

THE CIVIL AVIATION AUTHORITY OF MONGOLIA

**TENDER DOCUMENTS TO PURCHASE GOODS,
WORKS AND SERVICES BY CONCLUDING A DIRECT
CONTRACT**

Tender Subject: ***Tender document for selection of a contractor to provide professional guidance and consulting services for the preparation of the International Aviation Safety Assessment Program of the U.S. Federal Aviation Administration for the Civil Aviation Authority of Mongolia within the framework of the preparations for performing regular flights from Mongolia to the United States of America***

Tender No.: *MCAA/UZ/20240103055*

2024

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ANNOUNCEMENT ON CONCLUDING A DIRECT CONTRACT

Date: **14 March 2024**

1. **The Civil Aviation Authority** is sending an announcement on negotiation with a business operator to purchase goods, works and services specified in the appendix by concluding a direct contract in accordance with clauses 35.1.1, 35.3, 35.4 and 35.5 of the Law on Procurement of Goods, Works and Services with State and Local Funds. **The assignment is described in the Appendix.**
2. Deadline for expressing interest in the negotiation: **09:00 AM, 20 March 2024**
3. Time of the negotiation: **09:00 PM, 25 March 2024**
4. Venue of the negotiation: **The Civil Aviation Authority, 2nd floor, conference hall, Khan-Uul district, 21st Khoroo, Ulaanbaatar.**
Applicants who are willing to participate electronically can participate using the ZOOM application. The login name and password will be provided to the applicants who expressed their interest to participate.
5. Contact information of the client to express interest in the negotiation: **Investment and Procurement Unit, Procurement Department, Buyant-Ukhaa International Airport, 3rd floor, Khan-Uul district, 21st Khoroo, Ulaanbaatar.**
Phone number: +(976) 7128 3269
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SECTION I. TENDER SELECTION INSTRUCTION (TSI)

A. GENERAL

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|---|---|
| 1. Tender scope | 1.1. In accordance with the Law on Procurement of Goods, Works and Services with State and Local Funds (hereinafter referred to as the "Law"), the client specified in the data table shall organise a tender for the purchase of goods, works and services specified in Section III. The tender selection subject and number shall be indicated in the data table.
1.2. In case, if a tender selection has a package, this information shall be indicated in the data table.
1.3. If the goods or specified package of goods could be supplied with domestic production by Article 8.1 of the Law, the client shall indicate this in the data table. Accordingly, the tender selection or its package shall be supplied with only goods originating from Mongolia. |
| 2. Financing source and budgeted cost | 2.1. The total funding source and funding source of each package, and the approved budgeted cost shall be reflected in the data table. |
| 3. Laws and regulations on procurement | 3.1. The Legislation on procurement of goods, works and services with state and local funds specified in Article 2.1 of the Law shall be followed in this procurement process.
3.2. Client, interested persons, participants and, employees and officials specified in Article 52.1 of the Law shall inform laws and regulations the relevant officials and law enforcement agencies of actions and non-actions prohibited by the Law on Anti-Corruption, Law on the Regulation of Public and Private Interests and Prevention of Conflict of Interest in Public Service, Law on Competition, Criminal Code of Mongolia and Law on Infringement.
3.3. Persons subject to the prohibitions and restrictions specified in Articles 20, 201, 21 of the Law on the Regulation of Public and Private Interests and Prevention of Conflict of Interest in Public Service are not eligible to participate in the tender selection. |
| 4. Interested person and participant | 4.1. The participant shall submit a tender in accordance with Article 6 of the Law.
4.2. The conditions specified in Article 7.1 of the Law shall not be occurred in relation to the participant, and general requirements shall be met.
4.3. Persons who are subject to trade embargoes and do not comply with international agreements of Mongolia are not entitled to submit tenders. |

- 4.4. The business operator expressing its interest in participating in the tender selection shall pay the service fee specified in Article 22.10 of the Law.
- 4.5. The service fee specified in 4.4 of the Tender instructions is non-refundable for any reasons.
- 5. Joint venture and sub-contract**
- 5.1. The joint-venture contracts and sub-contracts to be submitted for tender shall meet the requirements specified in Article 6 of the Law.
- 5.2. In case, if the sub-contract violates Article 6.4 of the Law, the client shall not consider the sub-contract and documents related to the sub-contractor during the tender examination.
- 5.3. Member of a joint-venture or a sub-contractor shall be considered ineligible, if the period of registration in the list of persons whose rights to participate in the tender has been restricted has not expired.
- 5.4. Participation as a joint venture and a sub-contractor shall be confirmed by the member of a joint venture and a sub-contractor through the electronic system.
- 6. Origin of the goods to be supplied**
- 6.1. The goods to be supplied under the contract could be of any country origin unless otherwise specified in 1.3 of the Tender Instruction.
- B. CONTENT**
- 7. Tender documents**
- 7.1. The tender documents consist of the following Sections and their amendments and additions:
Section I. Tender Instruction;
Section II. Data Table;
Section III. Requirements for Technical Specification;
Section IV. Basic tender evaluation criteria;
Section V. Model tender documents;
Section VI. Contract terms and conditions.
- 7.2. The Contract terms and conditions specified in Section VI of tender documents shall be followed when the client concludes a contract with the Contractor as the result of the tender selection.
- 7.3. The interested person shall study the requirements, criteria, contract terms and conditions, technical specifications and laws, regulations and instructions referred to in the Tender Instruction, data table and if any changes are made to them, prepare a tender in accordance with the changes.
- 8. Clarifying the tender documents**
- 8.1. In case, if the participant of the negotiation needs clarification on issues specified in the tender documents, the participant may submit a request to the client in accordance with Article 19 of the Law.

8.2. Proof of being an interested person specified in 4.4 of the Tender Instruction shall be attached to the request specified in 8.1 of the Tender Instruction.

8.3. In case of necessity to make additions or amendments to the tender documents compliant to the clarifications, the client shall make a decision in accordance with Article 20.6 of the Law.

9. Meeting before submitting a tender

9.1. Negotiations with interested persons were conducted according to the method of concluding a direct contract compliant to the Article 35 of the Law, no meeting shall be organized in accordance with Article 19.4 of the Law.

C. TENDER PREPARATION

10. Language of tender documents and tender

10.1. Regardless of whether the tender announcement, documents or invitation is published in a foreign language, the tender documents, official letters, letters and other documents related to the tender and the tender submitted by the participant shall be in Mongolian language, and the translation of a tender, documents and information contained therein, prepared in another language shall be submitted in Mongolian language by the participant.

10.2. Only in the case of procurement tenders financed by loans and aids from foreign countries and international organizations based on the international agreements of Mongolia, the language specified in 10.1 of the Tender Instruction could be specified differently.

10.3. In case of inconsistency between the language of the tender documents and the version prepared in a foreign language, the tender documents prepared in the language specified in 10.1 of the Tender Instruction shall prevail.

10.4. The client shall be responsible for the accuracy and completeness of the translation, regardless of whether it is translated by the participant himself or by a third party for the documents prepared in a language other than specified in 10.1 of the Tender Instruction for the examining and evaluating the tender, and the participant

11. Tender package

11.1. The tender shall be a technical and price proposal for goods, works and services prepared in accordance with Article 21.1 of the Law.

11.2. The tender to be prepared and submitted by the participant shall consist of the following documents and information:

11.2.1. forms prepared in accordance with 12 of the Tender Instructions;

- 11.2.2. power of attorney issued in accordance with relevant laws and regulations, in case if a person other than a person authorised to represent the participant without the power of attorney guaranteed the tender /proof of the person entitled to represent without a power of attorney for foreign persons/;
- 11.2.3. upon the client's approval, an alternative proposal prepared in accordance with 13 of the Tender Instruction;
- 11.2.4. documents proving that the participant meets the general conditions specified in 14 of the Tender Instruction;
- 11.2.5. documents proving that the offered goods meet the requirements of the tender documents specified in Clause 15 of the Tender Instruction;
- 11.2.6. schedules on the delivery of goods, execution of work and provision of services;
- 11.2.7. documents proving that the participant's capacity and experience meet the requirements and criteria specified in 16, 17 and 18 of the Tender Instruction;
- 11.2.8. Price breakdown and work designs and drawings specified in 19 of the Tender Instruction;
- 11.2.9. Joint-venture contract specified in Article 6.3 of the law for joint-ventures.
- 11.3. The participant is responsible for verifying the validity of all tender documents and information and is responsible for their accuracy before the client.
- 11.4. The participant shall submit the tender by submitting a tender guarantee and paying the service fee in accordance with Articles 22.7 and 22.10 of the Law.
- 12. Standard tender form**
 - 12.1. The participant shall submit the form in Section V of the Tender Documents compliant with the form created in the electronic system in accordance with Article 21.1.3 of the Law.
- 13. Alternative offers**
 - 13.1. In the event that is specifically stated in the data table, the participant may submit an alternative offer to the tender in accordance with Article 11.10 of the Law.
- 14. Required documents for evaluation of general conditions**
 - 14.1. The participant shall submit the notice specified in Article 7.2 of the Law in accordance with Model 1 of Section V.
 - 14.2. The legal entity of Mongolia shall submit a reference of the agency of court decision on whether the execution of the court decision is in progress.

- 14.3. The foreign entity shall submit the following documents or equivalent documents issued by the state authority of its country of incorporation:
- 14.3.1. State registration certificate (for a person, a copy of identity card), a document identifying the person entitled to represent without a power of attorney;
 - 14.3.2. Document proving that there are no overdue tax debts under the law of the country as of the day after the announcement of the tender.
- 14.4. To evaluate the general conditions of the participants, the client shall not require the participant to submit documents other than the documents specified in 14.2 and 14.3 of the Tender Instruction, and other necessary conditions shall be evaluated based on the notice submitted by the participant and the information specified in Article 15.2 of the Law.
- 15. Document proving that offered goods, works and services meet the requirements of the tender documents**
- 15.1. Proof that the goods, works and services offered by the participant meet the technical specifications specified in Section III shall be submitted to the tender.
 - 15.2. The evidence could be in the form of publication, pictures or the manufacturer's official website. In order to examine that the goods, works and services offered meet the technical specifications, evidence that their actual technical and performance indicators are in line with the technical specifications shall be submitted, and if the offered goods, works and services differ from the technical specifications, an explanation shall be submitted.
 - 15.3. The information on the origin of the goods offered to be supplied shall be included in the relevant part of Model 2 in Section V (price breakdown of the goods).
 - 15.4. Documents proving the origin of imported goods shall not be required to be submitted to the tender unless the proof of origin of the goods is mandatory under the laws and regulations.
 - 15.5. If specified in the data table, the participant shall deliver the models and samples related to the goods offered by the participant to the client before the deadline for opening of the tender, and the participant shall take part in the examining and testing in accordance with the data table.

- 15.6. After delivery of goods, a list of spare parts, special tools and other items specified in the data table required for continuous and routine operation during the period stated in the data table shall be submitted along with the address and price information where they could be obtained.
- 15.7. Quality, materials, equipment models, units of measurement, standards, trademark, catalogue number and etc. mentioned in the Technical Specification shall determine general requirements for the goods, but are not limited thereto.
- 15.8. For foreign entities, document stating that the post-delivery maintenance and service obligations specified in the Technical Specifications under the contract will be performed by the foreign entity itself in the territory of Mongolia, or its branch established or expected to be established in Mongolia, or representative office, or other representative.
- 15.9. Documents and information on how the participant offered to supply goods not originating in Mongolia will provide post-delivery repair and services specified in the Technical Specification.
- 15.10. Pursuant to Article 8.4 of the Law, by submitting a document to the tender proving the origin of the goods to be considered for preferential treatment in Mongolia, the margin of preference shall be calculated according to the methods and rules for granting margin of preference approved by the Minister of Finance. In case if the origin of Mongolia is not indicated in the price breakdown, and the proof of origin is not submitted, the margin of preference shall not be granted.
- 15.11. Document proving that the goods offered for supply are of Mongolian origin shall be submitted to the tender in accordance with Clause 1.3 of the Tender Instruction. If no such documents are submitted, the goods will be considered non-eligible.

**16. Requirements
capabilities
and
experiences**

**for
and**

- 16.1. The client shall indicate the appropriate minimum requirements and criteria for financial and technical capacity and experience in the data table, and Article 15 of the Law shall be followed.

- 16.2. If a permit or a certificate is required for supplying goods, performing work, or providing services, it shall be indicated in the data table. If the client requires a permit or a certificate for supplying goods, performing work, or providing services, each member of the joint venture shall meet the requirement. If several permits and certificates are required, all members of the joint venture shall meet the requirement.
- 16.3. The joint venture shall fully meet the minimum requirements and criteria outlined in Clause 16.1 of the Tender Instruction, regardless of the number of members. If the criteria for the amount of sales revenue, or the price of similar contracts are specified in the data table, the representing member shall meet 40% or more of the criteria, and each member of the joint venture shall meet 25% or more.
- 16.4. The sub-contractor shall submit to the tender a document proving that it meets the relevant parts of the requirements and criteria specified in this clause.
- 17. Document proving that requirements on the Financial Capacity are met**
- 17.1. If the client is required to submit proof that financial capacity requirements are met, it shall be selected from the documents specified in Articles 16.2 and 16.4 of the Law and indicated in the data table. The period of financial statement that will serve as a basis for examining the participants' financial capabilities shall be indicated in the data table.
- 17.2. Statements from banks and financial institutions, other than those notified by the customer bank regarding the participant's account information and balance shall not be taken into account when examining the participant's financial capacity. The client shall not be required to submit a customer bank's reference matters other than those specified in this Clause.
- 17.3. Reference whether the legal entity of Mongolia has an overdue loan debt as of the day after the tender announcement to a bank or financial information shall be issued through an electronic system from the person specified in Article 4.1.5 of the Law on Credit Information, and submitted to the tender, and references issued from banks and financial institutions will not be required to be submitted.
- 18. Document proving that requirements on Technical Capacity and Experience are met**
- 18.1. If the client requires to submit a proof that technical capacity and experience requirements are met, it shall be selected from the documents specified in Articles 17.2.1, 17.2.2, 17.2.3, 17.2.4 and 17.2.5 of the Law and included in the data table.
- 19. Tender price and price discount**
- 19.1. The price and price discounts offered by the participant shall comply with the requirements set in this Clause.

- 19.2. The unit and total price for each type of goods, works and services of each package shall be indicated and submitted in the price breakdown of goods and services, and work budget.
- 19.3. If the participant offers a price discount, it shall be indicated in the tender submission form specified in Clause 12 of the Tender Instruction.
- 19.4. In accordance with Clause 19.3 of the Tender instruction, the price after discount is considered as the tender price.
- 19.5. Unless otherwise specified by law or in the data table, the price offered by the participant will be fixed during the execution of the contract and will not be adjusted. Tenders with a price offer subject to adjustment shall be considered ineligible. The submission of a fixed-price bid in a tender where price adjustments are allowed in the data table shall not be grounds for rejection of the bid, and the price adjustment shall be deemed to be zero during the execution of the contract.
- 19.6. When applying the International Trade Terms (Incoterms) issued by the International Chamber of Commerce to the tender for the supply of goods, if not specified in the data table, the latest version of the Delivery Duty Paid (DDP) conditions shall be used for delivery at the place specified in the supply schedule.
- 19.7. Regardless of whether it is specifically stated in the price breakdown, the tender price shall be deemed to include the costs specified in Article 27.13 of the Law.
- 19.8. If the total sum of the price breakdown of goods specified in Clause 19.2 of the Tender Instruction differs from the price in the tender submission form without arithmetic errors, the total sum of the breakdown of goods, services and the work budget shall be considered as the price in the tender submission form.
- 19.9. In cases specified in Article 21.5 of the Law, if the tender price of the tender participant is below 80 percent of the budgeted cost, a reasonable explanation shall be submitted to the tender stating that the price does not have a negative impact on the scope, quality and performance of the goods, works and services.

20. Tender currency

- 20.1. Unless otherwise specified in international agreements and laws of Mongolia, the tender price shall be expressed in national currency of MNT in accordance with Articles 4.1 and 4.2 of the Law on Conducting Settlement in National Currency.

- 21. Tender period validity**
- 21.1. The participant shall indicate in the tender submission form that its tender will be valid for at least 30 working days after the opening of the tender in accordance with Article 21.1.1 of the Law.
- 21.2. If the participant extends the validity period of the tender, the guarantor and participant shall be responsible for extending the validity period of the tender guarantee specified in Clause 22 of the Tender Instruction.
- 22. Tender Guarantee**
- 22.1. In case specified in Article 14.1 of the Law, the client shall indicate in the data table that the tender guarantee shall be submitted in accordance with the "Procedures for Issuing Guarantees and Generating Income for Procurement" calculated at 0.5 per cent of the budgeted cost.
- 22.2. If the tender is divided into packages, the tender guarantee shall be submitted for each package in accordance with Clause 22.1 of the Tender Instruction.
- 22.3. A member authorized to represent shall submit a tender guarantee for a joint venture.
- D. TENDER SUBMISSION AND OPENING**
- 23. Confirmation and submission of a tender**
- 23.1. The tender shall be confirmed in accordance with Article 22.1 of the Law, and in case a tender guarantee is required, the tender guarantee shall be submitted in accordance with Clause 22 of the Tender Instruction.
- 23.2. A power of attorney is not required if a person verified in accordance with Clause 23.1 of the Tender Instruction is the person authorized to represent the participant without a power of attorney.
- 23.3. If the person authorized to represent the participant without power of attorney authenticates the tender with a digital signature, the form specified in Section V shall be deemed to be authenticated with a stamp or seal in accordance with Clause 23.1 of the Tender Instruction. In this case, submission of a power of attorney, and authentication with stamp or seal of a legal entity is not required.
- 23.4. In case of submitting information related to the sensitive information of a person specified in Article 22.5 of the Law without disclosure, a statement specified in Article 22.6.3 of the Law shall be submitted without confidentiality in accordance with Model 6 of Section V.
- 24. Deadline for receipt of tenders**
- 24.1. The deadline for receipt of tenders shall be indicated in the data table. The date and time shall be determined by the time of the electronic system.

E. MAKING A DECISION BY THE CLIENT

- 25. Examine the tender whether it is qualifying or not** 25.1. Tender examination shall be based on examining of the procedures stipulated in Article 26 of the Law, the package specified in Clause 11 of the Tender Instruction, information, models and samples submitted through the relevant database.
- 26. Tender evaluation** 26.1. The client shall choose the basic evaluation criteria in accordance with Article 11.4 of the Law, and unless otherwise specified in the data table, the basic evaluation criteria shall be the comparative price.
- 26.2. The client shall evaluate and compare the tender in accordance with Article 27 of the Law.
- 26.3. If the lifetime cost is specified as the basic evaluation criteria in 26.1 of the data table, the tender shall be evaluated and compared according to the methodology and instruction for calculating lifetime cost approved by the Minister of Finance.
- 26.4. The evaluation of tenders for the purchase of medicine and medical equipment shall be evaluated and compared according to the basic criteria of combined evaluation of quality and price specified in Section IV.
- 27. Correction of arithmetic errors** 27.1. Arithmetic errors of the tender price shall be corrected in accordance with the "Methodology and instructions for evaluating tenders and granting priority".
- 27.2. Information regarding the correction of arithmetic errors shall be provided to the participant in accordance with Clause 27.1 of the Tender Instruction.
- 28. Granting a priority** 28.1. If the client provided the information and documents specified in the data table, compliant to Articles 8.4 and 8.7 of the Law, the price shall be subject to abstract reduction in accordance with relevant laws and regulations, methods and instructions.
- 28.2. In case of failure to submit a proof specified in Clause 28.1 of the Tender Instructions, a priority shall not be granted and this shall not be a reason to reject the tender submitted by the participant.
- 28.3. It should be noted that failure of the contractor, who has entered into a contract with a margin of preference to fulfil the contractual obligations, will be a condition for restricting the right to participate in the tender.
- 29. Criteria of the evaluation** 29.1. If specified in the data table, the criteria corresponding to the evaluation mentioned in Section IV shall be expressed in money and the comparative price shall be subject to the abstract increase.
- 30. Determine the comparative price of a tender** 30.1. The comparative price of the tender shall be determined according to the "Methodology and instructions for evaluating tenders and granting priority".

- 30.2. If an alternative offer of the tender is deemed to be the “best” as permitted in Clause 13.1 of the Tender Instruction, the alternative offer shall be examined and evaluated in the same manner as the main tender.
- 31. Tender ranking** 31.1. The client shall follow the provisions of Articles 27.5 and 27.6 of the Law, when ranking tenders.
- 32. Capacity reverification of a participant** 32.1. The client shall reverify the capacity to fulfil the contractual obligations of the participants who have submitted the best-evaluated tenders for several packages.
- 32.2. By Clause 32.1 of the Tender Instruction, the reverification shall be based only on the information and documents used in examining the tender whether the requirements and criteria are met concerning Financial Capacity specified in Clause 17 of the Tender Instruction, and the Technical Capacity and Experience specified in Clause 18 of the Tender Instruction.
- 32.3. The capacity of the participant will be reverified in accordance with 32.2 of the Tender Instruction, and the right to conclude a contract will be granted in accordance with Article 27.10 of the Law.

E. PROVIDING THE DECISION, CONCLUDING THE CONTRACT

- 33. Providing decision** 33.1. The client shall make a decision and send a notification to participants in accordance with Article 28 of the Law.
- 34. Performance Guarantee** 34.1. In the event specified in Article 42.1 of the Law, the participant who has been awarded the right to enter into the contract shall submit a performance guarantee in the amount of three per cent of the financing amount for the given fiscal year within the required period by the client.
- 34.2. The performance guarantee shall be issued in accordance with the “Procedures for Issuing Guarantees and Generating Income for Procurement”.
- 35. Signing confirming contract and the** 35.1. The client shall finalyzy relevant parts of the contract confirmation form specified in 7.2 of the Tender Selection Instruction and send it to the participant.
- 35.2. The awarded participant shall sign and send the contract within the period required by the client in accordance with 35.1 of the Tender Instructions.

SECTION II. DATA TABLE

Relevant clauses of TI	A. GENERAL
TSI 1.1	The client: <i>Civil Aviation Authority of Mongolia</i>
TSI 1.1	Tender subject: <i>To provide professional guidance and consulting services for the preparation of the International Aviation Safety Assessment Program of the U.S. Federal Aviation Administration for the Civil Aviation Authority of Mongolia within the framework of the preparations for performing regular flights from Mongolia to the United States of America.</i>
TSI 1.1	Tender invitation number: <i>MCAA/UZ20240103055</i>
TSI 1.2	The tender consists of packages with the following names and numbers: <i>No packages.</i>
TSI 1.3	Describe, if there are goods to be purchased from domestic production: <i>No.</i>
TSI 2.1	Funding source: <i>Current expenditure of Civil Aviation Authority for 2024.</i>
TSI 2.1	Total budgeted cost: <i>MNT 1,837,500,000.00 (one billion eight hundred thirty-seven million and five hundred thousand), (tax-excluded amount)</i>
C. TENDER PREPARATION	
TSI 10.2	Tender language for projects and measures financed by loans and aid funds: <i>Mongolian and English languages.</i>
TSI 13.1	Submit alternative offers: <i>Not allowed.</i>
TSI 14.1	Submit documents necessary to elevate general conditions: <i>Yes.</i> <i>1. For Mongolian legal entities, submit a detailed reference for the legal entity through the electronic system.</i> <i>2. For foreign entities, submit a copy of a state registration certificate of a country of incorporation and a document identifying the person who has the right to represent without a power of attorney.</i>

	<p>3. To submit a reference stating that there are no overdue tax debts under the law of the country of incorporation dated after the announcement of the tender.</p>
TSI 15.5	Whether to submit product models and samples before the deadline for tender opening: No.
TSI 15.6	Deadline to submit the list of spare parts, special tools and other items required for continuous and routine operation of goods: No.
TSI 16.2	Permission or certificate: Submit a certificate or permission to provide consulting services.
TSI 17.1	Whether to require proof that Financial Capacity requirements are met: Yes. Submit a financial statement for the last 2 years (2022,2023) issued in accordance with laws and regulations of the country of incorporation.
TSI 18.1	Whether to require proof that Technical Capacity and Experience requirements are met: Yes. <ol style="list-style-type: none">1. Submit proof of 10 years of experience providing consulting services related to FAA IASA audit preparation to the Civil Aviation Authority.2. Submit a document proving 10 years of experience in the field of aviation consulting services.3. Submit the following human resource personnel to the tender and documents that prove that the offered personnel have at least 7 years of experience in the field of aviation state control and regulation.4. It will be an advantage if the consulting team members have worked for the FAA in the last 5 years.5. Proof of compliance with the Federal Aviation Rule 129 and FAA Recommendation Series 129-5 of 2003.6. To have experience in providing consulting services with an amount of not less than 80 per cent of the approved budgeted cost. Submit evidence.
TSI 19.5.	The price offered by the participant during the implementation of the contract: Fixed without adjustment.

TSI 19.6	Whether International Trade Terms apply: No.
TSI 22.1	Amount of the tender guarantee: MNT 9,187,500.00 (nine million one hundred and eighty-seven thousand five hundred). The foreign entity shall calculate the amount at the official currency exchange rate of the Bank of Mongolia on the day of the tender announcement in accordance with Article 14.4 of the Law.
D. TENDER SUBMISSION AND OPENING	
TSI 24.1.	Deadline for tender receipt: Shortest possible time Date: April 03, 2024 Time: 10:00 AM
TSI 26.1	The main criteria for tender examination: Comparable prices.
TSI 28.1	Information and documents for granting a priority: No.
TSI 29.1	Whether corresponding criteria for evaluation will be used: Yes.

SECTION III. REQUIREMENT FOR TECHNICAL SPECIFICATION

Please see the assignment to provide professional guidance and consulting services for the preparation of the International Aviation Safety Assessment Program of the U.S. Federal Aviation Administration in the Appendix.

TECHNICAL SPECIFICATION

The goods to be supplied are in accordance with the specifications given below.

Product name:

No	Client's technical specifications (Please list each item's specifications below and, if applicable, the warranty period)	Proposed technical specification (Be careful not to copy customer specifications. Please write only the technical description of the offered goods.)	Notes (attach documents and presentation proving the above indicators)
1			
2			
3			
...			

[The evaluation committee will develop the technical specification following the reference conditions, standards and models of the technical specification published in the electronic procurement system /www.tender.gov.mn/.]

SUPPLY SCHEDULE

[The client fills in columns 1-6 of the table below, and the participant fills in column 7]

№	Product name	Quantity	Unit of measurement	The final point of delivery of goods	DELIVERY SCHEDULE	
					Delivery date requested by client (start and end time)	Supplier's offer date <i>(The participant fills this column)</i>
1	2	3	4	5	6	7
1	<i>[Type product name]</i>	<i>[Enter the quantity]</i>	<i>[Specify the unit of measurement]</i>	<i>[Enter the delivery place name]</i>	<i>[Enter the delivery date after signing the contract. For example: 2020.10.01 to 2020.10.14]</i>	<i>[In column 6, write the proposed delivery time within the specified period]</i>
2						
3						
...						

[A person authorised to represent without a power of attorney, or the name of the person authorized by him, position, signature, organization seal/stamp]:

OPERATION SCHEDULE

[The client fills in columns 1-7 of the table below, and the participant fills in column 8]

№	Name	Description of Services	Quantity	Unit of measurement	Operation place	Duration of service	
						Scheduled date	Contractor's Offer Period (the participant fills this column)
1	2	3	4	5	6	7	8
1	<i>[type the service name]</i>	<i>[specify the description of services]</i>	<i>[Enter the quantity]</i>	<i>[Specify the unit of measurement]</i>	<i>[Specify either the capital level or local level etc.]</i>	<i>[Enter the period of service from the conclusion of the contract. For example: 2020.10.01 to 2020.10.14]</i>	<i>[Write the time frame proposed to be completed within the time specified in column 7]</i>
2							
3							

[A person authorised to represent without a power of attorney, or the name of the person authorized by him, position, signature, organization seal/stamp]:

SECTION 4. BASIC TENDER EVALUATION CRITERIA

IV.1. “ A combination of quality and price” tender evaluation criteria

No.

IV.2. Criteria for evaluation

The customer will not take into account criteria other than those specified in this section in the evaluation.

1. *Time for delivery of goods, completion of work and services: "Not applicable"*

1. *The ability to provide services after the performance of the contract for goods, work and services at the place specified by the customer: "Not applicable "*

2. *Impact on the environment: "Not applicable"*

3. *Other legal criteria: "Use"*

3.1. *Advisory team members who have worked at the FAA within the last 5 years are preferred. Based on the experience of the workforce, increase the suggested price to (-5) per cent and determine the comparison price.*

3.2. *Successful FAA IASA consulting experience preferred. Submit evidence of successful projects and increase the proposed price up to (-5) per cent to determine the comparison price.*

SECTION V. MODEL TENDER DOCUMENTS

MODEL 1. Tender submission form

MODEL 2. Details of the price of goods or services

MODEL 3. Information on contracts for the supply of similar goods or services

MODEL 4. Information on the contract that is being implemented and authorized to be implemented

MODEL 5. Similar contract details

MODEL 6. List of confidential documents and information

MODEL 1. Tender submission form

[Date]

[Client's name]

Our [participant name] hereby approves the following conditions to supply goods, perform work, or provide services according to the schedule specified in the tender documents for the [tender name and number] tender announced by your organization at the [tender price without discount in numbers and letters] tender (hereinafter referred to as "tender") is submitted. It includes:

1. Having familiarized myself with the tender documents and the contract conditions specified therein (general contract conditions, special conditions, and contract confirmation forms), participated in the tender by fully accepting them.
2. The Participant and his partnership member are not subject to conditions prohibited by law related to participation in procurement, including the following conditions:
 - 2.1. The conditions specified in Article 7.1 of the "LAW ON PROCUREMENT OF GOODS, WORKS AND SERVICES WITH STATE AND LOCAL FUNDS" have not occurred;
 - 2.2. Influential shareholders, their ultimate owners, asset owners, partners, or sole proprietors who perform these functions have held or are currently holding positions specified in Section 20.2 of the "LAW ON THE REGULATION OF PUBLIC AND PRIVATE INTERESTS AND PREVENTION OF CONFLICTS OF INTEREST IN PUBLIC SERVICE" is not a person or a person related to him;
 - 2.3. No benefits are given to officials working in the management, control or administration of the customer;
 - 2.4. The person representing the participant is not subject to the restrictions stipulated in Clause 21.1.3 of the "LAW ON THE REGULATION OF PUBLIC AND PRIVATE INTERESTS AND PREVENTION OF CONFLICTS OF INTEREST IN PUBLIC SERVICE".
3. The customer is hereby granted the right to obtain evidence and information related to the tender from the relevant person.
4. Price discount [write "offer" or "no offer"] in the tender. [If a price discount is offered, write down the conditions and methods of applying it].
5. Tenders shall be valid for [30 or more days] days from the date of tender opening as specified in the tender documents.

6. I agree that the violation of Articles 7.1, 22.2, and 56.5 of the Law and the violation of the obligation to submit an accurate and consistent translation to the tender are grounds for registration in the list of persons whose right to participate in the tender is restricted.

7. It is confirmed that the goods, works and services offered in the tender do not have intellectual property violations, rights or physical defects.

8. The tender is hereby agreed to be disclosed to other participants in accordance with the relevant regulations, and the customer is fully released from any obligation to keep the tender confidential.

***[A person authorised to represent without a power of attorney,
or the name of the person authorized by him,
position, signature, organization
seal/stamp]:
Address:***

MODEL 2. Details of the price of goods¹

No	Name of the product	Country of origin	Quantity	Unit of measurement	Unit price	Total price per item (4x6)	Cost of domestic shipping and other services required to deliver the goods to their final destination	Taxes and fees for delivery of goods	Total price per item (7+8+8)	Goods manufactured within Mongolia ²
1	2	3	4	5	6	7	8	9	10	11
1										Yes/No
2										
...										
Total amount										

[A person authorised to represent without a power of attorney, or the name of the person authorized by him, position, signature, organization seal/stamp]:

¹ The schedule will be used for bidding for the supply of goods.

² If you answer "yes" to whether the goods originate in Mongolia, please attach a document proving it.

MODEL 2. Details of the price of services ³

№	Name of the product	Description of services	Quantity	Unit of measurement	Unit price	Total price per item (4x6)	Taxes and Fees for Services	Total price per item (7+8)
<i>1</i>	<i>2</i>	<i>3</i>	<i>4</i>	<i>5</i>	<i>6</i>	<i>7</i>	<i>8</i>	<i>9</i>
	Total amount (10)							

[A person authorised to represent without a power of attorney, or the name of the person authorized by him, position, signature, organization seal/stamp]:

³ The schedule will be used for tendering services.

MODEL 3. Information on contracts for the supply of similar goods or services

Contract name	Client name, address and contact information	Budget cost	Timeline /starting and expiry date/

MODEL 4. Information on the contract that is being implemented and authorized to be implemented

Contract name	Client name, address and contact information	Budget cost	Contract start date	Expected performance percentage and monetary value	Expiry date

MODEL 5. Similar contract details

Participant name: *[completed by each member of the partnership for each completed contract].*

1.	Client name:
2.	Contract name:
3.	Contract number:
4.	Date of contract:
5.	Contract termination date:
6.	Amount of contract:
7.	Address and location of execution of the contract:
8.	Participation in the contract (select one): <input type="checkbox"/> Principal contractor <input type="checkbox"/> Partnership member <input type="checkbox"/> Subcontractor

MODEL 6. List of confidential documents and information

	LIST OF CONFIDENTIAL DOCUMENTS	Legal basis for sensitive personal information
1.		
2.		
...		

CONTRACT VERIFICATION FORM

[Enter the name of the tender] CONTRACT.

No.... ***[Enter the date of the tender]***

.....
city/province

On the one hand, **[name of client]** (hereinafter referred to as “the client”) and on the other hand **[name of contractor]** (hereinafter referred to as “contractor”) have accepted the tender submitted by the contractor and concluded this contract under the following conditions.

1. his contract governs the relationship between the client and the contractor in connection with the performance and payment of goods, works, or services (hereinafter referred to as "contract items").
2. The price of the items of the contract to be executed under this contract is **[write the price specified in the notification of the right to conclude the contract in numbers and letters]** MNT (hereinafter referred to as the "contract price"). The contract price is the maximum financing amount.
3. The price of the contract shall be transferred to the contractor's **[insert bank name]** bank account **[insert account number]** number.
4. The following documents (hereinafter referred to as "contract documents") are part of the contract. It includes:
 - 4.1. Notice of authorization to enter into a contract;
 - 4.2. Contractor's tender submission form;
 - 4.3. Contract term;
 - 4.4. Performance guarantee;
 - 4.5. Technical specifications;
 - 4.6. Supply schedule, or work schedule, or activity schedule.
5. The parties shall only communicate in writing on matters related to the contract.
6. The parties shall be represented by the following authorized persons in matters related to the implementation of the contract:
 - 6.1. Customer representative information
Parents name:
Name:
Position:
Working phone:
Mobile phone:

Email:

6.2. Contractor's representative information

Parents name:

Name:

Position:

Working phone:

Mobile phone:

Email:

ON BEHALF OF THE CUSTOMER:

OM BEHALF OF THE CONTRACTOR:

[Name, position]
[signature]_____

[Name, position]
[Signature] _____

INVITATION FOR TENDER

Date: **26th MARCH 2024**

Tender name: ***As part of the preparations for regular air transport flights from Mongolia to the United States of America, the Civil Aviation Authority of Mongolia will provide consulting services for obtaining professional instructions and preparing for the international aviation safety audit of the United States Federal Aviation Administration.***

Tender number: ***MHEГ/Y3/20240103055***

1. **The Civil Aviation Authority of Mongolia** invites following interested parties who have met the requirements and criteria specified in the tender documents and participated in direct contract negotiations to submit tenders.

***The Wicks Group LLC
Pegasus Aviation Advisors LLC***

2. The tender consists of the following packages: **"No"**
3. Tenders must be submitted in the form specified in the tender documents before **10:00 a.m. on April 03, 2024**, and the tender opening will be held on **April 03, 2024 at 10:30 a.m.** will be organized by the electronic procurement system (www.tender.gov.mn).
4. Acceptance of the offer in the tender version: **"Not allowed"**.
5. The tender shall be valid for [**30 or more working days**] days after its opening, and a tender guarantee in the amount of not less than **9,187,500.00 (nine million one hundred eighty-seven thousand five hundred) MNT** shall be submitted.
6. An interested party participating in direct contract negotiations has the right to review the tender documents for free through the electronic procurement system and has the right to participate in the tender by paying the service fee.

**Ulaanbaatar, Khan-uul district, 21th khoroo,
International Airport "Buyant-Ukhaa", 3rd floor, unit #313.
Contact number: 71283269. Email address:
munkhbaatar.b@mcaa.gov.mn**