



ISO 9001:2015 CERTIFIED

NATIONAL SOCIAL SECURITY FUND

CLARIFICATION TO TENDER NO: NSSF/RFP/MC/27/2025/26

TENDER DESCRIPTION: REQUEST FOR PROPOSAL (RFP) FOR FEASIBILITY STUDY, MASTER PLAN, INFRASTRUCTURE & PILOT-PHASE DEVELOPMENT FOR THE PROPOSED NSSF MAVOKO CITY THROUGH AN ENGINEERING, PROCUREMENT, CONSTRUCTION AND FINANCING CONTRACT

National Social Security Fund (NSSF) herein referred to as the procuring entity (PE) posted the above tender in PPIP portal as well as NSSF website on 26th June 2026 and was due for opening on 17th July 2026. Through addendum, the PE extended the tender opening date to 2nd September 2026 and also gave opportunity for potential bidders to seek clarification on or before 21st August 2026.

A number of clarifications have since been sought and the PE wishes to respond to the clarification as follows;

- i) *Whether the evaluation of tender will be affected by declaration of the PPADR 2020 by the court as unconstitutional.*

Response

Based on clarifications sought from the legal team and the public procurement regulator, the public procurement and disposal regulations 2006 shall apply.

- ii) *Evaluation matrix for joint venture (JV) partners
Potential bidders sought clarification on how the JV partners will be evaluated.*

Response

The Bid advertised envisages the possibility of potential bidders submitting a bid on a joint venture (JV) basis in order to enable them meet them enhance their capabilities to respond adequately to the bid criteria.

The matrix below is intended to inform bidders on how the evaluation criteria shall be applied and it addresses both the individual tenderers and the Joint Venture (JV) bidders.
as un

I. Mandatory Requirements (Organizational & Legal)

Item No.	Qualification Subject	Criteria					Document To be Completed	Requirements met or Not Met
		Qualification of Requirements	Bidder					
			Single Entity	Joint Venture				
				All Partners combined	Each Partner	At least one partner		
1	Bid Serialization	The Tenderer shall serialize, sequentially paginate all pages of the tender documents submitted 3.1.2.	Must meet requirement	Must meet requirement	N/A	N/A	Tender submission	- Properly Filled, Stamped and Signed
2	Incorporation	Certificate of Incorporation / Compliance in accordance with 3.1.2(i).	Must meet requirement	Must meet requirement (if applicable)	Must meet requirement	N/A		- Attach certified copies
3	Company Ownership	CR12 (or its equivalent for foreign entities) in accordance with 3.1.2(ii).	Must meet requirement	Must meet requirement (if applicable)	Must meet requirement	N/A		- Attach certified copies not older than six months from date of issuance
4	Ownership structure	Ownership structure of bidder's company in accordance with 3.1.2(iii).	Must meet requirement	Must meet requirement	Must meet requirement	N/A		- Attach ownership structure signed by bidder
5	Tax obligations for Kenyan Tender	Has produced a current tax compliance certificate or tax exemption certificate issued by Kenya Revenue Authority in accordance with 3.1.2(iv).	Must meet requirement	N/A	Must meet requirement	N/A		- Attach valid Tax Compliance certificate
6	Power of Attorney	Written Power of Attorney of the signatory of the tender to commit the tenderer in accordance with 3.1.2(v).	Must meet requirement	Must meet requirement	Must meet requirement	N/A		- Attach Notarized or certified Power of Attorney

7	Self-Declaration debarment (PPAD ACT 2015)	A Tenderer that has been debarred from participating in public procurement shall be ineligible to tender or be awarded a contract in accordance with 3.1.2(vi).	Must meet requirement	Must meet requirement	Must meet requirement	N/A	FORM SD1	- Form properly filled, stamped and signed The list of debarred firms and individuals is available from the website of PPRA www.ppra.go.ke .
8	Self-Declaration on Corruption / Fraudulent Practices	A tenderer shall not be involved in corrupt, coercive, obstructive or fraudulent practice. A tenderer that is proven to have been involved in any of these practices shall be automatically disqualified ITT 3.4 Section 62 PPAD ACT 2015 in accordance with 3.1.2(vii)	Must meet requirement	Must meet requirement	Must meet requirement	N/A	FORM SD2	- Form properly filled, stamped and signed
9	Bid security	Bid security in the amount of KSh. One Hundred Million (KSh. 100,000,000) and valid for not less than 210 days in accordance with 3.1.2(viii).	Must meet requirement	Must meet requirement	N/A	N/A	Form of Tender Security	- Form properly filled, stamped and signed
10	Contact information	Contact information of Bidder's person(s) responsible for communicating with the procuring entity in accordance with 3.1.2(ix).	Must meet requirement	Must meet requirement	N/A	N/A	Bidder contact information form	- Form properly filled, stamped and signed
11	Submitted tender is complete	Bidder separately tape bound - Organizational/legal submission as per 3.1.2 - Technical submission as per 3.2 - Financial submission as per 3.3 <i>Pagination shall be sequential for the entire submitted bid</i>	Must meet requirement	Must meet requirement	N/A	N/A		- Bid properly filled, stamped, signed, paginated and tape bound

Where certified copies of documents are requested, bidders should ensure that they are certified by an Advocate of the High Court of Kenya with a valid practicing license or notarized, unless a different certifying authority is specified for a document.

Technical Qualification Evaluation

Item No.	Qualification Subject	Qualification Requirement	Bidder				Document To be Completed	Qualification met or Not Met
			Single Entity	Joint Venture				
				All Partners combined	Each Partner	At least one partner		
1.	Project summary	Summary description and approach for the project as per 3.2.1	Must meet requirement	Must meet requirement	N/A	N/A		Document submitted
2.	Bidder profile	Evidence of undertaking similar projects as per 3.2.2	Must meet requirement	Must meet requirement	N/A	Must meet at least 50% of the requirement		Document submitted
3.	Litigation and Claims	Status of any claims, litigation notices of violations or administrative actions arising out of developments previously undertaken by the bidder as per 3.2.3	Must meet requirement	Must meet requirement	Must meet requirement	N/A	Signed letter from bidder's external legal counsel on counsel's letterhead	Signed letter
4.	Personnel qualification	- Expertise in master planning and/or infrastructure development - Expertise in financial structuring and fund-raising as per 3.2.4	Must meet requirement	Must meet requirement	N/A	N/A	Signed letter from bidder's external legal counsel on counsel's letterhead	Signed letter

II. Financial and Commercial Qualification Evaluation

Item No.	Qualification Subject	Qualification Requirement	Bidder				Document To be Completed	Qualification met or Not Met
			Single Entity	Joint Venture				
				All Partners combined	Each Partner	At least one partner		
2.	Financial Capacity	Audited financial statements or, if not required by the laws of the Tenderer's country, other financial statements acceptable to the Procuring Entity, for the last 3 years	Must meet requirement	Must meet requirement <i>(where applicable)</i>	Must meet requirement	N/A	<i>Audited accounts duly signed and stamped by both a practicing Auditor registered with ICPAK and Director(s). Auditor's practicing membership number from ICPAK must be indicated</i> <i>The Financial ratio Form to be signed by the Director(s)</i>	Properly Filled, Stamped and Signed
		and must show cash and cash equivalents of at least Kenya shillings Five billion supported bank statements, statements of liquid financial asset holdings and any other third-party verified references as per 3.3.1	Must meet at least 50% of the requirement	Must meet requirement	N/A	N/A		
3.	Financial performance demonstration as per 3.3.2	5 years minimum average annual turnover of Kenya Shillings Five Billion (KSh. 5,000,000,000), equivalent, from the audited financial statements	Must meet requirement	Must meet requirement	Must meet at least 20% of the requirement	Must meet at least 50% of the requirement	Financial performance calculations form	Properly filled, stamped and signed
		Net worth or equity that will enable them raise equity (or deferred payment facility) of not less than Kenya Shillings Five Billion (KSh. 5,000,000,000) from audited financial statements	Must meet requirement	Must meet requirement	Must meet at least 20% of the requirement	Must meet at least 50% of the requirement	Financial performance calculations form	Properly filled, stamped and signed
		Debt Profile: EBITDA/Interest from the audited financial statements of the last 3 years					Financial performance calculations form	Properly filled, stamped and signed

Further clarification on the above and any other request for clarification may be sought by potential bidders on or before Friday **21st August, 2026.**

MANAGING TRUSTEE

17TH AUGUST, 2026.