



Request For Offers - Ref No: MCA-M/CF/WRA/CS/02

Consulting Services for Developing Legal, Regulatory and Tariff Framework for use of Reclaimed Wastewater

ANSWERS TO CLARIFICATION QUESTION – ISSUE No. 2 (Questions 19 to 24) June 17, 2025

Questions and Answers 1-18 issued to all registered Offerors on June 6, 2025	
Question 19:	Is it permissible to include consultants with active consultancy contracts under other MCA projects in the team composition for this project?
Answer 19:	Please refer to the response to Question 14, contained in Clarification No.1 - issued to all registered Offerors on June 6, 2025.
Question 20:	<p>With regard to Section I of the RFO -Instructions to Offerors (ITO) - ITO 5.8(d) states: <i>(An Offeror may be considered to have a conflict of interest and disqualified or terminated if they) “participate in more than one Offer in this process; participation by an Offeror or any party constituting the Offeror in more than one Offer will result in the disqualification of all Offers in which the party is involved; however, this provision does not limit the inclusion of the same Sub-Consultant in more than one Offer;”</i></p> <p>(a) Does this mean individuals proposed as a sub-consultant can be included in more than one Offer?</p> <p>(b) Does this apply to both key personnel and non-key personnel?</p> <p>(c) Can a sub-consultant be included in the Offer while being included in another Offer as part of an entity?</p>
Answer 20:	<p>Yes, to all three questions from (a) to (c).</p> <p>As indicated in ITO 14.1 of Section II. Data Sheet of the RFO: <i>“a Sub-consultant or individual expert may participate in more than one Offer as a Sub-consultant or individual expert, respectively”</i>.</p> <p>However, as noted in the question and stated under sub-clause 5.8(d) of Section I. Instructions to Offerors of the RFO, <i>an Offeror, including all parties constituting the Offeror, may be considered to have a conflict of interest and disqualified or terminated if they: “Participate in more than one Offer in this process; participation by an Offeror or any party constituting the Offeror in more than one Offer will result in the disqualification of all Offers in which the party is involved; however, this provision does not limit the inclusion of the same Sub-Consultant in more than one Offer.”</i></p> <p>Please note that as per (aa) of A. General of Section I. Instructions to Offerors of the RFO:</p>

	<p>“Offeror” means any eligible entity or person, including any associate of such eligible entity or person that submits an Offer. The word "Consultant" may also be used to indicate the Offeror.</p> <p>Please note that a Joint Venture Partner is considered an Offeror, not a sub-consultant.</p>
Question 21:	<p>With regard to Section III of the RFO - Qualification and Evaluation Criteria. In the Qualification Table Sub-Factor 4.1 - Organizational Capability and Experience of the Consultant – it states that as a Joint Venture, “All members combined” must meet the requirements.</p> <p>Does this mean that one member of the Joint Venture could have two relevant project experiences, and the other Joint Venture member could have one project experience for a combined total of three? Or would both JV member each need three projects for a total of six.</p>
Answer 21:	<p>The Joint Venture Partners must meet the requirements combined (collectively), and do not need to meet them individually; Therefore, the following assumption in the question is assuming is correct: One member of the Joint Venture may have two relevant project experiences, and the other Joint Venture member could have one project experience for a combined total of three.</p>
Question 22:	<p>With regard to Section III of the RFO - Qualification and Evaluation Criteria.</p> <p>In the Qualification Table on page 52 of the RFO, it says N/A for Sub-Consultant, and the Documentation Required includes Form TECH-4. However, Form TECH-4 states that the Offeror shall use this form to document the relevant experience of any Sub-Consultant that the Offeror is proposing to satisfy any specialized requirement under Qualification Factor 4.2. And the Documentation Required for Qualification Factor 4.2 in the Qualification Table is Form TECH-6 (not Form TECH-4).</p> <p>(a) Does this mean proposed sub-consultants’ project experience counts towards the three projects required in the Organizational Capability and Experience of the Consultant?</p> <p>(b) If not, then how does the sub-consultant experience contribute to Factor 4.2 (Technical Criteria), and should it be presented in Form TECH-6 instead?</p>
Answer 22:	<p>The requirement indicated in the Form TECH-4 applies to an Offeror and to the Sub-Consultant only in the case of a “specialized requirement”, which would require the services of a specialized sub-consultant. There is no such “specialized requirement” in this RFO, as such, only the Organizational Capability and Experience of the Offeror, but not sub-consultants shall be considered.</p>

Question 23:	<p>With regard to Section V of the RFO - Terms of Reference (ToR) it is mentioned that the Consultant will be responsible for “<i>all mission-related expenses, except for travel-related costs of the delegates appointed by MCA-Mongolia</i>”.</p> <p>Do delegates appointed by MCA-Mongolia mean representatives of the public organizations (15 participants) who will be selected by MCA, or does it refer to MCA-Mongolia staff only? In other words, should we budget for the transportation, per diem, visa fees, and accommodation costs of 15 representatives from public organizations in the financial proposal?</p>
Answer 23:	<p>The delegates appointed by MCA-Mongolia means all 15 participants to be appointed by MCA-Mongolia, including the delegates from stakeholders such as ministries and authorities.</p> <p>As stated in the ToR “<i>The total price of the financial offer shall include the Consultant’s travel expenses for all travel required for the provision of the services (including the services to be provided under Task 2) other than the expenses related to the participation of MCA-Mongolia delegates appointed by MCA-Mongolia in the International Study Mission. The details related to the participation of delegates from the Employer in the international study mission shall be determined based on the agreed venues and/or locations for the mission and the exact number of delegates from the employer indicated in the International Study Mission Travel Plan. Following acceptance of the International Study Mission Travel Plan by MCA-Mongolia, the cost of participation of the MCA-Mongolia delegates in the International Study Mission will be covered by MCA-Mongolia.</i>”</p> <p>As such, the Offeror’s Financial Offer shall not include expenses related to the participation of MCA-Mongolia and government stakeholders’ delegates appointed by MCA-Mongolia in the International Study Mission.</p> <p>Please also refer to the response to Question 7, contained in Clarification No.1 - issued to all registered Offerors on June 6, 2025.</p>
Question 24:	<p>Regarding the methodology for setting reclaimed wastewater use tariffs for WSRC’s implementation, how are the users of the reclaimed wastewater envisioned? Would the users of the reclaimed wastewater be limited to the CHPPs only? Or would other users be considered as well?</p>
Answer 24:	<p>As per the requirement of the sub-clause 12.5 (i) of Section I. Instructions to Offerors of the RFO, the Offerors Technical Offer shall include: “A description of the approach, methodology and work plan for performing the assignment covering the following subjects: technical approach and methodology, work plan, and organization and staffing schedule. Guidance on the content of this section of the Technical Offer is provided (Form TECH-6). The work plan should be consistent with the Work and Deliverables Schedule (Form TECH-10) which will show in the form of a bar chart the timing proposed for each activity”. The proposed approach, methodology and work plan shall be consistent to the requirements of the RFO document and its Terms of Reference.</p>

	<p>Following the Contract Award, the kick-off meeting with the MCA-Mongolia and its counterparts and receipt of a gap analysis report from MCA-Mongolia. The Consultant will be required to prepare an inception report with the preliminary review of gap analysis in relevant existing laws, policies, and standards (e.g., MNS 6734:2018: Treated water for reuse. General technical requirements and scope) under Task 1, "Baseline Review and Inception Reporting."</p> <p>Under Task 3.2, the Consultant will be required to develop a methodology and financial model for estimating the tariff. This model should incorporate the possible reduction or exemption from natural resource usage fees for <u>(i) the energy generation sector and (ii) other sectors when they use reclaimed wastewater. It is important to consider that CHPPs are not the only users; the methodology and financial model must also include other users identified under current Mongolian legislation and regulations.</u></p> <p>Moreover, please note that the existing conveyance system and recycling plant operations have been designed with future expansion and potential user connections in mind.</p>
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