



Friday, October 2, 2020

SUBJECT: Request for Proposals no. RFP-GHSC-PSM-TO1-O2-PSA-VSA

Dear Sir/Madam,

The Global Health Supply Chain Program – Procurement and Supply Management (GHSC-PSM) project (alternately referred to herein as “Chemonics” or “GHSC-PSM” or “Buyer”) is seeking proposals from qualified and eligible offerors to acquire the products/services described in **Annexes 4 and 5.**

This procurement will be conducted in accordance with Part 15 (Contracting by Negotiations) of the Federal Acquisition Regulation (FAR).

Chemonics will select the proposal(s) that meets the technical specification in accordance with the evaluation criteria. Offerors are requested to submit proposals that are both realistic and reasonable for this effort. Offerors are directed to pay close attention to **Annex 5 – Price Quotation and Capability Form.**

Please also pay careful attention to all Annexes (please refer to the end of p.12) and other attachments. Proposals received after the closing date and time will be processed as late and handled in accordance with FAR 15.208 at Chemonics’ discretion. All documents submitted with the proposal must be signed by the bidding company’s authorized representative and submitted in PDF format. Annex 5. Price Quotation and Capability Form shall be submitted in Excel format, in addition to PDF.

The subject field of the submission via email must read: **RFP-GHSC-PSM-TO1-O2-PSA-VSA**

Thank you for your interest in Chemonics’ procurement opportunities,

Sincerely,

Kari Goetz

Contractor for USAID Global Health Supply Chain Program
Procurement and Supply Management
kgoetz@ghsc-psm.org

Table of Contents

Section I: General Information	3
1. Summary table	3
2. Ethical and Business Conduct Requirements	4
3. Introduction	5
4. Objectives and scope of the solicitation	5
5. General information/questions submission process:	6
Section II: Instructions for Offerors	6
1. Overview and Contents of Proposals	6
2. Bidder’s Conference and Questions.....	7
3. Offer deadline and submission protocol.....	7
4. Amendments to this Solicitation:.....	8
5. Technical specifications:	8
6. Offers:	8
7. Prices	8
8. Period of performance	8
9. Taxes and Value Added Tax (VAT).....	9
10. Withdrawal, Substitution, and Modification:.....	9
11. Confidentiality:.....	9
Section III: Eligibility Requirements	9
1. Offeror Eligibility	9
2. Source/Nationality/Manufacturer:	9
Section IV: Evaluation Process and Award Criteria.....	10
1. Overview of Evaluation process and Award Criteria.....	10
2. Clarification of Offer:.....	10
3. Responsiveness of Offer:.....	10
4. Nonconformities, Reparable Errors and Omissions:	10
5. Questions or Concerns Regarding Award Criteria.....	10
Section V: Terms, Conditions, and Annexes	10
1. Terms and Conditions	10
2. Award Criteria and Orders under any Resulting BOAs.....	11
3. Global Standards	11
4. Shipment Mode.....	11
5. Product utilization.....	12
6. Disclaimers	12
7. List of Attachments	12

Section I: General Information

1. Summary table

1. Solicitation No.	RFP-GHSC-PSM-TO1-O2-PSA-VSA
2. Solicitation Type.	Request for Proposals
3. Requisition Order No.	N/A
4. Issuing Commodity Office/Section:	GHSC-PSM-TO1-COVID-19
5. For the Procurement of:	Pressure-Swing Adsorption and/or Vacuum-Swing Adsorption Oxygen Generation Plant and Related Services; refer to tables in Annex 4 and 5 for details.
6. Issuance Date:	Friday, October 2, 2020
7. Question(s) Due Date	Wednesday, October 7, 2020
8. Bidders Conference:	Tuesday, October 13, 2020
9. Closing Date:	Thursday, October 22, 2020
10. RFP For:	USAID Global Health Supply Chain (GHSC) Program Procurement and Supply Management (PSM) project
11. Recipient Countries	Afghanistan, Ghana, Haiti, Kenya, Malawi, Mozambique, Nigeria, and Tajikistan
12. Type of Award:	Basic Ordering Agreement
13. USAID Contract No.	AID-OAA-I-15-00004
14. Task Order No. (Please check one)	<input checked="" type="checkbox"/> AID-OAA-TO-15-00007 <input type="checkbox"/> AID-OAA-TO-15-00009 <input type="checkbox"/> AID-OAA-TO-15-00010 <input type="checkbox"/> AID-OAA-TO-15-00018
15. Basis for Award:	FAR Part 15 and FAR Part 16.2
16. Donor:	United States Agency for International Development
17. Implemented by:	Chemonics International Inc.

2. Ethical and Business Conduct Requirements:

Chemonics and its partners on GHSC-PSM (the GHSC-PSM Project) are committed to integrity in procurement, and only selects suppliers based on objective business criteria such as price and technical merit. Chemonics expects suppliers to comply with our Standards of Business Conduct, available at <https://chemonics.com/our-approach/standards-business-conduct/>

The GHSC-PSM Project does not tolerate fraud, collusion among Suppliers, falsified proposals/bids, bribery, or kickbacks. Any firm or individual violating these standards will be disqualified from this procurement, barred from future procurement opportunities, and may be reported to both USAID and the Office of the Inspector General.

Employees and agents of Chemonics and the GHSC-PSM Project are strictly prohibited from asking for or accepting any money, fee, commission, credit, gift, gratuity, object of value or compensation from current or potential vendors or suppliers in exchange for or as a reward for business. Employees and agents engaging in this conduct are subject to termination and will be reported to USAID and the Office of the Inspector General. In addition, Chemonics will inform USAID and the Office of the Inspector General of any supplier offers of money, fee, commission, credit, gift, gratuity, object of value, or compensation to obtain business.

Suppliers responding to this solicitation must include the following as part of the proposal submission:

- Disclose any close, familial, or financial relationships with Chemonics or the GHSC-PSM Project. For example, if a Supplier's cousin is employed by the GHSC-PSM Project, the Supplier must state this.
- Disclose any family or financial relationship with other Suppliers submitting proposals. For example, if the Supplier's father owns a company that is submitting another proposal, the Supplier must state this.
- Certify that the prices in the offer have been arrived at independently, without any consultation, communication, or agreement with any other Supplier or competitor for the purpose of restricting competition.
- Certify that all information in the proposal and all supporting documentation are authentic and accurate.
- Certify understanding and agreement to the prohibitions against fraud, bribery and kickbacks.

Please contact Risk Management at PSMRiskManagement@ghsc-psm.org with any questions or concerns regarding the above information or to report any potential violations. Potential violations may also be reported directly to Chemonics' Washington office through the contact information listed on the website found at the hyperlink above.

3. Introduction:

The Global Health Supply Chain Program – Procurement and Supply Management (GHSC-PSM) project (alternately referred to herein as “Chemonics” or “GHSC-PSM” or “Buyer”) is an official project of the United States Agency for International Development (USAID) implemented by Chemonics International and its consortium members. The purpose of GHSC-PSM is to ensure uninterrupted supplies of health commodities in support of USG-funded public health initiatives around the world. The project provides direct procurement and supply chain management support to the President’s Emergency Plan for AIDS Relief (PEPFAR), the President’s Malaria Initiative (PMI), and Population and Reproductive Health (PRH). GHSC-PSM supports health programs through the supply of a wide range of health commodities, including contraceptives and condoms, essential drugs; and select commodities for HIV/AIDS, malaria, maternal and child health, and infectious diseases.

4. Objectives and scope of the solicitation

As part of emergency COVID-19 response activities, the GHSC-PSM Project requires the provision of the commodities and services listed in Annexes 4 and 5. We anticipate ordering approximately five (5) to 20 Pressure-Swing Adsorption (PSA) and/or Vacuum-Swing Adsorption (VSA) oxygen generation plants and service level agreements divided among the following eight countries:

- Afghanistan
- Ghana
- Haiti
- Kenya
- Malawi
- Mozambique
- Nigeria
- Tajikistan

The total number of PSA/VSAs to be ordered by Chemonics will be determined by individual country funding and requirements. One or more Suppliers may be awarded a Basic Ordering Agreement for the PSA/VSA.

The PSA/VSA plants will be used for the consistent generation of medical-grade oxygen and cylinder filling on a 24/7 basis, and shall be shipped under DAP Incoterms.

The PSA/VSA plants shall be installed and commissioned at facilities in the above countries by the Offeror or the Offeror’s local agent, and the oxygen produced shall be certified by the relevant regulatory body. Such certification is required for formal acceptance of the plant. The Offeror or the Offeror’s local agent shall be responsible for training health facility staff on the safe use of the plant, required maintenance protocols, and shall ensure access to spare parts, and via a Service Level Agreement, provide required maintenance and repairs.

Sites for PSA/VSA installation are being determined in coordination with USAID and the relevant authorities in the recipient countries. With this in mind, Offerors are requested to propose equipment meeting the specifications in Annex 4, and describe the Offeror’s “standard” installation and commissioning process, and site conditions required for a “standard” installation.

Offerors are requested to provide their best pricing for five (5) to 20 PSA/VSAs divided among eight countries, and to propose all-in, fully loaded labor rates (inclusive of travel) for “custom” installation not part of the Offeror’s “standard” installation, in the format stipulated in Annex 5.

Information regarding safe installation and operation of PSA/VSA plants will be shared with the parties involved in the site selection. We may request the Offerors’ local agent to visit the selected site(s) prior to PSA/VSA plant shipment to ensure installation and subsequent operation may be performed in accordance with relevant safety requirements and Offerors’ warranty. If the site selected for a PSA/VSA



plant does not meet the requirements of the Offeror's "standard" installation and commissioning process, Chemonics may order "custom" installation services from the Offeror.

Based on this scope of work, and the technical specifications provided in Annex 4, Offerors are required to provide responses with supporting documentation, to the questions listed in **Annex 5. Price Quotation and Capability Form.**

Sites for the PSA/VSA plants are being identified by facilities and/or other in-country stakeholders.

General information/questions submission process:

Questions or requests regarding the technical or administrative requirements of this solicitation shall be submitted to: PSMBidTender@ghsc-psm.org and Kari Goetz at kgoetz@ghsc-psm.org by October 7, 2020.

Section II: Instructions for Offerors

1. Overview and Contents of Proposals

The Suppliers (alternatively referred to herein as "Subcontractors" or "Suppliers" or "Vendors") are responsible for ensuring that their offers are received by Chemonics in accordance with the instructions, terms, and conditions described in this solicitation. Failure to adhere to instructions described in this solicitation may lead to disqualification of an offer from consideration. Chemonics anticipates the award of a Basic Ordering Agreement (BOA) with the Supplier(s) who meet the criteria established in this solicitation and is determined to be a responsible, eligible supplier for the specified item(s). Chemonics reserves the right to cancel the solicitation or award to multiple successful Suppliers in order to meet the needs of the GHSC-PSM project and the U.S. government.

Chemonics will only accept the submission of offers via email for this procurement, submitted by the time specified above in the table with the relevant information. Email submissions shall be sent to the contacts listed below. Phone calls will not be accepted. Only the written answers issued by Chemonics will be considered official and carry weight in the solicitation process and subsequent evaluation process. Any verbal information received from employees of the project, Chemonics International, Inc. or any other entity should not be considered as an official response to any questions regarding this solicitation. All documents submitted with the offer must be signed by the Supplier's authorized representative and submitted in PDF format. Annex 5- Price Quotation and Capability Form shall also be submitted in Excel format. Offers must contain:

1. Offer Letter (based on Annex 3)
2. Complete Required Certifications (included in Annex 2). Please make sure to pay close attention to Annex 2 ensuring that you have marked all the required check boxes
3. Quality Assurance (QA) documentation, in response to Annex 4, per instructions within that document. In addition, Annex 4.1 QA Medical Gas Technical Questionnaire and all requested supporting documentation must be uploaded using the instructions in Annex 4.2 – Instructions for Creating and Submitting Technical Documentation to FHI 360
4. Completed Annex 5 – Price Quotation and Capability Form (see instructions below)
5. Propose Service Level Agreement (SLA) terms meeting the requirements and Key Performance Indicators (KPIs) set forth in Annex 6. Alternate proposals for SLAs may also be offered.

Annex 5 Instructions

Within the Annex 5. Price Quotation and Capability Form, Offerors are requested to propose all models meeting performance specifications in Annex 4. Annex 5 provides Offerors the opportunity to not only list pricing, but also demonstrate the capabilities of their products, services, and in-country/local agents, distributors, or service providers who will provide service under the SLA. For the latter, Offerors are encouraged to provide clear and thorough responses, as in-country service provision is a key component of the proposal evaluation and envisioned scope of work. Offerors are required to complete the following tabs:



Spec Confirmation: Please state if and how your proposed product conforms to the specifications. Detailed specifications are carried over from Annex 4 and included in Annex 5 as a checklist. Offerors shall list product specifications for their offer and assure conformity with the detailed specifications. For instances in which additional detail is required, Offerors are encouraged to utilize the ‘Comments’ column.

Price Quotation: this tab is broken down, based on technical requirements, beyond the detailed specifications listed in the preceding tab, including destination country, elevation, etc. Please complete this form including price for each of the eight countries (variances in price may be due to shipping under DAP Incoterms), and include detail for dimensions, manufacture site, etc., as requested.

Installation and Training: This tab requests additional detail related to your offer, including minimum requirements for unit operation, installation procedure, trainings offered, and specifics related to each of these subjects.

Warranty and Service Agreement: Within this tab, please provide specifics in response to the questions on warranties and service agreements. Additionally, Offerors shall attach warranty examples, as stated within the tab. Offeror shall propose SLA terms meeting the requirements of Annex 6. Alternate proposals for SLAs may also be offered.

Consumables and Spare Parts: On this tab, Offerors shall provide detail for consumables and spare parts. For cases in which items are sold separately from the PSA/VSA plant itself, Offerors are requested to list the product and price as a separate line item within the tab. Additionally, Offerors should list any products that are considered to be proprietary in nature.

2. Bidder’s Conference and Questions

A bidder’s conference will be held via phone/Microsoft Teams on **Tuesday, October 13, 2020 at 10:00 AM Eastern Daylight Time (EDT)** to provide prospective Offerors an opportunity to walk through the RFP and scope of work.

A second contractual session to discuss the BOA contracting mechanism will be held immediately after on **Tuesday, October 13, 2020 at 11:00 AM EDT**.

Pre-registration to attend the Bidders Conference and contractual session is required. Please email your reservation request by **5:00 PM EDT on Friday, October 9, 2020** to Kari Goetz at kgoetz@ghsc-psm.org.

To join the PSA/VSA Bidder’s Conference, held on October 13th, 2020 from 10:00am to 12:00pm, please use the following link: [Join Microsoft Teams Meeting](#).

We kindly request that questions or requests regarding the RFP be submitted in writing to the following email addresses: kgoetz@ghsc-psm.org, Attn: Kari Goetz and copy PSMBidTender@ghsc-psm.org by October 7, 2020.

Phone calls will not be accepted. Only the written answers issued by Chemonics will be considered official and carry weight in the RFP process and subsequent evaluation. Any verbal information received from employees of the project, Chemonics International, Inc. or any other entity should not be considered as an official response to questions regarding this RFP.

3. Offer deadline and submission protocol

Offers and all correspondence and documents relating to the offer shall be in English. Offers must be submitted no later than 5:00PM Washington, DC Time (U.S EDT) on Thursday, October 22, 2020 by email to PSMBidTender@ghsc-psm.org and Kari Goetz at kgoetz@ghsc-psm.org.

Please include only “Solicitation No. RFP-GHSC-PSM-TO1-O2-PSA-VSA” in the email subject line.



Offers received after the specified time and date will be considered late and will be handled in accordance with FAR 15.208 and at Chemonics' discretion.

4. Amendments to this Solicitation:

At any time prior to the deadline for submission of the offer, Chemonics may for any reason, such as in response to clarification requested by Offeror, modify the solicitation in the form of a Supplemental Information Amendment to the solicitation. All prospective Offerors will be notified in writing of all changes and additional instructions through the Supplemental Information Amendment to the solicitation via direct communication with the prospective Offerors.

To afford prospective Offerors reasonable time to consider the amendments in preparing their offer, Chemonics may, at its discretion, extend the deadline for submission offers, if the nature of the amendment to the solicitation justifies such extension.

5. Technical specifications:

Chemonics seeks high quality commercial solutions to meet stated specifications in **Annex. 4 Product Specifications and Technical Requirements**.

6. Offers:

Suppliers are requested to provide offers for the required items using the Price Quotation tab in **Annex 5. Price Quotation and Capability Form**. Chemonics will order specific quantities for specific countries as required, during the period of performance of this award. Offerors shall indicate and price out any proprietary consumables and durables required to operate the equipment.

7. Prices

Please quote prices on the following basis: Incoterms 2020 DAP (Delivered at Place) Shipping Address. The Offeror's proposed shipping costs to each country shall assume delivery to a location in the capital city. Chemonics requests Offerors to price shipment via ocean and air. Actual transport method will be stipulated in the Purchase Order. Offerors will be informed of actual shipping locations in individual orders, and pricing adjustments may be negotiated accordingly.

The prices (unit prices) for the PSA/VSA plants, warranties, spare parts and service level agreements should be firm, fixed, and all-inclusive total unit prices. Pricing must be presented in U.S. Dollars.

The Supplier shall agree that the Price(s) in the offer in response to this solicitation represents the lowest price(s) at which Supplier currently sells the Goods under comparable terms and conditions to any United States Government or U.S. Government funded customers. If during the life of any subsequent BOA, the subcontractor sells the Goods to any U.S. Government or U.S. Government funded customer for a lower price, it will promptly inform Chemonics and execute an amendment to the BOA so that such lower price applies to any pending or subsequent Goods delivered thereunder.

Offers must remain valid for not less than ninety (90) calendar days after the offer deadline date.

The Suppliers shall provide their best estimated manufacturing lead time (in calendar weeks) for each item quoted. Manufacturing lead time means the period between the receipt of an order and the time when the goods are ready for shipment. As these orders are for emergency use, the production, delivery of equipment, installation and commissioning of equipment by the Supplier/local agent must be completed within five (5) months of order. The manufacturing lead time and shipping timeline indicated in a resulting order shall be upheld in the performance of any Purchase Order.

8. Period of performance

Chemonics anticipates the period of performance of this BOA to be from the time the BOA is signed by both the Supplier and Chemonics International, Inc. until November 27, 2023.

9. Taxes and Value Added Tax (VAT)

The GHSC-PSM prime contract under which this procurement is funded does not permit the financing of any taxes, VAT, tariffs, duties, or other levies imposed by any laws in effect in the manufacturing country and the Cooperating Country. U.S. sales tax shall not be applied because the equipment is for immediate export. The Supplier shall not assess any manufacturing or cooperating country taxes, duties, levies, etc. from which this USAID project is exempt. No such taxes, VAT, charges, tariffs, duties or levies will be paid under orders resulting from this solicitation.

10. Withdrawal, Substitution, and Modification:

Offerors are solely responsible for the full consistency of its offer to the requirements of the solicitation.

Prior to the RFP closing date, an Offeror may withdraw, substitute or modify its previously submitted offer by sending a written notice to the email listed in the coversheet of this solicitation for receipt of offers, duly signed by an authorized representative. All notices must be received by Chemonics prior to the deadline for submission. The respective email shall clearly mark in the subject line “Solicitation No. RFP-GHSC-PSM-TO1-O2-PSA-VSA” and then type either “Withdrawal”, “Substitution”, or “Modification”.

No offer may be withdrawn, substituted, or modified in the interval between the deadline for submission of the offer and the expiration of the period of offer validity specified by the Offeror on the Offer Submission Form or any extension thereof.

11. Confidentiality:

Information relating to the examination and evaluation of the offer, and the recommendation of the award, shall not be disclosed to any other Offerors/persons not officially concerned with such process.

If the Offeror is unsuccessful, the Offeror will receive an “Unsuccessful Offeror Letter” from Chemonics. The purpose of the letter is to provide feedback on the strengths and weaknesses of the Offeror’s submission in order to assist the Offeror in improving subsequent Offer(s) presented to Chemonics and to be stronger competitor for any future procurement opportunities.

Section III: Eligibility Requirements

1. Offeror Eligibility

By submitting an offer in response to this solicitation, the Supplier certifies that it and their principal officers are not debarred, suspended, or otherwise considered ineligible for an award by the U.S. Government. Chemonics will not award a contract to any firm that is debarred, suspended, or considered to be ineligible by the U.S. Government.

Please be advised that all interested parties who will be receiving an award valued at \$30,000 or more are required to be registered in Dun and Bradstreet and are subject to System for Award Management (SAM) registration before an award can be made. Information on obtaining the Data Universal Numbering System (DUNS), can be found at this website: <http://fedgov.dnb.com/webform>. Suppliers are also required to register their business on the U.S. Government’s SAM at www.sam.gov. Information on this process for foreign vendors is available here: (http://photos.state.gov/libraries/thailand/591452/gso/duns_ncage_instructions.pdf). To facilitate process, prospective Suppliers are encouraged to register in SAM prior to the submittal of offers.

2. Source/Nationality/Manufacturer:

None of the goods and services offered in response to this solicitation or supplied under any resulting award may originate within the following list of countries, per the United States Code of Federal Regulations (CFR), [22 CFR 228](#) and **USAID Geographic Code 935**, which means, “Any area or country including the cooperating country, but excluding the foreign policy restricted countries (Cuba, Iraq, Iran, Laos, Libya, North Korea, and Syria).

The Supplier may not offer or supply any commodities or services that are manufactured or assembled in, shipped from, transported through or otherwise involving any of the above-listed foreign policy restricted countries (Cuba, Iraq, Iran, Laos, Libya, North Korea, and Syria), or any of the countries on USAID’s list of prohibited sources, available here: <https://www.usaid.gov/ads/policy/300/310mac>. The Supplier must also ensure that they do not offer or supply any commodities or services provided by individuals or entities on the sanctions lists maintained by OFAC, available here: <https://sanctionssearch.ofac.treas.gov/>

Section IV: Evaluation Process and Award Criteria

1. Overview of Evaluation process and Award Criteria

Chemonics anticipates the award of a BOA with the Supplier(s) who follow the solicitation instructions, meet the eligibility requirements established in this solicitation, and are determined to be responsible, eligible supplier(s) for the specified items. Proposals will be evaluated on the following criteria:

Evaluation Criteria:	Order of Importance
Quality Assurance Eligibility	1
Manufacturing Lead Time	2
Total Cost of Ownership (e.g. unit cost, warranty, spare parts, service level agreement across estimated lifespan and other elements as applicable)	3
In-Country Agent/Service Provider Capabilities	4
Technical Past Performance	5

It is anticipated that award(s) will be made based on original quotations and the above referenced evaluation criteria among all qualified suppliers. However, Chemonics reserves the right to conduct negotiations with and/or request clarifications from any Supplier prior to award.

2. Clarification of Offer:

To assist in the examination and evaluation of the Offers, Chemonics may, at its discretion, ask the Offeror to clarify the Offer, after which scores may be re-evaluated.

3. Responsiveness of Offer:

Chemonics’ determination of an Offer’s responsiveness will be based on the contents of the offer itself. A substantially responsive offer is one that conforms to all the terms, conditions, and specification of this solicitation without material deviation, reservation, or omission. If an offer is not substantially responsive, it may be rejected by Chemonics and may not subsequently be made responsive by the Offeror by correction of the material deviation, reservation, or omission.

4. Nonconformities, Reparable Errors and Omissions:

Provided that the offer is substantially responsive, Chemonics may waive any non-conformities or omissions in the offer that, in the opinion of Chemonics, do not constitute a material deviation.

5. Questions or Concerns Regarding Award Criteria

In submitting an offer to this solicitation, the Suppliers shall understand that USAID is not a party to this solicitation and the Suppliers agree that any questions or concerns hereunder must be presented—in writing with full explanations—in accordance with the guidance set forth in Section IV and V, only to Chemonics for consideration.

Section V: Terms, Conditions, and Annexes

1. Terms and Conditions

Issuance of this solicitation does not in any way obligate Chemonics, the GHSC-PSM project, or USAID to make an award or pay for costs incurred by the Supplier in the preparation and submission of an offer.

Any reward resulting from this solicitation will be in the form of a BOA. The BOA sets forth terms, agreed to by both parties, for equipment pricing and technical specifications, along with pricing and service level agreement terms, conditions, and key performance indicators (KPIs).

Orders under a BOA will be made through Purchase Orders, which stipulate units of equipment, service level agreements, recipient countries, and shipment requirements. Purchase Orders must be agreed upon by both parties to be valid.

This solicitation is subject to Chemonics general terms and conditions and any attachments thereto. A copy of the BOA general terms and conditions and Price Schedule Annex are attached as (Annex 1) to this solicitation. Any resultant award will be governed by these terms and conditions. Chemonics reserves the right to revise the content, order, and numbering of the provisions in the actual BOA and Price Schedule Annex prior to execution by Chemonics and the selected Supplier. Issuance of a BOA and placement of any orders thereunder is subject to the availability of sufficient funds.

Risk of loss, damage, injury, or destruction of the goods shall be borne by the Supplier until custody is transferred upon delivery to Chemonics on behalf of USAID.

United States law prohibits transactions with, and the provision of resources and support to, individuals and organizations associated with terrorism. To confirm individuals or parties are not on a U.S. Government Excluded Parties List, Offerors and Subcontractor(s) are required to, at a minimum, check <https://sam.gov/SAM/pages/public/searchRecords/searchResults.jsf>. The Subcontractor(s) under any award resulting from this solicitation must ensure compliance with the above-referenced laws and requirements.

2. Award Criteria and Orders under any Resulting BOAs

Purchase Orders under any resulting BOAs will generally be determined from the successful Offeror(s)' responses to this RFP. Chemonics will evaluate the successful Offeror(s)' proposals and Annex A Price Schedule to determine the best value offeror for each order. While, Chemonics does not plan to release a request for quotation (RFQ) for each order, Chemonics may do so. Factors for consideration in award of Purchase Orders may include:

- a. Local agent/service provider capability to provide service, maintenance and repairs; and
- b. Lead time

3. Global Standards

GHSC-PSM is implementing a requirement for trade item and location, data capture (e.g. barcode labeling) and master data exchange via the GS1 Global Data Synchronization Network (GDSN). This requirement is stipulated in Annex 1 – General Terms and Conditions of this solicitation and the resulting BOA. Any offerors currently implementing GS1 standards are encouraged to submit their information, if they have not done so already, by completing the submission form available at <https://www.ghsupplychain.org/global-standards/gtinglnsubmissionform> and submitting it to datasync@ghsc-psm.org.

Offerors may refer to the Global Standards Technical Implementation Guideline for Global Health Commodities, V 2.1 for more information: <https://www.ghsupplychain.org/global-standards-technical-implementation-guideline-global-health-commodities-v21>

4. Shipment Mode

Offeror will deliver, install, commission and train at the selected facility location. The Supplier shall provide all necessary documents and packing as per the Terms and Conditions outlined in Annex 1, in line with the shipping mode in this section. Shipment mode can be confirmed together with shipping instructions/country profile at moment of issuance of the purchase order, upon request. The order is intended to be shipped by sea or air.

As the Offeror will ship DAP, Offerors shall provide the following documents/information prior to and during the shipment:

- A. Prior to shipment: potential routing information to include carrier sailing/flight frequency, ETD and ETA.
- B. Post shipment, in addition to Bill of Lading/AWB and freight receipt of goods form (e.g. evidence that goods left offeror's facility):
 - a. Proposed Routing including any transit points
 - b. Pick up date – date trucker would arrive at facility to pick up product
 - c. Estimate date of departure and actual date of departure
 - d. Routing changes, if any
 - e. Date of arrival (estimated/actual) and date of departure (estimated/actual) when shipment moves through transit points.
 - f. Estimated date of arrival at port and, upon arrival, actual date.
 - g. After customs clearance (facilitated by Chemonics/USAID/Embassy), estimated date and time of delivery at facility, and upon arrival, actual date and time of delivery at facility.

5. Product utilization

Items purchased by Chemonics are not for use in the United States of America or for resale. As part of project activities, GHSC-PSM procures the supply of selected commodities for one or multiple countries supported by USAID initiatives.

These products may not be used by recipient institutions for resale to commercial institutions or in response to bids on local or international tenders.

6. Disclaimers

- Chemonics may cancel the solicitation at any time and not award.
- Chemonics may reject any or all responses received.
- Issuance of the solicitation does not constitute an award commitment by Chemonics.
- Chemonics reserves the right to disqualify any offer based on failure of the offeror to follow solicitation instructions.
- Chemonics will not compensate any offeror for responding to solicitation.
- Chemonics reserves the right to issue award based on initial evaluation of offers without further discussion.
- Chemonics may choose to award only part of the activities in the solicitation, or issue multiple awards based on the solicitation activities.
- Any significant deficiencies regarding responsiveness to the requirements of this solicitation, an offer may be deemed “non-responsive” and thereby disqualified from consideration. Chemonics reserves the right to waive immaterial deficiencies at its discretion.
- Chemonics may choose to contact each offeror to confirm contact person, address and that bid was submitted for this solicitation.

7. List of Attachments

Annex 1 – Basic Ordering Agreement and Price Schedule Annex Template

Annex 2 – Required Certifications

Annex 3 – Offer Cover Letter Template

Annex 4 – Product Specifications and Technical Requirements

Annex 4.1 – QA Medical Gas Technical Questionnaire

Annex 4.2 – Instructions for Creating and Submitting Technical Documentation to FHI 360

Annex 5 – Price Quotation and Capability Form

Annex 6 – Service Level Agreement Template

[END OF RFP-GHSC-PSM-TO1-O2-PSA-VSA]