

Nana Jamburia

From: Natia Vepkhvadze
Sent: Monday, May 25, 2015 11:56 AM
To: George Simongulashvili
Cc: for4@geccorporation.com; Marika Shioshvili; Maia Bibileishvili; Nana Jamburia
Subject: Re: Questions for RFP of Functional Analysis

Dear Giorgi,

Article 19 (page 10) of the RFP applies to any kind of relationships between the legal parties, formed for the purposes of this RFP, whether this is a joint venture, consortium, association, contractor and sub-contractors, etc.,

Hence,

Neither the lead entity nor the member entities of the joint venture can:

- a) Submit another proposal, either in its own capacity; nor
- b) As a lead entity or a member entity for another joint venture submitting another Proposal.

We welcome your further questions.

Best,

Natia Vepkhvadze
Capacity Development Expert/Coordinator
UNDP/ Fostering Regional and Local Development in Georgia
Cell: (+995 599) 95 55 83
Skype ID: natiavep
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From: gsimongulashvili@gmail.com <gsimongulashvili@gmail.com> on behalf of George Simongulashvili
<gsimongulashvili@geccorporation.com>
Sent: Friday, May 22, 2015 8:40 PM
To: Natia Vepkhvadze
Cc: for4@geccorporation.com; Marika Shioshvili; Maia Bibileishvili; Nana Jamburia
Subject: Re: Questions for RFP of Functional Analysis

Dear Natia,

Additionally, is it possible to one company be a sub-contractor of two different leading bidder company on non-exclusive bases?

Thank you very much in advance.

Best regards,

George

George Simongulashvili
Partner

GEC Developments Corp.

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On Fri, May 22, 2015 at 8:26 PM, George Simongulashvili <gsimongulashvili@geccorporation.com> wrote:
Dear Natia,

Thank you very much for your clarification, however we need additional clarification. We understand that Article 19 clearly prescribes rules for joint venture, but article does not indicates anything on sub-contracting and consortia.

Our question is that if one entity is non-lead member of joint venture, could be the same entity be subcontractor of another leading company applying for this RFP?

Thank you very much in advance.

Best regards,

George

George Simongulashvili

Partner

GEC Developments Corp.

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On Fri, May 22, 2015 at 1:05 PM, Natia Vepkhvadze <natia.vepkhvadze@undp.org> wrote:
Dear Giorgi,

Fist of all, thank you for participating in our contest.

Please see responses to your questions (dated May 21, 2015) in blue:

1. RFP page 10 No. 19 - It is unclear whether one entity could participate in one joint venture as joint venture partner and another consortia as sub-contractor of leading company. Thus, we are interested whether it is possible to be the member of the joint venture with one leading organization (for sure we are not in this case leading organization) and at the same time be the sub-contractor of another leading bidder?

Article 19 (page 10) of RFP Section 2: Instruction to Proposer - strictly prescribes, that

NEITHER the lead entity **NOR** the member entities of the joint venture can:

- a) Submit another proposal, either in its own capacity; nor
- b) As a lead entity or a member entity for another joint venture submitting another Proposal.

2. Based on the above mentioned, another question is: Could one and the same consultant be in the team of different bidders?

The above instruction does not apply to consultants: they can be part of different proposers' teams; however, the consultants, engaged in the proposal, should confirm their availability for the fulfillment of the stated assignments during the defined period via the Commitment Letter (or similar document).

3. RFP requires original documents. Does the original documents are originally signed and mailed by post, or it could be signed and scanned documents sent to local partners and printed out by local partners and submitted to the UNDP office?

If original signature is required, could leading international partner transfer right to sign proposal documents to local (Georgian) partner representative?

The original documents are the authentic ones that are originally printed, signed and stamped by the issuer. The copied or scanned documents **Shall Not Be** deemed as the original documents.

The RFP strictly requests submission of **original as well as copied documents** either by mail or by post:

"Proposers submitting Proposals by mail or by hand shall enclose the original and each copy of the Proposal, in separate sealed envelopes, duly marking each of the envelopes as "Original Proposal" and "Copy of Proposal" as appropriate." - RFP, page 12, 23.3

If the leading international partner transfers the right to sign the documents to the local partners, this should be duly evidenced through the proper notarization of the act.

4. RFP page 10 No.19 - requires duly notarized Agreement among legal entities. Should be agreement notarized within joint venture leading company country, and therefore if leading company is non-Georgian one, does the agreement needs apostle? Does the agreement for subcontracting needs notary approval?

Agreement, concluded between the legal entities, can be notarized both, in the leading company's country as well as local partners' country, by licensed notary company. Subcontracting agreement also needs notary approval.

Best,

Natia Vepkhvadze

Capacity Development Expert/Coordinator

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From: gsimongulashvili@gmail.com <gsimongulashvili@gmail.com> on behalf of George Simongulashvili <gsimongulashvili@geccorporation.com>

Sent: Thursday, May 21, 2015 6:04 PM

To: Natia Vepkhvadze

Cc: for4@geccorporation.com

Subject: Questions for RFP of Functional Analysis

Dear Natia,

As you aware, GEC Developmets Corp. is planning to submit proposal for RFP of Functional Analysis of CEGSTAR. Here is couple of questions, which is very much important to be clarified before bidders conference to have for us time to make decisions:

1. RFP page 10 No. 19 - It is unclear whether one entity could participate in one joint venture as joint venture partner and another consortia as sub-contractor of leading company. Thus, we are interested whether it is possible to be the member of the joint venture with one leading organization (for sure we are not in this case leading organization) and at the same time be the sub-contractor of another leading bidder?
2. Based on the above mentioned, another question is: Could one and the same consultant be in the team of different bidders?
3. RFP requires original documents. Does the original documents are originally signed and mailed by post, or it could be signed and scanned documents sent to local partners and printed out by local partners and submitted to the UNDP office? If original signature is required, could leading international partner transfer right to sign proposal documents to local (Georgian) partner representative?

4. RFP page 10 No.19 - requires duly notarized Agreement among legal entities. Should be agreement notarized within joint venture leading company country, and therefore if leading company is non-Georgian one, does the agreement needs apostle? Does the agreement for subcontracting needs notary approval?

Best regards,

George

George Simongulashvili

Partner

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