



Date: 28 September 2015

**RFP/SEC/18/2015**  
**Provision of Munition Clearance Services in Ukraine**  
**Clarification Note 1**

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The Organization for Security and Co-operation in Europe has received requests for clarification from potential proposers on Fri 11/09/2015 09:56 and on Fri 11/09/2015 17:41 with regard to request for Proposal RFP/SEC/18/2015. The OSCE would like to provide the following clarifications:

*SECURITY*

Q1: "Does OSCE have specified security standards that sub-contractors must comply with (similar to UN Minimum Operational Security Standards/MOSS)?"

**A1: Yes, OSCE/SMM has security policies for its personnel. Contractors' staff is advised to comply as well.**

Q2: "Will OSCE provide any security support to the munition clearance contractor during operations?"

**A2: No.**

**NOTICE: The OSCE/SMM will provide to the contractor available information on security conditions in the area of operations. However the OSCE/SMM will not take responsibility for the safety and security of the contractor's staff.**

Q3: "Will OSCE provide security information/briefings to the munition clearance contractor?"

**A3: Yes.**

**NOTICE: The OSCE/SMM will provide to the contractor available information on security conditions in the area of operations. However the OSCE/SMM will not take responsibility for the safety and security of the contractor's staff.**

Q4: "Will OSCE provide liaison with local Government security forces?"

**A4: The OSCE/SMM will facilitate communication between the contractor and security personnel at the local level to the extent possible.**

*MEDICAL*

Q5: "Will the munitions clearance contractor have access to OSCE medical facilities for CASEVAC and MEDEVAC support?"

**A5: Upon request the OSCE/SMM can include contractor's personnel in its emergency and evacuation plans. However, the OSCE/SMM will not take responsibility for the safety and security of the contractor's staff.**

Q6: "Will the munitions clearance contractor receive any support with implementing MEDEVAC of casualties from OSCE?"

**A6: See above (A5).**

*IMPORTATION OF EQUIPMENT*

Q7: "Will OSCE provide assistance or support to importation of mine detection equipment and PPE into Ukraine and forward positioning in the operational area?"

**A7: Upon request, the OSCE/SMM may provide support to the contractor to the extent possible for facilitating administrative procedures (e.g. for import, export or transportation of equipment). The contractor shall acknowledge that OSCE cannot be deemed responsible for any of these activities, which fully remain under the responsibility of the contractor.**

#### *SCOPE OF SERVICES*

Q8: "Can you provide an estimate of what the distance from the road shoulders that must be cleared of vegetation is? *"Remove vegetation from road shoulders up to a safe distance (to be defined)"*

**A8: Hard shoulders: up to 5m, soft shoulders: up to 8m. However, property boundaries extend to the edge of road in many areas. In such case clearance shall be conducted only to the boundary of private properties (applicable only for Objective 1).**

Q9: "Will vegetation removal from road shoulders involve felling of trees?"

**A9: Yes.**

Q10: "Can OSCE confirm if it is acceptable to implement the First and Second objectives of the Scope of Services concurrently?"

**A10: Yes, as long as implementation of objective 2 does not impact the implementation timeline of objective 1.**

Q11: "Will OSCE provide Map grid references of the roads and maps or aerial/satellite images?"

**A11: Yes. Basic mapping is available for information only. The OSCE/SMM will not take responsibility for any potential misrepresentation.**

Q12: "Please define the clearance handover procedure for this project."

**A12: The clearance handover procedure will be defined by and agreed between the contractor and relevant authorities. The OSCE will not take any responsibility in relation to the handover.**

Q13: "Please could you provide a map or co-ordinates showing the exact location of the roads that require clearance."

**A13: Yes. Basic mapping is available for information only. The OSCE/SMM will not take responsibility for any potential misrepresentation.**

Q14: "Please could you also confirm the width of the road and the corridor either side of the road from the center line requiring clearance."

**A14: See A8. The two widest streets requiring clearance are Sovietska Str. and E58 two-lane international highway (max width of hard surface approx. 9m).**

#### *General Interpretative Note:*

*The OSCE is facilitating the talks amongst the sides in order to reach an agreement, inter alia, on EOD clearance activities in Shyrokyne. The OSCE is not in a position to state with certainty how long the process of negotiations will take place. However, once the sides reach an agreement, the OSCE – through a contractor – will be expected to start the EOD clearance process without delay. The OSCE has informed the sides of the on-going tender process.*

*In order to facilitate import of the required equipment to Ukraine, the OSCE SMM will inform the Ukrainian Ministry of Foreign Affairs through a Note Verbale. However, the OSCE SMM cannot assume responsibility for any delays in securing import permissions.*

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END





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**RFP/SEC/18/2015**  
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**Clarification Note 2**

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The Organization for Security and Co-operation in Europe has received requests for clarification from potential proposers on Mon 14/09/2015 16:40 and on Tue 15/09/2015 17:13 with regard to request for Proposal RFP/SEC/18/2015. The OSCE would like to provide the following clarifications:

Q1: "With regard to the two stages of road clearance, are they continuous sections of road, OR do the figures of 10 and 25 Km refer to a total of clearance required of different sections of road around the area?"

**A1: Different sections. Details reg. specific road sections will be provided in due course.**

Q2: "Can you provide coordinates or names of start / end points of the roads to be cleared?"

**A2: Yes. See above.**

Q3: "Is this RFP open to both commercial and NGO applicants?"

**A3: Yes.**

Q4: "Para 11 requests "company's registration document/license(s)" - is this the registration document of the company/organization in their own country or does this refer to specific registration in Ukraine?"

**A4: The paragraph cited refers to a company's registration documents relating to the formation and the valid existence of the company.**

Q5: "With regards to Question 1, are organizations not legally registered in Ukraine eligible to bid?"

**A5: Yes.**

Q6: "Under what authority will a contractor be allowed to conduct EOD clearance operations – will this be covered under OSCE or must a company/organization have permission/authority from national authorities in place. If the latter, please confirm which national authority and certification will monitor and control EOD clearance activities in Ukraine?"

**A6: Permission/authority from national authorities in place required. SMM can facilitate and provide assistance.**

Q7: "Para 14 refers to a Bank Guarantee, is Annex G required at bid proposal stage or will this be executed on award?"

**A7: The paragraph cited and Annex G refers to a Performance Security, the binding third-party commitment obtained by the Contractor (as principal) and accepted by the OSCE (as beneficiary) to cover certain financial losses in the event that the Contractor does not perform in whole or in part under the Contract. The Performance Security in a form and from a bank acceptable to the OSCE and in an amount to be prescribed by the OSCE shall be obtained by the Contractor at its expense and shall be deposited with the OSCE together with the countersigned copy of the Contract. The Performance Security shall be valid for a period of not less than thirty (30) Days after the Completion Date.**

Q8: "Within the TOR - "Scope of Services" - are these mandatory activities and capacities that the contractor must provide or just suggested activities? This is specifically related to mechanical mine clearance and Dog supported mine and EO verification?"

**A8: We assume that all activities listed in "Scope of Services" section will need to be provided by the contractor in order to achieve the three objectives.**

Q9: "The "Scope of Services" mentions "three phases" but then goes on under Objective 1 to list "two stages" - please clarify if there is something missing and what the three phases are?"

**A9: The present assignment indeed includes only Objective 1, phases 1 and 2: 10+25kms of road clearance as stated on page 6 of the ToR. The sentence "Munition clearance activities are to be undertaken in three phases, in the following order of priority:" as well as the references to house clearance, rubble removal, etc. are non-relevant for the present assignment.**

Q10: "Under "Key Points and Observations" and "Scope of Services" it suggests that house clearance and clearance/verification is required within the village however under "Objective 1" only clearance of a 10km and 25km stretch of road and no reference to clearance within the village/town. Is the road the only task or must the RFP take into consideration clearance capacity for the village. If the latter, is this for the entire village and is there any timeline imposed (as per the tow sections of road) for this?"

**A10: Please see the A9.**

Q11: "Technical Clearance Requirements. Please clarify the following:

a. What clearance depth is required for concrete roads and gravel roads.

**A11a: Up to 1.8m depth (max crater depth of 152mm shell previously used in the area), depending on what type of munition was used (e.g. if entry hole of penetrated surface indicates contamination with 30mm under barrel grenade, clearance depth will be smaller). Technical Clearance Requirements should be derived from National Standards, in case of absence of National Standards IMAS (09.10 para 4) should be referred to.**

b. What is the distance from the road centre line to be assessed, 12 meters is mentioned in Annex E, please confirm this means 6 meters either side of the road centre line?

**A11b: Max total 25m: max road width of road section to be cleared is 9m + 2x 8m soft road shoulder on each side (9m + 8m + 8m =25m).**

c. Removal of debris is mentioned, please clarify the nature of this debris (buildings, concrete, soil, military constructions, vehicles etc...) and how much of this is required (cubic meters...?).

**A11c: All listed debris (e.g. buildings, concrete, soil, military constructions, vehicles etc.) shall be removed. The cubic meter at present is unknown.**

d. Please indicate the distance from the road shoulder and/or centre line that vegetation should be removed.

**A11d: Hard shoulders: up to 5m. Soft shoulders: up to 8m.**

e. Is the area cleared from the road shoulder to be also cleared for mines and UXO and if so please indicate the depth required for this clearance.

**A11e: Yes, provided that there is an indication that hazardous munitions of these types were used. Depth is unknown.**

f. "Marking and warning signs are to be applied as per IMAS" - please confirm whether permanent fencing is required (a two strand wire fence with metal posts and permanent

warning signs) - please also confirm this is required for the entire length of the cleared road(s) - both sides would total 70km of fencing stores.”

**A11f: No.**

Q12: “Standby Period(s). Please confirm there will be no payment for standby periods in the case of suspension of operations for security considerations and the contractor must mitigate for termination of staff contracts, severance pay and insurance, accommodation/office costs and vehicle/eqpt rental during any standby period/suspension”

**A12: Yes, there will be no payment for standby periods in the case of suspension of operations.**

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**RFP/SEC/18/2015**  
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**Clarification Note 3**

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The Organization for Security and Co-operation in Europe has received requests for clarification from potential proposers on Fri 18/09/2015 18:15 with regard to request for Proposal RFP/SEC/18/2015. The OSCE would like to provide the following clarifications:

Q1: "When do you expect the results of the tender to be announced?"

**A1: The evaluation period commences from the day of the proposal submission deadline (5 October 2015). The duration of the evaluation is strongly dependent on the number of proposals received and, among others, the necessity of a request for clarification upon verifying the eligibility of the proposals. The exact estimate cannot be provided at this point in time.**

Q2: "Is the 120-day validity period from the submission deadline (5th of October), or an alternative, specified date? If not the 5th October, when does bid validity commence?"

**A2: The bid validity period commences from the day of the proposal submission deadline (5 October 2015). In case the award is not made within the specified period, an extension of the validity may be requested from the Proposers in writing.**

Q3: "Ukrainian legislation on humanitarian mine-action has not yet been passed through the Ukrainian parliament. Are there alternative agreements to allow landmine or UXO clearance activities to take place by an International Non-Governmental Organizations?"

**A3: Yes. Ukraine signed and ratified the Ottawa Convention on 1 June 2006. Under the Article 6 - International cooperation and assistance, e.g. "States Parties may request the United Nations, regional organizations, other States Parties or other competent intergovernmental or non-governmental fora to assist its authorities in the elaboration of a national demining program...".**

Q4: "Is there provision being made by OSCE to ensure that INGOs are able to purchase and use high-explosive for the destruction of landmines and UXO in-situ?"

**A4: No. The operator should sign the framework agreement/register the company/organization with the host government, which would enable the purchase and use of high-explosives.**

Q5: "The tender terms of reference emphasize the requirement for rapid mobilization following the 'green light'. Can OSCE assist with accelerating the process of importing specialist equipment into Ukraine? If so, what are the parameters, practical and financial, of this assistance?"

**A5: Please see the General Interpretive Note.**

Q6: "Can OSCE expand upon its evidence to confirm or rule-out the presence of TM-62P anti-tank mines on the two roads specified or the road verges of both roads?"

**A6: Cannot confirm or rule-out the presence of TM-62P anti-tank mines on the two roads specified or the road verges of both roads.**

Q7: "Are there photos available to illustrate the tasks described in 'Objective 1'?"

**A7: Yes. Sample photos can be shared if requested for information only. The OSCE/SMM will not take responsibility for any potential misrepresentation.**

Q8: "Remove vegetation from road shoulders up to a safe distance (to be defined)" When will this be defined, and how? (will a standard width of vegetation removal be applied to the length of the road)?"

**A8: Requirement described in Clarification Note 2.**

Q9: "Does OSCE have medical casualty evacuation provision at, or close to, the work sites, and is it possible for the use of this capacity to be included in the bidder's planning, thus reducing the cost to OSCE?"

**A9: As per Clarification Note 1.**

Q10: "Are there maps available to show the two roads included in Objective 1?"

**A10: Yes. Basic mapping is available for information only. The OSCE/SMM will not take responsibility for any potential misrepresentation.**

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**RFP/SEC/18/2015**  
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**Clarification Note 4**

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The Organization for Security and Co-operation in Europe has received requests for clarification from potential proposers on Tue 22/09/2015 06:22 with regard to request for Proposal RFP/SEC/18/2015. The OSCE would like to provide the following clarifications:

Q1: "Does OSCE have an idea when the green light will be provided? (costs for clearing and excavation will be higher in the winter if it does freeze/snow)?"

**A1: At present it is not possible to estimate with certainty how long the process of negotiations will take place. Please see the Interpretive Note.**

Q2: "Will provisions be made by OSCE with the Government of Ukraine for the acceptance of UXO, EO, debris (trees & branches), vehicles (burned and destroyed), and passenger vehicles at no cost to the contractor other than transport? Generally, how far will this need to be transported from the contractor?"

**A2: The company/organization carrying out the clearance operation will coordinate with the relevant authorities the identification of designated temporary storage areas and disposal of debris, vehicles, UXO etc. related matters. This will be defined in the technical arrangement/agreement between the company/organization and the relevant authorities. The OSCE may provide support in the negotiations but will not be directly responsible for them.**

Q3: "Will we be able to bill additional costs if more than three vehicles need to be removed?"

**A3: This cost may be included in the Financial Proposal as an optional expense on a FIPO ground.**

Q4: "It is noted that the roads are generally 12 meters wide. How wide of a path will be required for vegetation removal on the shoulders?"

**A4: Please refer to Clarification Note 1 & 2 (Clarification Note 2, Answer 11C).**

Q5: Will markings and warning signs be provided?"

**A5: No. The marking shall be applied as per IMAS and refers to Clarification Note 2, Answer 11E (IMAS 08.40 Marking mine and ERW hazards, para 6 Responsibilities).**

Q6: "Will the location for the operational base and storage area be provided by OSCE / Government of Ukraine / etc... or the contractor? Additionally, will security be provided?"

**A6: The company/organization carrying out the clearance operation will coordinate with the relevant authorities the identification of an area for the operational base and storage (including storage of explosives for disposal of UXO/AXO). This will be defined in the technical arrangement/agreement between the company/organization and the relevant authorities. The OSCE may provide support in the negotiations but will not be directly responsible for them. For information on security, please refer to Clarification Note 1.**

Q7: "This RFP states that this is only Objective 1 of the entire Scope. Will additional objectives be issued as additional RFPs in the future?"

**A7: The question is not relevant to the scope of this tender and cannot be replied.**

Q8: "Will OSCE provide any kind of Medical support or medical evacuation?"

**A8: Please see Clarification Note 1 answers A5 and A6.**

Q9: "Does OSCE anticipate a need for a security escort in and out of the disputed zone or are we able to move freely to transport equipment and personnel?"

**A9: Upon request the OSCE/SMM may facilitate communication between the contractor and security personnel in relation to transport of equipment and personnel.**

Q10: "Can OSCE tell us where they are currently based in the region? We would like to set up our management cell in the vicinity of the OSCE base?"

**A10: Current OSCE locations in Donetsk, Luhansk and Dnipropetrovsk regions are: Luhansk city, Donetsk city, Mariupol, Sievierodonetsk, Kramatorsk city, Kharkiv city and Dnipropetrovsk city.**

Q11: "Can you tell us the overall security and travel conditions of the route between Beryansk and Shrokyne?"

**A11: The Security situation is subject to change.**

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