

2024

BRAZILIAN ARMY COMMISSION

QUALIFICATION CRITERIA

INTERNATIONAL CONTRACTS SYSTEM (SICOI)



QUALIFICATION CRITERIA

1. QUALIFICATION PHASE

1.1 After examining the better qualified tender regarding the compatibility of the price in relation to the estimate for contracting and the object offered by the Bidder, we shall verify all of the necessary documents for the qualification of the Bidder(s).

1.2 The documents mentioned in the RFQ and its annexes, which are needed to show that the bidder can fulfill the requirements of the bidding process, will be requested for qualification purposes.

1.3 The documentation required for the purposes of “legal qualification”, are those required for the registration at BAC’s International Contract System.

1.3.1 If the bidder is not properly and fully registered or the registration is inconsistent with the submitted documentation, BAC reserves the right to disqualify the bidder.

1.3.2 List of Documents that **must** be presented for company registration/legal qualification (mandatory):

- I. document containing the name of the company and its address;
- II. document containing the name of the representative of the company;
- III. document containing telephone number and e-mail for sending questions and queries related to the hiring;
- IV. commercial license and registration or other compatible document that authorizes the operation of the company;
- V. certificate or document of incorporation of the company.

1.4 For the purposes of technical qualification of the company, the following documents must be attached to the SICOI system in the field "DOCUMENTS":

1.4.1 Technical Qualification

1.4.1.1 List of Documents that **must** be presented (mandatory):

I - proof of suitability demonstrated with a document provided by the bidder, that includes details of the technical capacity to supply the material or provide the service;

II - proof, by means of a document issued by the manufacturer, that the bidder is an authorized representative for the supply of the material or provision of the service (**only for non-manufacturers**);

III - letters of recommendation or good performance provided by authorities or entities that regulate the corresponding commercial activity.

1.4.1.2 The companies **could**, in specific situations, be requested to present:

1.4.1.2.1 proof of their ability to successfully perform all relevant and compatible activities with regard to the technical characteristics, quantities and deadlines stipulated in the Terms and Conditions of this RFQ.

1.4.1.2.2 proof of their ability to meet technical specifications by submitting more detailed models, data sheets of an item or product, and/or cost schedule in relation to the product being offered.

1.4.1.2.3 presentation of supporting documents (certificates, declarations, etc.) from its customers, preferably from the Armed Forces of other countries, stating that the products received were accepted, implemented and are fully operational.

1.4.1.2.4 provision of information about their facilities, equipment and qualified technical personnel available to fulfill the object of the bidding process.

1.4.1.3 The BAC will consult/analyze its own database in order to verify the performance of the winning bidder, in past/updated contracts and resolution of contractual discrepancies.

1.4.1.4 Failure to submit the requested information or failure to justify discrepancies will result in disqualification of the bidder.

NOTE: depending on the value of the items or the auction, the economic-financial qualification requirement must be inserted, which is an action not mandatory for all hiring.

1.4.2 Documents for Economic-Financial Qualification of the company

1.4.2.1 The bidder **must** present the following documents (mandatory):

1.4.2.1.1 balance sheet, income statement for the year and other financial statements for the last 2 (two) fiscal years (or equivalent document); and

1.4.2.1.2 Negative Certificate of deeds on bankruptcy issued by the federal/state agency, where the bidder's headquarters is registered (Good Standings certificate or equivalent document).

1.4.2.2 Simultaneously, BAC will also carry out research on the Commercial Information/Credit and Financial Reports, issued by a reputable research company and market information through an internationally recognized registration, provided to verify the current economic and financial condition of the bidder. The following parameters will be followed:

1.4.2.2.1 In order to be considered qualified in the evaluation of the aforementioned report, it will be mandatory to classify the seller in a risk level "equal to or below medium", as well as the verification of "no fraud" risk indicators. Classification at a higher risk level than indicated will lead to the company's

disqualification, if it does not prove through documents that the inconsistencies have already been remedied.

1.4.2.2.2 Considering the assessment of the economic-financial report, BAC may ask the seller for further information regarding the discrepant data identified within the report, as outlined below:

1.4.2.2.2.1 commercial/credit and financial information report provided by the company (credit report or equivalent document).

1.4.2.2.2.2 check the OFAC (Office of Foreign Assets Control) electronic portal to verify that the SELLER is not sanctioned by the US Government.

1.4.2.2.2.3 certificate of Good Standing issued by the federal/state agency, where the bidder's headquarters is registered. (or equivalent document)

1.4.2.2.2.4 others, according to each verified case.

1.4.2.3 Failure to provide the requested information or failure to justify discrepancies, will result in the company's disqualification.

1.5 The documents required for qualification purposes must be included in the system in searchable pdf, or, if this option is not possible due to the file size (3Mb), they can be sent via email

1.6 It will be checked whether the bidder has submitted a declaration that it meets the qualification requirements, and the declarant will be responsible for the veracity of the information provided, as **Annex III** of this RFQ.

1.7 The bidder must submit, under penalty of disqualification, a statement that its economic tenders comprise the entirety of the costs related to the acquisition of the object, as **Annex III** to this RFQ.

1.8 There will only be a need to prove compliance with requirements by presenting the original non-digital documents when there is no certainty regarding the integrity of the digital document or when the law expressly requires it.

1.9 THE BEST CLASSIFIED COMPANY WILL BE REQUIRED TO PRESENT ADDITIONAL DOCUMENTS, REQUESTED BY CHAT OR EMAIL WITHIN 48 BUSINESS HOURS FROM THE END OF THE 2nd PHASE, IN ORDER FOR THE QUALIFICATION TO BE CARRIED OUT.

1.10 The BAC reserves the right to disqualify any Bidder based on an evaluation of the submitted documents OR THE FAILURE THEREOF.

1.11 It is the responsibility of the bidder to check the accuracy of its registration data in SICOL and to keep them updated with the bodies responsible for the information, and must proceed immediately to correct or change the records as soon as it identifies inaccuracies or those

become outdated. The failure to comply with the provisions of the previous item may lead to disqualification at the qualification phase.

1.12 The verification by the auctioneer, on official websites of bodies and entities issuing certificates, constitutes a legal means of proof, and can be used for qualification purposes.

1.13 The documents required for qualification that are not included in the SICOI will be sent through the system, in digital format, within 48 hours on business days, extendable for the same period, upon duly justified request, counting from the date of the auctioneer's request.

1.14 The verification at SICOI or the requirement of documents not contained therein will only be made in relation to the winning bidder.

1.15 After the delivery of the documents for qualification, the replacement or presentation of new documents will not be allowed, except for reasons of due diligence:

1.15.1 Complementation of information about the documents already presented by the bidders and provided that it is necessary to verify existing facts at the time of the opening of the bidding process; and

1.15.2 Update of documents whose validity has expired after the date of receipt of the tenders;

1.16 When analyzing the qualification documents, the hiring committee may remedy errors or failures that do not alter the substance of the documents and their legal validity, through a reasoned decision, which will be recorded in the minutes and accessible to all, attributing them an effectiveness for qualification and classification purposes.

1.17 In the event that the bidder does not meet the requirements for qualification, the auctioneer will disqualify the company and will examine the subsequent tender and so on, by order of classification, until the determination of a tender that meets the requirements of this RFQ, observing the deadlines already presented.