

**THE SOCIALIST REPUBLIC OF VIETNAM
MINISTRY OF TRANSPORT
PROJECT MANAGEMENT UNIT THANG LONG**



**PREQUALIFICATION
DOCUMENTS**

**Investment Project for Construction of Viaduct Mai Dich – South Thang
Long Section under the Hanoi City Ring Road No.3**

Under JICA Loan Agreement

No. VN 13-P2, dated December 24 2013

International Competitive Bidding

PACKAGE 1: CONSTRUCTION OF MAI DICH – CO NHUE SECTION

(KM 0+130 – KM 2+182)

SEPTEMBER 2015

INVITATION FOR PREQUALIFICATION

INVESTMENT PROJECT FOR CONSTRUCTION OF VIADUCT MAI DICH – SOUTH THANG LONG UNDER THE HANOI CITY RING ROAD NO.3

PACKAGE NO.1: CONSTRUCTION OF MAI DICH – CO NHUE SECTION

(KM 0+130 – KM 2+182)

Date: xxx, 2015

JICA Loan Agreement No.: VN13-P2,

Dated December 24, 2013.

IFP No.: 01-PQ-HRR3_01

1. The Government of the Socialist Republic of Vietnam has received an ODA Loan from the Japan International Cooperation Agency (JICA) in the amount of 20,591 million Japanese Yen, Loan Agreement No. VN 13-P2 dated December 24, 2013, towards the cost of the Investment Project for Construction of viaduct Mai Dich – South Thang Long Section under the Hanoi City Ring Road No.3. It is intended that part of proceeds of this Loan will be applied to eligible payment under the contract resulting from the bidding for which this Prequalification is conducted.
2. The Ministry of Transport (MOT), through the Project Management Unit Thang Long, hereinafter “the Employer” intends to prequalify contractors and or firms for the works to be executed under the following contract project:

Investment Project for Construction of Mai Dich – South Thang Long section under the Hanoi City Ring Road No.3 Construction Project, Package 01: Construction of Mai Dich – Co Nhue section (Km 0+130 - Km 2+182); main construction works include:

Construction of a throughway viaduct with, superstructure Super T Girder (Km 0+248.9 - Km 0+966.5 & Km 1+169.5 - Km 2+182); Box Steel Girder (Km 0+966.5 - Km 1+169.5) with main span length $L=(63+78+63)$ m at interchange Hoang Quoc Viet; and Approach Road (Km 0+130 - Km 0+248.9) in Mai Dich Interchange;
At Narrow Section (Km 0+130 - Km 1+240 & KM 2+120 - Km 2+182), with method of rotation steel piles;
Standard Section (Km 1+240 - Km 2+120), with cast-in-situ concrete piles;

Further details of the works in the project are given in Section VI.

3. It is expected that Invitations for Bid will be made in **May 2016**.
4. Prequalification will be conducted through procedures in accordance with the applicable Guidelines for Procurement under Japanese ODA Loans, and is open to all Applicants from eligible source countries, as defined in the Loan Agreement.
5. Interested eligible Applicants may obtain further information from and inspect the Prequalification Documents during office hours (from 9:00 A.M. till 4:30 P.M.) from **September 12, 2015** till no later than **9:00 A.M. on October 23, 2015** at:

PROJECT MANAGEMENT UNIT THANG LONG

Group 23, Group Linh Nam Ward, Hoang Mai District, Hanoi

Tel: (84-4)-3.6430209; Fax: (84-4)- 3.6430212

6. A complete set of the Prequalification Documents is issued free of charge to interested Applicant(s) on the submission of a written Application by the Applicant to the address above.
7. Applications for prequalification should be submitted in sealed envelopes, delivered to the address above **no later than 9:00 A.M. (local time in Vietnam) on October 23, 2015**, and be clearly marked “Application to Prequalify for Package 01: Construction of Viaduct Mai Dich - Co Nhue Section under the Investment Project for Construction of Viaduct Mai Dich – South Thang Long section on the Hanoi City Ring Road No.3.”

VU XUAN HOA

General Director

Project Management Unit Thang Long

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Section I. Instructions to Applicants

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A. General

1. **Scope of Application**
 - 1.1 In connection with the Invitation for Prequalification **specified in Section II, Prequalification Data Sheet (PDS)**, the Employer, as **specified in the PDS**, issues these Prequalification Documents (“Prequalification Documents”) for prequalification to bid for the Works described in Section VI, Scope of Works. In case the Works are to be bid as individual contracts (i.e. the slice and package procedure), these are **specified in the PDS**.
 - 1.2 Throughout these Prequalification Documents:
 - (a) the term “in writing” means communicated in written form and delivered against receipt;
 - (b) except where the context requires otherwise, words indicating the singular also include the plural and words indicating the plural also include the singular; and
 - (c) “day” means calendar day.
2. **Source of Funds**
 - 2.1 The Borrower **specified in the PDS** has received or has applied for a Japanese ODA Loan from Japan International Cooperation Agency (hereinafter referred to as “JICA”), with the number, in the amount, and on the signed date of the Loan Agreement **specified in the PDS**, towards the cost of the project **named in the PDS**. The Borrower intends to apply a portion of the proceeds of the loan to payments under the contract resulting from the bidding for which this prequalification is conducted.
 - 2.2 Disbursement of a Japanese ODA Loan by JICA will be subject, in all respects, to the terms and conditions of the Loan Agreement, including the disbursement procedures and the applicable Guidelines for Procurement under Japanese ODA Loans **specified in the PDS**. No party other than the Borrower shall derive any rights from the Loan Agreement or have any claim to loan proceeds.
 - 2.3 The above Loan Agreement will cover only part of the project cost. As for the remaining portion, the Borrower will take appropriate measures for finance.
3. **Corrupt and Fraudulent Practices**
 - 3.1 In this ITA 3.1, “Bidder” and “Contractors” are used as synonyms of “Applicants.”

It is JICA’s policy to require that Bidders and Contractors, as well as Borrowers under contracts funded with Japanese ODA Loans and other Japanese ODA, observe the highest standard of ethics during

the procurement and execution of such contracts. In pursuance of this policy, JICA:

- (a) will reject a proposal for award if it determine that the Bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the contract in question;
- (b) will recognize a Bidder or Contractor as ineligible, for a period determined by JICA, to be awarded a contract funded with Japanese ODA Loans if it at any time determines that the Bidder or the Contractor has engaged in corrupt or fraudulent practices in competing for, or in executing another contract funded with Japanese ODA Loans or other Japanese ODA; and
- (c) will recognize a Contractor as ineligible to be awarded a contract funded with Japanese ODA Loans if the Contractor or subcontractor, who has a direct contract with the Contractor, is debarred under the cross debarment decisions by the Multilateral Development Banks. Such period of ineligibility shall not exceed three (3) years from (and including) the date on which the cross debarment is imposed.

“Cross debarment decisions by the Multilateral Development Banks” is a corporate sanction in accordance with the agreement among the African Development Bank Group, Asian Development Bank, European Bank for Reconstruction and Development, Inter-American Development Bank Group and the World Bank Group signed on 9 April, 2010 (as amended from time to time). JICA will recognize the World Bank Group’s debarment of which period exceeds one year, imposed after 19 July, 2010, the date on which the World Bank Group started cross debarment, as “cross debarment decisions by the Multilateral Development Banks.” The list of debarred firms and individuals is available at the electronic address **specified in the PDS.**

JICA will recognize a Bidder or Contractor as ineligible to be awarded a contract funded with Japanese ODA Loans if the Bidder or Contractor is debarred by the World Bank Group for the period starting from the date of advertisements for Prequalification up to the signing for the contract, unless (i) such debarment period does not exceed one year, or (ii) three (3) years have passed since such debarment decision.

If it is revealed that the Contractor was ineligible to be awarded a contract according to above, JICA will, in principle, impose sanctions against the Contractor.

If it is revealed that the subcontractor, who has a direct contract with the Contractor, was debarred by the World Bank Group on

the subcontract date, JICA will, in principle, require the Borrower to have the Contractor cancel the subcontract immediately, unless (i) such debarment period does not exceed one year, or (ii) three (3) years have passed since such debarment decision. If the Contractor refuses, JICA will require the Borrower to declare invalidity or cancellation of the contract and demand the refund of the relevant proceeds of the loan or any other remedies on the grounds of contractual violation.

4. Eligible Applicants

- 4.1 For the purpose of applying the eligibility criteria listed in the this ITA4, references to the “Applicant” include all entities involved or intended to be involved with the proposed Works (including all partners and any of their affiliates that directly or indirectly control, or are controlled by or are under common control with the firm), specialist subcontractors, consultants, manufactures or suppliers (as mentioned in Form ELI-1.2 Applicant’s Party Information From), and the personnel of each, for any part the contract including related services.
- 4.2 An Applicant may be a firm that is a single entity or any combination of such entities in the form of joint venture (JV) under an existing agreement or with the intent to enter into such an agreement supported by a letter of intent. In the case of a JV, all members shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. The JV shall nominate an authorized representative who shall have the authority to conduct all business for and on behalf of any and all the members of the JV during the prequalification process, bidding (in the event the JV submits a Bid) and during contract execution (in the event the JV is awarded the Contract).
- 4.3 An Applicant and all members constituting the Applicant shall be from any of the eligible source countries as indicated in Section V, Eligible Source Countries of Japanese ODA Loans.
- 4.4 An Applicant shall not have a conflict of interest. An Applicant shall not be employed under any of the circumstances set forth below, where it is determined to have a conflict of interest throughout the bidding/selection process and/or the execution of the contract unless the conflict has been resolved in a manner acceptable to JICA.
 - (a) A firm shall be disqualified from providing goods or non-consulting services resulting from or directly related to consulting services for preparation or implementation of a project that it provided or were provided by any affiliate that directly or indirectly controls, is controlled by, or is under

common control with that firm. This provision does not apply to the various firms (consultants, contractors, of suppliers) only due to reason that those firms together are performing the Contractor’s obligations under a turnkey or design and build contract.

- (b) A firm that has a close business relationship with the Borrower’s professional personnel, who are directly or indirectly involved in any part of: (i) the preparation of the Prequalification and Bidding Documents for the contract, (ii) the Prequalification and Bid evaluation, of (iii) the supervision of such contract, shall be disqualified.

- 4.5 A firm and any of its affiliates (that directly or indirectly control, are controlled by or are under common control with that firm) may submit their applications for prequalification either individually, as joint venture or as a subcontractor among them for the same contract. However, if prequalified, based on the “One Bid Per Bidder” principle, which is to ensure fair competition, only one prequalified applicant will be allowed to bid for the same contract. All Bids submitted in violation of this procedure will be rejected. A firm (including its affiliate), if acting in the capacity of a subcontractor in one Bid, may participate in other Bids, only in that capacity.
- 4.6 A firm having any other form of conflict of interest other than ITA 4.4 and ITA 4.5 shall be disqualified.
- 4.7 An Applicant that has been determined to be ineligible by JICA in accordance with ITA 3, shall not be eligible to be awarded a contract.
- 4.8 Applicants shall provide such evidence of their continued eligibility satisfactory to the Employer, as the Employer shall reasonably request.

B. Contents of the Prequalification Documents

5. Sections of Prequalification Documents

- 5.1 These Prequalification Documents consist of Parts 1 and 2 which include all the Sections specified below, and which should be read in conjunction with any addendum (“Addendum”) issued in accordance with ITA7.

PART 1 Prequalification Procedures

- Section I. Instructions to Applicants (ITA)
- Section II. Prequalification Data Sheet (PDS)
- Section III. Qualification Criteria and Requirements

- Section IV. Application Forms
- Section V. List of Eligible Countries of Japanese ODA Loans

PART 2 Works Requirements

- Section VI. Scope of Works

PART 3 Prequalification Evaluation Methods and Criteria

- 5.2 The Invitation for Prequalification issued by the Employer is not part of the Prequalification Documents.
- 5.3 Unless obtained directly from the Employer, the Employer accepts no responsibility for the completeness of the document, responses to requests for clarification, the minutes of the pre-Application meeting (if any), or Addendum to the Prequalification Documents in accordance with ITA7. In case of any discrepancies, document issued directly by the Employer shall prevail.
- 5.4 The Applicant is expected to examine all instructions, forms, and terms in the Prequalification Documents and to furnish with its Application all information or documentation as is required by the Prequalification Documents.
- 5.5 General information on the climate, hydrology, topography, access to site, transportation and communications facilities, medical facilities, project layout, expected construction period, and other services and facilities to be provided by the Employer is furnished in Section VI, Scope of Works.

6. Clarification of Prequalification Documents

- 6.1 A prospective Applicant requiring any clarification of the Prequalification Documents shall contact the Employer in writing at the Employer's address **specified in the PDS**. The Employer will respond in writing to any request for clarification provided that such request is received no later than fourteen (14) days prior to the deadline for submission of Applications. The Employer shall forward copies of its response to all Applicants who have obtained the Prequalification Document directly from the Employer including a description of the inquiry but without identifying its source. If so **specified in the PDS**, the Employer shall also promptly publish its response at the web page **identified in the PDS**. Should the Employer deem it necessary to amend the Prequalification Document as a result of a clarification, it shall do so following the procedure under ITA 7 and in accordance with the provisions of ITA 16.2.
- 6.2 If so **indicated in the PDS**, the prospective Applicant's designated representative is invited at the Applicant's cost to attend a pre-Application meeting at the place, date and time **mentioned in the**

PDS. During this pre-Application meeting, prospective Applicants may request clarification of the project requirement, the criteria for qualifications or any other aspects of Prequalification Documents.

- 6.3 Minutes of the pre-Application meeting, if applicable, including the text of the questions asked by Applicants, including those during the meeting (without identifying the source) and the responses given, together with any responses prepared after the meeting will be transmitted promptly to all prospective Applicants who have obtained the Prequalification Documents. Any modification to the Prequalification Documents that may become necessary as a result of the pre-Application meeting shall be made by the Employer exclusively through the use of an Addendum pursuant to ITA7. Non-attendance at the pre-Application meeting will not be a cause for disqualification of an Applicant.

7. Amendment of Prequalification Documents

- 7.1 At any time prior to the deadline for submission of Applications, the Employer may amend the Prequalification Documents by issuing addenda.
- 7.2 Any Addendum issued shall be part of the Prequalification Documents and shall be communicated in writing to all who have obtained the Prequalification Documents from the Employer. If so **specified in the PDS**, the Employer shall promptly publish the Addendum at the Employer’s web page **identified in the PDS**.
- 7.3 To give prospective Applicants reasonable time to take an Addendum into account in preparing their Applications, the Employer may, at its discretion, extend the deadline for the submission of Applications in accordance with ITA 16.2.

C. Preparation of Applications

8. Cost of Applications

- 8.1 The Applicant shall bear all costs associated with the preparation and submission of its Application. The Employer shall in no case be responsible or liable for those costs, regardless of the conduct or outcome of the prequalification process.

9. Language of Application

- 9.1 The Application as well as all correspondence and documents relating to the prequalification exchanged by the Applicant and the Employer, shall be written in the language **specified in the PDS**. Supporting documents and printed literature that are part of the Application may be in another language, provided they are accompanied by an accurate translation of the relevant passages in the language **specified in the PDS**, in which case, for purposes of interpretation of the Application, the translation shall govern.

- 10. Documents Comprising the Application**
- 10.1 The Application shall comprise the following:
- (a) Application Submission Form, in accordance with ITA 11.1;
 - (b) documentary evidence establishing the Applicant’s eligibility to prequalify, in accordance with ITA 12.1;
 - (c) documentary evidence establishing the Applicant’s qualifications, in accordance with ITA 13;
 - (d) Acknowledgement of Compliance with Guidelines for Procurement under Japanese ODA Loans (Form-ACK), which shall be signed and dated by the Applicant’s authorized representative; and
 - (e) any other document required as **specified in the PDS**.
- 11. Application Submission Form**
- 11.1 The Applicant shall complete an Application Submission Form as provided in Section IV, Application Forms. This Form must be completed without any alteration to its format.
- 12. Documents Establishing the Eligibility of the Applicant**
- 12.1 To establish its eligibility in accordance with ITA 4, the Applicant shall complete the eligibility declarations in the Application Submission Form and Forms ELI 1.1 and 1.2, included in Section IV, Application Forms.
- 13. Documents Establishing the Qualifications of the Applicant**
- 13.1 To establish its qualifications to perform the contract(s) in accordance with Section III, Qualification Criteria and Requirements, the Applicant shall provide the information requested as **specified in the PDS** in the corresponding forms included in Section IV, Application Forms.
- 13.2 Wherever an Application Form requires an Applicant to state a monetary amount, the Applicant should indicate the USD equivalent using the rate of exchange determined as follows:
- For construction turnover or financial data required for each year-
Exchange rate prevailing on the last day of the respective calendar year.
- Value of single contract – Exchange rate prevailing on the date of the contract.
- Exchange rates shall be taken from the publicly available source **identified in the PDS** or, in case such rates are not available in the source available identified above, any other publicly available source acceptable to the Employer. Any error in determining the exchange

rate in the Application may be corrected by the Employer.

14. Signing of the Application and Number of Copies

- 14.1 The Applicant shall prepare one original of the documents comprising the Application as described in ITA 10 and clearly mark it “ORIGINAL”. The original of the Application shall be typed or written in indelible ink and shall be signed by a person duly authorized to sign on behalf of the Applicant. In case the Applicant is a JV, the Application shall be signed by an authorized representative of the JV on behalf of the JV and so as to be legally binding on all the members as evidenced by a power of attorney signed by their legally authorized signatories.
- 14.2 The Applicant shall submit copies of the signed original Application, in the number **specified in the PDS**, and clearly mark them “COPY”. In the event of any discrepancy between the original and the copies, the original shall prevail.

D. Submission of Applications

15. Sealing and Identification of Applications

- 15.1 The Applicant shall enclose the original and the copies of the Application in a sealed envelope that shall:
- (a) bear the name and address of the Applicant;
 - (b) be addressed to the Employer, in accordance with ITA 16.1; and
 - (c) bear the specific reference identification of this prequalification process, **specified in PDS 1.1**.
- 15.2 The Employer will accept no responsibility for not processing any envelope that was not identified as required **in ITA 15.1 above**.

16. Deadline for Submission of Applications

- 16.1 Applicants may either submit their Applications by mail or by hand. Applications shall be received by the Employer at the address and no later than the deadline **specified in the PDS**.
- 16.2 The Employer may, at its discretion, extend the deadline for the submission of Applications by amending the Prequalification Documents in accordance with ITA 7, in which case all rights and obligations of the Employer and the Applicants subject to the previous deadline shall thereafter be subject to the deadline as extended.

17. Late Applications

- 17.1 The Employer reserves the right to accept or reject late Applications.

18. Opening of Applications

- 18.1 The Employer shall open all Applications at the date, time and place **specified in the PDS**.

- 18.2 The Employer shall prepare a record of the opening of Applications to include, as minimum, the name of the Applicants. A copy of the record shall be distributed to all Applicants.

E. Procedures for Evaluation of Applications

- 19. Confidentiality** 19.1 Information relating to the Applications, their evaluation and result shall not be disclosed to Applicants or any other persons not officially concerned with the prequalification process until the notification of prequalification result is made to all Applicants in accordance with ITA26.
- 19.2 From the deadline for submission of Applications to the time of notification of the results of the prequalification in accordance with ITA 26, any Applicant that wishes to contact the Employer on any matter related to the prequalification process (except as specified in ITA 19.1 above), may do so but only in writing.
- 20. Clarification of Applications** 20.1 To assist in the evaluation of Applications, the Employer may, at its discretion, ask any Applicant for a clarification (including missing documents) of its Application, to be submitted within a stated reasonable period of time. Any request for clarification from the Employer and all clarifications from the Applicant shall be in writing.
- 20.2 If an Applicant does not provide clarifications of the information requested by the date and time set in the Employer’s request for clarification, its Application shall be evaluated based on the information and documents available at the time of evaluation of the Application.
- 21. Responsiveness of Applications** 21.1 The Employer may reject any Application which is not responsive to the requirements of the Prequalification Documents. In case the information furnished by the Applicant is incomplete or otherwise requires clarification as per ITA 20.1, and the Applicant fails to provide satisfactory clarification and/or missing information, it may result in disqualification of the Applicant.
- 22. Subcontractors** 22.1 Applicants planning to subcontract any of the key activities indicated in Section III, Qualification Criteria and Requirements, shall specify the activity (ies) or parts of the Works to be subcontracted in the Application Submission Form. Applicants shall clearly identify the proposed specialist subcontractor(s) in Forms ELI-1.2 and EXP - 4.2(b) in Section IV, Application Forms. Such proposed specialist subcontractor(s) shall meet the corresponding qualification requirements specified in Section III, Qualification Criteria and Requirements.

- 22.2 At this time, the Employer does not intend to execute certain specific parts of the Works by subcontractors selected in advance by the Employer (Nominated Subcontractors) **unless otherwise stated in the PDS**.

F. Evaluation of Applications and Prequalification of Applicants

23. Evaluation of Applications

- 23.1 The Employer shall use the factors, methods, criteria, and requirements defined in Section III, Qualification Criteria and Requirements to evaluate the qualifications of the Applicants, and no other methods, criteria, or requirements shall be used. The Employer reserves the right to waive minor deviations in the qualification criteria if they do not materially affect the technical capability and financial resources of an Applicant to perform the contract.
- 23.2 Only the qualifications of subcontractors that have been identified in the Application may be considered in the evaluation of an Applicant. However, the general experience and financial resources of subcontractors may not be added to those of the Applicant for purposes of prequalification of the Applicant.
- 23.3 Unless otherwise **specified in the PDS**, this prequalification shall be for a single contract.
- 23.4 Only the qualifications of Applicant shall be considered. In particular, the qualifications of a parent or other affiliate company that is not party to the Applicant under a JV in accordance with ITA 4.2 shall not be considered.
- 23.5 In case of multiple contracts, Applicants should indicate in their Applications the individual contract or combination of contracts in which they are interested. The Employer shall prequalify each Applicant for the maximum combination of contracts for which the Applicant has thereby indicated its interest and for which the Applicant meets the aggregate requirements or any other reasonable requirements set forth by the Employer. The Qualification Criteria and Requirements are mentioned in Section III.

24. Employer's Right to Accept or Reject Applications

- 24.1 The Employer reserves the right to accept or reject any Application, and to annul the prequalification process and reject all Applications at any time, without thereby incurring any liability to Applicants.

25. Prequalification of Applicants

- 25.1 All Applicants whose Applications substantially meet or exceed the specified qualification requirements will be prequalified by the

Employer.

- 26. Notification of Prequalification**
- 26.1 The Employer shall notify all Applicants in writing of the names of those Applicants who have been prequalified. In addition, those Applicants who have been disqualified will be informed separately.
- 26.2 Applicants that have not been prequalified may write to the Employer to request, in writing, or in a meeting, the grounds on which they were disqualified.
- 27. Invitation for Bids**
- 27.1 Promptly after the notification of the results of the prequalification, the Employer shall invite Bids from all the Applicants that have been prequalified.
- 27.2 Bidders may be required to provide a Bid Security acceptable to the Employer in the form and an amount to be specified in the Bidding Documents, and the successful Bidder shall be required to provide a Performance Security to be specified in the Bidding Documents.
- 27.3 The Bidding Documents will be prepared in accordance with applicable Standard Bidding Documents of JICA **specified in the PDS.**
- 28 Changes in Qualifications of Applicants**
- 28.1 Any change in the structure or formation of an Applicant after being prequalified in accordance with ITA 25 and invited to bid (including, in the case of a JV, any change in the structure or formation of any member thereto) shall be subject to a written approval of the Employer prior to the deadline for submission of Bids. Such approval shall be denied if;
- (i) such change has not taken place by the free choice of the firms involved;
 - (ii) as a consequence of the change, the Application no longer substantially meets the qualification criteria set forth in Section III, Qualification Criteria and Requirements; or
 - (iii) in the opinion of the Employer, the change may result in a substantial reduction in competition.

Any such change should be submitted to the Employer not later than fourteen (14) days after the date of the Invitation for Bids.

Section II. Prequalification Data Sheet

A. General	
ITA 1.1	The number of the Invitation for Prequalification is: 01-PQ-HRR01.
ITA 1.1	The Employer is: The Ministry of Transport , the Executing Agency is the Project Management Unit Thang Long.
ITA 1.1	The name, identification, and number of the slices/ packages comprising this contract is: Investment Project for Construction of Viaduct Mai Dich – South Thang Long Section under the Hanoi City Ring Road No.3. Package No.1 : Construction of Mai Dich – Co Nhue Section.
ITA 2.1	The name of the Borrower is: The Government of the Socialist Republic of Vietnam
ITA 2.1	The number of the Loan Agreement is VN13-P2. The amount of Japanese ODA Loan is Japanese Yen 20,591,000,000. The signed date of the Loan Agreement is December 24, 2013.
ITA 2.1	The name of the Project is Investment Project for Construction of Viaduct Mai Dich – South Thang Long Section under the Hanoi City Ring Road No.3.
ITA 2.2	The applicable Guidelines for Procurement under Japanese ODA Loans are those published in April 2012.
ITA3.1(c)	A list of debarred firms and individuals is available at the World Bank’s website: http://www.worldbank.org/debarr

B. Contents of the Prequalification Documents	
ITA 6.1	<p>For <u>clarification purposes</u> only, the Employer's address is:</p> <p>Attention: the Project Management Unit Thang Long</p> <p>Street Address: Group 23, Linh Nam Ward, Hoang Mai District, Hanoi, Vietnam</p> <p>Telephone: (84-4)-36430209</p> <p>Facsimile number: (84-4)-36430212</p> <p>Electronic mail address: pqlda1pmutl@gmail.com</p>
ITA 6.1 & 7.2	<p>Responses to any request for clarification, if any, will not be published on the Employer's web page.</p>
ITA 6.2	<p>A pre-Application meeting will take place at the following date, time and place:</p> <p>Date: xxx</p> <p>Time: 14:30 hours</p> <p>Place: Project Management Unit Thang Long</p> <p>Address: Group 23, Linh Nam Ward, Hoang Mai District, Hanoi, Vietnam</p>
C. Preparation of Applications	
ITA 9.1	<p>The language of the application as well as of all correspondence is: English</p> <p>The Vietnamese version shall be encouraged for convenient reference by the Executing Agency during evaluation of the Prequalification Applications.</p> <p>However, in case of any discrepancy(ies) between the language versions, the English version shall prevail.</p>
ITA 10.1 (e)	<p>The Applicant shall submit with its application, the following additional documents: Quality assurance and safety ISO certification or any equivalent certificate.</p>
ITA 13.1	<p>The Applicant shall submit the documents certified by the Employers to prove the Applicant's contract performance qualifications including but not limited to completion certificates, contract agreements and documents proving experience as per the technical criteria as required in Article 4.2 under Section III, Qualification Criteria and Requirements.</p>

ITA 13.2	The source for determining exchange rate is: selling rates as published by the Joint Stock Commercial Bank for Foreign Trade of Vietnam (“Vietcombank”).
ITA 14.2	In addition to the original, the number of copies to be submitted with the application is: three (3) copies
D. Submission of Applications	
ITA 16.1	The deadline for application submission is: Date: xxx Time: 9:00 A.M. For application submission purposes only, the Employer's address is : Project Management Unit Thang Long Group 23, Linh Nam Ward, Hoang Mai District, Hanoi, Vietnam
ITA 18.1	The opening of the Applications shall be at : Date: xxx Time: 9:30 A.M. Address: Project Management Unit Thang Long Group 23, Linh Nam Ward, Hoang Mai District, Hanoi, Vietnam
E. Procedures for Evaluation of Applications	
ITA 22.2	At this time the Employer have not intended to execute certain specific parts of the Works by subcontractors selected in advance (Nominated Subcontractors).
F. Evaluation of Applications and Prequalification of Applicants	
ITA 23.3	As stipulated in ITA 1.1, this prequalification exercise shall be for a single contract.
ITA 27.3	The Bidding Documents will be prepared in accordance with the Standard Bidding Documents for the Procurement of Works.

Section III. Qualification Criteria and Requirements

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Eligibility and Qualification Criteria			Compliance Requirements			Documentation	
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All Partners Combined	Each Member **	One Member *	
1. Eligibility							
1.1	Nationality	Nationality in accordance with ITA Sub-Clause 4.3	Must meet requirement	N/A	Must meet requirement	N/A	Forms ELI – 1.1 and 1.2, with attachments
1.2	Conflict of Interest	No conflicts of interest in ITA Sub-Clause 4.4, 4.5 and 4.6	Must meet requirement	N/A	Must meet requirement	N/A	Application Submission Form
1.3	JICA Ineligibility	Not having been declared ineligible by JICA, as described in ITA Sub-Clause 4.7	Must meet requirement	N/A	Must meet requirement	N/A	Application Submission Form Form ACK

Eligibility and Qualification Criteria			Compliance Requirements			Documentation	
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All Partners Combined	Each Member **	One Member *	
2. Historical Contract Non-Performance							
2.1	History of Non-Performing Contracts	Non-performance of a contract did not occur as a result of contractor’s default since 1st January 2013 based on all information on fully settled disputes or litigation. A fully settled dispute or litigation is one that has been resolved in accordance with the dispute resolution mechanism under the respective contract and where all appeal instances available to the Applicant have been exhausted.	Must meet requirement	N/A	Must meet requirement	N/A	Form CON-2
2.2	Pending Litigation	All pending litigation shall in total not represent more than 50% of the Applicant’s net worth and shall be treated as resolved against the Applicant.	Must meet requirement	N/A	Must meet requirement	N/A	Form CON – 2
2.3	Litigation History	No consistent history of court/arbitral award decisions against the Applicant since 1st January 2010 .	Must meet requirement	N/A	Must meet requirement	N/A	Form CON – 2

Eligibility and Qualification Criteria			Compliance Requirements				Documentation
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All Partners Combined	Each Member **	One Member *	
3. Financial Situation							
3.1	Financial Performance	Submission of audited balance sheets or if not required by the law of the Applicant's country, other financial statements acceptable to the Employer, for the last five years (2010-2014) to demonstrate the current soundness of the Applicant's financial position and its prospective long term profitability. As the minimum requirement, an Applicant's: (i) total profit of 5 years must be positive, during which business of the last 3 years has no loss, and profit of the year 2014 must not be negative, (ii) liquidity ratio of the year 2014 > 1 (liquidity ratio = Current Assets/ Current Liabilities) (iii) net worth of the year 2014 > 0. (net worth = Total Assets – Total Liabilities)	Must meet requirement	N/A	Must meet requirement	N/A	Form FIN – 3.1 with attachments
3.2	Average Annual Construction Turnover	Minimum average annual construction turnover within the last five years (2010-2014) of US\$ 100 million equivalent as shown in the Applicant's audited (or certified by tax office) financial reports.	Must meet requirement	Must meet requirement	Must meet at least 25% of the criteria	Must meet at least 40% of the criteria	Form FIN – 3.2

Eligibility and Qualification Criteria			Compliance Requirements				Documentation
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All Partners Combined	Each Member **	One Member *	
4. Experience							
4.1	General Construction Experience	Experience under construction contracts in the role of prime contractor (single entity or JV member), for at least the last five years (2010-2014) starting 1 st January 2010.	Must meet requirement	N/A	Must meet requirement	N/A	Form EXP – 4.1
4.2 (a)	Specific Construction Experience	Successful experience as a prime contractor in the execution of contracts of nature and complexity comparable to the proposed contract between the 1 st January 2010 and the Application submission deadline. (i) at least three (03) transport construction contracts for bridge or viaduct) through operational interchange in which the Applicant participated as a prime contractor with total length of bridge/ viaduct $\geq 2,000\text{m}$ (among which at least one (01) contract was executed in Vietnam by adoption of ICB selection procedure with finance by JICA). The value of each contract is equal to or more than US\$ 80 million .	Must meet requirement	Must meet requirement	≥ 1 Contract	≥ 2 Contracts	Form EXP – 4.2 (a)
4.2 (b)		For the above or other contracts executed during the period stipulated in 4.2 (a) above, a minimum construction experience, as prime contractor in the	Must meet requirement	Must meet requirement	≥ 1 criterion	≥ 2 criteria	Form EXP – 4.2 (b)

Eligibility and Qualification Criteria			Compliance Requirements			Documentation	
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All Partners Combined	Each Member **	One Member *	
		following criteria and key activities: (i) Construction bridge/ or viaduct of precasted beam super-T Girder, single form, span L=40m, with total length $L \geq 1,000m$ at narrow road without stoppage of traffic in one (1) contract (ii) Construction of continuous steel box girder with main span $L \geq 78m$ without stoppage of traffic in one contract, and (iii) Construction of cast-in-place concrete piles with diameter $D \geq 1.0m$, average pile depth $\geq 40m$ and total pile length $\geq 13,000m$ in one (1) transport construction contract. (iv) Construction of Rotation steel pile method with diameter $D \geq 1.3m$, average pile depth $\geq 40m$ and total pile length $\geq 7,000m$ in one (1) transport construction contract. (v) Construction of AC Pavement Ultrathin Bonded wearing course or Polymer Modified Bitumen Type-III for expressway with total area $\geq 40,000m^2$ in one (1) transport construction contract. <i>Note: to consider those contracts which have been completed and certified by Employers only.</i>					

Eligibility and Qualification Criteria			Compliance Requirements			Documentation	
No.	Subject	Requirement	Single Entity	Joint Venture (existing or intended)			Submission Requirements
				All Partners Combined	Each Member **	One Member *	
4.2 (c)	Quality management and safety system ISO Certification	Quality management ISO certification or any equivalent certificate. Certificate or regulation on health and safety system.	Must meet requirement	N/A	Must meet requirement	N/A	

1. * **“One Member”**: means at least one member;
2. ** **“Each Member”**: means each member in JV;

Section IV. Application Forms

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Application Submission Form

Date: *[insert day, month, year]*
IFP No.: *[insert number, if any]*

To: *[insert full name of Employer]*

We, the undersigned, apply to be prequalified for the contract of referenced number and declare that:

- (a) We have examined and have no reservations to the Prequalification Documents, including Addendum(s) No(s), issued in accordance with Instructions to Applicants (ITA) Clause 7: *[insert the number and issuing date of each addendum]*.
- (b) We, including subcontractor, meet the eligibility requirements as stated in ITA 4.
- (c) We, including subcontractor, have no conflict of interest in accordance with ITA 4.
- (d) We, in accordance with ITA Sub-Clause 22.1, plan to subcontract the following key activities and/or parts of the Works:

[insert any of the key activities identified in Section III- 4.2 (b) which the Applicant intends to subcontract]
- (e) We understand that you may cancel the prequalification process at any time and that you are neither bound to accept any Application that you may receive nor to invite the prequalified Applicants to bid for the contract subject of this prequalification, without incurring any liability to the Applicants, in accordance with ITA Clause 24.
- (f) All information, statements and description contained in the Application are in all respect true, correct and complete to the best of our knowledge and belief.

Signed [insert signature(s) of an authorized representative(s) of the Applicant]

Name [insert full name of person signing the application]

In the capacity of [insert capacity of person signing the application]

Duly authorized to sign the application for and on behalf of:

Applicant's name [insert full name of Applicant]

Address [insert street number/town or city/country address]

Dated on [insert day number] day of [insert month], [insert year]

Form ELI -1.1 Applicant Information Form

Date: *[insert day, month, year]*

IFP No.: *[insert number, if any]*

Page *[insert page number]* of *[insert total number]* pages

Applicant's legal name <i>[insert full legal name]</i>
In case of Joint Venture (JV), legal name of the representative member and each member: <i>[insert full legal name of each member in the JV and specify the representative member]</i>
Applicant's actual or intended country of registration: <i>[indicate country of registration]</i>
Applicant's actual or intended year of incorporation: <i>[insert year of incorporation]</i>
Applicant's legal address in country of registration: <i>[insert street/ number/ town or city/ country]</i>
Applicant's authorized representative information Name: <i>[insert full legal name]</i> Address: <i>[insert street/ number/ town or city/ country]</i> Telephone/Fax numbers: <i>[insert telephone/fax numbers, including country and city codes]</i> E-mail address: <i>[indicate E-mail address]</i>
1. Attached are copies of original documents of <input type="checkbox"/> Articles of incorporation (or equivalent documents of constitution or association), and/or registration documents of the legal entity named above, in accordance with ITA 4.3. <input type="checkbox"/> In case of JV, letter of intent to form JV or JV agreement, in accordance with ITA 4.2. 2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

Form ELI -1.2 Applicant Party Information Form

[The following form is additional to Form ELI-1.1., and shall be completed to provide information relating to each JV member (in case the Applicant is a JV) as well as any specialist subcontractor proposed to be used by Applicant for any part of the Contract resulting from this prequalification]

Date: *[insert day, month, year]*

IFP No.: *[insert number]*

Page *[insert page number]* of *[insert total number]* pages

Applicant's legal name: <i>[insert full name]</i>
Applicant's Party legal name: <i>[insert full legal name of Applicant partners]</i>
Applicant's Party country of registration: <i>[insert country of registration]</i>
Applicant's Party year of incorporation: <i>[insert year of incorporation]</i>
Applicant's Party legal address in country of registration: <i>[insert street/ number/ town or city/ country]</i>
Applicant's Party authorized representative information Name: <i>[insert full legal name]</i> Address: <i>[insert street/ number/ town or city/ country]</i> Telephone/Fax numbers: <i>[insert telephone/fax numbers, including country and city codes]</i> E-mail address: <i>[indicate E-mail address]</i>
1. Attached are copies of original documents of <input type="checkbox"/> Articles of Incorporation (or equivalent documents of constitution or association), and/or registration documents of the legal entity named above, in accordance with ITA 4.3. 2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

Form CON – 2 Historical Contract Non-Performance

[The following table shall be filled in for the Applicant and for each member of a JV]

Date: *[insert day, month, year]*
 Applicant’s Legal Name: *[insert full name]*
 Applicant’s Party Legal Name :*[insert full name]*
 IFP No.: *[insert number, if any]*
 Page *[insert page number]* of *[insert total number]* pages

1. History of Non-Performing Contracts

Non-Performing Contracts			
<input type="checkbox"/> Contract non-performance did not occur since 1st January 2013, in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.1.			
<input type="checkbox"/> Contract(s) not performed since 1st January 2013 in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.1 as indicated below.			
Year	Non performed portion of contract	Contract Identification	Total Contract Amount (current value, currency, exchange rate and USD equivalent)
<i>[insert year]</i>	<i>[insert amount and percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for non performance: <i>[indicate main reason(s)]</i>	<i>[insert amount]</i>

2. Pending Litigation

Pending Litigation				
<input type="checkbox"/> No pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2.				
<input type="checkbox"/> Pending litigation in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.2 as indicated below.				
Year of dispute	Amount in dispute	Outcome as Percentage of Net Worth	Contract Identification	Total Contract Amount (current value, currency, exchange rate and USD equivalent)
<i>[insert year]</i>	<i>[insert amount]</i>	<i>[insert percentage]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Status of dispute: <i>[Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>

3. Litigation History

Litigation History		
<input type="checkbox"/> No court/arbitral award decisions against the Applicant since 1 st January 2010, in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.3.		
<input type="checkbox"/> Court/ arbitral award decisions against the Applicant since 1 st January 2010, in accordance with Section III, Qualification Criteria and Requirements, Sub-Factor 2.3 as indicated below.		
Year of award	Contract Identification	Total Contract Amount (current value, currency, exchange rate and USD equivalent)
<i>[insert year]</i>	Contract Identification: <i>[indicate complete contract name, number, and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate “Employer” or “Contractor”]</i> Status of dispute: <i>[indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>

Form FIN – 3.1 Financial Situation

[The following table shall be filled in for the Applicant and for each member of a JV]

Date: *[insert day, month, year]*
 Applicant's Legal Name: *[insert full name]*
 Applicant's Party Legal Name: *[insert full name]*
 IFP No.: *[insert number, if any]*
 Page *[insert page number]* of *[insert total number]* pages

1. Financial data

Type of Financial information in (currency)	Historic Information for Previous 5 years (amount in currency, currency, exchange rate*, USD equivalent)				
	2010	2011	2012	2013	2014
Statement of Financial Position (Information from Balance Sheet)					
Total Assets (TA)					
Total Liabilities (TL)					
Net Worth (NW)					
Current Assets (CA)					
Current Liabilities (CL)					
Information from Income Statement					
Total Revenue (TR)					
Profits Before Taxes (PBT)					
Profits After Taxes (PAT)					

2. Financial documents

The Applicant and its members shall provide copies of financial statements for 5 years pursuant to Section III, Qualifications Criteria and Requirements, Sub-factor 3.1. The financial statements shall:

- (a) reflect the financial situation of the Applicant or in case of a JV, of each member, and not of an affiliated entity (such as parent company or group member).
 - (b) be independently audited or certified in accordance with local legislation.
 - (c) be complete, including all notes to the financial statements.
 - (d) correspond to accounting periods already completed and audited.
- Attached are copies of financial statements** for 5 years required above, and complying with the requirements.

* Refer to ITA 13.2 for the exchange rate.

** If the most recent set of financial statements is for a period earlier than 12 months from the date of Application, the reason for this should be justified.

Form FIN - 3.2 Average Annual Construction Turnover

[The following table shall be filled in for the Applicant and for each member of a J V]

Date: *[insert day, month, year]*
 Applicant's Legal Name: *[insert full name]*
 Applicant's Party Legal Name: *[insert full name]*
 IFP No.: *[insert number, if any]*
 Page *[insert page number]* of *[insert total number]* pages

Annual Turnover Data (Construction only)			
Year	Amount and Currency	Exchange Rate*	US\$ Equivalent
<i>[indicate year]</i>	<i>[insert amount and indicate currency]</i>	<i>[insert applicable exchange rate]</i>	<i>[insert amount in USD equiv.]</i>
Average Annual Construction Turnover **			

* Refer to ITA 13.2 for date and source of exchange rate.

** Total USD equivalent for all years divided by the total number of years. See Section III, Qualification Criteria and Requirements, Sub-Factor 3.2.

Form EXP - 4.1 General Construction Experience

[The following table shall be filled in for the Applicant and for each member of a J V]

Date: *[insert day, month, year]*
 Applicant's Legal Name: *[insert full name]*
 Applicant's Party Legal Name: *[insert full name]*
 IFP No.: *[insert number, if any]*
 Page *[insert page number]* of *[insert total number]* pages

[Identify contracts that demonstrate continuous construction work over the past 5 years pursuant to Section III, Qualification Criteria and Requirements, Sub-Factor 4.1. List contracts chronologically, according to their commencement (starting) dates.]

General Construction Experience			
Starting Month / Year	Ending Month / Year	Contract Identification	Role of Applicant
<i>[indicate month/ year]</i>	<i>[indicate month/ year]</i>	Contract name: <i>[insert full name]</i> Brief description of the Works performed by the Applicant: <i>[describe Works performed briefly]</i> Amount of contract: <i>[insert amount in currency, mention currency used, exchange rate and USD equivalent*]</i> Name of Employer: <i>[indicate full name]</i> Address: <i>[indicate street/ number/ town or city/country]</i>	<i>[insert "Prime Contractor (single entity or JV member)"]</i>

* Refer to ITA 13.2 for date and source of exchange rate.

Form EXP - 4.2(a) Specific Construction Experience

[The following table shall be filled in for contracts performed by the Applicant, each member of a JV.]

Date: *[insert day, month, year]*
 Applicant's Legal Name: *[insert full name]*
 Applicant's Party Legal Name: *[insert full name]*
 IFP No.: *[insert number]*

Page *[insert page number]* of *[insert total number]* pages

[Fill out one (1) form per contract.]

Contract of Similar Size and Nature		
Similar Contract No. <i>[insert number] of [insert number of similar contracts required]</i>	Information	
Contract Identification	<i>[insert contract name and Reference ID number, if applicable]</i>	
Award Date	<i>[insert day, month, year, e.g., 15 June, 2015]</i>	
Completion Date	<i>[insert day, month, year, e.g., 03 October, 2017]</i>	
Role in Contract	Prime Contractor	
<i>[check the appropriate box]</i>	Single entity <input type="checkbox"/>	JV member <input type="checkbox"/>
Total Contract Amount	<i>[insert total contract amount and currency(ies)]</i>	USD <i>[insert exchange rate and total contract amount in USD equivalent]*</i>
If member in a JV, specify participation in total Contract amount	<i>[insert a percentage amount]</i>	<i>[insert total contract amount and currency(ies)]</i>
Employer's Name	<i>[insert full name]</i>	
Source of Finance / Bidding Procedure	<i>[indicate clearly source of finance, bidding procedure]</i>	
Address: Telephone/Fax Number: E-mail:	<i>[indicate street / number / town or city / country]</i> <i>[insert telephone/fax numbers, including country and city area codes]</i> <i>[insert E-mail address, if available]</i>	

Similar Contract No. <i>[insert number] of [insert number of similar contracts required]</i>	Information
Description of the similarity in accordance with Sub-Factor 4.2(a) of Section III:	
1. Physical Size of required works items	<i>[insert physical size of items]</i>
2. Complexity	<i>[insert description of complexity]</i>
3. Methods/Technology	<i>[insert specific aspects of the methods/ technology involved in the contract]</i>
4. Other Characteristics	<i>[insert other characteristics as described in Section VI, Scope of Works]</i>

* Refer to ITA 13.2 for date and source of exchange rate.

Form EXP - 4.2(b) Specific Construction Experience in Key Activities

Date: *[insert day, month, year]*

Applicant's Legal Name: *[insert full name]*

Applicant's Party Legal Name: *[insert full name]*

Subcontractor's Legal Name *[insert full name]*

IFP No.: *[insert number]*

Page *[insert page number]* of *[insert total number]* pages

[Fill out one (1) form per contract.]

Key Activity No. (1) _____: *[insert brief description of the Activity, emphasizing its specificity]*

Total Quantity of Activity under the contract: _____

Contract with Similar Key Activities			
Item	Information		
Contract Identification	<i>[insert contract name and number, if applicable]</i>		
Award Date	<i>[insert day, month, year, e.g., 15 June, 2015]</i>		
Completion Date	<i>[insert day, month, year, e.g., 03 October, 2017]</i>		
Role in Contract <i>[check the appropriate box]</i>	Prime Contractor		
	Single entity <input type="checkbox"/>	JV member <input type="checkbox"/>	
Total Contract Amount	<i>[insert total contract amount in local currency]</i>	USD <i>[insert Exchange rate and total contract amount in USD equivalent]*</i>	
Quantity (Volume, number or rate of production, as applicable) performed under the contract per year or part of the year <i>[Insert extent of participation indicating actual quantity of key activity successfully completed in the role performed]</i>	Total quantity in the contract (i)	Percentage participation (ii)	Actual Quantity Performed (i) x (ii)
Year 1			
Year 2			

Year 3			
Year 4			
Employer's Name:	<i>[insert full name]</i>		
Address:	<i>[indicate street / number / town or city / country]</i>		
Telephone/Fax Number:	<i>[insert telephone/fax numbers, including country and city area codes]</i>		
E-mail:	<i>[insert E-mail address, if available]</i>		

* Refer to ITA 13.2 for date and source of exchange rate.

2. Activity No. (2) _____

3. Activity No. (3) _____

Form ACK

Acknowledgement of Compliance with Guidelines for Procurement under Japanese ODA Loans

A) I, [insert name and position of authorized signatory], duly authorized by [insert name of Applicant/ members of joint venture (“JV”)] (hereinafter referred to as “Applicant”) hereby certify on behalf of the Applicant and myself that information provided in the Application submitted by the Applicant for [insert Loan No and name of the Project] is true, correct and accurate to the best of my knowledge and belief. I further certify that on behalf of the Applicant that;

- (i) the Application has been prepared and submitted in compliance with the terms and conditions set forth in Guidelines for Procurement under Japanese ODA Loans (hereinafter referred to as “Guidelines”); and
- (ii) the Applicant has not taken any action which is or constitutes a corrupt, fraudulent, collusive or coercive practice and is not subject to any conflict of interest as stipulated in the relevant section of the Guidelines.

<If debarment for more than one year by the World Bank Group is NOT imposed, use the following sentence B).>

B) I certify that the Applicant has NOT been debarred for more than one year by the World Bank Group since the commencement of the advertisement for prequalification.

<If debarment for more than one year by the World Bank Group has been imposed BUT three (3) years have passed since such debarment decision, use the following sentence B’).>

B’) I certify that the Applicant has been debarred by the World Bank Group BUT three (3) years have passed since such debarment decision, on the date of the advertisement for prequalification. The profile of the debarment is as follows;

name of the debarred firm	starting date of debarment	ending date of debarment	reason of debarment

C) I certify that the Applicant will not make a subcontract with a firm which is debarred for more than one year by the World Bank Group, unless three (3) years have passed since such debarment decision on the subcontract date.

D) I further certify on behalf of the Applicant that, if selected to undertake services in connection with the contract, I shall carry out such services in continuing compliance with the terms and conditions of the Guidelines.

E) If any of the statement, as acknowledged above, proves to contradict the facts subsequently, or is not complied with, I have no objection as to whether (i) the Employer exercises any remedies, and/or (ii) JICA imposes sanctions against the Applicant.

Authorized SIGNATORY
For and on behalf of the Applicant

Date:

Form PJV

Page of Pages

Provisional Joint Venture Agreement

To: Project Management Unit Thang Long

Group 23, Linh Nam Ward, Hoang Mai District, Hanoi, Vietnam

The undersigned of this declaration of cooperation are by means of the attached Powers of Attorney ^{*(1)*} legally authorized to act for and on behalf of their organizations with regard to **the Sub-Project for Construction of Complete Trung Hoa Interchange under the Hanoi City Ring Road No.3 Construction Project Phase 2.**

They hereby declare:

1. that this association is freely constituted for the purpose of the above Package and shall be considered as a Provisional Joint Venture;
2. that if their Provisional Joint Venture is successful in this application for pre-qualification, they will legalize a formal Joint Venture Agreement to cover the bidding and construction of the above Package;
3. that they have nominated _____ [*name of the lead partner*] as the Lead Firm of the Provisional Joint Venture for the purpose of this application;
4. that they authorized Mr./Mrs. _____ [*name of the person who is authorized to act as the Representative on behalf of the Provisional Joint Venture*] to act as the Provisional Joint Venture's Representative in all matters relating to this application;
5. that all partners of the formal Joint Venture shall be liable jointly and severally liable for the execution of the Contract;
6. that each partner's share of the Work, stated as percentage of the total contract amount, shall be as follows:

Name of Partner	Share of the Work (as percentage of the contract amount) and note of any Special Works to be carried out by the Partner.
1. Lead Partner	
2. Partner	
3. Partner	
Total	100 %

7. that if this application for pre-qualification is successful, the composition or constitution of the formal Joint Venture shall not be modified from that shown above without the prior written consent of the Employer;
8. that no member of this Association / Provisional Joint Venture will associate with any other application for pre-qualification for the above Construction Project.

Give names and positions of the proposed Joint Venture Representatives, as well as organization’s names and addresses:

1.	Name ^{*(1)*} :	Signature:
	Position:	Date:
	Representative of: (Organization’s Name)	

2.	Name ^{*(1)*} :	Signature:
	Position:	Date:
	Representative of: (Organization’s Name)	

3.	Name ^{*(1)*} :	Signature:
	Position:	Date:
	Representative of: (Organization’s Name)	

**(1)* For each company, the original of the Power of Attorney and the photocopy of company registration and articles of association (charter) or other papers to certify the jurisdiction of the person(s) giving the Power of Attorney on behalf of the company.*

Section V. List of Eligible Countries of Japanese ODA Loans

Section V. List of Eligible Countries of Japanese ODA Loans

The Eligible Source Countries for procurement of all goods and services to be financed out of the proceeds of the Loans are all countries and areas.

PART 2 - Works Requirements

Section VI. Scope of Works

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1. Description of the Works

1.1 Background of the Project

Loan agreement was made for the investment Hanoi City Ring Road No.3 Construction Project Phase 2 between Japan International Cooperation Agency (JICA) and the Government of the Socialist Republic of Vietnam on March 31, 2008.

The objective of the Project is to construct viaduct in Mai Dich - North Linh Dam Section of the Hanoi City Ring Road No.3, which is urgently necessary for development of transport network in Hanoi City, thereby contributing to efficient traffic flow of goods and people and to reduction of traffic jam in inner Hanoi and for route go to Noi Bai Airport and Northern Areas of Vietnam.

The Ministry of Transport decided to investment Project for Construction Mai Dich – South Thang Long Section under the Hanoi City Ring Road No.3, in order to increase its contribution to efficient traffic flow and to reduction of traffic jam.

Since completion of “The Red River Bridge Construction Project” and “Hanoi City Ring Road No.3 Construction Project”, traffic volume along section from North Linh Dam to South Thang Long is significantly increased.

1.2 General Information

- Ring Road No.3 Project (Mai Dich – South Thang Long section) is a part of Overall Project of Hanoi City Ring Road No.3. Phase I has been completed and Phase II is being executed (viaducts at median barrier) on Mai Dich – North of Linh Dam Lake section.
- Project of viaducts on Mai Dich – South Thang Long section shall contribute to the completion of Ring Road No.3 in the North of Hanoi City, mitigate the traffic congestion in routes from the city to Noi Bai Airport and up to the Northern Provinces, ensure the transportation demand on development of industrial zones at North Thang Long – Van Tri, Dong Anh – Co Loa, Gia Lam – Sai Dong – Yen Vien (see Figure 1. Location of Ring Road No.3 Construction Project).
- Make a throughout connection as the expressway standard from Thanh Tri bridge to Thang Long bridge, enhance exploitation efficiency of flyover expressway from North of Linh Dam lake to South Thang Long, link the NH No.1, No.5, No.6, No.32 with Noi Bai International Airport and diminish the existing traffic pressure on Pham Van Dong street.

1.3 Scope of Works

Major descriptions of Package 1:

1.3.1 Scopes of Construction:

1) Construction Location and Project Scope

a) Project Scope

- Construct viaduct from Mai Dich to South Thang Long along central reserve of the expanded Pham Van Dong street.
- Project beginning point is at Km0+130, at the North of Mai Dich viaduct; project ending point is at Km5+493.7, at the South of Thang Long bridge. Total project length is 5,363.7km, in which expressway viaduct length is 4,803.4km.
- Package 01_(Construction of Mai Dich – Co Nhue Section): Beginning point is directly connecting with the north retaining wall of Mai Dich viaduct. Ending point is Km2+182. Centerline of the route is overlapped with the centerline of Pham Van Dong street . Total package 01 of project length is approximately 2,052m.
 - Narrow Section (Km 0+130 - Km 1+240 & KM 2+120 - Km 2+182), with rotation steel piles;
 - Standard Section (Km 1+240 - Km 2+120), with cast-in-situ concrete piles;
 - Approach Road (Km 0+130 - Km 0+248.9);
 - Super T Girder (Km 0+248.9 - Km 0+966.5 & Km 1+169.5 - Km 2+182);
 - Box Steel Girder (Km 0+966.5 - Km 1+169.5)
- The route is designed as an expressway of 4 carriage lanes, designed speed of 100km/h in accordance with the expressway design standard TCVN5729-2012.
- The viaduct is designed as reinforced and reinforced concrete, prestressed concrete permanent work, designed capacity of HL93 in accordance with bridge design standards 22TCN272-05, seismic of 7th grade (MSK64 level).

2) Major Work Items of Package 1

The Works include the following Major Work Items:

a) Bridge works

- Superstructure: precasted beam super-T, single form, span L=40m without stoppage of traffic. For the intersection on Hoang Quoc Viet, it is designed to use continuous Box Steel Girder with main span L= (63x78x63)m without stoppage of traffic.
- Substructure: Reinforced single pier-T on bored pile foundation; it is designed to use Rotation Steel Piles at the narrow section (Km 0+130 - Km 1+240 & KM 2+120 - Km 2+182). In the followings steps, it is required to review in detail the construction positions to minimize area using rotate steel pile.
-

b) Pavement

- Pavement structure of the viaduct includes: 2cm Super thin overlay asphalt concrete or PMB-III on 7cm compacted asphalt concrete, in which rough asphalt concrete is planned to apply for whole expressway viaduct Ring road No.3, section North of Linh Dam lake – Mai Dich and to be suitable with the road exploitation speed.
- Pavement structure of the approach road including rough asphalt concrete layer on crush stone base course layer meets requirement of $E_y/c \geq 190\text{MPa}$.

c) Drainage system

- Drainage of bridge surface is collected through a PVC pipe going lengthwise under the cantilever beam towards piers, abutments before flowed to the surface drainage system under bridge.

d) Lighting system

- Lighting pole is located on central reserve of viaduct, with an average interval of 30m-40m/pole. Light system under bridge is also designed for urban road

e) Traffic safety signboards

- System of traffic signboards, traffic signals and road marking

1.3.2 Major quantities (approximate)

Table 1 Summary of Quantities of Major Items

Major Items		Unit	Quantity
A	Main Bridge (A1)+(A2)+(A3)		
A1	Viaduct (Super-T Girder) (A1-1)+(A1-2)		
A1-1	Superstructure (Super T Girder) Viaduct		
1	Super T Girder L=40m	each	560
2	AC Pavement (Waterproof+Tack coat+surface course(7cm))	m ²	47,247
3	Very Thin Overlay Layer (t=2cm)	m ²	47,247
4	Re- bar of deck slab	kg	2,127,500
5	Concrete deck slab C-1 (30Mpa)	m ³	10,329
6	Concrete cross beam C-1 (30Mpa)	m ³	620
7	Parapet wall and Median	L.m	8,800
A1-2	Substructure (Super T girder)		-
1	Re-bar of footing and pier	kg	3,737,955

2	Concrete footing and pier C-3 (30Mpa)	m3	18,457
3	Concrete pier table B-1 (40Mpa)	m3	8,419
4	Pre-stressed cable	kg	226,720
5	PC anchorage	each	1,526
6	Bored pile D=1.5m	L.m	12,060
7	Bored pile D=1.0m	L.m	480
8	Rotation Steel Pile D=1.3m	L.m	6,720
9	Structural excavation with sheet pile	m3	39,823
10	Backfilling behind abutment	m3	303
11	Backfilling Pile cap	m3	21,368
A2	Intersection Main Bridge (A2-1)+(A2-2)		-
A2-1	Intersection Superstructure (Steel Box girder)		-
1	Fabrication of steel box, transportation, installation,	tấn	1,703
2	Erection on land	tấn	1,703
3	Paint for stabilizing anti-corrosion	m2	13,689
4	Temporary support	tấn	10
5	AC Pavement (Waterproof+Tack coat+surface course(7cm))	m2	4,386
6	Very Thin Overlay Layer (t=2cm)	m2	4,386
7	Re-bar of deck slab	kg	104,000
A2-2	Substructure (Steel Box Girder)		-
1	Re-bar of footing and pier	kg	382,900
2	Concrete footing and pier C-3 (30Mpa)	m3	2,735
3	Bored pile D=1.5m	L.m	

			840
4	Rotation Steel Pile D=1.3m	L.m	760
5	Structural excavation with sheet pile	m3	3,394
B	Retaining wall of main bridge		-
1	M.S.E wall of Main Bridge	m2	1,020
2	AC Pavement (Subbase+Base+Binder & Surface course)	m2	6,210
3	Very Thin Overlay Layer (t=2cm)	m2	6,210
C	Road works		
1	Site Clearing Demolish		
1.1	Clearing and Grubbing	sq.m	53,538
1.2	Demolition of Existing Pavement	cu.m	18,016
1.3	Demolition of Existing Interlocking Block	cu.m	938
1.4	Demolition of Existing L-Shape Ditch	m	10,420
2	Earth Work		
2.1	Aggregate Base Course	cu.m	21,173
2.2	Aggregate Subbase Course	cu.m	7,257
2.3	Drainage and Waterway Work		
2.4	Side Ditch (L-shape)	m	10,220
2.5	Side Ditch (U-shape)	m	1,070
2.6	Pipe Culvert (D300)	m	1,553
2.7	Catch Basin (Type A)	each	138
2.8	Catch Basin (Type B)	each	138
3	Asphalt Products and Pavement Work		
3.1	Very Thin Overlay Layer (2cm)	sq.m	-
3.2	A/C Surface Course (6cm)	sq.m	89,425
3.3	A/C Binder Course (8cm)	sq.m	140,863
3.4	Porous pavement	sq.m	89,425
3.5	Tack Coat	sq.m	89,425
3.6	Prime Coat	sq.m	139,988
4	Road Furniture and Miscellaneous Work		
4.1	Safety Guardrail	m	9,850
4.2	Concrete Curb Median Block	m	10,220
4.3	Side Walk Interlocking Block	sq.m	35,210
4.4	Road Marking	sq.m	8,139
D	Associated Works		
1	Drainage System	Sum	1
2	Lighting System	Sum	1

1.4. Temporary Facilities

Major temporary facilities are required as follows:

- Plant yards for material stock yard, fabrication yard, concrete batching yard, asphalt plant yard, office facilities and others.

1.5. Currencies

Payment of the contract price shall be made in Japanese Yen and/or Vietnamese Dong in which the Bid price is expressed in the Bid of the successful Bidder.

1.6. Construction Material

Natural materials such as soil, sand, gravel are available along or nearby the project site. There is a variety of sources of materials and their exploitation is convenient.

2. Construction Period

The implementation program of the Project is as follows;

- Construction period is 18 months,
- Defect Liability period is 24 months.

3. Site and Other Data

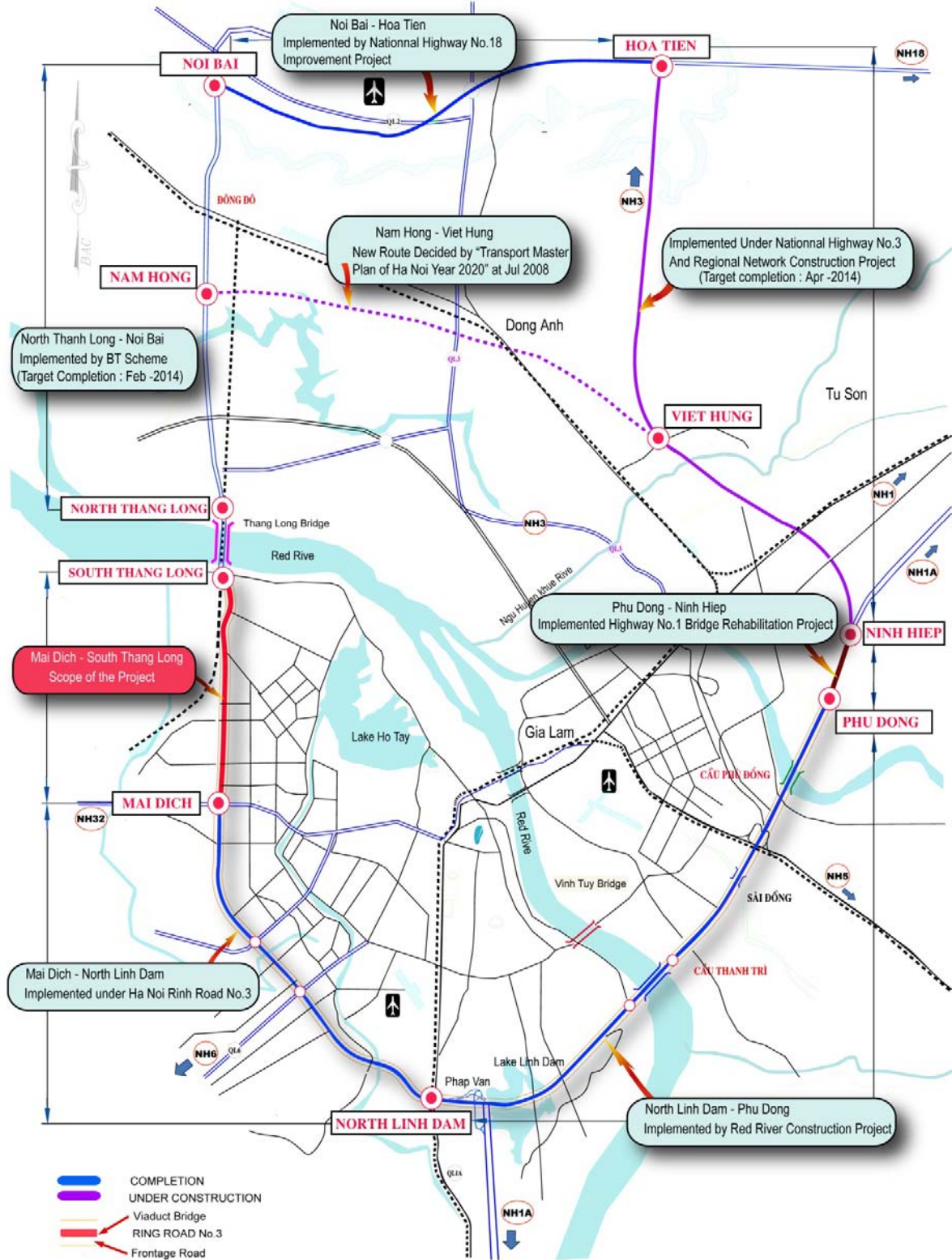
3.1 Project Location

Project location map of the Hanoi City Ring Road No.3 Construction Project Phase 2 with the length of 5.364 km is shown in Figure 2.

This project is located in the southwest section of the Hanoi City Ring Road No.3.

Figure 1 : Location Map of the Hanoi City Ring Road No.3 Construction Project

LOCATION MAP OF HA NOI CITY RING ROAD No.3



3.2 Feature of Topography

Make a throughout connection as the expressway standard from Thanh Tri bridge to Thang Long bridge, the alignment and design plan of viaduct following the existing Pham Van Dong street. Its centerline is same as planned Pham Van Dong Street and located at the beginning point of north side Mai Dich Flyover (Km+130); ending point is south side of Thang Long Bridge (Km5+493). Location of project construction is located Cau Giay and Tu Liem districts, Hanoi city.

3.3 Climate and Hydrology

The project area has a climate of the Northern Delta area and is centered of the Northern climatic zone with its full characteristics: rather dry in the first half of winter and very wet, humid and rainy in the second half. However, the Northern Delta, located on a low and flat topography, has its own climatic characteristics in comparison with other areas in the same climatic zone.

The annual average temperature is approximately 23.6⁰C. The temperature reduces down to less than 20⁰C in the period between December and February every year. The coldest month is January with average temperature of 16.4⁰C. The lowest temperature observe in Hanoi is 2.7⁰C and the highest temperature is 42.8⁰C.

The annual average rainfall in Hanoi is approximately 1,700mm, in which 80 – 85% of the amount of rainfall is in rainy season (from May to October). The annual average number of rainy days is 140 days.

The annual average humidity is of 82%. The most humid period is in winter months (around February, March and April) when the average humidity is of 84% - 86%. The driest period is in early winter months (around November, December and January) when the average humidity is approximately 80.9%.

Appendix-I: Typical Drawings

PART 3 - Prequalification Evaluation Methods and Criteria

PREQUALIFICATION EVALUATION METHODS AND CRITERIA

**Investment Project for Construction of Viaduct Mai Dich – South
Thang Long Section under the Hanoi City Ring Road No.3**

Package 1 : Construction of Mai Dich – Co Nhue Section

September 2015

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1. Introduction

The Government of the Socialist Republic of Vietnam has received an ODA Loan from Japan International Cooperation Agency (JICA) in the amount of 20,591 million Japanese Yen, Loan Agreement No. VN 13-P2 dated December 24, 2013, towards the cost of the Investment Project for Construction of viaduct Mai Dich – South Thang Long Section under the Hanoi City Ring Road No.3. We intend to apply a portion of the proceeds of these loans to payments under the contract for which this Invitation for Prequalification is issued.

Disbursement of the ODA Loans by JICA will be subject in all respects, to the terms and conditions of the Loan Agreement, including the disbursement procedures and the “Guidelines for Procurement under JICA ODA Loans” and the relevant Vietnamese laws and regulations; in case of any discrepancy between the Vietnam laws and regulations and the Guidelines for Procurement under JICA ODA Loans, the latter shall prevail. No party other than the Government of the Socialist Republic of Vietnam shall derive any rights from the Loan Agreement or have any claim to the loan proceeds. The above Loan Agreement will cover only a part of the project. As for the remaining portion, the Government of the Socialist Republic of Vietnam will take appropriate measures for finance.

JICA requires that bidders and contractors as well as the Government of the Socialist Republic of Vietnam, under contracts funded with JICA ODA Loans and other Japanese ODA, observe the highest standard of ethics during the procurement and execution of such contracts. In pursuance of this policy, JICA;

- a) will reject a proposal for award if it determines that the Bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the contract in question;
- b) will recognize a contractor as ineligible, for a period determined by JICA, to be awarded a contract funded with JICA ODA Loans if it at any time determines that the contractor has engaged in corrupt or fraudulent practices in competing for, or executing, another contract funded with JICA ODA Loans or other Japanese ODA.

PMU Thang Long has prepared (1) Prequalification Documents and (2) Evaluation Methods and Criteria of Prequalification Applications for Contract Package 1: Construction of Mai Dich – Co Nhue Section belong to the Investment Project for Construction of viaduct Mai Dich – South Thang Long Section under the Hanoi City Ring Road No.3 . Both the documents have been prepared in compliance to “Standard Prequalification Documents under Japanese Loans” and “Evaluation Guide for Prequalification and Bidding under Japanese ODA Loans”.

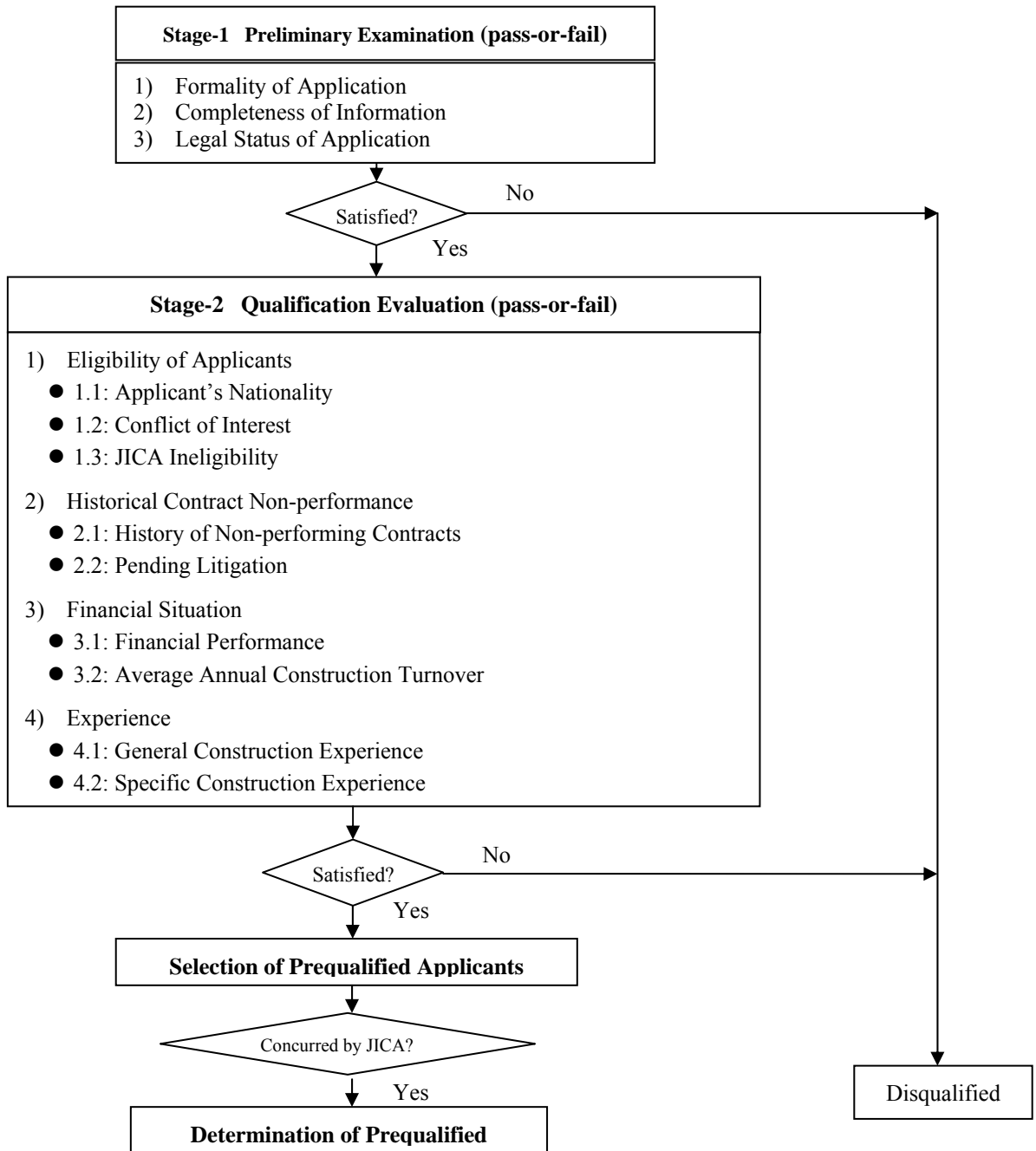
2. Objectives of Prequalification

According to the Evaluation Guide for Evaluation Guide for Prequalification and Bidding under Japanese ODA Loan, dated June 2000 (Amended January 2007 and June 2010), the main objective of prequalifying contractors is to ensure that invitations to bids are extended only to technically and financially qualified bidders, and to prevent unqualified bidders from winning the bid as a result of superficial evaluation.

The approach for evaluation of applicant bidders, as presented herein, will be based entirely upon the ability of the interested firm to perform the particular work satisfactorily, taking into account (i) eligibility; (ii) historical contract non-performance; (iii) financial position; and (iv) experience and past performance on similar contracts.

3. Prequalification Evaluation Procedures

The evaluation of the applications received by PMU Thang Long is to proceed with the procedures shown in Figure below. This figure has been prepared making reference to the JICA Evaluation Guide.



4. Evaluation Procedure and Criteria

In accordance with the prequalification evaluation procedures shown in Figure above, the prequalification applications will be evaluated in following stages:

- Stage1- Preliminary Examination (pass-or-fail)
- Stage2- Qualification Evaluation (pass-or-fail)

4.1 Stage 1: Preliminary Examination

This step will assess the document’s formality: typically check completeness, mark, and signature on each required form. Generally, the purpose is to establish whether an application meets; (1) Place of Incorporation and Place of Registration, (2) Date of Submission of Application, (3) Completeness Verification of Documentation, (4) Eligibility, (5) JV Requirements, and (6) Explanation to facilitate the evaluation process.

Table 4.1 lines up the key examination points/elements and criteria to be applied at every steps of the evaluation.

Table 4.1 Evaluation at Stage-1: Preliminary Examination

Evaluation Step	Check List Item	Key Evaluation Points/Elements and Criteria
1	Place of Incorporation and Registration	For firms
2	Date of Submission of Application	1. Application submitted after deadline for submission will be disqualified.
3	Completeness Verification of Documentation	<ol style="list-style-type: none"> 1. Is the Application offering all items and essential information requested? Major deviations to the requirements such as no presentation of financial statements or balance sheet, or failure to present sufficient information on financial means to meet the specified financial situation criteria may be a basis for “fail” mark. 2. Is the Letter of Application attached with copies of original documents defining (i) the Applicant’s legal status, (ii) the principal place of business, and (iii) the place of incorporation or place of registration and the nationality of the owners? 3. Is the letter properly signed and power of attorney is available? 4. Is the Application of Joint Venture signed by each partner in the joint venture agreement? 5. Has a copy of the JV Agreement or Letter of Intent been signed by all JV partners and submitted with the application? 6. Has a copy of ISO certification or equivalent certificate?
4	Eligibility.	<ol style="list-style-type: none"> 1. The applicant shall be from eligible source country as stipulated in the Loan Agreement (see ITA 4.3). 2. The applicant or any of its associates must be free from conflict of interest for the project (see ITA 4.4, 4.5, 4.6). 3. Has the Applicant not been determined to be ineligible by

		JICA in respect of “Fraud and Corruption” policy of JICA (see ITA 4.7).
5	JV Requirement	1. Is the lead partner of the JV clearly identified and properly authorized? 2. Are all the partners in the JV legally liable, jointly and severally, during bidding and execution of the contract?
6	Explanation	If the application fails preliminary acceptance in one of the above 5 items, the reason shall be clearly explained.

The compliance will be assessed using a “pass-or-fail” assessment. An applicant is to be disqualified if it does not satisfy any of the criterion. An application of disqualified contractor will not be passed for succeeding steps in the assessment.

4.2 Stage-2: Qualification Evaluation

The evaluation shall be based on the Applicant’s general and particular experience, eligibility, historical contract non-performance, and financial position, as demonstrated by the Applicant’s responses in the forms attached to the Letter of Application.

The evaluation shall be made based on absolute evaluation, not by comparative evaluation. In principle, an Applicant is to be disqualified if it does not satisfy any of the qualification requirements.

The Employer reserves the right to waive minor deviations if they do not materially affect the capability of an Applicant to perform the Contract. In principle, the evaluation shall proceed by using Check List 2 attached hereto.

4.2.1 Evaluation of Eligibility

(1) Nationality:

The applicant shall be from an eligible source country as JICA regulations,

(2) Conflict of Interest:

The applicant or any of its associates/affiliates shall have no conflict of interest,

(3) JICA Ineligibility:

The applicant, that has been determined to be ineligible by JICA in accordance with *Procurement Guidelines, Section 1.06 “Corrupt or Fraudulent Practices”*, shall not be awarded a contract.

4.2.2 Evaluation of Historical Contract Non-Performance

(1) History of Non-Performing Contracts:

Non-performance of a contract did not occur as a result of contractor’s default since January 1 2013 based on all information on fully settled disputes or litigation.

(2) Pending Litigation:

All pending litigation shall in total not represent more than 50 % of the Applicant’s net worth and shall be treated as resolved against the Applicant.

(3) Litigation History:

No consistent history of court/arbitral award decisions against the Applicant since 1st January 2010.

4.2.3 Evaluation of Financial Situation

(1) Financial Performances:

The applicant audited balance sheets or, if not required by laws of the Applicant's country, other financial statements acceptable to be Employer, for the last five (5) years (2010 - 2014) shall be submitted and must demonstrate the current soundness of the Applicant's financial position and indicate its prospective long-term profitability. As the minimum requirement, an Applicant's:

- (i) Total profit of 5 years must be positive, during which business of the last 3 years has no loss, and profit of the year 2014 must not negative,
- (ii) Liquidity ratio of the year 2014 > 1 (liquidity ratio = Current Assets/ Current Liabilities)
- (iii) Net worth of the year 2014 > 0 (Net worth = Total Assets – Total Liabilities)

(2) Average Annual Construction Turnover:

Minimum average annual construction turnover within the last five years (2010 - 2014) of \$100,000,000 (United States Dollars one hundred million) equivalent as shown in the Applicant's audited (or certified by tax office) financial reports.

4.2.4 Evaluation of Experience

The Applicant shall meet the following minimum criteria.

Successful experience as a prime contractor in the execution of contracts of nature and complexity comparable to the proposed contract between the 1st January 2009 and the Application submission deadline, specifically as follows:

- (a) at least three (03) transport construction contracts (highway bridge or viaduct underpass) through operational interchange in which the Applicant participated as a prime contractor (among which at least one (01) contract was executed in Vietnam by adoption of ICB selection procedure with finance by JICA). The value of each contract is equal to or more than US\$ 80 million.
- (b) For the above or other contracts executed during the period stipulated in 4.2 (a) above, a minimum construction experience, as prime contractor in the following criteria and key activities:
 - (i) Construction bridge/ or viaduct of precasted beam super-T Girder, single form, span L=40m, with total length $L \geq 1,000\text{m}$ at narrow road without stoppage of traffic in one (1) contract,
 - (ii) Construction of continuous steel box girder with main span $L \geq 78\text{m}$ without stoppage of traffic in one contract, and
 - (iii) Construction of cast-in-place concrete piles with diameter $D \geq 1.0\text{m}$, average pile depth $\geq 40\text{m}$ and total pile length $\geq 13,000\text{m}$ in one (1) transport construction contract.
 - (iv) Construction of Rotation steel pile method with diameter $D \geq 1.3\text{m}$, average pile depth $\geq 40\text{m}$ and

- total pile length $\geq 7,000\text{m}$ in one (1) transport construction contract.
- (v) Construction of AC Pavement Ultrathin Bonded wearing course or Polymer Modified Bitumen Type-III for expressway with total area $\geq 40,000\text{m}^2$ in one (1) transport construction contract.

Note: to consider those contracts which have been completed and certified by Employers only.

4.3 Evaluation of Joint Venture

The evaluation for joint ventures is to be conducted based on the following methods. The evaluation shall proceed by using Check List 2 attached hereto.

(a) JV Compliance Requirements

(i) All Partners Combined

“All Partners Combined” represents the status in which all JV members shall be deemed to be combined as “one applicant” and the JV shall be considered responsive to the qualification requirements stipulated in the Prequalification Documents on the condition that any members of the JV meet the qualification criteria, even though one or more of the members in the JV fail to meet them. This JV compliance requirement is applied in the situation where the prequalification requirements are relatively rigid and each member of the JV is not necessarily expected to meet the criteria as long as all members of JV meet them as a whole.

(ii) Each Member

Each member of the JV shall individually meet the qualification criteria stipulated in the Prequalification Documents. This JV compliance requirement aims at ensuring a particular level of the technical or financial capacities of all members of the JV, while avoiding the situation where any individual member of the JV does not meet the prequalification requirements.

(iii) At Least One Partner

This JV compliance requirement is applied when at least one member of the JV, who can be a leading member of the JV in terms of its technical or financial capacities in executing the contract, shall meet the qualification criteria stipulated in the Prequalification Documents.

(b) JV Minimum Percentage Requirements

Only for “Average Annual Construction Turnover” of Financial Situation 3.2 and Specific Construction Experience 4.2 (a) and (b) stipulated *in check list 2*, the following minimum percentage requirements of the JV members shall be applied;

- (i) Each member of the JV is required to meet individually a particular percentage (not less than 25%) of the qualification requirements.
- (ii) At least one member of the JV is required to meet a particular percentage (not less than 40%) of the qualification requirements.

- (iii) The whole JV is required to meet 100% of the qualification requirements.

5. Changes in Qualifications of Applicants

Any change in the structure or formation of an applicant after being prequalified and invited to bid shall be subject to a written approval of the Employer prior to the deadline for submission of bids. Any such changes shall be submitted to the Employer not later than fourteen (14) days after the date of the Invitation for Bids. Such approval shall be denied if as a consequence of the change;

- (a) the prequalified applicant, after the change, no longer substantially meets the qualification criteria set forth in check list 2, or
- (b) in the opinion of the Employer, a substantial reduction in competition may result.

6. Prequalification with Conditionality

In principle, no applicants should be prequalified with conditionality.

7. Relaxation of Prequalification Criteria

The prequalification criteria should be applied rigidly when prequalification evaluation is carried out. Relaxation of prequalification criteria to favor firms in the Employer's country (e.g., an extremely broad of a "similar experience") or the relaxation of criteria during prequalification evaluation with justification of ensuring competition is not allowed, in light of "emphasis on quality." (*Procurement Guidelines, 3.02, Notes 2 (06)*)

8. Limiting the Number of Bidders

It is not acceptable to set a limit on the number of successful applicants prior to the evaluation of prequalification. All applicants meeting the prequalification criteria specified shall be allowed to bid. However, it is also important to set the criteria so that a reasonable number of applicants, normally no more than ten (10), shall be qualified. An excessive number of applicants taking part in the bid is not preferable, because it will increase the burden of the Employer when evaluating the bid proposals. (*Procurement Guidelines, Section 3.02, Notes 3 (01)*)

9. Review and Concurrence by JICA

The result of prequalification is subject to review and concurrence by JICA, if stipulated so in the Loan Agreement. The Prequalification Evaluation Report will be submitted to JICA with the authorized signature of the Employer.

Check List 1. Preliminary Pass-Fail Examination of Applicant

Name of Applicant	Country ¹	Date of Submission of Application	Completeness ² , Verification ³ of Documentation	Eligibility ⁴	JV Requirements ⁵	Explanation ⁶

1. Place of incorporation and place of registration (for firms).
2. Completeness of documentation: Are the applications offering all of the items and essential information requested? Major deviations to the requirements such as no presentation of financial statements or balance sheets, or failure to present sufficient information on financial means to meet the specified financial situation criteria may be a basis for a “fail” mark.
3. Verification: Attention should be directed toward deficiencies related to the validity of the application itself. For example: Is the letter properly signed? Are the applications of Joint Ventures signed by each partner in the joint venture? Has a copy of the JV Agreement or Letter of Intent been signed by all JV partners and submitted with the application?
4. Eligibility: Is the applicant from an eligible source country stipulated in the Loan Agreement? (See ITA 4.3) Is the applicant free from conflict of interest? (See ITA 4.4, 4.5 and 4.6) Has the applicant not been determined to be ineligible by JICA in respect of “Fraud and Corruption” policy of JICA? (See ITA 4.7).
5. JV requirements: Is the lead partner of the JV clearly identified and properly authorized? Are all partners in the JV legally liable, jointly and severally, during bidding and execution of the contract?
6. If the application fails in preliminary acceptance in one of the column topics, the reasons shall be clearly explained in this Explanation column or in an attachment, as necessary.

Check List 2. Qualification Evaluation Summary (Pass-Fail Criteria)

Eligibility and Qualification Criteria			Compliance Requirements				Pass-Fail Results of Applications			Comments/ Explanations
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)							
			All Partners Combined	Each Member	One Member					
1. Eligibility										
1.1	Nationality	Nationality in accordance with ITA Sub-Clause 4.3	Must meet requirement	N/A	Must meet requirement	N/A				
1.2	Conflict of Interest	No conflicts of interest in ITA Sub-Clause 4.4, 4.5 and 4.6	Must meet requirement	N/A	Must meet requirement	N/A				
1.3	JICA Ineligibility	Not having been declared ineligible by JICA, as described in ITA Sub-Clause 4.7	Must meet requirement	N/A	Must meet requirement	N/A				

Method and Criteria

Eligibility and Qualification Criteria		Compliance Requirements					Pass-Fail Results of Applications			Comments/ Explanations
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)							
			All Partners Combined	Each Member	One Member					
2. Historical Contract Non-Performance										
2.1	History of Non-Performing Contracts	Non-performance of a contract did not occur as a result of contractor's default since 1 st January 2013 based on all information on fully settled disputes or litigation. A fully settled dispute or litigation is one that has been resolved in accordance with the dispute resolution mechanism under the respective contract and where all appeal instances available to the Applicant have been exhausted.	Must meet requirement	N/A	Must meet requirement	N/A				
2.2	Pending Litigation	All pending litigation shall in total not represent more than 50% of the Applicant's net worth and shall be treated as resolved against the Applicant.	Must meet requirement	N/A	Must meet requirement	N/A				
2.3	Litigation History	No consistent history of court/arbitral award decisions against the Applicant since 1 st January 2010.	Must meet requirement	N/A	Must meet requirement	N/A				

Method and Criteria

Eligibility and Qualification Criteria		Compliance Requirements			Pass-Fail Results of Applications			Comments/ Explanations	
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)						
			All Partners Combined	Each Member	One Member				
3. Financial Situation									
3.1	Financial Performance	Submission of audited balance sheets or if not required by the law of the Applicant's country, other financial statements acceptable to the Employer, for the last five years (2010-2014) to demonstrate the current soundness of the Applicant's financial position and its prospective long term profitability. As the minimum requirement, an Applicant's: (i) total profit of 5 years must be positive, during which business of the last 3 years has no loss, and profit of the year 2014 must not be negative, (ii) liquidity ratio of the year 2014 > 1 (liquidity ratio = Current Assets/ Current Liabilities) (iii) net worth of the year 2014 > 0. (net worth = Total Assets – Total Liabilities)	Must meet requirement	N/A	Must meet requirement	N/A			

Documents

Package 01: Construction of Mai Dich – Co Nhue Section

Evaluation

Method and Criteria

Eligibility and Qualification Criteria			Compliance Requirements				Pass-Fail Results of Applications			Comments/ Explanations
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)							
			All Partners Combined	Each Member	One Member					
3.2	Average Annual Construction Turnover	Minimum average annual construction turnover within the last five years (2010-2014) of \$100,000,000 (United States Dollars one hundred million) equivalent as shown in the Applicant’s audited (or certified by tax office) financial reports.	Must meet requirement	Must meet requirement	Must meet at least 25% of the criteria	Must meet at least 40% of the criteria				

Method and Criteria

Eligibility and Qualification Criteria		Compliance Requirements					Pass-Fail Results of Applications			Comments/ Explanations
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)							
			All Partners Combined	Each Member	One Member					
4. Experience										
4.1	General Construction Experience	Experience under construction contracts in the role of prime contractor (single entity or JV member), for at least the last five years (2010-2014) starting 1 st January 2010	Must meet requirement	N/A	Must meet requirement	N/A				
4.2 (a)	Specific Construction Experience	Successful experience as a prime contractor in the execution of contracts of nature and complexity comparable to the proposed contract between the 1 st January 2010 and the Application submission deadline, specifically as follows: At least three (03) transport construction contracts (highway bridge or underpass) through operational interchange in which the Applicant participated as a prime contractor (among which at least one (01) contract was executed in Vietnam by adoption of ICB selection procedure with finance by JICA). The value of each contract is equal to or more than US\$ 80 million .	Must meet requirement	Must meet requirement	≥ 1 Contract	≥ 2 Contracts				

Method and Criteria

Eligibility and Qualification Criteria		Compliance Requirements			Pass-Fail Results of Applications			Comments/ Explanations
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)					
			All Partners Combined	Each Member	One Member			
4.2 (b)	<p>For the above or other contracts executed during the period stipulated in 4.2 (a) above, a minimum construction experience, as prime contractor in the following criteria and key activities:</p> <ul style="list-style-type: none"> (i) Construction bridge/ or viaduct of precasted beam super-T Girder, single form, span L=40m, with total length $L \geq 1,000m$ at narrow road without stoppage of traffic in one (1) contract, (ii) Construction of continuous steel box girder with main span $L \geq 78m$ without stoppage of traffic in one contract, and (iii) Construction of cast-in-place concrete piles with diameter $D \geq 1.0m$, average pile depth $\geq 40m$ and total pile length $\geq 13,000m$ in one (1) transport construction contract. (iv) Construction of Rotation steel pile method with diameter $D \geq 1.3m$, average pile depth $\geq 40m$ and total pile length $\geq 7,000m$ in one (1) transport construction 	Must meet requirement	Must meet requirement	≥ 1 criterion	≥ 2 criteria			

Method and Criteria

Eligibility and Qualification Criteria		Compliance Requirements					Pass-Fail Results of Applications			Comments/ Explanations
Subject	Requirement	Single Entity	Joint Venture or Association (existing or intended)							
			All Partners Combined	Each Member	One Member					
	contract. (v) Construction of AC Pavement Ultrathin Bonded wearing course or Polymer Modified Bitumen Type-III for expressway with total area $\geq 40,000m^2$ in one (1) transport construction contract. <i>Note: to consider those contracts which have been completed and certified by Employers only.</i>									
4.2 (c)	Quality management and safety system ISO Certification Quality management ISO certification or any equivalent certificate. Certificate or regulation on health and safety system.	Must meet requirement	N/A	Must meet requirement	N/A					

1. If the Applicant fails a specific criterion or if “pass” has been given, accepting a minor deviation (ITA 24.1), the reasons shall be clearly explained in the Explanation column or in a separate attachment, as necessary.
2. For completed similar contract in which the Applicant participated as a JV member, only the Applicant’s share, by value, in that contract shall be considered whether or not to meet the requirement of similar contract.