

LinkSME RFP-009-2021

Request for Proposals

Support SMEs to increase opportunities to access markets through brand building and positioning, registering codes, applying barcodes, traceability, etc.

Issue Date:	23 September 2021
Closing Date for Proposals:	10 October 2021
Closing Time:	5:30 p.m. Hanoi time
Project Title:	Support SMEs in brand building and positioning, registering codes, applying barcodes and traceability
Bid Reference Number:	LINKSME-RFP-009-2021

1. Disclaimer

The information contained in this request for proposals (hereinafter referred to as RFP) is provided to the Offeror(s) by the International Executive Service Corps (IESC) for the USAID Linkages for Small and Medium Enterprises (LinkSME) project.

The purpose of this RFP document is to provide potential Offerors with information to assist them in the preparation of their proposals for the services that IESC seeks to source. This RFP document does not claim to contain all the information each potential Offeror may require. Each potential Offeror should conduct its own assessment and should check the accuracy, reliability, and completeness of the information in this RFP document, and where necessary obtain independent advice from appropriate sources.

IESC may cancel this RFP and is under no obligation to make an award as a result of this RFP, although IESC fully anticipates doing so.

Note that the selected Offeror may be subject to the approval of the United States Agency for International Development (USAID). Any activities under a final award are subject to and shall be carried out in accordance with the regulations promulgated by USAID, the Federal Acquisition Regulations (FAR), and any other subsequently published rule or regulation governing USAID programs.

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IESC may, at its own discretion, but without being under any obligation to do so, update, amend, or supplement the information in this RFP document.

Interested offerors are responsible for all costs associated with preparation and submission of proposals and will not be reimbursed by IESC.

IESC, at its own discretion, may award a firm to conduct only a part of the activities in the RFP.

2. Background

IESC is a U.S.-based nonprofit operating in Vietnam pursuant to an operating license issued by the People's Aid Coordinating Committee. It implements the USAID Linkages for Small and Medium Enterprises (USAID LinkSME) project under a contract with USAID.

The USAID LinkSME project supports the Government of Vietnam (GVN) in its efforts to develop, adopt, and implement policy and regulatory reforms to provide a more favorable environment for small and medium enterprises (SMEs). It also works with business support organizations (BSOs) and the GVN to improve the performance of SMEs and integrate them into lead firm supply chains. The lead agency for the project's work with BSOs and SMEs is the Agency for Enterprise Development (AED) under the Ministry of Planning and Investment (MPI). Click [here](#) for more information.

With the aim of strengthening the sustainability and branding of enterprises, bar code technology has been used widely all over the world to establish, digitize, and track products' information throughout the supply chain. It also becomes crucial now for small and medium-sized businesses to think about that solution to meet the demand of international markets that products and processes are traceable and reposition and enhance their brands in the minds of their customers.

Barcodes are a representation of data assigned by the manufacturers to organize their products. These symbols can be scanned electronically via code reader or smartphone application software, allowing consumers to directly connect with manufacturers to check the legitimate information of products. For businesses themselves, it improves the transparency in production processes and increases communication to protect the products. For consumers, it helps users check information of the product origin, quality, and safety quickly and effectively.

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Importantly, bar codes are generated only once and attached to a specific product, so they cannot be duplicated. It is a simple operation, providing an immediate reply at the time of authentication.

In Vietnam, the National Numbering and Barcode Center (NBC) is responsible for performing the country's barcodes and traceability management function under the Directorate for Standards, Metrology and Quality of the Ministry of Science and Technology. The NBC also operates as a public-business unit, working in close partnership with the private sector to increase product value and the income of SMEs and to build systems to support each province to develop its distinct specialties. Among others, the NBC has the following tasks:

- Scientific research, application development, technology transfer and provision of products, services, solutions and applications related to barcodes;
- Building, managing, operating, maintaining and utilizing the national database of barcodes, national product traceability portal;
- Receive, appraise dossiers and issue national barcodes;
- Cooperate with domestic and foreign organizations to perform above-mentioned tasks;
- Connect to the global supply chains with GS1 standards.

The USAID LinkSME project is cooperating with Business Support Organizations (BSOs) in developing a sustainable service-market in which SMEs increasingly meet the demand of national and international lead firms, which is vital to a systemic change. These BSOs, specifically Business Service Providers (BSPs), should have the tools, human capacity, infrastructure, and motivation to provide to beneficiaries a range of business services, and each of these services should be offered to SMEs at market conforming conditions to at least partially cover their costs. The promotion of barcodes with SMEs and applying this as a branding tool is among those services. The NBC and other BSOs, both BSPs and Business Membership Organizations (BMOs), can accelerate market uptake of barcodes by SMEs and use them as a branding tool, by rolling-out training and promotional programs.

3. Scope Statement

With the goal of helping SMEs to increase their opportunities to join global supply chains, IESC is seeking a qualified Vietnamese private consulting firm(s) or other organization(s) that can provide consultancy services to support the project's counterpart AED and the NBC to

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assist SME to accelerate the adoption and utilization of barcode technologies and traceability of their products and services, and build and position their brands and adjust marketing strategies to take advantage of these barcode and traceability capabilities.

All proposals must be valid for one hundred and twenty (120) days from the date of submission.

4. Subcontract Objectives

The overall objective of this subcontract is to assist the project's counterparts in achieving the following outcome:

A group of SMEs are serving as examples of the benefits of bar codes, traceability, and branding in working with international supply chains.

The specific objectives of this subcontract are:

- To raise awareness for SMEs nationwide on the benefits of applying traceability and barcodes, adopting technology in traceability, and the use of barcode capabilities to leverage branding and marketing.
- To improve tracing and barcode application capacity and develop traceability systems for at least 10 SMEs who currently lack such capacity and systems, and to assist these SMEs in leveraging the benefits of such capacity through advice on branding and marketing.
- To improve the branding and marketing capability of at least 5 SMEs who are already applying barcode and traceability systems in order to successfully improve their brands.
- To develop the capacity of at least 4 BSOs offering training courses on barcodes and traceability to SMEs.

5. Period of Performance

The period of performance to complete the activities listed below in section 6.2 is estimated to be November 15, 2021 to September 30, 2022.

6. Statement of Work

6.1 Contract Oversight

The selected Offeror will report to the Business Support Organizations Technical Assistance Manager/Advisor, who will review contract deliverables and invoices and give direction to the selected Offeror in the performance of its work. Additional contractual oversight and final approval of deliverables will be provided by the Market Linkages Team Lead.

6.2 Activities

The selected Offeror is expected to undertake the following tasks, which will be completed in collaboration with the USAID LinkSME project and AED:

No.	Task
1	In consultation with the NBC, develop a set of criteria for selecting 15 SMEs to participate in the intensive technical assistance project for applying barcode technology, positioning their brands, and adjusting marketing strategies, as further described below in Section 7, Deliverable 1. Apply these criteria for the selection of SMEs, in cooperation with BMOs that cooperate with the USAID LinkSME project. 10 of the selected SMEs must have never used a barcode and traceability management system, and five must already have a traceability management system.
2	Conduct in-depth surveys about the current status and the potential of the use of barcodes and traceability systems of the 15 SMEs as further described below in Section 7, Deliverable 2. The survey locations will depend on the 15 SMEs proposed by Offeror and selected in consultation with USAID LinkSME. The surveys will be undertaken as much as possible on-site within the limitations of Covid-19 precautions.
3	Prepare a detailed plan for intensive technical assistance to each of the selected 15 SMEs as further described below in Section 7, Deliverable 3.
4	Implement the intensive technical assistance to the selected 15 SMEs as per agreed plans. To ensure that the implementation is compliant to traceability standards and best practices, the Offeror will ensure that the implementation of

	traceability in each SME will be verified by an accredited traceability assessment agency. Upon completion of the assistance to each of the 15 SMEs, prepare an intensive technical assistance completion report for each SME, which should also function as a case study report, as further described in Section 7, Deliverable 4.
5	Develop comprehensive learning materials for a 2-day training for SMEs in applying barcode and traceability in brand building to connect with global supply chains, as further described in Section 7, Deliverable 5.
6	Organize two training courses for SMEs in sectors relevant to the USAID LinkSME project, applying a blended approach of in-person and on-line training and using the training material developed as described in the above task. One course will be in Hanoi and one in Ho Chi Minh City for approx. 25 SMEs in each course. Additional to the SME-participants, the Offeror will also invite at a minimum of two different BSOs as co-facilitator in each of these trainings, in which process the BSOs will be capacitated to run such training courses independently in the future.
7	Organize a concluding workshop in which the project's results, materials and relevant software will be shared, as well as recommendations on system issues or corrective/support actions. Invitees include all stakeholders that were involved in the project, including SMEs, selected lead firms or their representative organizations, NBC and BSOs that may play a role in the further promotion and training in the use of barcodes and traceability.

7. Subcontract Type and Deliverables

The arrangement governing the contemplated work and payment will be a **fixed-priced, deliverables-based** contract. The list of deliverables for use in preparing proposals can be found below; costs per each deliverable in the table below shall be proposed by the Offeror. Payment will be made based on the achievement of each milestone.

The due dates mentioned in the below table are indicative for the time schedule only, and does not indicate the level of effort by the Offeror, which has to be provided within these time

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frames while also considering the time required by external parties or stakeholders or USAID LinkSME for reviewing, reacting, approving or other relevant activities.

No.	Deliverables	Due Date
1	A set of criteria for selecting the 15 SMEs to participate in the project, ¹ and a list of those that have been identified by screening the BSO database and that match the criteria in applying barcode technology, positioning their brands, and adjusting marketing strategies.	November 31, 2021
2	A survey report of 15 SMEs that describes: (i) Planning and implementation of the investigation, survey, and assessment of the status of the traceability system in 15 SMEs; (ii) Development of the survey sample of traceability systems for enterprises in the industry (According to the requirements of GS1 standards); and (iii) survey results of 15 SMEs selected to participate in the project. The survey locations will depend on the 15 SME selected locations and proposed by Offeror. The report will be submitted in PDF and Word, or Google Docs with a text size of 12 font in Times New Roman. Graphs and tables may use 9 font size and must be legible. The report will be approximately 15 to 25 pages not including annexes. The report will be in Vietnamese, follow the template provided by USAID LinkSME, and include an executive summary in Vietnamese and in English.	February 28, 2022
3	Detailed plans for implementing intensive technical assistance on supporting (i) 10 SMEs to register barcode, develop traceability system, and apply it to build business brand; (ii) 5 SMEs who already have barcode and traceability system to build and position business brand.	March 31, 2022

¹ Amongst other criteria, ten of the selected SMEs must have never used a barcode and traceability management system, and five must already have a traceability management system.

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4	<p>15 intensive technical assistance completion reports, elaborating on i) 10 SMEs that received support to register barcode, develop traceability system, and apply it to build business brand, and ii) 5 SME who already have a barcode and traceability system to build and position business brand. This includes software/platform solutions for SMEs to apply barcodes and traceability, and to allow sharing traceability data globally. Each of the 15 reports should also function as a case study report that can be shared with SMEs that have the potential and interest to apply barcode and traceability technology. Each of the reports will be submitted in PDF and Word, or Google Docs with a text size of 12 font in Times New Roman. Graphs and tables may use 9 font size and must be legible. Each report will be approximately 10 to 20 pages not including annexes. The reports will be in Vietnamese, follow the template provided by USAID LinkSME, and include an executive summary in Vietnamese and in English.</p>	July 15, 2022
5	<p>Training courses materials for a 2-day training for SMEs on the benefits of applying traceability and barcodes, adopting technology in traceability, and the use of barcode capabilities to leverage branding and marketing. The training materials include curricula, teaching, learning and skills assessment materials, as well as the 15 case study reports as referred to in Deliverable 4 here above.</p>	July 31, 2022
6	<p>Two training completion reports on the conduct of two training courses as mentioned in Section 6.2, Task 6.</p>	August 31, 2022
7	<p>Workshop report on the concluding workshop as described in Section 6.2, Task 7. The reports will include all the materials and presentations that were part of the workshop, as well as information on all participants, proceedings and conclusions.</p>	September 30, 2022

8. Instructions to Potential Offerors

8.1. Submission

1. Offers received after the closing date may not be considered.
2. Cost proposal must be in VND (with reference to US Dollars).
3. Technical and cost proposals must be submitted as two separate documents. Cost information must not be included in the technical proposal.

Offerors must submit their proposals in English by the closing date and time, as listed on page one, to the following: Procurement@linksme.org

8.2. Clarifications and Amendments

Potential Offerors may request clarifications in English via email to procurement@linksme.org. These must be submitted no later than **5:30 P.M. Hanoi time on the date specified below**. IESC will post answers to the questions and requests for clarification asked by all Offerors and received by the deadline on the IESC website with the RFP before the close of business on the date specified below. IESC may not answer questions before the proposal submission deadline outside of the allotted response period for clarifications. No questions will be answered over the phone or in person.

8.3. Chronological List of Proposed Events

The following calendar summarizes important dates in the solicitation process. Offerors must strictly follow these deadlines:

RFP published	23 September 2021
Deadline for written questions	28 September 2021
Answer provided to questions/clarifications	01 October 2021
Proposal due date	10 October 2021
Subcontract award (estimated)	Mid-November 2021

9. Cover Page and Markings

In addition to the required proposal documents listed in sections 12 and 13 below, please include a cover page with your submission for the technical and the cost proposals (separate

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cover pages). The cover page should be on company letterhead and should contain the following information:

1. Project or Title (from the front page of this RFP document)
2. Bid Reference Number (from the front page of this RFP document)
3. Company Name
4. Company Address
5. Name of Company's authorized representative
6. Contact person if different than Company's representative
7. Telephone #, Cellular/Mobile Phone #, Email address
8. Duration of Validity of proposal
9. Total Proposed Price (*cover page of cost proposal only*)
10. Signature, date, and time

10. Eligibility Requirements

Offerors are qualified private Vietnamese firms or organizations, non-profit, or civil society organizations. Offerors may be required to present a business registration. Offerors must have proven experience in management and implementation of quality standards and traceability. It is preferred that the Offerors have experience in connecting domestic and international traceability systems. The Offerors must have experience in providing consulting services to organizations/SMEs to apply traceability management systems and relevant technology solutions for brand building and positioning.

Firms operated as commercial companies or other organizations or enterprises (including nonprofit organizations) in which foreign governments or their agents or agencies have a controlling interest are not eligible as suppliers of commodities and services. No governmental, quasi-governmental, or parastatal organizations are eligible to bid on this RFP or to be awarded a contract under this RFP.

Joint proposals are acceptable provided that it clearly clarifies who will be the sub-contractor in the technical proposal. Award may be contingent upon USAID final approval.

11. Basis for Award

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IESC anticipates that the award will be based on best-value principles. Accordingly, the award(s) will be made to the technically acceptable Offeror(s) whose proposal(s) provides the greatest overall value to IESC and the USAID LinkSME project, price and other factors considered, and whose proposal(s) conforms to all solicitation requirements.

To determine the best value, proposals will be evaluated on the criteria below. The number of points assigned, totaling 100 points, indicates the relative importance of each individual criterion. Offerors should note that these criteria serve to: (a) identify the significant factors which Offerors should address in their proposals, and (b) set the standard against which all proposals will be evaluated.

12. Technical Proposal Evaluation

Please read carefully, the following are instructions for preparing proposals. Proposals must be organized into sections corresponding to the sections presented in **12.1 Technical Evaluation Criteria** and numbered accordingly. Please stay in the page limits given below. Only include the requested information and avoid submitting extra content. Any pages exceeding the page limitation for each section of the proposal may not be evaluated.

Proposals shall be written in English with each page numbered consecutively. Cover pages, dividers, and tables of contents are not subject to the page limit.

12.1. Technical Evaluation Criteria

Proposals will be evaluated according to the following criteria. Points will also reflect the overall presentation of the proposal, which should be clear, complete, well organized, and well written. Most importantly, proposals should address all the requirements listed in this RFP.

[1] Technical and management approach and capability: 15 pg. limit; possible points 40

Proposals will be scored on the demonstration of technical expertise, capability to conduct activities and deliver the outputs as outlined in **Section 6.2 Activities and Section 7.**

Subcontract Type and Deliverables, and will be reviewed based on:

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- Proven experience in management and implementation of quality, standards, and traceability, conducting and analyzing surveys related to applying barcode and traceability systems.
- Proven experience in developing national standards and/or regulations on traceability and can support SMEs to access information regarding national and international standards.
- Proven experience in providing consulting services to organizations/SMEs to apply traceability management systems and relevant technology solutions for brand building and positioning.
- An outline of the methodology for undertaking the SME criteria development, SME selection, and survey contemplated in Deliverables 1 and 2.
- A proposed plan to provide the training sessions described as Deliverables 5 and 6.
- Proposed work plan to implement the intensive technical assistance activities.

[2] Offeror’s past performance and references: 5 pg. limit (not including samples of previous work, which may be attachments); possible points 30

The proposal must provide a detailed account of the Offeror’s record in implementing similar activities to those outlined in the tasks and activities. This should include sufficient information to demonstrate the Offeror’s performance for the above activities, deliverables, and overall approach, including prior experience on carrying out research on applying barcode and traceability in brand building to connect with global supply chains.

Offerors should also provide a minimum of three (3) references for past and present clients for which the Offeror has completed a similar task. References must include contact information.

[3] Offeror’s Personnel Experience and Capacities: 10 pg. limit (not including resumes or CVs, which are attachments); possible points 30

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The technical proposal must include a description (biographical sketch acceptable) of the individuals that would be responsible for the deliverables and would be directly working on this assignment. Please include a level of effort chart that includes the expected percentage of time and number of working days for each individual and/or position that will be working on the assignment.

Resumes or CVs must be submitted as attachments for individuals submitted in this section and do not count within the page limitations of this section.

This section will be marked on the extent to which the Offeror's or its personnel have experience in conducting the activities.

13. Cost Proposal Evaluation

The Offeror shall submit a separate cost proposal that includes the project cost of performing the activities as described above. These costs should be broken down to show the separate cost elements of each deliverable and **total estimated cost for all deliverables listed in Section 7. Subcontract Type and Deliverables**. As noted above, IESC will pay a fixed price per approved completion of each deliverable listed in Section 7. Subcontract Type and Deliverables.

All proposed costs must be in accordance with the U.S. Government Cost Principles under FAR Part 31.

The cost proposal must include:

1. A spreadsheet that lists each deliverable per **Section 7. Subcontract Type and Deliverables** and the proposed payment price for each deliverable.
2. The offeror must provide either a detailed budget showing major line items such as Salaries, allowances, travel cost, other direct cost or an Activity budget. The budget must show unit prices, quantities and total price.
3. The cost proposal shall also include a budget narrative that explains the basis for the estimation of cost element or line item. Supporting information must be provided in sufficient detail to allow for a complete analysis of each cost element or item. IESC shall request additional cost information if the Evaluation committee has concerns of the reasonableness, necessary and realism of an offeror's proposed cost.

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4. If it is an offeror's regular practice to budget indirect rate, the offeror must explain the rate and the rate's base of application in the budget narrative. IESC reserves the right to request additional information to substantiate an offeror's indirect rate.

14. Source of Funding, Authorized Geographic Code, and Source and Nationality

Any subcontract resulting from this RFP will be financed with USAID funding and will be subject to U.S. Government and USAID regulations.

All goods and services offered in response to this RFP 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, available at:

<http://www.gpo.gov/fdsys/pkg/CFR-2012-title22-vol1/pdf/CFR-2012-title22-vol1-part228.pdf>.

The cooperating country for this RFP is Socialist Republic of Vietnam.

Offerors may not offer or supply any products, commodities or related services that are manufactured or assembled in, shipped from, transported through, or otherwise involving any of the following countries: Cuba, Iran, North Korea, (North) Sudan, Syria. Related services include incidental services pertaining to any/all aspects of this work to be performed under a resulting contract (including transportation, fuel, lodging, meals, and communications expenses). In addition, please note that the successful offeror will be required to certify at subcontract award that it will not provide "covered telecommunications equipment or services" (as those terms are defined and this restriction is imposed on subcontractors under 48 C.F.R. § 52.204-25) as a part of any products or services being provided to IESC pursuant to the subcontract.

15. Deviations

IESC reserves the right to waive any deviations by offerors from the requirements of this solicitation that in IESC's opinion are considered not to be material defects requiring rejection or disqualification; or where such a waiver will promote increased competition.

16. Discrepancies

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Please read the instructions carefully before submitting your proposal. Any discrepancy in following the instructions or award provisions may disqualify your proposal without recourse or an appeal for reconsideration at any stage.

17. Conflict of Interest Declaration

The following steps outline IESC's award selection process and should be understood by all Offerors to ensure the transparency of awards and avoid conflict of interest.

1. Request for Proposals (RFPs) are posted on IESC's website. The offer is open to all qualified offerors;
2. Clarifications will be emailed to all offerors submitting questions, as well as posted on IESC's website, simultaneously;
3. Once the proposals are received, an evaluation committee scores them;
4. Cost proposals are evaluated for reasonableness, accuracy, and completeness;
5. The best value proposal is selected based on a combination of the technical score and the cost;
6. No activity can be started until USAID has approved the appointment of the subcontract and both IESC and the awardee have signed a formal contract; and,
7. IESC policy against fraud and code of business ethics exists throughout the life of the subaward and beyond. Even if the subaward is closed or has expired, if any party is found guilty of fraud, IESC will make a full report to the USAID Office of Inspector General, which may choose to investigate and prosecute guilty parties to the fullest extent of the law.

The selected offeror will be required to comply with all administrative standards and provisions required by USAID.

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Attachment A

**U.S. Government Flow-Down
Contract Clauses Notice Listing Contract
Clauses Incorporated by Reference**

The following contract clauses pertinent to this section are hereby incorporated by reference as required by U.S. Government public contracting regulations. This list is subject to change as appropriate; for example, depending on final negotiated amount of subcontract (if less than \$250,000) and proposed technical approaches, some FAR and/or AIDAR clauses may be deleted.

FEDERAL ACQUISITION REGULATION (48 CFR Chapter 1)

NUMBER	TITLE	DATE
52.202-1	DEFINITIONS	NOV 2013
52.203-3	GRATUITIES	APR 1984
52.203-5	COVENANT AGAINST CONTINGENT FEES	MAY 2014
52.203-6	RESTRICTIONS ON SUBCONTRACTOR SALES TO THE GOVERNMENT	SEP 2006
52.203-7	ANTI-KICKBACK PROCEDURES	MAY 2014
52.203-8	CANCELLATION, RESCISSION, AND RECOVERY OF FUNDS FOR ILLEGAL OR IMPROPER ACTIVITY	MAY 2014

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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 AND CONDUCT	OCT 2015
52.203-17	CONTRACTOR EMPLOYEE WHISTLER BLOWER RIGHTS AND REQUIREMENT TO INFORM EMPLOYEES OF WHISTLE BLOWER RIGHTS	APR 2014
52.204-25	PROHIBITION ON CONTRACTING FOR CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT	AUG 2020
52.204-4	PRINTED OR COPIED DOUBLE-SIDED ON RECYCLED PAPER	MAY 2011
52.204-7	CENTRAL CONTRACTOR REGISTRATION	APR 2008
52.204-8	ANNUAL REPRESENTATIONS AND CERTIFICATIONS	NOV 2011

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52.204-10	REPORTING EXECUTIVE COMPENSATION AND FIRST TIER SUBCONTRACT AWARDS	OCT 2015
52.204-23	PROHIBITION ON CONTRACTING FOR HARDWARE, SOFTWARE, AND SERVICES DEVELOPED OR PROVIDED BY KASPERSKY LAB AND OTHER COVERED ENTITIES	JUL 2018
52.209-6	PROTECTING THE GOVERNMENT'S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT	OCT 2015

FEDERAL ACQUISITION REGULATION (48 CFR Chapter 1) (continued)

NUMBER	TITLE	DATE
52.215-2	AUDIT AND RECORDS--NEGOTIATION	OCT 2010
52.215-8	ORDER OF PRECEDENCE--UNIFORM CONTRACT FORMAT (<i>Subcontractor must use this order of precedence in any lower-tier subcontracts</i>)	OCT 1997
52.215-14	INTEGRITY OF UNIT PRICES	OCT 2010
52.215-19	NOTIFICATION OF OWNERSHIP CHANGES	OCT 1997
52.215-23	LIMITATIONS ON PASS THROUGH CHARGES	OCT 2009

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52.216-7	ALLOWABLE COST AND PAYMENT	OCT 1995
52.217-2	CANCELLATION OF MULTIYEAR CONTRACTS	OCT 1997
52.222-2	PAYMENT FOR OVERTIME PREMIUMS (<i>\$0 authorized</i>)	JUL 1990
52.222-50	COMBATING TRAFFICKING IN PERSONS	MAR 201
52.223-18	ENCOURAGING CONTRACTOR POLICIES TO BAN TEXT MESSAGING WHILE DRIVING	AUG 2011
52.225-13	RESTRICTIONS ON CERTAIN FOREIGN PURCHASES	JUN 2008
52.227-14	RIGHTS IN DATA—GENERAL	MAY 2014
52.228-3	WORKERS' COMPENSATION INSURANCE (DEFENSE BASE ACT)	JUL 2014
52.228-7	INSURANCE – LIABILITY TO THIRD PERSONS	MAR 1996
52.232-17	INTEREST	MAY 2014
52.232-18	AVAILABILITY OF FUNDS	APR 1984
52.232-23	ASSIGNMENT OF CLAIMS	MAY 2014
52.232-39	UNENFORCEABILITY OF UNAUTHORIZED	JUN 2013

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OBLIGATIONS

52.233-1	DISPUTES	MAY 2014
52.233-3	PROTEST AFTER AWARD	AUG 1996
52.233-4	APPLICABLE LAW FOR BREACH OF CONTRACT CLAIM	OCT 2004

FEDERAL ACQUISITION REGULATION (48 CFR Chapter 1) (CONTINUED)

NUMBE R	TITLE	DATE
52.242- 1	NOTICE OF INTENT TO DISALLOW COSTS	APR 1984
52.242-13	BANKRUPTCY	JUL 1995
52.244-2	SUBCONTRACTS	OCT 2010
	ALTERNATE I	JUN 2007
52.244-5	COMPETITION IN SUBCONTRACTING	DEC 1996

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52.244-6	SUBCONTRACTS FOR COMMERCIAL ITEMS	SEP 2016
52.245-1	GOVERNMENT PROPERTY	APR 2012
52.245-9	USE AND CHARGES	APR 2012
52.246-23	LIMITATION OF LIABILITY	FEB 1997
52.247-63	PREFERENCE FOR U.S.-FLAG AIR CARRIERS	JUN 2003
52.249-14	EXCUSABLE DELAYS	APR 1984
52.253-1	COMPUTER GENERATED FORMS	JAN 1991

I.2. AIDAR 48 CFR Chapter 7

NUMBER	TITLE	DATE
752.202-1(B)	USAID DEFINITIONS CLAUSE - GENERAL SUPPLEMENT FOR USE IN ALL USAID CONTRACTS	JAN 1990

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752.202-1(D)	USAID DEFINITIONS CLAUSE – SUPPLEMENT FOR USAID	JUN 2009
	CONTRACTS INVOLVING PERFORMANCE OVERSEAS (ALTERNATE 70)	
752.204-2	SECURITY REQUIREMENTS	FEB 1999
752.211-70	LANGUAGE AND MEASUREMENT	JUN 1992
752.227-14	RIGHTS IN DATA	OCT 2007
752.228-3	WORKERS' COMPENSATION INSURANCE (DEFENSE BASE ACT)	DEC 1991
752.228-7	INSURANCE – LIABILITY TO THIRD PERSONS	JUL 1997
752.228-9	CARGO INSURANCE	DEC 1998
752.231-71	SALARY SUPPLEMENTS FOR HG EMPLOYEES	MAR 2015

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752.245-7 0	GOVERNMENT PROPERTY-USAID REPORTING REQUIREMENTS	JUL 1997
752.245-7 1	TITLE TO AND CARE OF PROPERTY	APR 1984
752.247-7 0	PREFERENCE FOR PRIVATELY OWNED U.S. FLAG COMMERCIAL VESSELS	OCT 1996
752.7005	SUBMISSION REQUIREMENTS FOR DEVELOPMENT EXPERIENCE DOCUMENTS	SEP 2013
752.7008	USE OF GOVERNMENT FACILITIES OR PERSONNEL	APR 1984
752.7010	CONVERSION OF U.S. DOLLARS TO LOCAL CURRENCY (<i>IESC to provide Mission Director directives to Subcontractor</i>)	APR 1984
752.7013	CONTRACTOR-MISSION RELATIONSHIPS	OCT 1989
752.7018	HEALTH AND ACCIDENT COVERAGE FOR USAID PARTICIPANT TRAINEES	JAN 1999
752.7019	PARTICIPANT TRAINING	JAN 1999
752.7023	REQUIRED VISA FORM FOR USAID PARTICIPANTS	APR 1984

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752.7025	APPROVALS	APR 1984
752.7034	ACKNOWLEDGEMENT AND DISCLAIMER	DEC 1991
752.7035	PUBLIC NOTICES	DEC 1991
752.7038	NONDISCRIMINATION AGAINST END-USERS OF SUPPLIES AND SERVICES	OCT 2016

FAR 52.204-1 APPROVAL OF CONTRACT (DEC 1989)

This subcontract may be subject to the written approval of the Contracting Officer.

(End of clause)

**AIDAR 752.209-71 ORGANIZATIONAL CONFLICTS OF INTEREST DISCOVERED
AFTER AWARD (JUN 1993)**

1. The Contractor agrees that, if after award it discovers either an actual or potential organizational conflict of interest with respect to this contract, it shall, subject to any confidentiality obligation owed to other parties, make an immediate and full disclosure in writing to the Contracting Officer which shall include a description of the action(s) which the Contractor has taken or proposes to take to avoid, eliminate or neutralize the conflict.
2. The Contracting Officer shall provide the contractor with written instructions concerning the conflict. USAID reserves the right to terminate the contract if such action is determined to be in the best interests of the Government.

(End of clause)

AIDAR 752.242-70 PERIODIC PROGRESS REPORTS (OCT 2007)

1. The Contractor shall prepare and submit progress reports as specified in the contract schedule. These reports are separate from the interim and final performance evaluation reports prepared by USAID in

accordance with (48 CFR) FAR 42.15 and internal Agency procedures, but they may be used by USAID personnel or their authorized representatives when evaluating the contractor's performance.

2. During any delay in furnishing a progress report required under this contract, the contracting officer may withhold from payment an amount not to exceed US\$25,000 (or local currency equivalent) or 5 percent of the amount of this contract, whichever is less, until such time as the contractor submits the report or the contracting officer determines that the delay no longer has a detrimental effect on the Government's ability to monitor the contractor's progress.

(End of clause)

**AIDAR 752.7013 CONTRACTOR-MISSION RELATIONSHIPS (JUNE 2018)
(M/OAA-DEV-AIDAR-18-04c)**

1. The Contractor acknowledges that this contract is an important part of the United States Foreign Assistance Program and agrees that its operations and those of its employees in the Cooperating Country will be carried out in such a manner as to be fully commensurate with the responsibility, which this entails. This responsibility includes the Contractor ensuring that employees act in a manner consistent with the standards for United Nations (UN) employees in Section 3 of the UN Secretary General's Bulletin - Special Measures for Protection from Sexual Exploitation and Sexual Abuse (ST/SGB/2003/13).

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2. The Mission Director is the chief representative of USAID in the Cooperating Country. In this capacity, the Mission Director is responsible for both the total USAID program in the cooperating country including certain administrative responsibilities set forth in this contract, and for advising USAID regarding the performance of the work under the contract and its effect on the United States Foreign Assistance Program. Although the Contractor will be responsible for all professional, technical, and administrative details of the work called for by the contract, it must be under the guidance of the Mission Director in matters relating to foreign policy. The Chief of Party must keep the Mission Director currently informed of the progress of the work under the contract.

3. If the Contractor determines that the conduct of any employee is not in accordance with the preceding paragraphs, the Contractor's Chief of Party must consult with the USAID contracting officer and the Mission Director and the employee involved and must recommend to the Contractor a course of action with regard to such employee.

4. The parties recognize the rights of the U.S. Ambassador to direct the removal from a country of any U.S. citizen or the discharge from this contract of any individual (U.S., third-country, or cooperating-country national) when, at the discretion of the Ambassador, the interests of the United States so require. Under these circumstances termination of an employee and replacement by an acceptable substitute must be at no cost to USAID.

5. If it is determined, under paragraphs (c) and (d) above, that the services of such employee must be terminated, the Contractor must use its best efforts to cause the return of such employee to the United States or third country point of origin as appropriate.

(End of clause)

AIDAR 752.7025 APPROVALS (APR 1984)

All approvals required to be given under the contract by the Contracting Officer or the Mission Director shall be in writing and, except when extraordinary circumstances make it impracticable, shall be requested by the Contractor sufficiently in advance of the

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contemplated action to permit approval, disapproval or other disposition prior to that action. If, because of existing conditions, it is impossible to obtain prior written approval, the approving official may, at his discretion, ratify the action after the fact.

(End of clause)

AIDAR 752.7101 VOLUNTARY POPULATION PLANNING ACTIVITIES (JUNE 2008)

1. Requirements for Voluntary Sterilization Program. None of the funds made available under this Contract shall be used to pay for the performance of involuntary sterilization as a method of family planning or to coerce or provide any financial incentive to any individual to practice sterilization.
 2. Prohibition on Abortion-Related Activities.
 1. No funds made available under this Contract will be used to finance, support, or be attributed to the following activities: (i) procurement or distribution of equipment intended to be used for the purpose of inducing abortions as a method of family planning; (ii) special fees or incentives to any person to coerce or motivate them to have abortions; (iii) payments to persons to perform abortions or to solicit persons to undergo abortions; (iv) information, education, training, or communication programs that seek to promote abortion as a method of family Planning ; and (v) lobbying for or against abortion. The term "motivate", as it relates to family planning assistance, shall not be construed to prohibit the provision, consistent with local law, of information or counseling about all pregnancy options.
 2. No funds made available under this Contract will be used to pay for any biomedical research which relates, in whole or in part, to methods of, or the performance of, abortions or involuntary sterilizations as a means of family planning. Epidemiologic or descriptive research to assess the incidence, extent or consequences of abortions is not precluded.
- (c) The Contractor shall insert this provision in all subcontracts.

(End of clause)

AIDAR 752.222-71 NONDISCRIMINATION (JUNE 2012)

FAR part 22 and the clauses prescribed in that part prohibit contractors performing in or recruiting from the U.S. from engaging in certain discriminatory practices.

USAID is committed to achieving and maintaining a diverse and representative workforce and a workplace free of discrimination. Based on law, Executive Order, and Agency policy, USAID prohibits discrimination in its own workplace on the basis of race, color, religion, sex (including pregnancy and gender identity), national origin, disability, age, veteran's status, sexual orientation, genetic information, marital status, parental status, political affiliation, and any other conduct that does not adversely affect the performance of the employee. USAID does not tolerate any type of discrimination (in any form, including harassment) of any employee or applicant for employment on any of the above-described bases.

Contractors are required to comply with the nondiscrimination requirements of the FAR. In addition, the Agency strongly encourages all its contractors (at all tiers) to develop and enforce nondiscrimination policies consistent with USAID's approach to workplace nondiscrimination as described in this clause, subject to applicable law.

(End of clause)

AIDAR 752.231-72 CONFERENCE PLANNING AND REQUIRED APPROVALS (AUG 2013)

1. Definitions. Conference means a seminar, meeting, retreat, symposium, workshop, training activity or other such event that requires temporary duty travel of USAID employees. For the purpose of this policy, an employee is defined as a U.S. direct hire; personal services contractor, including U.S. PSCs, Foreign Service National (FSN)/Cooperating Country National (CCN)

and Third Country National (TCN); or a Federal employee detailed to USAID from another government agency.

2. The contractor must obtain approval from the contracting officer or the contracting officer's representative (COR), if delegated in the Contracting Officer's Representative Designation Letter, as prescribed in 731.205-43, prior to committing costs related to conferences funded in whole or in part with USAID funds when:
 1. Twenty (20) or more USAID employees are expected to attend.
 2. The net conference expense funded by USAID will exceed \$100,000 (excluding salary of employees), regardless of the number of USAID participants.
3. Conferences approved at the time of award will be incorporated into the award. Any subsequent requests for approval of conferences must be submitted by the contractor to the USAID contracting officer representative (COR). The contracting officer representative will obtain the required agency approvals and communicate such approvals to the contractor in writing.
4. The request for conference approval must include:
 1. A brief summary of the proposed event;
 2. A justification for the conference and alternatives considered, e.g., teleconferencing and videoconferencing;
 3. The estimated budget by line item (e.g., travel and per diem, venue, facilitators, meals, equipment, printing, access fees, ground transportation);
 4. A list of USAID employees attending and a justification for each; and the number of other USAID- funded participants (e.g., institutional contractors);
 5. The venues considered (including government-owned facility), cost comparison, and justification for venue selected if it is not the lowest cost option;
 6. If meals will be provided to local employees (a local employee would not be in travel status), a determination that the meals are a necessary expense for achieving Agency objectives; and
 7. A certification that strict fiscal responsibility has been exercised in making decisions regarding conference expenditures, the proposed costs are

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comprehensive and represent the greatest cost advantage to the U.S. Government, and that the proposed conference representation has been limited to the minimum number of attendees necessary to support the Agency's mission.

(End of clause)

AIDAR 752.7036 IMPLEMENTING PARTNER NOTICES (IPN) FOR ACQUISITION

This is not applicable to the Subcontractor.

AIDAR 752.7037 CHILD SAFEGUARDING STANDARDS (AUG 2016)

1. Implementation of activities under this award may involve children, or personnel engaged in the implementation of the award may come into contact with children, which could raise the risk of child abuse, exploitation, or neglect within this award. The contractor agrees to abide by the following child safeguarding core principles:
 1. Ensure compliance with host country and local child welfare and protection legislation or international standards, whichever gives greater protection, and with U.S. law where applicable;
 2. Prohibit all personnel from engaging in child abuse, exploitation, or neglect;
 3. Consider child safeguarding in project planning and implementation to determine potential risks to children that are associated with project activities and operations;
 4. Apply measures to reduce the risk of child abuse, exploitation, or neglect, including, but not limited to, limiting unsupervised interactions with children; prohibiting exposure to pornography; and complying with applicable laws, regulations, or customs regarding the photographing, filming, or other image generating activities of children;

5. Promote child-safe screening procedures for personnel, particularly personnel whose work brings them in direct contact with children; and
 6. Have a procedure for ensuring that personnel and others recognize child abuse, exploitation, or neglect; mandating that personnel and others report allegations; investigating and managing allegations; and taking appropriate action in response to such allegations, including, but not limited to, dismissal of personnel.
2. The contractor must also include in the code of conduct for all personnel implementing USAID-funded activities, the child safeguarding principles in paragraphs (a)(1) through (6) of this clause.
 3. The following definitions apply for purposes of this clause:
 1. Child. A child or children are defined as persons who have not attained 18 years of age.
 2. Child abuse, exploitation, or neglect. Constitutes any form of physical abuse; emotional ill- treatment; sexual abuse; neglect or insufficient supervision; trafficking; or commercial, transactional, labor, or other exploitation resulting in actual or potential harm to the child's health, well-being, survival, development, or dignity. It includes, but is not limited to: Any act or failure to act which results in death, serious physical or emotional harm to a child, or an act or failure to act which presents an imminent risk of serious harm to a child.
 3. Emotional abuse or ill treatment. Constitutes injury to the psychological capacity or emotional stability of the child caused by acts, threats of acts, or coercive tactics. Emotional abuse may include, but is not limited to: Humiliation, control, isolation, withholding of information, or any other deliberate activity that makes the child feel diminished or embarrassed.
 4. Exploitation. Constitutes the abuse of a child where some form of remuneration is involved or whereby the perpetrators benefit in some manner. Exploitation represents a form of coercion and violence that is detrimental to the child's physical or mental health, development, education, or well- being.
 5. Neglect. Constitutes failure to provide for a child's basic needs within USAID-funded activities that are responsible for the care of a child in the absence of the child's parent or guardian.

6. Physical abuse. Constitutes acts or failures to act resulting in injury (not necessarily visible), unnecessary or unjustified pain or suffering without causing injury, harm or risk of harm to a child's health or welfare, or death. Such acts may include, but are not limited to: Punching, beating, kicking, biting, shaking, throwing, stabbing, choking, or hitting (regardless of object used), or burning. These acts are considered abuse regardless of whether they were intended to hurt the child.

7. Sexual abuse. Constitutes fondling a child's genitals, penetration, incest, rape, sodomy, indecent exposure, and exploitation through prostitution or the production of pornographic materials.

(d) The contractor must insert this clause in all subcontracts under this award.

(End of clause)

FAR 52.203-99 PROHIBITION ON CONTRACTING WITH ENTITIES THAT REQUIRE CERTAIN INTERNAL CONFIDENTIALITY AGREEMENTS (APR 2015)

1. The Contractor shall not require employees or subcontractors seeking to report fraud, waste, or abuse to sign or comply with internal confidentiality agreements or statements prohibiting or otherwise restricting such employees or subcontractors from lawfully reporting such waste, fraud, or abuse to a designated investigative or law enforcement representative of a Federal department or agency authorized to receive such information.
2. The contractor shall notify employees that the prohibitions and restrictions of any internal confidentiality agreements covered by this clause are no longer in effect.
3. The prohibition in paragraph (a) of this clause does not contravene requirements applicable to Standard Form 312, Form 4414, or any other form issued by a Federal department or agency governing the nondisclosure of classified information.
4. (1) In accordance with section 743 of Division E, Title VI I, of the Consolidated and Further Continuing Resolution Appropriations Act, 2015

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(Pub. L. 113-235), use of funds appropriated (or otherwise made available) under that or any other Act may be prohibited, if the Government determines that the Contractor is not in compliance with the provisions of this clause.

(2) The Government may seek any available remedies in the event the contractor fails to comply with the provisions of this clause.

(End of clause)

-END-