|  |  |  |  |
| --- | --- | --- | --- |
| **Buyer Name: DT Global Sudan TEPS** | **Ship To Name: DT Global Sudan TEPS** | **Vendor Name:** | **Business Size:** |
| Telephone: +249 912566474  Email:procurements@aisudan.com  Location:114 Block 21, Riyadh, P.O. Box 77052, 11123, Khartoum, Sudan | Attention:Procurement Department  Address:114 Block 21, Riyadh  City/State/Zip:P.O. Box 77052, 11123 Khartoum, Sudan  Telephone:+249 912566474 | Attention:  Address:  City/State/Zip:  Telephone:  Fax:  Email: | |

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **Issue Date:** | 02 Nov 2022 |  | **Required Delivery Date** |  | **Commercial Item:** | ☒ Yes | ☐ No |
| **Quote Due Date:** | 23 Nov 2022 |  | 1 February 2023 |  | **Payment Terms:** | NET 30 | |
| **Question due dates:** | 09 Nov 2022 |  |  |  |  | |
| **Quote Valid Until:** | 60 days after receipt of offer |  |  | **Freight on Board:** | ☐ Origin | ☒ Destination |

**Requirements:**

1. **Geophysical Survey a Borehole Drilling ±710F (±215M):**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **No** | **Activity** | **QTY** | **Unit** | **Unit Price USD** | **Total Cost USD** |
| 1 | **Geophysical Survey/Study** | 1 | Job |  |  |
| 2 | Item and materials mobilization | 1 | Job |  |  |
| 3 | Rotary drilling with Bit 12 ¼” | 710 | F |  |  |
| 4 | Borehole/Well Logging (Logger) | 1 | Job |  |  |
| 5 | Supply and installation of Casing Pipes 8⅝ ASTM | 634 | F |  |  |
| 6 | Supply and Installation of Filters/Screens 8⅝ ASTM with Slot Size (0.04”) | 80 | F |  |  |
| 7 | Gravel Pack | 1 | Job |  |  |
| 8 | Borehole /Well Development | 1 | Job |  |  |
| 9 | Pumping Test | 1 | Job |  |  |
| 10 | Water Quality Analysis | 1 | Job |  |  |
| 11 | PC Slab around the borehole | 1 | Job |  |  |
| 12 | Borehole Cover (Well Cap) | 1 | Job |  |  |
| **Sub Grand Total Cost** | | | | |  |

1. **Elevated Water Storage Tank 50M³, (Cylindrical-Shape Tank)**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **No** | **Activity** | **QTY** | **Unit** | **Unit Price USD** | **Total Cost USD** |
| 1 | Supply and installation of a new elevated water storage tank with capacity of 10,000 Gallons/ 50 cubic meters. According to Sudan National Water Corporation Standard | 1 | Pc |  |  |
| 2 | Supply and installation of 18m,3" delivery line of galvanized steel pipes to connect the borehole to the elevated water tank | 1 | Pc |  |  |
| 3 | Supply and installation of 12m, 4" supply line of galvanized steel pipes ends up with 4"outlet | 1 | Pc |  |  |
| 4 | Supply and fixation of Water Steel Follow meter (4") | 1 | Pc |  |  |
| 5 | Supply and fixation of Steel Flange Control Valve/Gate Valve (4") | 1 | Pc |  |  |
| **Sub Grand Total Cost** | | | | |  |

|  |  |  |
| --- | --- | --- |
| **No** | **Activity** | **Total Cost USD** |
| 1 | Total of Geophysical Survey and Borehole Drilling ±710F (±215M) |  |
| 2 | Total of Elevated Water Storage Tank 50M³, (Cylindrical-Shape Tank) |  |
|  | **Grant Total (1+2):** |  |

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Offeror’s Name, Title, Signature, Stamp (if available) Date

**Instructions to Offerors:**

* **Submission Deadline:** Final submissions will be due no later than**, 23 November 2022 at 3:00 PM**; **15:00** hours **Sudan Time, submission** to [procurements@aisudan.com](mailto:procurements@aisudan.com)by email submission.
* **Question & Answers**: Questions regarding the RFQ No. TEPS-2022-020 shall be submitted to procurements@aisudan.com no later than **09 Nov 2022, 3:00 PM; 1500** hours **(Sudan Time)**. Answers to questions will be distributed via email to all interested parties within 24-48 hours after the question deadline.

Please reference the RFQ number in any response to this RFQ. Offers received after this time and date will be considered late and will not be considered.

DT Global will not respond to questions pertaining to this RFQ over the phone. DT Global will not in any way assist Offerors in preparing their bids nor reimburse any bid preparation costs incurred by the Offeror.

**Procurement Ethics**

Neither payment nor preference shall be made by either the Offeror, or by any TEPS staff member, to affect the results of the award.TEPS treats all reports of possible fraud/abuse very seriously. Acts of fraud or corruption will not be tolerated, and TEPS employees and/orsubcontractors/grantees/vendors who engage in such activities will face serious consequences. Any such practice constitutes an unethical, illegal, and corrupt practice and either the Offeror or the TEPS staff may report violations to the ethics and compliance anonymous via email to [ethics@aisudan.com.](mailto:%20ethics@aisudan.com.%20)  TEPS ensures anonymity and an unbiased, serious review and treatment of the information provided. Such practice may result in the cancellation of the procurement and disqualification of the Offeror’s participation in this, and all future procurements. Violators will be reported to USAID, and as a result, may be reported to the relevant U.S. government agencies to be included in a Restricted Parties list, preventing them from participating in future U.S. Government business.

**Mandatory Submission Requirements:**

1. Official quotation, including specifications of offered equipment (see illustrative specifications table for template)
2. Valid copy of Business Registration Certificate or License
3. NDAA Section 889 Representation Form. DT Global reserves the right to disqualify any offeror using covered materials. See Annex A.
4. Consent to accept all USAID/DT Global policies& Declarations.

This request for quote does not constitute an order. Buyer will not pay offer preparation costs. Buyer may accept other than the lowest priced offer based on trade-offs between cost and quality or to further its socioeconomic programs. Buyer reserves the right to reject offers (a) received after the date and time specified, (b) not responsive to the solicitation, (c) with unbalanced line item pricing, or (d) from vendors restricted from doing business with the U.S. Government.

Notwithstanding the terms of this Request for Quote/Proposal, offeror acknowledges that DT Global reserves the right to reject any or all Quotes/Proposals for whatever reason DT Global determines, in its sole discretion, to be in its best interests.  Offeror further acknowledges that DT Global may for whatever reason waive any or all formalities and terms of this Request for Quote/Proposal and that nothing in the terms of this Request for Quote/Proposal shall give rise to any claim or cause of action, including without limitation any claim for breach of implied-in-fact contract to treat Quotes/Proposals in accordance with the terms herein.

* Material Safety Data Sheets (MSDS) are required with quote.
* No substitutes or From Fit and Function alternative part numbers will be accepted.
* Product or Service is in support of a Government Contract.
* Shipping – Package items for shipment in accordance with the International Air Transport Association (IATA) regulations.
* Freight MUST be priced Separately

(1) Please provide the applicable U.S. Department of State International Traffic in Arms Regulations (ITAR) United States Munition List (USML) classification category or the U.S. Dept. of Commerce Export Administration Regulations (EAR).

(2) Export Controls Classification (ECCN) for your product.

(3) Additionally, please provide the National Stock Number (NSN) of the products requested, if applicable.

The following apply to this Request for Quote:

☐ DPAS Rated Order:

☐Buy American Act

☐Buy American—Free Trade Agreements—Israeli Trade Act

☐Trade Agreements Act

☐Preference for Certain Domestic Commodities—Berry Amendment

☐Restriction on Acquisition of Hand or Measuring Tools—Berry Amendment ☐Tax Exempt as provided

☐Prime Contract Flow Downs as provided in Mandatory Flow Downs

Terms and Conditions:

☐Terms and Conditions

☐Terms and Conditions—Commercial

Representations and Certifications:

☐Vendor Business Registration/Representations and Certifications—Non-Commercial

☐Vendor Business Registration/Representations and Certifications—Commercial

☐Indirect and Non-Government Vendor Business Registration

☐Supplemental Certifications

Wage Determination:

☐Service Contract Act as provided

☐Davis Bacon Act as provided

**Background:**

DT Global is currently implementing the USAID-funded Toward Enduring Peace in Sudan (TEPS) project to support Sudan’s transition to an increasingly peaceful, democratic, and resilient country for all. In support of project implementation activities, TEPS requires the purchase and supply of borehole equipment.

**Description of Scope:**

The Scope of this technical work encompasses the following: procurement of a geophysical survey, drilling of a new borehole, supply and installation of new casing pipes and screens, gravel pack , borehole development, conduction of a pumping test, conduction of a water quality analysis, fixing of a metal covering on top of the borehole (capping), and casting of a plain concrete slab around the borehole head. The scope of work also includes the supply and installation of a new elevated/towered water storage tank, as well as delivery and supply lines and fixation of a 4" water flow meter and 4" flange control valve. The installation of the elevated/towered storage tank involves fabrication of the tank body structure, tower/stand structure, laddering system, and tower/stand foundation as technically specified below:

* **Technical Specifications:**

**Geophysical Survey and Drilling Operation**

1. **Geophysical survey**

The geophysical survey should involve employing the most commonly used apparent resistivity method where the lateral variations of strata are to be observed through reading the geo-electric profiling.Likewise, the vertical variations of the basin formation are to be recorded by applying the Vertical Electrical Sounding (VES) technique. The data obtained from the geophysical study should be analyzed to determine the main aquifers and strata/bedrock thicknesses. The aim of application of the apparent resistivity is to determine the best three potential points for drilling and the depth needed to be drilled.

1. **Borehole Drilling Operation and the Relevant Activities**

* **Borehole Drilling**

The borehole should be drilled using a rotary drilling machine with 12" bit to accommodate 8 5/8" casing pipes and filters/screens. For achievement of an effective drilling operation a large drilling capacity machine and high-quality drilling fluid (bentonite) should be used. In addition to the provision of a proper technical supervision and management of the entire drilling operation including sample catching.

* **Sampling**

Cuttings (minimum 100 grams) of the strata penetrated shall be collected on site at every 5 feet interval as well as when required by the Supervisor. Representative samples from the cuttings shall be put into a labeled container with the borehole location, number, and depth interval, and shall be properly stored. During drilling, the type of the hydro geological formations (formation log) should be recorded to assist in the borehole design.

* **Casing Pipes and Screens (should not be made in China)**

The Casing Pipes should be manufactured according to ASTM (American Society for Testing and Materials) standard; ASTM - A 53, size 8 ⅝" (8.625").

The Screens/Filters should be 8 5/8" Steel Wire Wrap Screens and with following specifications:

|  |  |  |
| --- | --- | --- |
| Nominal Diameter | 8.625in. | 2199(mm) |
| Slot Size | 0.040in. | 1(mm) |
| Weight | +/-16Ib /ft | +/-25(kg/m) |
| Joint Length | 20ft | 6 (m) |
| Collapse strength | 667psi | 46 (bar) |
| Tensile strength | 108,500Ib | 49,000(kg) |

* **Gravel pack**

The borehole should be packed with well-rounded and uniformly graded gravel in order to increased the specific capacity of the borehole andminimize the entry of fine to medium sand into the screens and rate of incrustation.

* **Borehole Development**

The borehole should be developed and cleaned upon completion of the drilling and installation of casing pipes, screens, grouting and packed, to remove silt, clay, loose rock particles, and drilling fluid residues deposited on the borehole wall during the drilling operation. The development process involves using compressor to wash, back wash, and clean the borehole water until the water is transparent, pure, and free of aforementioned materials produced during drilling operation.

* **Water Pumping Test**

Pumping test shall be conducted to determine the Dynamic Water Level (DWL), Drawdown (DD), Transmissivity Rate, and the borehole Yield. The Static Water Level (SWL) should be measured before and after conduction of the pumping test. The contractor should identify the setting/pumping depth based on the DWL and borehole design.

* **Water Quality Analysis**

The borehole water should be sampled in a very clean bottle/container. labeled with the borehole location and number. The water should then be chemically analyzed in an officially recognized lab to determine the water quality through checking against or comparing the obtained results with the Drinking Water Quality Standard of Sudan and WHO to determine the water fitness for human consumption and plant irrigation.

* **Slab Cover**

The slab cover should be cast with a dimension of at least 0.5m\*0.5m around the outstanding or emerging part of the casing pipe to prevent entering of contaminated materials into the borehole through the annular space between the casing and borehole walls.

* **Seal Cover of Borehole**

The borehole head should properly covered to prevent any contamination from stones, pebbles or toxic materials or any material that can change the borehole water chemically or physically.

* **Technical Specifications: Installation of Elevated Water Storage Tank M³**

New elevated tanks should be supplied and installed with a storage capacity of 50M³ (10000gallons) mounted on 6M high-steel tower resting on a reinforced concrete foundation. The elevated water storage tank components are technically specified as below:

**3. Fabrication of 50M³ /10000Gallons Cylindrical-Shape Tank**

* **Tank Body Structure**

The tank body (with the storage capacity of 50M³) should be fabricated cylindrically out of thick-welded mild steel plates (the tank bottom is made out of 6mm thick plates and 5mm thick wall plates, whereas the top cover can be made of a 3mm thick plate). Installation of 3” inlet and 4”outlet pipes and creation of wash-out, out-flow, vent-pipe plus a manhole (60m\*60m) on the top of tank with a lockable cover made of 3mm thick mild steel plate. The tank should be braced from the inside by fixing 3" angled steel bars in a horizontal position in cross-shape in the middle/central of the tank.

* **Painting of Tank**

The inner part of the tank should be painted with 3 plies/coats and the outer one with two plies/coats using bituminous non - toxic material (waterproof coat). The whole tank should be painted with silver and/or bronze paint.

* **Tank Water Level Indicator/Pointer**

The tank water level indicator/pointer should be installed. The indicator needs to be manufactured out of a mild steel pulley, float, nylon string and weight. Two angled steel bars 40\*40\*4.7mm should be welded at the face of the tank with a graded scale to indicate the water level inside the tank.

**4. Installation of 6M High-Tower/Stand**

* **Tower/Stand Structure**

The tower (6m high) should be installed and fabricated from I section Beam 20cm\*10cm, heavy type (23-24 kg per m) as stanchions/pillars. Installation of main beam (20\*10cm) \*4m heavy duty type (23-24 kg per m) and fixation of branch beam (18\*9cm) \*4m-of heavy type (19 kg per m) and span from angled steel (3"\*3") \*6mm and members (2.5 "\*2.5"\*5mm) angled steel bars. Installation of gusset plate 40\*40cm -12mm for foot (the bottom shoes) and gusset plate 20\*40 cm -12mm for the foot as well (for the upper shoes)–double for each leg(the 4 stanchions),provision of bolts 16mm\*2 "nut, anchor bolts(24mm \*0.5 m).

* **Laddering System**

Fabrication and installation of tank ladders from 50\*6mm mild steel flat and 6mm diameter-mild steel round bars, spanning 400mm with steps 300mm apart. The ladder should be 0.8m hanged from the ground level and vertically ran up to reach the tank bottom. That means the laddering system includes the outer ladder and the inner one. The tower must be painted with 3plies/coats using bituminous non-toxic (waterproof coat). The tower should be painted entirely black.

* **Tower/Stand Foundation**

The tower foundation should be comprised of 4 pits (footing) with dimensions 1.5m\*1.5m\*1.8m each and casted with reinforced concrete using 5 linear steel twisted rods, for gridding the foundation pits (footing),and 4linear steel twisted rods for the suspended beams (Grate Beam).

**5. Supply Line (Intake Line)**

Installation of a 4” supply line (intake) of galvanized steel pipes with creation of 4" outlet.

**6. Water Flow Meter & Control Valve**

A 12m-long 4” steel flange control valve (gate valve) and 4” steel water flow meter needs to be fixated.

**7. Delivery Line**

A delivery line of 20m-long, 3" needs to be installed, fabricated from galvanized steel pipes, to connect the borehole head to the elevated water storage tank.

**Source/Nationality/Manufacture**:

All goods and services offered in response to this RFQ or supplied under any resulting award must meet USAID Geographic **Code 937** in accordance with the United States Code of Federal Regulations (CFR), [22 CFR §228](http://www.gpo.gov/fdsys/pkg/CFR-2012-title22-vol1/pdf/CFR-2012-title22-vol1-part228.pdf). The cooperating country for this RFQ is Sudan.

Offerors may not offer or supply any commodities or services that are manufactured or assembled in, shipped from, transported through, or otherwise involving any of the following **prohibited countries: Cuba, Iran, North Korea, and Syria.**

**Evaluation and Award of Proposals:**

The award will be made to a responsible offeror whose offer follows the RFQ instructions, meets the submission requirements, and meets or exceeds the minimum required technical specifications. This procurement will be evaluated based on a lowest-price, technically acceptable basis. The relative importance of each individual criterion is indicated by the number of points below:

* Technical Responsiveness to the technical specifications and requirements.
* Experience & Knowledge: proven experience and knowledge of similar projects (certificates)
* Delivery: The speed of delivery.
* Warranty/After-Sales Service –: Length of warranty and after sale services.

**Specifications Requirements:**

*The table below contains illustrative specification requirements of the commodities/services. Offerors are requested to provide quotations containing the information below on official letterhead or official quotation format. In the event this is not possible, offerors may complete this table and submit a signed/stamped version to TEPS.*

**Terms & Conditions**

* Delivery time (after receipt of order): \_\_\_\_\_\_\_\_calendar days
* Length of warranty on offered equipment:        Months/Years.
* Location of service center(s) for after-sales service, including warranty repair (if any): \_\_\_\_\_\_\_\_\_\_\_\_\_\_
* Payment terms:
* Retention terms:
* Insurance coverage to all activities:
* Quality of items provided according to:
* DT Global will provide exemptions

**Award of Contract:**

* DT Global avail itself the right to add/deduct 30% of the RFQ scope of the work.
* Clear Installation plan for all sites.
* Pre-shipment inspection certificate shall be issued at the cost of the selected supplier and provided to DT Global before the consignment is dispatched from the supplier’s warehouse. To confirm specifications and rules of Nationality.
* Upon supplier’s acceptance of and signature of DT Global contract/PO for goods, after accepting DT Global General Terms and Conditions, and upon Submission of Performance Guarantee Certificate contractor will be obliged to all conditions including risk mitigation majors and liquidating of damage.
* Partial bids per LOT is accepted, nevertheless partial activity (supply, Transportation, clearance, Installations, Warranty) is not accepted.

**Delivery Instructions:**

|  |  |
| --- | --- |
| Delivery Term  [INCOTERMS 2010]  *(Pls. link this to price schedule)* | Final destinations installed and commissioned. |
| Exact Address of Delivery/Installation Location | As stated above |
| Delivery Date | Completion not more than 4 weeks from signing contract. |
| Inspection upon delivery | ☒ DT Global shall inspect the installation milestones at the project site. |
| Installation Requirements | ☒ The Supplier shall carry out installation in accordance with specifications /BoQs provided and further make sure that supervision of installation of equipment is appropriately conducted to ensure quality of the installation meets the specified specifications.  ☒ DT Global shall not be responsible for any costs and other needs of the contractor staff, i.e. accommodation, food, transportation and travel, fuel, insurance, daily allowance and expenses, etc. (if any). The Supplier shall include such and related costs (salary and overhead) costs into the bid price. |
| Technical Support Requirements | Yes, by supplier |
| Packing and Labeling Requirements | If required |
| Conditions for Release of Payment | ☒ Written Acceptance of Goods& Work based on full compliance with RFQ requirements |
| After-sale services required | ☒ Warranty on Parts and Labor for minimum period 6 months. |
| All documentations, including catalogs, instructions and operating manuals, shall be in this language | ☒ English |

**ANNEX 1**

**REPRESENTATION REGARDING CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT**

**(a) Prohibitions.**

Section 889(a) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the U.S. Government and any of its contractors and subcontractors from procuring or obtaining or extending or renewing a contract to procure or obtain, any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system.

**(b) Definitions:**

*Covered foreign country* means The People’s Republic of China.

*Covered telecommunications equipment or services* means telecommunications equipment produced by Huawei Technologies Company, ZTE Corporation, Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities)

*Critical technology* means defense articles or defense services included on the United States Munitions List set forth in the International Traffic in Arms Regulations under subchapter M of chapter I of title 22, Code of Federal Regulations; Items included on the Commerce Control List set forth in Supplement No. 1 to part 774 of the Export Administration Regulations under subchapter C of chapter VII of title 15, Code of Federal Regulations, and controlled- (i) Pursuant to multilateral regimes, including for reasons relating to national security, chemical and biological weapons proliferation, nuclear nonproliferation, or missile technology; or (ii) For reasons relating to regional stability or surreptitious listening; Specially designed and prepared nuclear equipment, parts and components, materials, software, and technology covered by part 810 of title 10, Code of Federal Regulations (relating to assistance to foreign atomic energy activities); Nuclear facilities, equipment, and material covered by part 110 of title 10, Code of Federal Regulations (relating to export and import of nuclear equipment and material); Select agents and toxins covered by part 331 of title 7, Code of Federal Regulations, part 121 of title 9 of such Code, or part 73 of title 42 of such Code; or Emerging and foundational technologies controlled pursuant to section 1758 of the Export Control Reform Act of 2018 (50 U.S.C. 4817).

*Reasonable inquiry* means an inquiry designed to uncover any information in the entity's possession about the identity of the producer or provider of covered telecommunications equipment or services used by the entity that excludes the need to include an internal or third-party audit.

*Substantial or essential component* means any component necessary for the proper function or performance of a piece of equipment, system, or service.

(**c) Representation.**After conducting a reasonable inquiry, Subcontractor represents that it [ ] will or [ ] will not provide covered telecommunications equipment or services to DT Global in the performance of any contract, subcontract, order, or other contractual instrument resulting from this contract. This representation shall be provided as part of the proposal and resubmitted on an annual basis from the date of award.

**(d) Disclosures.**If the Subcontractor has responded affirmatively to the representation in paragraph (c) of this clause, the Subcontractor shall provide the following additional information to DT Global:

(1) List of all covered telecommunications equipment and services offered or provided (Entity name, brand; model number, such as original equipment manufacturer (OEM) number, manufacturer part number, or wholesaler number; and item description, as applicable);

(2) Explanation of the proposed use of covered telecommunications equipment and services and any factors relevant to determining if such use would be permissible under the prohibition in paragraph (b) of this provision;

**(e) Reporting requirement.**

(1) In the event the Subcontractor identifies covered telecommunications equipment or services used as a substantial or essential component of any system, or as critical technology as part of any system, during contract performance, or the Subcontractor is notified of such by a subcontractor at any tier or by any other source, the Subcontractor shall report the information in paragraph (d)(2) of this clause to DT Global.

(2) The Subcontractor shall report the following information pursuant to paragraph (d)(1) of this clause

                (i) Immediately upon such identification or notification: the contract number; the order number(s), if applicable; supplier name; supplier unique entity identifier (if known); supplier Commercial and Government Entity (CAGE) code (if known); brand; model number (original equipment manufacturer number, manufacturer part number, or wholesaler number); item description; and any readily available information about mitigation actions undertaken or recommended.

                (ii) Within 5 business days of submitting the information in paragraph (d)(2)(i) of this clause: any further available information about mitigation actions undertaken or recommended. In addition, the Subcontractor shall describe the efforts it undertook to prevent use or submission of covered telecommunications equipment or services, and any additional efforts that will be incorporated to prevent future use or submission of covered telecommunications equipment or services.

**(f) 2nd Tier Subcontracts.** The Subcontractor shall insert the substance of this clause, including this paragraph (f), in all 2nd Tier subcontracts and other contractual instruments, including subcontracts for the acquisition of commercial items.

***(g)  SAM Verification.*** The Subcontractor shall regularly review the list of excluded parties in the System for Award Management (SAM) (<https://www.sam.gov>) to identify entities excluded from receiving federal awards for “covered telecommunications equipment or services”.

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Title/Position: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Organization: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Attachment III**

**Prime Contract Flow-Down Clauses**

This Contract will be funded by the U.S. Agency for International Development (USAID) with DT Global implementing this USAID project. Applicable clauses incorporated herein by reference shall have the same force and effect as if they were incorporated in full text. A copy of the full text of each clause may be obtained from http://www.acquisition.gov/far, http://www.usaid.gov/policy/ads/300/aidar.pdf, or from DT Global ’s procurement official. The term "FAR" means Federal Acquisition Regulation. The terms, "Contractor," "Government" and "Contracting Officer" as used in these clauses shall refer to Vendor, DT Global , and DT Global Contract Administrator respectively. In no event shall any provision of this contract or Orders issued against it be construed as allowing the Vendor to appeal directly to or otherwise communicate directly with (USAID) without written consent of DT Global.

**NUMBER TITLE DATE**

|  |  |  |
| --- | --- | --- |
| 52.202-1 | DEFINITIONS | NOV 2013 |
| 52.203-3 | GRATUITIES | APR 1984 |
| 52.203-5 | COVENANT AGAINST CONTINGENT FEES | MAY 2014 |
| 52.203-7 | ANTI-KICKBACK PROCEDURES | MAY 2014 |
| 52.203-8 | CANCELLATION, RESCISSION, AND RECOVERY OF FUNDS FOR ILLEGAL OR IMPROPER ACTIVITY | MAY 2014 |
| 52.203-10 | PRICE OR FEE ADJUSTMENT FOR ILLEGAL OR IMPROPER ACTIVITY | MAY 2014 |
| 52.203-12 | LIMITATION ON PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS | OCT 2010 |
| 52.203-13 | CONTRACTOR CODE OF BUSINESS ETHICS | OCT 2015 |
|  | AND CONDUCT |  |
| 52.203-17 | CONTRACTOR EMPLOYEE WHISTLEBLOWER RIGHTS AND REQUIREMENT TO INFORM EMPLOYEES OF WHISTELBLOWER RIGHTS | APR 2014 |
| 52.204-2 | SECURITY REQUIREMENTS | AUG 1996 |
| 52.204-4 | PRINTED OR COPIED DOUBLE SIDED ON RECYCLED PAPER | MAY 2011 |
| 52.204-9 | PERSONAL IDENTITY VERIFICATION OF | JAN 2011 |
|  | PERSONNEL |  |
| 52.204-10 | REPORTING EXECUTIVE COMPENSATION AND FIRST-TIER SUBCONTRACT AWARDS | OCT 2018 |
| 52.204-12 | UNIQUE ENTITY IDENTIFIER MAINTENANCE | OCT 2016 |
| 52.204-13 | SYSTEM FOR AWARD MANAGEMENT | OCT 2018 |
| 52.204-14 | SERVICE CONTRACT REPORTING REQUIREMENTS | OCT 2016 |
| 52.209-6 | PROTECTING THE GOVERNMENT’S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT | OCT 2015 |
| 52.209-9 | UPDATES OF PUBLICLY AVAILABLE INFORMATION REGARDING RESPONSIBILITY MATTERS | OCT 2018 |
| 52.215-2 | AUDIT AND RECORDS—NEGOTIATION | OCT 2010 |
| 52.215-8 | ORDER OF PRECEDENCE—UNIFROM CONTRACT FORMAT | OCT 1997 |
|  |  |  |
|  |  |  |
| 52.215-14 | INTEGRITY OF UNIT PRICES | OCT 2010 |
| 52.215-15 | PENSION ADJUSTMENTS AND ASSET REVERSIONS | OCT 2010 |
| 52.215-18 | REVERSION OR ADJUSTMENT OF PLANS FOR POSTRETIREMENTBENEFITS (PRB) OTHER THAN PENSIONS | JUL 2005 |
| 52.215-19 | NOTIFICATION OF OWNERSHIP CHARGES | OCT 1997 |
| 52.215-23 | LIMITATIONS ON PASS-THROUGH CHARGES | OCT 2009 |
| 52.216-7 | ALLOWABLE COSTS AND PAYMENT | AUG 2018 |
| 52.216-8 | FIXED FEE | JUN 2011 |
| 52.217-8 | OPTION TO EXTEND SERVICES | NOV 1999 |
| 52.222-1 | NOTICE TO THE GOVERNMENT OF LABOR | FEB 1997 |
|  | DISPUTES |  |
| 52.222-2 | PAYMENT FOR OVERTIME PREMIUMS | JUL 1990 |
| 52.222-3 | CONVICT LABOR | JUN 2003 |
| 52.222-4 | CONTRACT WORK HOURS AND SAFETY | MAR 2018 |
|  | STANDARS ACT – OVERTIME COMPENSATION |  |
| 52.222-21 | PROHIBITIONS OF SEGREGATED FACILITIES | APR 2015 |
| 52.222-26 | EQUAL OPPORTUNITY | SEP 2016 |
| 52.222-29 | NOTIFICATION OF VISA DENIAL | APR 2015 |
| 52.222-35 | EQUAL OPPORTUNITY FOR VETERANS | OCT 2015 |
| 52.222-36 | EQUAL OPPORTUNITY FOR WORKERS WITH DISABILITIES | JUL 2014 |
| 52.222-37 | EMPLOYMENT REPORTS ON VETERANS | FEB 2016 |
| 52.222-50 | COMBATING TRAFFICKING IN PERSONS, | JAN 2019 |
| 52.223-5 | POLLUTION PREVENTION AND RIGHT-TO-KNOW | MAY 2011 |
|  | INFORMATION |  |
| 52.223-6 | DRUG-FREE WORKPLACE | MAY 2001 |
| 52.223-10 | WASTE REDUCTION PROGRAM | MAY 2011 |
| 52.223-18 | ENCOURAGING CONTRACTOR POLICIES OF BAN | AUG 2011 |
|  | TEXT MESSAGING WHILE DRIVING |  |
| 52.224-1 | PRIVACY ACT NOTIFICATION | APR 1984 |
| 52.224-2 | PRIVACY ACT | APR 1984 |
| 52.225-1 | BUY AMERICAN ACT-SUPPLIES | MAY 2014 |
| 52.225-13 | RESTRICTIONS ON CERTAIN FOREIGN PURCHASES | JUN 2008 |
| 52.225-14 | INCONSISTENCY BETWEEN ENGLISH VERSION AND TRANSLATION OF CONTRACT | FEB 2000 |
| 52.227-2 | NOTICE AND ASSISTANCE REGARDING PATENT | DEC 2007 |
|  | AND COPYRIGHT INFRINGEMENT |  |
| 52.227-14 | RIGHTS IN DATA - GENERAL | MAY 2014 |
| 52.228-3 | WORKERS’ COMPENSATION INSURANCE (DBA) | JUL 2014 |
| 52.228-7 | INSURANCE LIABILITY TO THIRD PERSONS | MAR 1996 |
|  |  |  |
| 52.229-3 | FEDERAL, STATE, AND LOCAL TAXES | FEB 2013 |
| 52.230-2 | COST ACCOUNTING STANDARDS | OCT 2015 |
| 52.230-3  52.230-4 | DISCLOSURE AND CONSISTENCY OF COST ACCOUNTING PRACTICES  DISCLOSURE AND CONSISTENCY OF COSTS  ACCOUNTING PRACTICES– FOREIGN CONCERNS | OCT 2015  OCT 2015 |
| 52.230-6 | ADMINISTRATION OF COST ACCOUNTING STANDARDS | JUL 2010 |
| 52.232-9 | LIMITATIONS ON WITHHOLDING OF PAYMENTS | APR 1984 |
| 52.232-17 | INTEREST | MAY 2014 |
| 52.232-18 | AVAILABILITY OF FUNDS | APR 1984 |
| 52.232.22 | LIMITATION OF FUNDS | APR 1984 |
| 52.232-23 | ASSIGNMENT OF CLAIMS | MAY 2014 |
| 52.232-25 | PROMPT PAYMENT | JAN 2017 |
| 52.232-25  52.232-33 | ALTERNATE I  PAYMENT BY ELECTRONIC FUNDS TRANSFER – SYSTEM FOR AWARD  MANAGEMENT | JAN 2017  OCT 2018 |
| 52.232-34 | PAYMENT BY ELECTRONIC FUNDS TRANSFER OTHER THAN SYSTEM FOR  AWARD MANAGEMENT | JUL 2013 |
| 52.232-39 | UNENFORCEABILITY OF UNAUTHORIZED OBLIGATIONS | JUN 2013 |
| 52.233-1 | DISPUTES | MAY 2014 |
| 52.233-1 | ALTERNATE I | MAY 2014 |
| 52.233-3 | PROTEST AFTER AWARD ALTERNATE I | SEP 1996 |
| 52.233-4 | APPLICABLE LAW FOR BREACH OF CONTRACT CLAIM | OCT 2004 |
| 52.237-3 | CONTINUITY OF SERVICES | JAN 1991 |
| 52.237-8 | RESTRICTION OF SEVERANCE PAYMENTS TO FOREIGN NATIONALS | AUG 2003 |
| 52.237-9 | WAIVER OF LIMITATION ON SEVERANCE PAYMENTS TO FOREIGN NATIONALS | MAY 2014 |
| 52.239-1 | PRIVACY OR SECURITY SAFEGUARDS | AUG 1996 |
| 52.242-1 | NOTICE OF INTENT TO DISALLOW COSTS | APR 1984 |
| 52.242-3 | PENALTIES FOR UNALLOWABLE COSTS | MAY 2014 |
| 52.242-4 | CERTIFICATION OF FINAL INDIRECT COSTS | JAN 1997 |
| 52.242-13 | BANKRUPTCY | JUL 1995 |
| 52.243-2 | CHANGES ‐ COST‐REIMBURSEMENT (AUG 1987) – ALTERNATE I | APR 1984 |
| 52.243-7 | NOTIFICATION OF CHANGES | JAN 2017 |
| 52.244-2 | SUBCONTRACTS  ALTERNATE I | OCT 2010  JAN 2007 |
| 52.244-5 | COMPETITION IN SUBCONTRACTING | DEC 1996 |
| 52.244-6 | SUBCONTRACTS FOR COMMERCIAL ITEMS | JAN 2019 |
| 52.245-1 | GOVERNMENT PROPERTY | JAN 2017 |
| 52.246-25 | LIMITATION OF LIABILITY – SERVICES | FEB 1997 |
| 52.249-6 | TERMINATION (COST-REIMBURSEMENT) | MAY 2004 |
| 52.249-14 | EXCUSABLE DELAY | APR 1984 |
| 52.253-1 | COMPUTER GENERATED FORMS | JAN 1991 |
|  | **AIDAR 48 CFR Chapter 7** |  |
| 752.202-1 | DEFINITIONS | JAN 1990 |
| 752.204-2 | SECURITY REQUIREMENTS | FEB 1999 |
| 752.209-71 | ORGANIZATIONAL CONFLICTS OF INTEREST | JUN 1993 |
|  | DISCOVERED AFTER AWARD |  |
| 752.211-70 | LANGUAGE AND MEASUREMENT | JUN 1992 |
| 752.219-8 | UTILIZATION OF SMALL BUSINESS CONCERNS AND SMALL DISADVANTAGED  BUSINESS CONCERNS | MAR 2015 |
| 752.229-70 | FEDERAL, STATE, AND LOCAL TAXES | DEC 2014 |
| 752.242-70 | PERIODIC PROGRESS REPORTS | OCT 2007 |
| 752.245-70 | GOVERNMENT PROPERTY – USAID REPORTING | JULY 1997 |
|  | REQUIREMENTS |  |
| 752.7001 | BIOGRAPHICAL DATA | JUL 1997 |
|  |  |  |
| 752.7006 | NOTICES | APR 1984 |
| 752.7008 | USE OF GOVERNMENT FACILITIES OR PERSONNEL | APR 1984 |

**EXECUTIVE ORDER ON TERRORISM FINANCING (AUG 2016)**

The Subcontractor/Recipient is reminded that U.S. Executive Orders and U.S. law prohibits transactions with, and the provision of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of the subcontractor/recipient to ensure compliance with these Executive Orders and laws. This provision must be included in all subcontracts/sub-awards issued under this subcontract/agreement.

**ATTACHMENT III**

**Executive Compensation Certifications (FAR 52.204-10)**

In accordance with Public Law 109-282 and FAR 52.204·10, Reporting Executive Compensation for First-Tier Subcontract Awards (JUL 2020), you are required to provide certain information pertaining to compensation of executives in order to be eligible for this subcontract award. Please answer the following question(s) in connection with this requirement:

1. **Did your organization in the previous tax year have gross income from all sources over USD 300,000?**

Yes ☐ No ☐

**If you answered “No” to question 1 above,** you are exempt from this reporting requirement. Please sign in the spaces indicated below and return this certification to your point of contact at DT Global. **If you answered “Yes,”** please complete ***Table I*** and answer the following questions:

1. **Did your company receive 80% or more of its annual gross revenues from Federal contracts (and subcontracts), loans, grants (and subgrants), and cooperative agreements in the preceding fiscal year?**

Yes ☐ No ☐

1. **Did your company receive $25,000,000 or more in annual gross revenues from Federal contracts (and subcontract), loans, grants (and subgrants), and cooperative agreements in the preceding fiscal year?**

Yes ☐ No ☐

1. **Does the public NOT have access to information about the compensation of your company's executives through periodic reports filed under 13(a) or l5(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986? (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filing at** [**http://www.sec.gov/answers/execomp.htm**](http://www.sec.gov/answers/execomp.htm)**.)**

Yes ☐ No ☐

If the answers to questions 2, 3 and 4 are all “Yes,” you are required to provide the names and total compensation of each of the five most highly compensated executives in your organization as part of this certification, and on an annual basis for the life of this subcontract. Provide this compensation information in ***Table II*** below. Please note that as required by public law and FAR 52.204-10(b), APL will report this information to the government, and this information will be made public. Further, please note your continuing obligation to immediately notify APL in writing of any changes to previously reported data.

This certification concerns a matter within the jurisdiction of an agency of the United States and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under Section 1001, Title 18, United States Code.

|  |  |
| --- | --- |
| Company |  |
| Signature |  |
| Printed Name |  |
| Title |  |
| Date |  |

**Executive Compensation Certification (FAR 52.204-10)**

**Table I**

|  |  |
| --- | --- |
| Subcontractor DUNS Number |  |
| Subcontractor Parent Company DUNS Number (if applicable) |  |
| Subcontractor Primary Address  *Must Include nine-digit zip code and Congressional district* |  |
| Primary Location for Performance of Subcontract (if different from Primary Address)  *Must Include nine-digit zip code and Congressional District* |  |
| North American Industry Classification System (NAICS) code |  |

**Table II**

|  |  |  |
| --- | --- | --- |
|  | Name | Total Compensation (as defined in FAR 52.204-10(a)) |
| Executive 1 |  |  |
| Executive 2 |  |  |
| Executive 3 |  |  |
| Executive 4 |  |  |
| Executive 5 |  |  |

**Table Ill (For Internal Use Only)**

|  |  |
| --- | --- |
| Subcontract number |  |
| Amount of the subcontract award |  |
| Date of the subcontract award |  |
| A description of the products or services being provided, including overall purpose, and expected results |  |
| The prime contract number |  |
| Awarding agency name and code |  |
| Funding agency name and code |  |
| Government contracting office code |  |
| Treasury Account Symbol (TAS) |  |