

## NATIONAL CALL FOR TENDER - ACTED Iraq

Date: 22/12/2019

Tender N°: T/10DVI/57FSWM/57FPLD/ERBIL/22122019/001

ACTED is requesting through this tender a company to provide detailed written quotations for the supply of the following services:

### PRODUCT SPECIFICATIONS:

- Description: **Lot 1: Solid Waste Management in Salamiyah Camp**  
**Lot 2: Supply a vacuum truck and desludging in Salamiyah Camp**
- Product class / category: Service
- INCOTERM (delivery conditions): **Lot 1: DDP - Salamiyah Camp 36°09'32.1" E: 43°19'34.13"**  
**Lot 2: DDP - Salamiyah Camp 36°09'32.1" E: 43°19'34.13"**
- Quantities and specifications: As per below details

### RESPONSIBILITIES OF THE CONTRACTOR:

- Schedule of service:  
**Lot 1:** Weekly service, starting on the 1<sup>st</sup> of February 2020, for a total duration of 5 months  
**Lot 2:** Monthly service, starting on the 1<sup>st</sup> of February 2020, for a total duration of 5 months
- Validity of the offer: **Six (6) months (Recommended)**

### GENERAL CONDITIONS:

- The **closing date** of this tender is fixed on **05/01/2020 (Jan 5<sup>th</sup>, 2019) at 04:00 PM (Iraq time)** in ACTED office at the following addresses:

**ACTED representative office in Erbil, IRAQ** (6th street (Khabat street) on the right after Ankawa intersection, 1st street on the right, House #: 240/1/467 Hadiyab quarter, Ainkawa, Erbil, Iraq)

**ACTED representative office in Mosul IRAQ**, Al wahda district, before Al sabawi st. Traffic light, house No: 85/72 near Al-Salam Mosque

Or emailed to both: [iraq.tender@acted.org](mailto:iraq.tender@acted.org) and [tender@acted.org](mailto:tender@acted.org)

In case of electronic submission, please:

- Mention the tender reference number mentioned above in the subject tab.
  - Fill the tender document, sign, stamp, scan and send. **Electronic stamp and signatures are not acceptable.**
- Offers shall be submitted in English, only, and in USD (Mandatory).
  - Bidders will fill, sign, stamp and return **all** the pages of this document according to ACTED's format.
  - Bidders will sign and return all pages of the Product Specifications for which they apply.
  - The offer to the call for tender will not result in the award of a contract.
  - The offer must be submitted to ACTED purchase department in a sealed envelope with the mention **T/10DVI/57FSWM 57FPLD/ERBIL/22122019/001** – Not to be opened before **05/01/2020**. Bidder's name to be clearly mentioned on the envelope.
  - Unsealed envelopes and late offers will not be considered.
  - Detailed pictures and/or physical samples of the item are mandatory.
  - Preference is given to suppliers with proof of experience in the same business.

10. The quantities and specifications may be subject to change.
11. In case of any calculation mistakes, the unit price will be considered.
12. In case of making an error when writing the prices, please discard the page. Any alterations, including the use of correction fluid (white ink), will render your offer invalid.
13. Bidders can apply for one lot or more. Different lots can be awarded to different suppliers.

**SPECIFIC CONDITIONS:**

- The quantities and specifications may be subject to changes.
- 
- The contractor shall report to the WASH Programme Manager.
- If requested to do so, the contractor should visit the site(s) before signing the contract. The contractor should follow all instructions of ACTED supervising engineer.
- The contractor is to incur all duties, taxes, delivery and transport costs.
- The contractor must follow ACTED security guidelines at all times.
- Contractor shall be responsible for safety and security at the work sites. Personal protective equipment ( PPE) shall be the contractor responsibility and will be required
- The contractor must respect the hygiene surrounding the areas desludging and follow best industry practices.
- The presence of a foreman will be required to supervise the work on the field during each day of work
- All the works must be executed in accordance with the Iraqi General Technical Specifications (I.G.T.S.) published by Ministry of Housing and Reconstruction/ Republic of Iraq, the drawings, contract documents and instructions of the Engineer.
- ACTED IRAQ shall have the right to cancel the Contract at any time by sending a cancellation notice and without the need for a court order before the end of the 5 months period.
- Any daily labor used in the work, should be approved by the CCCM department.

**Procurement Conditions**

- All procurement costs are to include labour required, fuel cost and truck maintenance as well as insurance and legal documents as well as any other costs borne in order to carry out the service here defined
- All procurements should be done according to respective technical standards and specifications
- Any additional costs not specified on the tender document will not be paid without previous approval from ACTED.

**REQUIRED DOCUMENTS:**

- Company registration.
- Tax exemption certificate.
- Evidence of experience undertaking similar work.
- Technical specifications for compressor and vacuum trucks (volume should not be less than 9 M3 for SWM compressor and 9 M3 for vacuum truck for desludging)

**THE OFFER WILL BE CONSIDERED NOT ELIGIBLE IF:**

- The bid is late.
- Unsealed envelope.
- White ink is used, price correction by hand.
- All papers are not signed and stamped.
- Documents mentioned above are not attached.
- Electronic stamp and signature (in case of submission by e-mail).

**SELECTION CRITERIA:**

- Bidders will be selected according to their commercial offer and their compliance to the technical specifications. A reference check can be done by ACTED to check the quality of the past experiences.

## OFFER FORM

Date:

Tender N°: T/10DVI/57FSWM/57FPLD/ERBIL/22122019/001

### To be Filled by Bidder (COMPULSORY)

#### Details of Bidding Company:

1. Company Name: ( \_\_\_\_\_ )
2. Company Authorized Representative Name: ( \_\_\_\_\_ )
3. Company Registration No: ( \_\_\_\_\_ )  
No/Country/ Ministry
4. Company Specialization: ( \_\_\_\_\_ )
5. Mailing Address (Physical Address): ( \_\_\_\_\_ )  
Country/Governorate./City/St name/Shop-Office No
  - a. Contact Numbers: (Land Line: \_\_\_\_\_ / Mobile No: \_\_\_\_\_ )
  - b. E-mail Address: ( \_\_\_\_\_ )

I undersigned \_\_\_\_\_, agree to provide ACTED, non-profit NGO, with a service answering the following specifications, according to the general conditions and responsibilities that I engage myself to follow.

PLEASE FILL IN THE FOLLOWING TABLE:

**LOT 1: SOLID WASTE MANAGEMENT SUPPLIES**

No	Description	Unit	Max Quantity (for 5 months)	Additional Information	Unit Price-USD (DDP)	Total Price-USD (DDP)
1	Monthly collection and transportation of solid waste from inside Salamiyah camp to the communal pit. The quantity to be disposed is estimated to 750 M3 of Solid waste in the whole camp for 5 months.	M3	750	Collection & transportation of Solid wastes inside Salamiyah Camp, Sector D only which consists of blocks (DD,DE and DF): providing a compressor truck or tipper truck with CFWs to collect the solid wastes from the communal garbage bins, there are 20 communal garbage bins in Sector D, spreaded in 3 blocks DD,DE and DF, each location is containing two communal garbage bins one of 5 M3 waste bin and one of 600 L bins, the truck will collect wastes in 10 locations in the camp. the truck should go to each location of the bins and by using CFWs put the wastes to the truck or compressor and then transfer the wastes to an authorized location (landfill). the supplier should provide an official letter from Municipality of the area or Neinawa governorate mentioning that they are allowed to dump the wastes in the landfill. and eventually dumping of wastes should be according to the standard specifications which should be backfilled in the dumpsite location. the estimate amount of 750 M3 is for the whole period of 5 months, 150 M3 per month, coordinates of Salamiyah camp is:36°09'32.1" E: 43°19'34.13"		
<b>Total Amount - USD</b>						

**Past experience and capability:**

Please mention relevant contracts awarded to your company within the last two years, especially similar work with NGOs and any work in potentially insecure areas.

No	Project Description	Location	Partner Name	Duration	Project Cost (USD)	Are contact details of a reference available on request?
1						Yes / No
2						Yes / No
3						Yes / No
4						Yes / No

**PLEASE INDICATE LEAD TIME FOR SUPPLY AND DELIVERY OF THE ITEMS:** \_\_\_\_\_

**LOT 2: SLUDGE DISPOSAL SITE MAINTENANCE**

No.	Item	Additional Information	Unit	Max Quantity (for 5 months)	Unit Price - USD (DDP)	Total Price- USD (DDP)
1	Desludging cesspits of the latrines by a vacuum truck inside salamiyah camp only secotor D ,which consists of blocks (DD,DE&DF),which includes 117 cesspits including partner latrines, the desludging should be done once per month including the partners toilet ,the estimated quantity of 600 M3 is for the whole period of 5 months of implemenattion 120 M3 per month. the supplier is resposible to find the authorized location for emptying the vacuum trucks after going out in the camp and provide ACTED with an official letter from the governorate or Manicipality mentioning that the supplier is allowed to empty then trucks in the location. coordinates of Salamiyah Camp is:36°09'32.1" E: 43°19'34.13"	<p>- The location of the disposal will be the contractor's responsibility. The supplier has to provide ACTED with an official letter from the Mosul Municipality or Ninewa governorate mentioning that he is allowed to empty trucks in the location.</p> <p>- The contractor is responsible for opening and closing the lid of the cesspits that will put the desludging in.</p> <p>- A foreman will be required to supervise the works.</p>	M3	600		
<b>Total Amount (USD)</b>						

**Past experience and capability:**

Please mentiond relevant contracts awarded to your company within the last two years, especially similar work with NGOs and any work in potentailly insecure areas.

No	Project Description	Location	Partner Name	Duration	Project Cost (USD)	Are contact details of a reference available on request?
1						Yes / No
2						Yes / No
3						Yes / No
4						Yes / No

**PLEASE INDICATE APPROVED LOCATION(S) FOR DISPOSAL OF SLUDGE :** \_\_\_\_\_

**TERMS AND CONDITIONS OF QUOTATION:**

1. Valid of the offer: \_\_\_\_\_ (recommended: minimum 3 months)
2. Terms of payment: \_\_\_\_\_

I undersigned \_\_\_\_\_, agree to provide ACTED, non-profit NGO, with items answering the above specifications, according to the stated conditions and responsibilities that I engage myself to follow.

Name of Company's Authorized Representative: \_\_\_\_\_

Authorized signature and stamp: \_\_\_\_\_



## BIDDER'S QUESTIONNAIRE – ACTED Iraq

Date:

Tender N°: T/10DVI/57FSWM/57FPLD/ERBIL/22122019/001

### PART I: INFORMATION

#### A. Company Details and General Information

Name of Company		Trading As	
Address (headquarters)		Telephone	
Zip Code (headquarters)		Fax	
City (headquarters)		E-mail address 1	
PO Box		E-mail address 2	
Country (headquarters)		Website address	
Parent Company or name of owner		Subsidiaries/ Associates/ Overseas Representative	
Sales Person's Name		Sales Person's Position	
Sales Person's phone		Sales Persons' E-mail	

#### *Governance of the company: Chairman, Vice-Chairman, Treasurer or Secretary of the Board of Directors or Board of Trustees*

Name (as in passport or other government-issued photo ID)		Date of birth (mm/dd/yyyy)	
Government-issued photo Identification Document (ID) number		Type of ID	
ID country of issuance		Rank or title in organization	
Other names used (nicknames or pseudonyms not listed as "Name")		Gender (e.g. male, female)	
Current employer and job title:		Occupation	
Address of residence		Citizenship(s)	
Province/Region		E-mail address	
Is the individual a U.S. citizen or legal permanent resident?	<input type="checkbox"/> <b>Yes</b> <input type="checkbox"/> <b>No</b>	Professional Licenses – State Issued Certifications	

#### *Management of the company: CEO, Executive Director, Deputy Director, President or Vice-President*

Name (as in passport or other government-issued photo ID)		Date of birth (mm/dd/yyyy)	
Government-issued photo Identification Document (ID) number		type of ID	



ID country of issuance		Rank or title in organization	
Other names used (nicknames or pseudonyms not listed as "Name")		Gender (e.g. male, female)	
Current employer and job title:		Occupation	
Address of residence		Citizenship(s)	
Province/Region		E-mail addresses	
Is the individual a U.S. citizen or legal permanent resident?	<input type="checkbox"/> Yes <input type="checkbox"/> No	Professional Licenses – State Issued Certifications	

*Management of the company: Chief Finance Officer or Chief Accountant*

Name (as in passport or other government-issued photo ID)		Date of birth (mm/dd/yyyy)	
Government-issued photo Identification Document (ID) number		type of ID	
ID country of issuance		Rank or title in organization	
Other names used (nicknames or pseudonyms not listed as "Name")		Gender (e.g. male, female)	
Current employer and job title:		Occupation	
Address of residence		Citizenship(s)	
Province/Region		E-mail addresses	
Is the individual a U.S. citizen or legal permanent resident?	<input type="checkbox"/> Yes <input type="checkbox"/> No	Professional Licenses – State Issued Certifications	

*Company's staff & insurance*

No. Full Time Employees:		Employee average work wage per hour:	
% of Men to Women:		Any employee(s) with relatives working with ACTED?	<input type="checkbox"/> Yes <input type="checkbox"/> No
No. of Children:		Legal minimum wage paid?	<input type="checkbox"/> Yes
In what capacity?		Paid vacations are offered?	<input type="checkbox"/> Yes <input type="checkbox"/> No
What are their ages?		Are flexible working hours offered?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Name of insurance company:		Staff covered by health insurance?	<input type="checkbox"/> Yes <input type="checkbox"/> No

*Description of the Company*

Type of Business (multiple choices possible):	<input checked="" type="checkbox"/> <del>Manufacturer</del>	<input type="checkbox"/> <del>Authorized Agent</del>	<input type="checkbox"/> <del>Trader</del>
	<input type="checkbox"/> Consulting Company	<input type="checkbox"/> Other (Please Specify)	





Sector of Business (multiple choices possible):	<input type="checkbox"/> Goods/Suppl <input type="checkbox"/> Equipment <input type="checkbox"/> Works <input type="checkbox"/> Services <input type="checkbox"/> Other (Please Specify)		
Year Established:		Country of registration:	
Licence number:		Valid until:	
Working languages:	<input type="checkbox"/> English <input type="checkbox"/> French <input type="checkbox"/> Spanish <input type="checkbox"/> Russian <input type="checkbox"/> Arabic <input type="checkbox"/> Chinese <input type="checkbox"/> Other (Please Specify)		
Technical documents available in:	<input type="checkbox"/> English <input type="checkbox"/> French <input type="checkbox"/> Spanish <input type="checkbox"/> Russian <input type="checkbox"/> Arabic <input type="checkbox"/> Chinese <input type="checkbox"/> Other (Please Specify)		

## B. Financial Information

VAT Number:		Tax Number:	
Bank Name:		Bank Account Number:	
Bank Address:		Account Name:	
Swift/BIC number:		Standard Payment Terms:	<input type="checkbox"/> Yes <input type="checkbox"/> No
Has the company been audited in the last 3 years?			<input type="checkbox"/> Attached
Please attach a copy of the company's most recent Annual or Audited Financial Report			
Annual Value of Total Sales for the last 3 Years:			
Year:	USD:	Year:	USD:
Year:	USD:	Year:	USD:
Annual Value of Export Sales for the last 3 years			
Year:	USD:	Year:	USD:
Year:	USD:	Year:	USD:

## C. Experience

Company's recent business with ACTED and/or other International Aid Agencies or United Nations Agencies:

	Organisation	Contact person	Phone/E-mail	Goods/Works/Services	Value (USD)	Year	Destination
1							
2							
3							
4							
5							

What is your company's main area of expertise?	
What is your company's business coverage area?	<input type="checkbox"/> National <input type="checkbox"/> Restricted to (specify location)
To which countries has your company exported and/or managed projects in the last 3 years?	
Provide any other information that demonstrates your company's qualifications and experience (eg. awards)	
List any national or international Trade/Professional Organisations of which your company is a member	

## D. Technical Capability

Type of Quality Assurance Certificate	<input type="checkbox"/> Attached
Type of Certification/Qualification Documents	<input type="checkbox"/> Attached



International Offices/Representation		
List below up to 10 of the core Goods and/or Services your company sells:		
1)	6)	
2)	7)	
3)	8)	
4)	9)	
5)	10)	
List the main assets of your company (trucks & heavy machines, heavy & valuable equipment, premises & warehouses, production sites etc.)		
1)	6)	
2)	7)	
3)	8)	
4)	9)	
5)	10)	
<b>E. Miscellaneous</b>		
Does your company have an Environmental Policy? (Yes/No)		<input type="checkbox"/> Yes <input type="checkbox"/> No
Does your company have an Ethical Trading Policy? (Yes/No)		<input type="checkbox"/> Yes <input type="checkbox"/> No
Does your company have an Anti-terrorist Policy? (Yes/No)		<input type="checkbox"/> Yes <input type="checkbox"/> No
Is your company compliant with the EU General Data Protection Regulation (or equivalent)? (Yes/No)		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes to the above two questions, please attach copies of your policy:		<input type="checkbox"/> Attached
Has your company ever been bankrupt, or is in the process of being wound up, having its affairs administered by the courts, has entered into an arrangement with creditors, has suspended business activities, is the subject of proceedings concerning these matters, or is in any analogous situation arising from a similar procedure provided for in national law?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		
Has your company ever been convicted of an offence concerning its professional conduct by a judgment which has force of res judicata?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		
Has your company ever been guilty of grave professional misconduct proven by other means?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		
Has your company ever not fulfilled its obligations relating to the payment of social security contributions, or the payment of taxes in accordance with the law of the country in which it is established, or with those of France, or those of the country where the contract is to be performed?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		
Has your company ever been the subject of a judgement which has the force of res judicata for fraud, corruption, involvement in a criminal organisation or any other illegal activity?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		
Has your company ever been declared to be in serious breach of contract for failure to comply with its contractual obligations, following another procurement procedure or grant award procedure financed by a donor country?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		
Has your company ever been declared to be in serious breach of contract for failure to comply with its contractual obligations, following another procurement procedure or grant award procedure financed by a donor country?		<input type="checkbox"/> Yes <input type="checkbox"/> No
If you answered yes, please provide details:		



Has your company ever been in any dispute with any Government Agency, the United Nations, or International Aid Organisations (including ACTED)?		<input type="checkbox"/> <b>Yes</b>
		<input type="checkbox"/> <b>No</b>
If you answered yes, please provide details:		
Do you agree with terms of payment of 30 days?	<input type="checkbox"/> <b>Yes</b> <input type="checkbox"/> <b>No</b>	Do you accept visit of ACTED staff & external auditors to your office? <input type="checkbox"/> <b>Yes</b> <input type="checkbox"/> <b>No</b>

## PART II: CERTIFICATION

I, the undersigned warrant that the information provided in this form is correct, and in the event of changes, details will be provided to ACTED as soon as possible in writing. I also understand that ACTED does not do business with companies, or any affiliates or subsidiaries, which engage in any practices that are in breach of ACTED's Child Protection, Sexual Exploitation and Abuse Protection, Conflict of Interest, Anti-fraud, Anti-terrorism Policy and Data Protection Policies (available on request).

Name:	<input type="text"/>	Date:	<input type="text"/>
Title/Position	<input type="text"/>	Place:	<input type="text"/>
E-mail address (for contact for verification purposes):	<input type="text"/>	Signature:	<input type="text"/>
Phone number (for contact for verification purposes):	<input type="text"/>	Company Stamp:	<input type="text"/>

### Check list of supporting documents

### For ACTED use only

Check list of supporting documents		For ACTED use only
1) Trading license	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
2) VAT registration/tax clearance certificate	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
3) Company profile	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
4) Proof of trading/dealership/agent	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
5) Evidence of similar contracts	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
6) References	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
7) Particulars of CEO and key personnel	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
8) Articles of Association & Certificate of incorporation	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
9) Financial statements (latest)	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>
10) Other (Specify):	<input type="checkbox"/> <b>Attached</b>	<input type="checkbox"/> <b>Checked</b>

Name of Bidder's Authorized Representative: \_\_\_\_\_

Authorized signature and stamp: \_\_\_\_\_



## BIDDER'S ETHICAL DECLARATION – ACTED Iraq

Date:

Tender N°: T/10DVI/57FSWM/57FPLD/ERBIL/22122019/001

Bidder's name: \_\_\_\_\_

Bidder's address: \_\_\_\_\_

### **CODE OF CONDUCT:**

#### **1. Labour Standards**

The labour standards in this code are based on the conventions of the International Labour Organisation (ILO).

- *Employment is freely chosen*

There is no forced, bonded or involuntary prison labour. Workers are not required to lodge 'deposits' or their identity papers with the employer and are free to leave their employer after reasonable notice.

- *Freedom of association and the right to collective bargaining are respected*

Workers, without distinction, have the right to join or form trade unions of their own choosing and to bargain collectively. The employer adopts an open attitude towards the legitimate activities of trade unions. Workers representatives are not discriminated against and have access to carry out their representative functions in the workplace. Where the right to freedom of association and collective bargaining is restricted under law, the employer facilitates, and does not hinder, the development of parallel means for independent and free association and bargaining.

- *Working conditions are safe and hygienic*

A safe and hygienic working environment shall be provided, bearing in mind the prevailing knowledge of the industry and of any specific hazards. Adequate steps shall be taken to prevent accidents and injury to health arising out of, associated with, or occurring in the course of work, by minimising, so far as is reasonably practicable, the causes of hazards inherent in the working environment. Workers shall receive regular and recorded health and safety training, and such training shall be repeated for new or reassigned workers. Access to clean toilet facilities and potable water and, if appropriate, sanitary facilities for food storage shall be provided. Accommodation, where provided, shall be clean, safe, and meet the basic needs of the workers. The company observing the standards shall assign responsibility for health and safety to a senior management representative.

- *Child Labour shall not be used*

There shall be no new recruitment of child labour. Companies shall develop or participate in and contribute to policies and programmes, which provide for the transition of any child found to be performing child labour to enable her/him to attend and remain in quality education until no longer a child. Children and young people under 18 years of age shall not be employed at night or in hazardous conditions. These policies and procedures shall conform to the provisions of the relevant International Labour Organisation (ILO) standards.

- *Living wages are paid*

Wages and benefits paid for a standard working week meet, at a minimum, national legal standards or industry benchmarks. In any event wages should always be high enough to meet basic needs and to provide some discretionary income. All workers shall be provided with written and understandable information about their employment conditions in respect to wages before they enter employment, and about the particulars of their wages for the pay period concerned each time that they are paid. Deductions from wages as a disciplinary measure shall not be permitted nor shall any deductions from wages not provided for by national law be permitted without the express and informed permission of the worker concerned. All disciplinary measures should be recorded.

*Working hours are not excessive*

Working hours comply with national laws and benchmark industry standards, whichever affords greater protection. In any event, workers shall not on a regular basis be required to work in excess of the local legal working hours. Overtime shall be voluntary, shall not exceed local legal limits, shall not be demanded on a regular basis and shall always be compensated at a premium rate.

- *No discrimination is practised*

There is no discrimination in hiring, compensation, access to training, promotion, termination or retirement based on race, caste, national origin, religion, age, disability, gender, marital status, sexual orientation, union membership or political affiliation.

- *Regular employment is provided*

To every extent possible work performed must be on the basis of a recognised employment relationship established through national law and practice. Obligations to employees under labour or social security laws and regulations arising from the regular employment relationship shall not be avoided through the use of labour-only contracting, sub-contracting or home-working arrangements, or through apprenticeship schemes where there is no real intent to impart skills or provide regular employment, nor shall any such obligations be avoided through the excessive use of fixed-term contracts of employment.

- *No harsh or inhumane treatment is allowed*

Physical abuse or discipline, the threat of physical abuse, sexual or other harassment and verbal abuse or other forms of intimidation shall be prohibited.

## **B. Environmental Standards**

Suppliers should as a minimum comply with all statutory and other legal requirements relating to the environmental impacts of their business. Detailed performance standards are a matter for suppliers, but should address at least the following:

- *Waste Management*

Waste is minimised and items recycled whenever this is practicable. Effective controls of waste in respect of ground, air, and water pollution are adopted. In the case of hazardous materials, emergency response plans are in place.

- *Packaging and Paper*

Undue and unnecessary use of materials is avoided, and recycled materials used whenever appropriate.

- *Conservation*

Processes and activities are monitored and modified as necessary to ensure that conservation of scarce resources, including water, flora and fauna and productive land in certain situations.

- *Energy Use*

All production and delivery processes, including the use of heating, ventilation, lighting, IT systems and transportation, are based on the need to maximise efficient energy use and to minimise harmful emissions.

- ***Safety precautions for transport and cargo handling***

All transport and cargo handling processes are based on the need to maximise safety precautions and to minimise potential injuries to ACTED beneficiaries and staff as well as the suppliers' employees or those of its subcontractors.

## **C. Business Behaviour**

The conduct of the supplier should not violate the basic rights of ACTED's beneficiaries.

The supplier should not be engaged

1. in the manufacture of arms
2. in the sale of arms to governments which systematically violate the human rights of their citizens; or where there is internal armed conflict or major tensions; or where the sale of arms may jeopardise regional peace and security.

#### **D. ACTED procurement rules and regulations**

Suppliers should comply with ACTED procurement rules and regulations outlines in ACTED Logistics Manual Version 1.2 or above. In particular, ACTED's procurement policy set out in Section 2.1 and 2.4. (contract awarding). By doing so, Suppliers acknowledge that they do not find themselves in any of the situations of exclusion as referred to under section 2.4.2.

#### **Operating Principles**

The implementation of the Code of Conduct will be a shared responsibility between ACTED and its suppliers, informed by a number of operating principles, which will be reviewed from time to time.

ACTED will:

1. Assign responsibility for ensuring compliance with the Code of Conduct to a senior manager.
2. Communicate its commitment to the Code of Conduct to employees, supporters and donors, as well as to all suppliers of goods and services.
3. Make appropriate human and financial resources available to meet its stated commitments, including training and guidelines for relevant personnel.
4. Provide guidance and reasonable non-financial support to suppliers who genuinely seek to promote and implement the Code standards in their own business and in the relevant supply chains, within available resources.
5. Adopt appropriate methods and systems for monitoring and verifying the achievement of the standards.
6. Seek to maximise the beneficial effect of the resources available, e.g. by collaborating with other NGOs, and by prioritising the most likely locations of non-compliance.

ACTED expects suppliers to:

1. Accept responsibility for labour and environmental conditions under which products are made and services provided. This includes all work contracted or sub-contracted and that conducted by home or other out-workers.
2. Assign responsibility for implementing the Code of Conduct to a senior manager.
3. Make a written Statement of Intent regarding the company's policy in relation to the Code of Conduct and how it will be implemented, and communicate this to staff and suppliers as well as to ACTED.

Both parties will

1. Require the immediate cessation of serious breaches of the Code and, where these persist, terminate the business relationship.
2. Seek to ensure all employees are aware of their rights and involved in the decisions which affect them.
3. Avoid discriminating against enterprises in developing countries.
4. Recognise official regulation and inspection of workplace standards, and the interests of legitimate trades unions and other representative organisations.
5. Seek arbitration in the case of unresolved disputes.

#### **Qualifications to the Policy Statement**

The humanitarian imperative is paramount. Where speed of deployment is essential in saving lives, ACTED will purchase necessary goods and services from the most appropriate available source.

ACTED can accept neither uncontrolled cost increases nor drops in quality. It accepts appropriate internal costs but will work with suppliers to achieve required ethical standards as far as possible at no increase in cost or decrease in quality.

I undersigned \_\_\_\_\_, agree to adopt the above Code of Conduct and to commit to comply with the labour and environmental standards specified, both in my own company and those of my suppliers.

Name & Position of Bidder's authorized representative \_\_\_\_\_

Authorized signature \_\_\_\_\_



## BIDDER'S CHECK LIST

Date:

5

Tender N°: T/10DVI/57FSWM/57FPLD/ERBIL/22122019/001

**BEFORE SENDING YOUR BIDDING DOCUMENTS, PLEASE CHECK THAT EACH OF THE FOLLOWING ITEM IS COMPLETE AND RESPECTS THE FOLLOWING CRITERIA:**

Description	To be filled in by Bidder		For ACTED use only (to be filled in by Purchase Committee)		Comments
	Included		Present		
	Yes	No	Yes	No	
1. An original and one copy of the bid have been provided <b>(compulsory)</b>					
2. PART 1 (form PRO-05) – Instructions to Bidders is attached, filled, signed and stamped by the supplier. <b>(compulsory)</b>					
3. PART 2 (form PRO-06) – Offer Form is attached, filled, signed and stamped by the supplier. <b>(compulsory)</b>					
4. The prices in the Offer Form are in USD or in local currency <b>(compulsory)</b>					
5. PART 3 (form PRO-06-01) – Bidders Questionnaire Form is attached, filled, signed and stamped by the supplier. <b>(compulsory)</b>					
6. PART 4 – (form PRO-06-02) – Bidder's Ethical Declaration is attached, filled, signed and stamped by the supplier. <b>(compulsory)</b>					
7. The Bidding documents are filled in French or English.					
8. ANNEXES – Proofs of past performances in a similar field of activity (e.g. past deliveries of similar items) are provided					
9. ANNEXES – A Copy of Company registration documents and license are included					
10. ANNEXES – Samples and Coloured pictures of item(s) are included					

Name & Position of Bidder's authorized representative \_\_\_\_\_

Authorized signature \_\_\_\_\_