

INTOSAI Development Initiative

# Tenderer eligibility declaration

09 December 2020

Procurement of ICT goods and services for  
The National Audit Chamber of South Sudan

## 1. Background

The **National Audit Chamber (NAC) of South Sudan** and the **INTOSAI Development Initiative (IDI)** have a partnership under the *NAC Strategic Change Project 2020-2024*.

The *NAC Strategic Plan 2019-2024* lists several ICT strategic objectives. The *NAC Strategic Change Project 2020-2024* has a priority for supporting these objectives.

The IDI will procure the related goods and services.

In order to be eligible, tenderers are required to:

- 1- Be NOT in any of the situations listed in point 2. and 4. of the eligibility requirements.
- 2- Provide documentation as per point 1. of the eligibility requirements
- 3- Sign and return this declaration as per point 3. of the eligibility requirements

## 2. Eligibility requirements

1. Tenderers must provide information on their legal form and ownership structure.
2. Tenderers shall be excluded from participation in a procurement procedure if:
  - a) they are bankrupt or being wound up, are having their affairs administered by the courts, have entered into an arrangement with creditors, have suspended business activities, are subject of proceedings concerning those matters, or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations. However, tenderers in this situation may be eligible to participate insofar as the IDI is able to purchase supplies on particularly advantageous terms from either a supplier which is definitively winding up its business activities, or the receivers or liquidators of a bankruptcy, through an arrangement with creditors, or through a similar procedure under national law;
  - b) they or persons having powers of representation, decision-making or control over them have been convicted of an offence concerning their professional conduct by a final judgment;
  - c) they have been guilty of grave professional misconduct; proven by any means which the IDI can justify;
  - d) they have not fulfilled obligations relating to the payment of social security contributions or taxes in accordance with the legal provisions of the country in which they are established, or with those of the country of the IDI or those of the country where the contract is to be performed;
  - e) they or persons having powers of representation, decision-making or control over them have been convicted for fraud, corruption, involvement in a criminal organization or money laundering by a final judgment;

- f) they make use of child labor or forced labor and/or practice discrimination, and/or do not respect the right to freedom of association and the right to organize and engage in collective bargaining pursuant to the core conventions of the International Labor Organization (ILO).
  - g) they appear on the current sanctions lists of the European Union, the United Nations or the United States of America.
3. Tenderers shall confirm in writing that they are not in any of the situations listed above. Even if such confirmation is given by a tenderer, the IDI shall investigate any of the situations listed above if it has reasonable grounds to doubt the contents of such confirmation.
4. Contracts shall not be awarded to tenderers which, during the procurement procedure:
- a) are subject to a conflict of interests;
  - b) are guilty of misrepresentation in supplying the information required by the IDI as a condition of participation in the tender procedure or fail to supply this information.

### 3. Declaration

I have carefully read the above eligibility requirements.

I hereby attest that myself (tendering company representative) and the company that I represent (tendering company) are NOT IN ANY of the situations listed in point 2. and 4. of the above eligibility requirements.

<b>Name of tendering company</b>	
<b>Name of tendering company representative</b>	
<b>Title/Position of tendering company representative</b>	
<b>Date</b>	
<b>Signature of tendering company representative</b>	