

**EVALUATION CRITERIA OF THE TECHNICAL CAPACITY OF THE BIDDER
FOR THE SUBMITTAL OF CO-FINANCED UNSOLICITED BID OF THE SANITATION SECTOR, TO BE
PRESENTED AS PART OF
SUPREME DECREE No. 007-2021-VIVIENDA**

1. Of the provisions in the Directive for the Management of Unsolicited Bid

Paragraph 6.3.2 of Directive No. 004-2019-PROINVERSION sets for that the evaluation of the technical and financial capacity of the bidders of the Co-Financed Unsolicited Bid (Hereinafter IPC, by its acronym in Spanish) must be carried out in accordance with the provisions of Annex No. 16.

However, paragraph 1.2 of Annex No. 16 establishes that:

“Compliance with the technical capacity of the Bidder of a IPC shall be focused on the evaluation of the experience that the Bidder accredits for the development of projects of similar relevance, duly supported with certificates issued by third parties other than the accredited legal entity. The following criteria shall be considered for this purpose:

- i) The technical capacity shall be measured through the submittal of at least three accredited experiences in projects of similar relevance, and must submit a simple copy of the certificates issued by third parties other than the legal entity that accredits them and according to the contents of Annex No. 07. Such third parties must not be companies related to the Bidder. These projects must have concluded their construction stage or be in a duly accredited operational stage.*
- ii) The Bidder may accredit technical capacity through: a) its own experience; and, in the case of consortiums, through one or more of its members; or, b) experience of the company related to the Bidder (whether parent or subsidiary) or to any of its members in the case of a consortium; and in the case that the experience is accredited by a legal entity that is not a company, the relationship must be evidenced in a reliable manner, according to its legal nature.*
- iii) In case the technical capacity is accredited through a related company, whether parent or subsidiary, a letter of commitment from such related company must be attached, according to the model in Annex No. 06, signed by its legal representative with sufficient powers to do so, whereby he/she undertakes to provide the technical and human resources required by the project.*
- iv) The technical capacity shall be measured with the fulfillment of the construction experience. and also with the fulfillment of the experience in operation and maintenance*



of public infrastructure and provision of public services. or services related to them, if applicable.” (emphasis added)

2. Of the criteria for evaluating the technical capacity of the bidder

Based on the provisions of the aforementioned Directive, as well as the intervention needs and the referential design parameters indicated by the Sector, the following technical criteria are established for evaluating the Bidder:

i. Technical evaluation criteria - Construction experience

- The Bidder must accredit at least three (3) experiences in the construction of seawater desalination plants or wastewater treatment plants, as applicable to each project indicated in SD No. 007-2021-VIVIENDA, whose production capacity is at least for a maximum daily flow (Qmd) equivalent to 80% of the design Qmd corresponding to the location with the highest Qmd of each project. Each of the three (3) experiences must comply with the criteria described above and must contain at least the same unit processes of the proposed technical solution.
- Only experiences less than or equal to 20 years old, counted from their completion, may be accredited.

ii. Technical evaluation criteria - Experience in operation and maintenance

- The Bidder must accredit at least three (3) experiences in operation and maintenance of seawater desalination plants or wastewater treatment plants, as applicable to each project indicated in SD No. 007-2021-VIVIENDA, whose production capacity is at least for a maximum daily flow (Qmd) equivalent to 80% of the design Qmd corresponding to the location with the highest Qmd of each project. Each of the three (3) experiences must comply with the criteria described above and must contain at least the same unit processes of the proposed technical solution.
- Only experience comprising at least two (2) continuous years of operation and maintenance in the last 20 years may be accredited.

The technical capacity of the Bidder shall be measured with the fulfillment of the construction experience, and also with the fulfillment of the experience in operation and maintenance. The construction experience, as well as the operation and maintenance experience indicated above, must be accredited as indicated below:

- By submitting a simple copy of the certificates issued by third parties other than the legal entity that accredits them and in accordance with the contents of Annex No. 07. Such third parties must not be companies related to the Bidder.



- The projects through which experience is accredited must have concluded their construction stage and be in a duly accredited operational stage.
- The Bidder may accredit the technical capacity through:
 - a) Own experience; and, in the case of consortiums, through one or more of its members; or,
 - b) Experience of company(ies) related to the Bidder (parent or subsidiary) or to any of its members in the case of a consortium. In the event that the experience is accredited by a legal entity that is not a company, the relationship must be evidenced in a reliable manner, according to its legal nature.
- In case the technical capacity is accredited through a related company (parent or subsidiary), a letter of commitment from such related company must be attached, according to the model in Annex No. 06, signed by its legal representative with sufficient powers to do so, whereby he/she undertakes to provide the technical and human resources required by the project.
- The participation of the Bidder (or its related party) in the constructor or operator accrediting the experience must be equal or greater than 25%. In case of consortium, the participation of the member accrediting experience in construction or operation (directly or through a related party) must be equal or greater than 25%¹.

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Important: This is an unofficial translation. In the case of divergence between the English and Spanish text, the version in Spanish shall prevail.

¹ General accreditation condition used in previous technical reports for determining technical criteria for the evaluation of bidders, as well as in the bidding conditions for projects in the sanitation portfolio.

