



SECURITIES AND EXCHANGE COMMISSION OF PAKISTAN

T# 09/21-22

Invitation to Bid

The Securities & Exchange Commission of Pakistan invites sealed bids from the principal's authorized dealers/distributors/partners/resellers based in Pakistan and registered with Federal Board of Revenue/Respective Revenue Boards for Income Tax and Sales Tax and who are on Active Taxpayers List (Income and Sales tax) of the Federal Board of Revenue/Relevant Tax Authority for following:

S. No.	Requirements	Tender Ref No.
1.	Annual Support and Subscription Renewal for IBM software	T# 09 (i)/20-21
2.	Support and Subscription Renewal for Oracle ERP Products	T# 09 (ii)/20-21
3.	Annual Support and Subscription Renewal for Oracle software	T# 09 (iii)/20-21
4.	Annual Support and Subscription Renewal for VMware software	T# 09 (iv)/20-21

Bidding document for above mentioned requirement(s) and conditions, method of procurement, procedure for submission of bids, bid security, bid validity, opening of bid, evaluation criteria, clarification/rejection of bids etc. against above requirement are available for the interested bidders from the undersigned and can also be downloaded from <https://www.secp.gov.pk/procurement/>

The bids prepared in accordance with the instructions in the bidding documents, must reach undersigned on or before **January 04, 2022 by 1100Hrs** and will be opened on the same day at 1130Hrs.

In case of any query, Admin Department may be contacted on Telephone No. 051-9195302/051-9195437 during office hours (Monday to Friday excluding Public Holidays)

M. Ubaidullah Khalid, Add. Joint Director (Admin)
4th Floor NICL Building, Jinnah Avenue, Blue Area Islamabad.

Terms and Conditions for Bids and Bidders

1. **Tender Identification Number: TENDER # 09(iv)/21-22**

2. The Procurement Agency is:

Securities and Exchange Commission of Pakistan
4th Floor, NICL Building, 63 Jinnah Avenue, Blue Area,
Islamabad.

3. The Securities and Exchange Commission of Pakistan invites sealed bids from the Principal's authorized dealers/distributors/partners/resellers based in Pakistan and registered with Federal Board of Revenue/Respective Revenue Boards for Income Tax and Sales Tax and who are on Active Taxpayers List (Income and Sales tax) of the Federal Board of Revenue/Relevant Tax Authority for

ANNUAL SUPPORT AND SUBSCRIPTION RENEWAL FOR VMWARE SOFTWARE

through

SINGLE STAGE ONE ENVELOP METHOD.

4. Only registered service providers who are on Active Taxpayers List (Income and Sales Tax) of FBR are eligible to provide services to the Commission. Bids of all those bidders who are In-Active on ATL on the date of bid opening shall be rejected.
5. Relevant details plus terms and conditions of the invitation may be obtained from the undersigned personally or by visiting the SECP website: <https://www.secp.gov.pk/procurement/>
6. SECP reserves the right to cancel this invitation and reject all bids at any stage of the bidding process.
7. The bid validity period shall be 150 days.
8. The bids should be accompanied by bid security (refundable) for an amount equal to 2% of the total quoted price (inclusive GST, if applicable) in shape of either pay order, demand draft in favor of Securities and Exchange Commission of Pakistan. Bids not accompanied by bid security or with less amount of bid security will be rejected.
9. The amount of the bid and bid security shall be in Pak rupees.
10. The prices quoted shall correspond to 100% of the requirements specified. The prices quoted by the bidder shall not be adjustable. Changes or revisions in rates after the opening of the bids will not be allowed and may disqualify the original offer.
11. The rates must be quoted strictly in accordance with our documents and Annex(s).
12. Discounts (if any) offered by the bidder shall be part of the bid and for taxation purposes will be treated in accordance with the applicable laws.
13. Detail of applicable taxes and whether taxes included or not in the quoted price and breakup of the quoted price shall be clearly mentioned.
14. In case applicable taxes have neither been included in the quoted price nor mentioned whether quoted amount is inclusive or exclusive of such taxes, then quoted amount will be considered inclusive of all taxes and selected service provider will have to provide the required

services/equipment, if selected and declared as best evaluated bidder.

15. In case selected bidder is unable to supply on quoted amount then bid security submitted with the bid will be forfeited in favor of the Commission.
16. In case any bidder submits more than one option against this invitation then bid security shall be submitted against highest quoted option.
17. If the bid is withdrawn before the expiry of its validity or the supply/services are not made/provided within due date, the bid security will be forfeited in favor of the SECP, Islamabad.
18. The language of the bid should be in English and alternative bids shall not be considered.
19. Amendments or alterations/cutting etc., in the bids must be attested in full by the person who has signed the bids.
20. Bidder must have regular place of business, telephone numbers and email address and must provide proof of their existence in the particular business. A brief profile of the bidder, along with list of major customers (corporate sector) along with their contact details is required.
21. Items included in Compulsory Certification Scheme of PSQCA shall be duly certified by an accredited laboratory and fulfill necessary conditions of PSQCA, as applicable.
22. **Bidder must submit the undertaking as per format prescribed in relevant Annexure, failing which the bid shall be rejected.**
23. Bids from any bidder who is found or purported to be engaged or under investigation for offences related to fraud, under-invoicing, tax evasion, concealment, money laundering etc. shall be rejected without assigning any reason.
24. Comprehensive warranty & onsite support for mentioned years shall be given for the equipment/software/renewal at Islamabad, Karachi, and Lahore offices (if applicable).
25. All software-based items contain installation and configuration and end user orientation which is responsibility of the supplier (if support is not provided by the Principal).
26. The equipment/software/renewals supplied must be duty paid in respect of all applied duties and taxes.
27. In case nature of required license/support renewal is perpetual then WHT @ 15% shall be withheld from the gross amount of the invoice (inclusive of sales tax). Any bidder who has not quoted its financial proposal keeping in view the above mentioned tax treatment, his proposal shall not be considered and rejected without assigning any reason. Any change in future with respect to aforementioned tax treatment shall be dealt and applied as per law.
28. Required quantities may increase/decrease according to SECP requirement.
29. The end user License, end user warranties and end user support services will be in the name of SECP for all equipment and software loaded on the equipment delivered.
30. A copy of valid authorized agency/partnership/dealership/distributorship certificate from their principals is to be submitted with the bid.
31. After selection if any supplier is not available on ATL at the time of payment then his payment shall be stopped till he files his mandatory returns and appears on ATL of FBR.

32. Tax shall be deducted/withheld as per applicable sales tax and income tax law.
33. SECP shall purchase/get the renewal/support subscription from bidder found in compliance to the requirement mentioned in the bidding document, MUST requirements and lowest w.r.t each amongst all.
34. Incase 1st lowest bidder is unable to supply ordered items then the Commission reserve the right to award the contract to 2nd lowest evaluated bidder. In case 2nd lowest evaluated bidder is unable to supply ordered items then the Commission reserve the right to award the contract to 3rd lowest evaluated bidder.
35. Price inclusive of quoted tax, quoted by the bidder shall be considered for evaluation irrespective of the tax rate. The lowest evaluated bidder shall be responsible of the quoted tax in its bid and any demand from tax authorities shall be payable by that bidder.
36. Payment shall be made after delivery, installation and commissioning of complete equipment/services/renewals. All payments shall be made within 03 months after deduction of taxes and all payments shall be made through cross cheque in Pak Rupees. Taxes will be deducted at source as per Government Rules at the time of payment.
37. The bidders do not have the option of submitting their bids electronically. Telegraphic and conditional bids will not be accepted.
38. Unsealed bids will not be accepted.
39. Renewal of support is required before expiry dates mentioned in TORs.
40. **Sealed bids may be dropped in the tender drop box placed at Ground Floor of the NIC Building, 63 Jinnah Avenue, Islamabad.**
41. Clarification if any on the requirements may be obtained from ubaidullah.khalid@secp.gov.pk
42. The bid security of successful bidder will be retained until renewal of licenses/support and returned after renewal of licenses/support is confirmed. However, bid security of unsuccessful bidders will be returned after award of contract to successful bidder.
43. During the retention period the bid security no interest / markup will be paid on this amount by Commission to bidder at the time of refund/release of bid security.
44. Successful bidders shall be bound to provide the required services/renewal within the delivery period/before expiry.
45. In case of late delivery, late delivery (LD) charges equivalent to 1% (of the PO/contract Value) per week shall be imposed and deducted from the payment. However, imposed penalty shall not exceed 10% of the PO/contract value.
46. **Bid(s) received after the due date and time i.e. bid submission, will be rejected.**
47. It is of utmost importance that bids should be submitted very carefully and the instructions set forth above, scrupulously complied with, failing which the offer will be ignored.
48. The place of bid destination is:

NICL Building, 63 Jinnah Avenue, Blue Area, Islamabad.

49. The envelopes shall bear the following additional identification marks:

Bid for: Annual Support and Subscription Renewal for VMware software
Bidder Name: XYZ
Attention: M. Ubaidullah Khalid
Add. Joint Director Admin,
4th Floor, NICL Building, 63 Jinnah Avenue Blue Area, Islamabad

50. The deadline for the submission of bids is:

Date: January 04, 2022

Time: 1100Hrs

51. The bid opening shall take place at:

Securities and Exchange Commission of Pakistan
4th Floor, NICL Building, 63 Jinnah Avenue, Blue Area,
Islamabad

Date: January 04, 2022

Time: 1130Hrs

A statement “Not to be opened before 1130Hrs on January 04, 2022” shall be clearly mentioned on the top of the sealed bid.

Note: Attachment Details are as under:

1.	TORs and Evaluation Criteria	Annex “A”
2.	Technical Evaluation Criteria	Annex “B”
3.	Format for Financial Bid	Annex “C”
4.	Documentary Evidence Form	Annex “D”
5.	Format of Affidavit/Undertaking	Annex “E”

If the above terms and conditions are acceptable then bids must be submitted well in time and according to the requirements.

TERMS OF REFERENCE**Terms of Reference**

Annual Support and Subscription Renewal is required for following VMware software currently in use at SECP:

Account Number

116008607

Account Name

Securities and Exchange Commission of Pakistan

Contract 01:

Contract Number	4104881081		
Product	Qty	Unit of Measure	Expiry Date
vCenter Server 7 Foundation	1	INSTANCE(s)	28-Apr-22
vCenter Server 7 Standard	1	INSTANCE(s)	28-Apr-22
vSphere 7 Enterprise Plus	4	CPU(s)	28-Apr-22
vSphere 7 Standard	22	CPU(s)	28-Apr-22

Contract 02:

Contract Number	41720766		
Product	Qty	Unit of Measure	Expiry Date
vCenter Server 7 Standard	1	INSTANCE(s)	30-Jun-22
vSphere 7 Enterprise Plus	8	CPU(s)	30-Jun-22
VMware Site Recovery Manager 8.x	75	VM(s)	30-Jun-22

- Bids NOT in compliance with the any MUST requirement (s) in the evaluation criteria will NOT be evaluated.
- Bids Found in compliance with all the MUST requirement (s) and quoted lowest price w.r.t each requirement/Annexure shall be selected.

Technical Evaluation Criteria

SR.	ATTRIBUTE	DETAIL	WEIGHTAGE
1.	Support/ SLA Duration Contract 01	01 Year for mentioned quantities	Must
2.	Support/ SLA Duration Contract 02	01 Year for mentioned quantities	Must
3.	Partnership	Valid Principal Partnership Letter	Must

- Bids NOT in compliance with the any MUST requirement (s) in the evaluation criteria will NOT be evaluated.
- Bids Found in compliance with all the MUST requirement (s) and quoted lowest price i.e. **Grand Total (Rs.) Contract 01 + Contract 02**, shall be selected.

FORMAT FOR FINANCIAL BID ONLY

Account Number 116008607
 Account Name Securities and Exchange Commission of Pakistan

Contract 01:

Contract Number		4104881081		
Product	Qty	Unit of Measure	Quoted unit price Incl. of Applicable Taxes	Quoted Total price Incl. of Applicable Taxes
vCenter Server 7 Foundation	1	INSTANCE(s)		
vCenter Server 7 Standard	1	INSTANCE(s)		
vSphere 7 Enterprise Plus	4	CPU(s)		
vSphere 7 Standard	22	CPU(s)		
Total (Rs.) Contract 01				

Contract 02:

Contract Number		41720766		
Product	Qty	Unit of Measure	Quoted unit price Incl. of Applicable Taxes	Quoted Total price Incl. of Applicable Taxes
vCenter Server 7 Standard	1	INSTANCE(s)		
vSphere 7 Enterprise Plus	8	CPU(s)		
VMware Site Recovery Manager 8.x	75	VM(s)		
Total (Rs.) of Contract 02				
Grand Total (Rs.) Contract 01 + Contract 02				

NOTE: Bid found in compliance of all the mandatory requirements in technical evaluation and quoting lowest price i.e. **Grand Total (Rs.) Contract 01 + Contract 02**, shall be selected being Most Advantageous bid.

DOCUMENTARY EVIDENCE

Name of the Bidder: _____

Bid against Reference No: _____

Date of opening of Bid: _____

Documentary evidence for determining eligibility of the bidders & evaluation of bids. Bidders should only initial against those requirements that they are attaching with the form. **Bidders are required to mark page number on each page of the bid and mention the exact page number of relevant documents in the table below.** Bidders are advised to attach all supporting documents with this form in the order of the requirement.

S#	Required Documentation	Signature of Bidder	Supporting Document's Name	Page Number in the Bid.
1	NTN Certificate			
2	GST Certificate			
3	Availability on Active Tax Payers List of FBR			
4	Registration/Incorporation/Business Certificate			
5	Affidavit(s)			
6	Bid Security (As applicable)			
7	Bid Validity period of 150 days (As applicable)			
8	Bidding documents duly signed/stamped			
9	Authorized Contact Number and Email Address.			

Format of Affidavit/Undertaking

Bidder must submit following undertaking (on stamp paper of Rs.100), failing which the bid shall be rejected:

- a) I, Mr. S/o..... holding CNIC #
from M/s Having Its business office at,
do hereby solemnly affirm and declare as under;
- b) That M/s is not engaged, under investigation or offences or no
proceedings are pending before FBR, Customs, NAB, any Judicial form, FIA or any
other Govt. authority with respect to fraud, under-invoicing, tax evasion, concealment,
money laundering etc.
- c) We also confirm that our firm has not been black listed by any National/International
organization or forum and its entitled to carry out its business activities to the standard
business ethics.
- d) That the Partner(s) / Officers of M/s..... have not been subject to
financial crime. Nor they every compounded with their creditors in any capacity.
- e) The above statement is true to the best of my knowledge and belief and nothing has
been concealed or is false.

***Note: In case any bidder is found in the list of “Blacklisted Firms-Pakistan” or related
links at <https://www.ppra.org.pk/> then its bid shall be rejected***

Name: _____

Signature _____

Stamp: _____