 24.2 and 25.2, plan to subcontract the following key activities and/or parts of the works:

[Insert any of the key activities identified in Section III—Qualification Criteria and Requirements under paragraph 4—Specific Construction and Contract Management Experience, or, —Construction Experience in Key Activities. which the Employer has permitted under the Prequalification document and which the Applicant intends to subcontract along with complete details of the sub-contractors, their qualification, and experience]

g. We declare that the following commissions, gratuities, or fees have been paid—or are to be paid—with respect to the prequalification process, the corresponding bidding process or execution of the Contract. *[If no payments are made or promised, add the following statement: “No commissions or gratuities have been, or are to be, paid by us to agents or any third party relating to this Application.”]*

Name of Recipient	Address	Reason	Amount
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<i>[Insert full name for each occurrence]</i>	<i>[Insert street/number/city/country]</i>	<i>[Indicate reason]</i>	<i>[Specify amount currency, value, exchange rate and US\$ equivalent]</i>
<i>[Recipient 1]</i>	<i>[Recipient 1 Address]</i>	<i>[Reason 1]</i>	<i>[Amount 1]</i>
<i>[Recipient 2]</i>	<i>[Recipient 2 Address]</i>	<i>[Reason 2]</i>	<i>[Amount 2]</i>
<i>[Recipient 3]</i>	<i>[Recipient 3 Address]</i>	<i>[Reason 3]</i>	<i>[Amount 3]</i>
<i>[Recipient 4]</i>	<i>[Recipient 4 Address]</i>	<i>[Reason 4]</i>	<i>[Amount 4]</i>

h. We understand that you may cancel the prequalification process at any time and that you are neither bound to accept any Application that you may receive nor to invite the prequalified Applicants to bid for the contract subject of this prequalification process, without incurring any liability to the Applicants, in accordance with ITA 26.1

i. All information, statements, and description contained in the Application are in all respect true, correct and complete to the best of our knowledge and belief.

Signed *[insert signature(s) of an authorized representative(s) of the Applicant]*

Name *[insert full name of person signing the Application]*

In the capacity of *[insert capacity of person signing the Application]*

Duly authorized to sign the Application for and on behalf of: Applicant's Name *[insert full name of Applicant, or the name of the JV]*

Address *[insert street number/town or city/country address]*

Dated on *[insert day number]* day of *[insert month]*, *[insert year]*

[For a joint venture, either all members shall sign or only the authorized representative, in which case the power of attorney to sign on behalf of all members shall be attached]

Section IV—Application forms

Form ELI 1.1—Applicant Information Form

Date: *[insert day, month, year]*

ICB or ICB/MC Number and title: *[insert ICB/ICB/MC number and title]*

Page *[insert page number]* of *[insert total number]* pages

Applicant's name <i>[Insert full name]</i>
In case of Joint Venture (JV), name of each member: <i>[Insert full name of each member in JV]</i>
Applicant's actual or intended country of registration: <i>[Indicate country of Constitution]</i>
Applicant's actual or intended year of incorporation: <i>[Indicate year of Constitution]</i>
Applicant's legal address <i>[in country of registration]:</i> <i>[Insert street/number/town or city/country]</i>
Applicant's authorized representative information Name: <i>[insert full name]</i> Address: <i>[insert street/number/town or city/country]</i> Telephone/Fax numbers: <i>[insert telephone/fax numbers, including country and city codes]</i> Email address: <i>[indicate email address]</i>
1. Attached are copies of original documents of: Articles of Incorporation (or equivalent documents of constitution or association), and/or documents of registration of the legal entity named above, in accordance with ITA 4.5. In case of JV, letter of intent to form JV—or JV agreement—in accordance with ITA 4.2. In case of Government-owned enterprise or institution, in accordance with ITA 4.9 documents establishing: <ul style="list-style-type: none">• Legal and financial autonomy• Operation under commercial law• Establishing that the Applicant is not dependent agency of the Employer
2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

Form ELI 1.2—Applicant’s Party Information Form

[The following form is additional to Form ELI—1.1, and shall be completed to provide information relating to each JV member (in case the Applicant is a JV), as well as any Specialized Sub-contractor proposed to be used by the Applicant for any part of the Contract resulting from this prequalification]

Date: *[insert day, month, year]*

ICB or ICB/MS Number and title: *[insert ICB/ICB/MS number and title]*

Page *[insert page number]* **of** *[insert total number]* **pages**

Applicant name: <i>[insert full name]</i>
Applicant’s Party name: <i>[insert full name of Applicant’s Party]</i>
Applicant’s Party country of registration: <i>[indicate country of registration]</i>
Applicant Party’s year of constitution: <i>[indicate year of constitution]</i>
Applicant Party’s legal address in country of constitution: <i>[insert street/number/town or city/country]</i>
Applicant Party’s authorized representative information Name: <i>[insert full name]</i> Address: <i>[insert street/number/town or city/country]</i> Telephone/Fax numbers: <i>[insert telephone/fax numbers, including country and city codes]</i> Email address: <i>[indicate email address]</i>
1. Attached are copies of original documents of: Articles of Incorporation (or equivalent documents of constitution or association), and/or registration documents of the legal entity named above, in accordance with ITA 4.5. In case of a government-owned enterprise or institution, documents establishing legal and financial autonomy, operation in accordance with commercial law, and absence of dependent status, in accordance with ITA 4.9.
2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

Form CON 2—Historical Contract Non-Performance, Pending Litigation, and Litigation History

[The following tables shall be filled in for the Applicant and each member of a Joint Venture]

Applicant’s Name: *[insert full name]*

Date: *[insert day, month, year]*

Joint Venture Party Name: *[insert full name]*

ICB or ICB/MS Number and title: *[insert ICB/ICB/MS number and title]*

Page *[insert page number]* **of** *[insert total number]* **pages**

Non-Performed Contracts in accordance with Section III—Qualification Criteria and Requirements			
<ul style="list-style-type: none"> • Contract non-performance did not occur since 1st January <i>[insert year]</i> specified in Section III—Qualification Criteria and Requirements, paragraph 2—History of Non-Performing Contracts. • Contract(s) not performed since 1st January <i>[insert year]</i> specified in Section III—Qualification Criteria and Requirements, paragraph 2—History of Non-Performing Contracts. 			
Year	Non-performed portion of contract	Contract Identification	Total Contract Amount (current value, currency, exchange rate, and US\$ equivalent)
<i>[insert year]</i>	<i>[insert amount and percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for non-performance: <i>[indicate main reason(s)]</i>	<i>[insert amount]</i>
Pending Litigation, in accordance with Section III—Qualification Criteria and Requirements			
<ul style="list-style-type: none"> • No pending litigation in accordance with Section III—Qualification Criteria and Requirements, paragraph 2—Pending Litigation. • Pending litigation in accordance with Section III—Qualification Criteria and Requirements, paragraph 2—Pending Litigation as indicated below. 			

Year of dispute	Amount dispute (currency) in	Contract Identification	Total Contract Amount (currency), USD Equivalent (exchange rate)
[insert year]	[insert amount]	<p>Contract Identification: [indicate complete contract name, number, and any other identification]</p> <p>Name of Employer: [insert full name]</p> <p>Address of Employer: [insert street/city/country]</p> <p>Matter in dispute: [indicate main issues in dispute]</p> <p>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</p> <p>Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</p>	[insert amount]

Litigation History in accordance with Section III—Qualification Criteria and Requirements

- **No Litigation History** in accordance with Section III—Qualification Criteria and Requirements, paragraph 2.
- **Litigation History** in accordance with Section III—Qualification Criteria and Requirements, paragraph 2 as indicated below.

Year of award	Outcome as percentage of Net Worth	Contract Identification	Total Contract Amount (currency), USD Equivalent (exchange rate)
[insert year]	[insert percentage]	<p>Contract Identification: [indicate complete contract name, number, and any other identification]</p> <p>Name of Employer: [insert full name]</p> <p>Address of Employer: [insert street/city/country]</p> <p>Matter in dispute: [indicate main issues in dispute]</p> <p>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</p> <p>Reason(s) for Litigation and award decision [indicate main reason(s)]</p>	[insert amount]

Form CON 3—Environmental and Social Aspects of Procurement Performance Declaration

[The following table shall be filled in for the Applicant, each member of a Joint Venture, and each Specialized Subcontractor]

Applicant’s Name: *[insert full name]*

Date: *[insert day, month, year]*

Joint Venture Party Name: *[insert full name]*

ICB or ICB/MS Number and title: *[insert ICB/ICB/MS number and title]*

Page *[insert page number]* **of** *[insert total number]* **pages**

Environmental and Social Aspects of Procurement Performance Declaration in accordance with Section III—Qualification Criteria and Requirements			
<ul style="list-style-type: none"> • No suspension or termination of contract: An employer has not suspended or terminated a contract, and/or called the performance security for a contract for reasons related to <i>Environmental and Social Aspects of Procurement</i> performance since the date specified in <i>Section III—Qualification Criteria and Requirements</i>, paragraph 2. • Declaration of suspension or termination of contract: The following contract(s) has/have been suspended, terminated, and/or Performance Security called by an employer(s) for reasons related to <i>Environmental and Social Aspects of Procurement</i> performance since the date specified in <i>Section III—Qualification Criteria and Requirements</i>, paragraph 2. Details are described below: 			
Year	Suspended or terminated portion of contract	Contract Identification	Total Contract Amount (current value, currency, exchange rate, and US\$ equivalent)
<i>[insert year]</i>	<i>[insert amount and percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for suspension or termination: <i>[indicate main reason(s) e.g., for gender-based violence (GBV), sexual exploitation and abuse (SEA) breaches]</i>	<i>[insert amount]</i>
<i>[insert year]</i>	<i>[insert amount and percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i>	<i>[insert amount]</i>

		Address of Employer: <i>[insert street/city/country]</i>	
		Reason(s) for suspension or termination: <i>[indicate main reason(s)]</i>	
		<i>[list all applicable contracts]</i>	
Performance Security called by an employer(s) for reasons related to Environmental and Social Aspects of Procurement performance			
Year	Contract Identification		Total Contract Amount (current value, currency, exchange rate, and US\$ equivalent)
<i>[insert year]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for calling of performance security: <i>[indicate main reason(s) e.g., for GBV/SEA breaches]</i>		<i>[insert amount]</i>

Form FIN 3.1—Financial Situation and Performance

[The following table shall be filled in for the Applicant and each member of a Joint Venture]

Applicant’s Name: *[insert full name]*

Date: *[insert day, month, year]*

Joint Venture Party Name: *[insert full name]*

ICB or ICB/MS Number and title: *[insert ICB/ICB/MS number and title]*

Page *[insert page number]* **of** *[insert total number]* **pages**

1. Financial data

Type of Financial information in <i>[currency]</i>	Historic information for previous <i>[insert number]</i> years, <i>[insert in words]</i> (Amount in currency, currency, exchange rate* USD equivalent)				
	Year 1	Year 2	Year 3	Year4	Year 5
Statement of Financial Position (Information from Balance Sheet)					
Total Assets (TA)					
Total Liabilities (TL)					
Total Equity/Net Worth (NW)					
Current Assets (CA)					
Current Liabilities (CL)					
Working Capital (WC)					
Information from Income Statement					
Total Revenue (TR)					
Profits Before Taxes (PBT)					
Cash Flow Information					
Cash Flow from Operating Activities					

* Refer ITA 14 for the exchange rate

2. Sources of Finance

[The following table shall be filled in for the Applicant and all parties combined in case of a Joint Venture]

Specify sources of finance to meet the cash flow requirements on works currently in progress, and for future contract commitments.

Number	Source of finance	Amount (US\$ equivalent)
1		
2		
3		
4		

3. Financial documents

The Applicant and its parties shall provide copies of financial statements for [insert number in words] ([insert number]) years pursuant Section III—Qualifications Criteria and Requirements, paragraph 3. The financial statements shall:

- a. Reflect the financial situation of the Applicant, or, in case of JV member, and not an affiliated entity (such as parent company or group member).
- b. Be independently audited or certified in accordance with local legislation.
- c. Be complete, including all notes to the financial statements.
- d. Correspond to accounting periods already completed and audited.

Attached are copies of financial statements¹² for the [insert number in words] ([insert number]) years required above, and complying with the requirements.

Form EXP 4.1—General Construction Experience

[The following table shall be filled in for the Applicant and in the case of a JV Applicant, each Member]

Applicant’s Name: [insert full name]

Date: [insert day, month, year]

Joint Venture Party Name: [insert full name]

ICB or ICB/MS Number and title: [insert ICB/ICB/MS number and title]

Page [insert page number] **of** [insert total number] **pages**

[Identify contracts that demonstrate continuous construction work over the past {insert number in words (insert number)} years pursuant to Section III—Qualification Criteria and Requirements, paragraph 4. List contracts chronologically, according to their commencement/starting dates.]

Starting Year	Ending Year	Contract Identification	Role of Applicant
[indicate year]	[indicate year]	Contract name: [insert full name] Brief Description of the Works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in currency, mention currency used, exchange rate, and US\$ equivalent*] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]	[insert “Prime Contractor” or “JV Member” or “Sub-contractor” or “Management Contractor”]
[indicate year]	[indicate year]	Contract name: [insert full name] Brief Description of the Works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in currency, mention currency used, exchange rate, and US\$ equivalent*] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]	[insert “Prime Contractor” or “JV Member” or “Sub-contractor” or “Management Contractor”]
[indicate year]	[indicate year]	Contract name: [insert full name] Brief Description of the Works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in currency, mention currency used, exchange rate, and US\$ equivalent*] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]	[insert “Prime Contractor” or “JV Member” or “Sub-contractor” or “Management Contractor”]

* Refer ITA 14 for date and source of exchange rate.

Form EXP 4.2(a)—Specific Construction and Contract Management Experience

[The following table shall be filled in for contracts performed by the Applicant, each member of a Joint Venture, and Specialized Sub-contractors]

Applicant's Name: *[insert full name]*

Date: *[insert day, month, year]*

Joint Venture Party Name: *[insert full name]*

ICB or ICB/MS Number and title: *[insert ICB/ICB/MS number and title]*

Page *[insert page number]* **of** *[insert total number]* **pages**

Similar Contract Number <i>[insert number] of [insert number of similar contracts required]</i>	Information			
Contract Identification	<i>[Insert contract name and number, if applicable]</i>			
Award date	<i>[Insert day, month, year, i.e., 15 June 2015]</i>			
Completion date	<i>[Insert day, month, year, i.e., 03 October 2017]</i>			
Role in Contract <i>[check or circle the appropriate box]</i>	Prime Contractor	Member in JV	Management Contractor	Sub-contractor
Total Contract Amount	<i>[Insert total contract amount in local currency]</i>		US\$ <i>[insert exchange rate and total contract amount in US\$ equivalent]*</i>	
If member in a JV or sub-contractor, specify participation in total Contract amount	<i>[Insert percentage amount]</i>	<i>[Insert total contract amount in local currency]</i>	US\$ <i>[insert exchange rate and total contract amount in US\$ equivalent]*</i>	
Employer's Name:	<i>[Insert full name]</i>			
Address:	<i>[indicate number/street/town or city/country]</i>			
Telephone/fax number	<i>[insert telephone/fax numbers, including country and city area codes]</i>			
Email:	<i>[insert email address, if available]</i>			

* Refer ITA 14 for date and source of exchange rate.

Form EXP 4.2(a)—Specific Construction and Contract Management Experience (*continued*)

Similar Contract Number <i>[insert number] of [insert number of similar contracts required]</i>	Information
Description of the similarity in accordance with paragraph 4— <i>Specific Construction and Contract Management Experience of Section III—Qualification Criteria and Requirements:</i>	
1. Amount	<i>[insert amount in local currency, exchange rate, US\$ in words and in figures]</i>
2. Physical size of required works items	<i>[insert physical size of items]</i>
3. Complexity	<i>[insert description of complexity]</i>
4. Methods/Technology	<i>[insert specific aspects of the methods/technology involved in the contract]</i>
5. Construction rate for key activities	<i>[insert rates and items]</i>
6. Other Characteristics	<i>[insert other characteristics as described in Section VII—Scope of Works]</i>

Form EXP 4.2(b)—Construction Experience in Key Activities

Applicant’s Name: *[insert full name]*

Date: *[insert day, month, year]*

Joint Venture Party Name: *[insert full name]*

ICB or ICB/MS Number and title: *[insert ICB/ICB/MS number and title]*

Page *[insert page number]* of *[insert total number]* pages

All Sub-contractors for key activities must complete the information in this form as per ITA 24.2, ITA 24.3, and Section III—Qualification Criteria and Requirements, paragraph 4.

1. Key Activity Number One: *[insert brief description of the Activity, emphasizing its specificity]*

Total Quantity of Activity under the contract:

Information				
Contract Identification	<i>[insert contract name and number, if applicable]</i>			
Award date	<i>[insert day, month, year, i.e., 15 June 2015]</i>			
Completion date	<i>[insert day, month, year, i.e., 03 October 2017]</i>			
Role in Contract <i>[check or circle the appropriate box]</i>	Prime Contractor	Member in JV	Management Contractor	Sub-contractor
Total Contract Amount	<i>[insert total contract amount in currency(ies)]</i>		US\$ <i>[insert exchange rate and total contract amount in US\$ equivalent]</i>	
Quantity (Volume, number or rate of production, as applicable) performed under the contract per year or part of the year <i>[Insert extent of participation indicating actual quantity of key activity successfully completed in the role performed]</i>	A=Total quantity in the contract Example: Subcontractor X performed 3 out of 4 key activities	B=Percentage of participation Example: 75%	C=Actual Quantity Performed Example: $A \times B = C$ $3 \times .75 = 2.25$	
Year 1				
Year 2				
Year 3				
Year 4				

Employer's Name:	<i>[insert full name]</i>
Address:	<i>[indicate street/number/town or city/country]</i>
Telephone/fax number	<i>[insert telephone/fax numbers, including country and city area codes]</i>
Email:	<i>[insert email address, if available]</i>

2. Activity Number Two: *[insert brief description of the Activity, emphasizing its specificity]*

3. Activity Number Three: *[insert brief description of the Activity, emphasizing its specificity]*

Information	
Description of the key activities in accordance with the paragraph on, "Specific Construction and Contract Management Experience," of Section III—Qualification Criteria and Requirements on page 31:	
	<i>[insert response to inquiry indicated in left column]</i>

Section V—Eligible Countries

Eligibility for Procurement of these Works is to limited to Arab, African or Arab-African joint venture firms under CG Project Financing

For the information of the Applicants, at the present time firms and individuals, supply of goods, or contracting of works or services, from the following countries are excluded from this prequalification process:

- a. As found on [https://www.badea.org/partners /](https://www.badea.org/partners/)

Section VI—Coordination Group: Policy: Corrupt and Fraudulent Practices

This Section provides the Applicants with the CG reference on corrupt and fraudulent practices applicable to the prequalification process. It contains standard provisions designed to remain unchanged, and therefore, their wording should not be modified.

(See *Anticorruption Procedures Including Guidelines on Procurement Integrity*- As found on <https://www.badea.org/partners/>)

Part II—Works Requirements

Section VII—Scope of Works

a. Description of the Works—

The proposed road project is located in Kalabo district in the western province of the country. The current road starts from the town of "Kalabo" in a westward direction, penetrating flat agricultural areas with sandy soil, passing through a number of small towns and villages until it reaches the village of "Sikongo", which is 59 km away. The construction condition of this road is bad (gravel road).

The Project involves the Construction of approximately 59km of Road from Kalabo to Sikongo near the Angolan gate. This is a road upgrade project that aims to construct a paved road between Kalabo to Sikongo. The Project commences at approximately 1.5km from Mongu-Kalabo junction at the end of the existing paved road near the Kalabo Airport and progresses westwards to Sikongo. The proposed road alignment traverses a generally flat terrain, passing through many villages and follows an alignment parallel to the flood plain in Northern Lueti River to reach Sikongo.

The project includes the construction of an asphalt road on the existing gravel road between the village of Kalabo and the village of Sikongo, with a length of 59 kilometers, which is located in the western region of the country. Typical Civil works and accessories: to construct an asphalt road approximately 59 kilometers long and 6.8 meters wide (one lane in each direction) with two shoulders each 2.0 meters wide in accordance with the standards applied in the country. Also, construction of a 75-meter-long bridge, culverts, and rainwater drainage facilities. The poavement life of the road is expected to last 20 years after construction.

The pavement design provides for a HMA wearing course laid full width including the shoulders.

Drainage is being improved throughout and all 600mm diameter carriageway culverts will be replaced with 900mm diameter or larger culverts. The horizontal and vertical alignment will remain largely unchanged for the 120 kph design speed, but with limited sag curves eased and improved safety and advisory signage provided. Climbing lanes will be included on long inclines to facilitate traffic flow on this road with improved road safety as an underlying basis for the project designs.

The major works comprise the following:

- Clearing and Grubbing
- Mass Earthworks
- Construction of Pavement Layers
- Construction of Asphalt Wearing Course
- Road Marking and Road Furniture installation
- Construction of Kerb and Channel
- Construction of prevaricated concrete pipe culverts
- Construction of prefabricated portal culverts
- Lining of drains
- Road Related Works:

- Construction of Roadbed
- Construction of Earth fills
- Construction of a 150mm to 300mm selected layer
- Construction of a 150mm to 200mm cement stabilized subbase
- Construction of a 150mm to 200mm granular base course in crushed stone
- Construction of a 40mm to 50mm asphalt wearing course
- Structural Related Works: **Construction of a Bridge Structure at Sikongo**
- Ancillary Related Works:
- Construction of Bus Bays as part of road widening

Preliminary and General Activities, which include:

- Establishment of Temporary Camp and providing the Engineer’s supervisory staff with offices and laboratories including all required equipment and supplementary staff.
- Provision of housing for the engineer’s supervisory staff
- Accommodation of traffic which will inter alia include the provision of a safety officer, whose duties and responsibilities are described in detail in section 1500 of these project specifications

Works Quantities Information

The estimated quantities of major work items of this Project are as summarised below:

Item	Description of major Work Item	Unit	Quantity
1	DRAINAGE		
D1	600mm precast concrete pipe culverts.	m	1,250
D2	900mm precast concrete pipe culverts.	m	1,300
D3	1200mm precast concrete pipe culverts.	m	210
D4	1800mm x 1800mm precast concrete portal culverts	m	15
D5	2400mm x 1800mm precast concrete portal culverts.	m	105
2	EARTHWORKS AND PAVEMENT LAYERS OF GRAVEL OR CRUSHED STONE		
P1	Roadbed preparation and compaction of materia	M3	110,000.00
P2	Gravel material in compacted layer thicknesses of 200mm and less:	m3.	84,600
P3	Rock fill (as specified)	m3.	166,000
P4	Constructed from crushed stone obtained from commercial sources and compacted to 102% of modified AASHTO density, 26.5 mm nominal maximum size.	m3.	97,200.00
3	ASPHALT PAVEMENTS AND SEALS		
A1	MC-30 cut-back bitumen.	Litre.	682,000
A2	Continuously graded	m2.	600,000
4	STRUCTURES		
S1	Drilling of holes.	m.	420

S2	Establishment on the Site for piling.	Lump Sum	1
S3	Bored holes - Exceeding 20m and up to 25m.	m.	70
S4	Socketing piles into rock formation.	No.	14
S5	Cast in situ concrete in piles, underreams, bulbous bases and sockets, 35 Mpa.	m3.	1,200.00
S6	High yield stress steel bars.	t	460
S7	Cast in situ concrete in caissons and concrete seals.	m3.	1,525
S8	Bridge Steel Beam	ton	220
S9	Bridge Piers – Form Work.	m2	150
S10	Bridge Deck – Form Work	m2.	1230
S11	Beams- Form Work	m2.	600

The above quantities are indicative to provide the applicant information on the expected main works and will change based on the finalised designs.

b. Construction Period(s)

The contractual time for Completion for the construction of the works shall be 24 months, including 3 months for Contractor’s mobilization, but excluding the Defects Notification Period of 36 months. No alternative time schedules will be permitted, the 24 months period allowed is deemed reasonable.

c. Site and other Data

From Kalabo to approximately km 28 the route is gently undulating and then gently drops down from the escarpment to the flatter area abutting to the Northern Lueti flood plain. From Sikongo to the Angolan Border the route is flat, crossing large areas of grass land which are prone to flooding during the rainy season.

There is a strong south to north drainage pattern with all the catchment to the immediate south of the road crossing the project route at some point. No rivers cross the route except at the head water section of the Northern Lueti River just beyond Sikongo.

According to the TRL Report (Performance of Low Volume Sealed Roads: Results and Recommendations from Studies in Southern Africa, by C.S Gourley and P A K Greening, under the Collaborative Research Programme on Highway Engineering Materials in the SADC Region) (1999) figure 6-1, the project area is classified as N<4 under the scheme of Weinert climatic zones.

The area, in general, has no known outcrops. It is blanketed by partially consolidated Quaternary (Kalahari Group) sediments and at shallow depth Cretaceous (Lueti Formation) sediments.

The main economic activities in the area are small scale farming, livestock rearing and fishing. In addition, there are a number of small-scale industries in the area which contribute to household incomes including logging, brick making, brewing and honey making.

The main food crops cultivated in the area include cassava, maize, rice and millet. In addition, rice is also grown as the main cash crop, with cassava becoming more important as a cash crop.

The main livestock kept are cattle, chicken and goats. The first section of the route has a significant number of settlements and cultivated areas along its alignment.

The Employer will assist in the reallocation of Project Affected People on the Site through its Environmental Management Unit and using other Government entities.

Weather and Site Location

The rainy season in Zambia is from November to March and the wettest areas are the northern ones, namely, the North-Western Province, the Copperbelt Province, the Northern Province and the Muchinga Province, where precipitation exceeds 1,000 millimeters (40 inches) per year, and in some areas, it can reach 1,400 mm (55 in).

Kalabo, Zambia, experiences a tropical savannah climate characterized by three distinct seasons: a hot, wet season (Nov–Apr), a cool, dry season (May–Jul), and a hot, dry season (Aug–Oct). Temperatures are generally high, peaking above 34 °C in October, with significant daily fluctuations, especially during dry winter nights that can drop near 11 °C.

Seasonal Breakdown

Hot Wet Season (November – April): This period brings heavy rainfall and high humidity. Temperatures range between 23–24 °C, but nights are warmer (19–20 °C).

Cool Dry Season (May – July): Known locally as winter, days are sunny and comfortable (~26 °C), but nights become cold, occasionally dropping below 11 °C in July.

Hot Dry Season (August – October): Temperatures rise rapidly, peaking in September and October, with intense heat (~34.6 °C highs).

Key Climate Features

Rainfall: The rainy season runs from November to March, with most rain falling in these months. June to August is entirely dry.

Below are geographical maps showing the location of Zambia in Central Africa, the location of Kalabo and Sikongo in relation to Lusaka, and the Project Road from Kalabo to Sikongo.



Figure 2: Kalabo-Sikongo-Angola Border Road section in Zambia

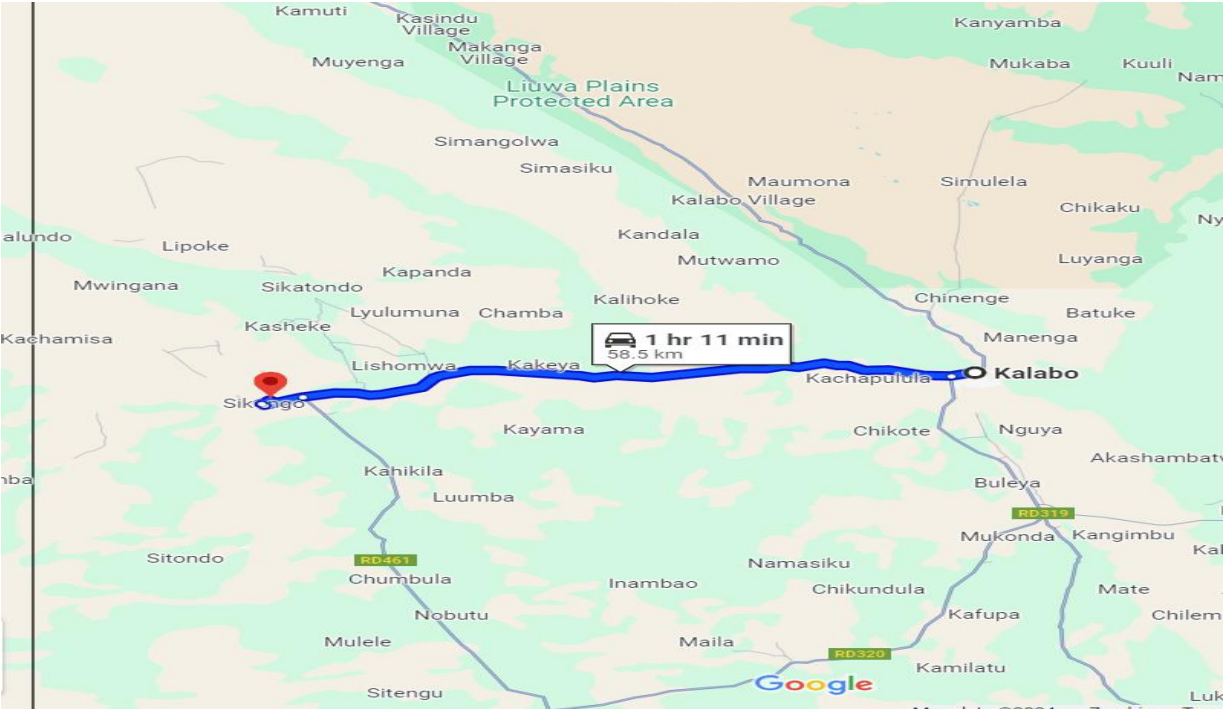


Figure 3: Map showing current alignment for the Kalabo to Sikongo Road (RD316)

d. Environmental, Social, Health and Safety (ESHS) Requirement

The following environmental, social, health and safety policies/legislation will apply during the implementation of the Project.

Environmental Policy

The environmental policy that will apply during the construction of the road is the Zambian National Policy on Environment (NPE) of May 2009 which was developed to safeguard the environment and to ensure the sustainable use of natural resources. The policy is premised on the basic principle of "Polluter pays and the need to conserve resources, reduce consumption and recycle and reuse material to the maximum extent possible" while the main purpose of the policy is "to create an umbrella policy for the welfare of the Nation's environment so that socio-economic development will be achieved effectively without damaging the integrity of the environment or its resources". Specific objectives of the NPE include but are not limited to:

- Promote the sound protection and management of Zambia's environment and natural resources in their entirety, balancing the needs for social and economic development and environmental integrity to the maximum extent possible while keeping adverse activities to the minimum;
- Accelerate environmentally and economically sustainable growth in order to improve the health, sustainable livelihoods, income and living conditions of the poor majority with more significant equity and self-reliance;
- Promote environmental guidelines and EIA before sites are developed and ensure the application of a monitoring and auditing system for operating industries.

Legislation

Environmental

The principal environmental legislation that will apply in governing environmental management on the road project is the Environmental Management Act (EMA) No 12 of 2011 as amended by Act No.8 of 2023. The Act provides for the sustainable management of natural resources, protection of the environment, and the prevention and control of pollution and establishes and empowers the Zambia Environmental Management Agency (ZEMA) to provide for and demand for environmental assessments for projects, and to carry out monitoring and inspections. Of particular significance to the project is Section 29 of the Environmental Impact Assessment (EIA) Regulations, Statutory Instrument (SI) 28 of 1997 which states that "A person shall not undertake any project that may have an effect on the environment without the written approval of ZEMA, and except in accordance with any conditions imposed in that approval".

Occupational Health and Safety Act of 2010

The Occupational Health and Safety Act of 2010 shall apply in governing occupational health and safety aspects on the road project. The Act provides for among other things the establishment of health and safety committees at workplaces and for the health, safety and welfare of persons at work. Most

importantly is the provision regarding the protection of persons, other than persons at work, against risks to health or safety arising from, or in connection with, the activities of persons at work. The Act states that an engineer shall carry out his duties in such a manner as to ensure the occupational health and safety of persons at, or near, a workplace. The road, together with borrow pits and quarries, as construction sites will be associated with occupational hazards such as excessive emissions and noise. The contractor will be obliged to provide his workers with Personal Protection Equipment (PPEs).

In addition to the above stated policy and legislation provisions the works on the Construction of the 59 Kilometers of Kalabo – Sikongo Road project will be guided by the following policy commitments.

1. The term “child” / “children” will mean any person(s) under the age of 18 years. Any person below the age of 18 years are not supposed to be employed on the project.
2. Application of good international industry practice to protect and conserve the natural environment and to minimize unavoidable impacts;
3. Provision and maintenance of a healthy and safe work environment and safe systems of work;
4. Protection of the health and safety of local communities and users, with particular concern for those who are disabled, elderly, or otherwise vulnerable;
5. Ensuring that terms of employment and working conditions of all workers engaged in the Works meet the requirements of the ILO labour conventions to which Zambia is a signatory/party;
6. Be intolerant of, and enforce disciplinary measures for illegal activities. To be intolerant of, and enforce disciplinary measures for GBV, inhumane treatment, sexual activity with children, and sexual harassment;
7. Incorporation of a gender perspective and provision of an enabling environment where women and men have equal opportunity to participate in, and benefit from, planning and development of the Works;
8. Working co-operatively, including with end users of the Works, relevant authorities, contractors and local communities;
9. Engagement with and listening to affected persons and organizations and be responsive to their concerns, with special regard for vulnerable, disabled, and elderly people;
10. Provision of an environment that fosters the exchange of information, views, and ideas that is free of any fear of retaliation, and the protection of whistleblowers; and
11. Minimizing the risk of HIV transmission and to mitigate the effects of HIV/AIDS associated with the execution of the Works.

The Coordination Group:

Arab Funds Procurement Modernization Project Operational Document—Environmental and Social Aspects of Procurement as available at <https://www.badea.org/legal-documents/>

Director Planning and Design
For / Director and Chief Executive Officer
ROAD DEVELOPMENT AGENCY

ENDNOTES

- ¹ The Invitation for Prequalification (IFP) provided information for potential bidders to decide whether to participate, including the essential items listed in the Prequalification Document, and also any important or specialized prequalification requirements requested to qualify for the prequalification.
- ² An individual firm is considered a domestic bidder for purposes of the margin of preference if it is registered or incorporated in the member country of the Employer, has more than fifty percent (50%) ownership by nationals of the member country of the Employer, and if it does not subcontract more than ten percent (10%) of the contract price (excluding provisional sums), to foreign contractors (see, *Principles*). Joint Ventures are considered as domestic bidders and eligible for domestic preference only if the individual member firms are registered in the member country of the Employer, have more than fifty percent (50%) ownership by nationals of the country of the Employer, and the JV shall be registered in the country of the Beneficiary. The JV shall not subcontract more than ten percent (10%) of the contract price, excluding provisional sums, to foreign firms. Joint Ventures between foreign and national firms will not be eligible for domestic preference.
- ³ Non-performance, as decided by the Employer, shall include all contracts where:
- Non-performance was not challenged by the contractor, including through referral to the dispute resolution mechanism under the respective contract
 - Contracts that were so challenged but fully settled against the contractor. Non-performance shall not include contracts where Employer's decision was overruled by the dispute resolution mechanism. Non-performance must be based on all information on fully settled disputes or litigation, i.e., dispute or litigation that has been resolved in accordance with the dispute resolution mechanism under the respective contract and where all appeal instances available to the Applicant have been exhausted.
- ⁴ This requirement also applies to contracts executed by the Applicant as JV member.
- ⁵ The Applicant shall provide accurate information on the related Application Form about any litigation or arbitration resulting from contracts completed or ongoing under its execution over the last five (5) years. A consistent history of awards against the Applicant or any member of a joint venture may result in failure of the Application.
- ⁶ The Employer may use this information to seek further information or clarifications during the bidding stage and the associated due diligence.
- ⁷ Substantial completion shall be based on eighty percent (80%) or more works completed under the contract.
- ⁸ For contracts under which the Applicant participated as a joint venture member or sub-contractor, only the Applicant's share, by value, shall be considered to meet this requirement.
- ⁹ Volume, number, or rate of production of any key activity can be demonstrated in one or more contracts combined if executed during same time period. The rate of production shall be the annual production rate for the key construction activity (or activities). For the rate of production, either the average during the entire period or in any one or more years during the period should be specified.
- ¹⁰ In the case of JV, the value of contracts completed by its members shall not be aggregated to determine whether the requirement of the minimum value of a single contract has been met. Instead, each contract performed by each member shall satisfy the minimum value of a single contract as required for single entity. In determining whether the JV meets the requirement of total number of contracts, only the number of contracts completed by all members each of value equal or more than the minimum value required shall be aggregated.
- ¹¹ The minimum experience requirement for multiple contracts will be the sum of the minimum requirements for respective individual contracts, unless specified otherwise.
- ¹² If the most recent set of financial statements is for a period earlier than twelve (12) months from the date of Application, the reason for this should be justified.