

**State of Israel – Ministry of Finance**

**Division of the Accountant General—Government Procurement Administration**

**Central Tender No. 05-2022**

**For the Purchase and Supply of Goods and Services in the Field of Information Security and Cyber Protection**

**Booklet No. 1: Framework Tender Documents**

**Version 3 – May 2022**

|  |
| --- |
| **The Tender Documents may be found at the website of the Government Procurement Administration at the address: [www.mr.gov.il](http://www.mr.gov.il) under the heading – “Tender for the Purchase and Supply of Goods and Services in the Field of Information Security and Cyber Protection.”** |

**Preface**

1. The Government Procurement Administration in the Division of the Accountant General, Ministry of Finance (hereinafter: “**Administrator of the Tender**”) is publishing Central Tender Number 05-2022 for the purchase, supply, installation and maintenance of goods and services in the field of information security and cyber protection (hereinafter: “**Tender**”) for the Government ministries, the auxiliary units and accompanying bodies as detailed below in Chapter 3 to the Tender documents: hereinafter: “**Customers**”).
2. In the framework of the Tender, all the bidders who comply with the preconditions will be included in the framework supplier list. During the contract period, the framework suppliers will participate in competitions as detailed in the tender documents together with its addenda, at the sole discretion of the Administrator of the Tender and noting the needs of the Customers.
3. Winners will be chosen in each competition pursuant to what is stated in the tender documents and as defined in the competition documents, which will be published from time to time. Each of the winners will supply the goods and services required by the Customers in each of the service areas, as to be determined in the Tender documents.
4. The winning suppliers in the competitions will be the sole suppliers for all the Customers, which will be obligated to purchase from them only, and at prices to be determined in the Tender, subject to Regulation 14B of the Tender Obligation Regulations, 5753-1993 and by law.
5. In the framework of this Tender, each bidder may submit one bid in order to be included in the framework supplier list.
6. The period of the contract with the winning suppliers will be 24 months, and the Administrator of the Tender will have the option of extending the contract for a period of up to 36 additional months from the date of commencement of the contract (a total of 60 months), pursuant to what is stated in the Tender documents. It should be clarified that the binding version for the tender period as stated above is the version stated in Chapter 3 of the Tender documents.

The Tender Documents are divided into chapters, as detailed below:

**Chapter 1 –** The Tender procedure, conditions of participation, and conditions for determining the list of suppliers.

**Chapter 2 –** The bid, be submitted by a bidder competing in the Tender.

**Chapter 3 –** The manner of execution and exercising the contractual agreement.

**Chapter 4 –** The contract agreement

**Contents**

**Chapter 1 – The Tender Process 5**

1.1. Principles of the Tender 6

1.2. Threshold Conditions for Participation in the Tender 7

1.3. Terms and Conditions for Entering the List of Suppliers 9

1.4. Phases and Dates in the Tender 9

1.5. Rules of the Tender 12

**Chapter 2** **– The Bid 17**

2.1. Rules for Filling out the Tender Booklet 18

2.2. Submitting Bids 18

2.3. Bidder’s Particulars 20

2.4. Proof of Compliance with Threshold Conditions 21

2.5. Eligibility to Compete in the Tender 23

2.6. Non-Coordination of Tender Bids 23

2.7. Independence of the Bidder 24

2.8. Application for Granting of Preference 24

2.9. Application for Confidentiality 24

2.10. List of Appendices to be Attached to the Bid 26

Appendix 1 – Confirmation of “Approved Clerk” 27

Appendix 2 – Affidavit on Lack of Convictions Pursuant to the Public Body Transaction

Law 28

Appendix 3 – Confirmation of an Accountant and Bidder Declaration Confirmed by an

Accountant 29

Appendix 4 to the Bid Booklet – Declaration of Manufacturer for the Tender 32

Appendix 5 to the Bid Booklet – Declaration of Manufacturer for the Competitions 35

**Chapter 3 – Manner of Execution and Exercise of the Contract Agreement 39**

3.1. Subject of the Tender 40

3.2. Manner of Execution of the Contractual Agreement 40

3.3. General 41

3.4. Period of the Contract 41

3.5. The Customers 42

3.6. Involved Parties 44

3.7. The Official Pricelist 47

3.8. Goods Approved for Purchase 48

3.9. Ordering and Supply of Requested Goods and Services 51

3.10. Installation of the Goods 57

3.11. Information Protection 59

3.12. Documentation 59

3.13. Service, Warranty, and Maintenance 60

3.14. Service Level Agreement (SLA) and Agreed Compensation 69

3.15. Current Reports 75

3.16. Consideration 76

Appendix 1 to Chapter 3 – Information Security and Cyber Protection 77

**Chapter 4 – The Contract 86**

**Chapter 1 – The Tender Process**

**1. The Tender Process**

* 1. **Principles of the Tender**
     1. This Tender is a public tender being conducted pursuant to the Tender Obligation Law, 5752-1992 (hereinafter: “**Tender Obligation Law**”) and its regulations, and in accordance with to the Tender Obligation Regulations, 5753-1993 (hereinafter: “**Tender Obligation Regulations**”).
     2. The Tender will be administered according to law and pursuant to the rules of the Tender as detailed in the documents of this Tender below.
     3. This Tender is a framework tender intended for the purpose of creating a framework Tender supplier list (below: severally “**Framework Supplier**” and jointly “**Framework Suppliers**”), from which the Customers will order the goods and services required.
     4. The Administrator of the Tender will distribute individual applications to the Framework Suppliers, from time to time, for the purchase of goods and services through competition proceedings, at his sole discretion, noting the needs of the Customers (hereinafter: “**Competition**”). A supplier must be included in the Framework Supplier List in order to participate in the Competitions.
     5. The Tender is for the purpose of choosing Framework Suppliers that will supply the required goods and services according to content, the requirements, and rules to be determined in the competition documents.
     6. Each of the winners will supply the required goods and services to the Customers in each area of service.
     7. During the option period, the Administrator of the Tender may conduct a supplementary tender. In the framework of a supplementary tender, the Administrator of the Tender may add new suppliers to the List of Supplier, on condition that they comply with the preconditions established in this Tender.
     8. The submission of the bids to the Tender will be conducted in accordance with the following details:
        1. **Stage A – Determining the Framework Supplier List**
           1. At this stage, a bidder wishing to be included in the Framework Supplier List must act in accordance with the following:

Submit a full bid, as required in the tender documents below.

Prove their compliance and the compliance of one manufacturer that makes and markets goods and services in the field of information security and cyber protection (hereinafter: “**Manufacturer**”), with the threshold conditions detailed below for the various fields.

Submit a signed manufacturer declaration for the Manufacturer, as detailed in Addendum 4 of Chapter 2.

* + - * 1. A Framework Supplier may request to add a Manufacturer to its list of manufacturers during the period of the contract in the framework of a response for a competition request, by submitting signed manufacturer confirmations for the Manufacturer it wishes to add, in the version shown in Addendum 5 of Chapter 2, unless otherwise stated in the competition documents.
        2. The bidders that comply with the requirements of this stage will be included in the Framework Supplier List and may participate in periodic competitions at Stage 2 of the Tender.
      1. **Stage B – Competition Stage**
         1. After the conclusion of Stage A of the Tender and the determination of the Framework Supplier List, the Administrator of the Tender, from time to time and in accordance to the needs of the Administrator of the Tender and the Customers, will hold Competitions for the required goods and services.
         2. In these Competitions, only the suppliers which the Administrator of the Tender has determined as having complied with the requirements stated in Stage A will participate.
         3. The Framework Suppliers will participate in the stages of the competition in accordance with what is stated in Booklet No. 2: Competition Processes, published separately on the tender page, and in accordance with the requirements detailed in the individual competition documents published from time to time (hereinafter: “**Competition Document**” or “**Competition Request**”).
  1. **Threshold Conditions for Participation in the Tender**
     1. **General**
        1. A bidder that, on the final date for submission of bids, satisfies the threshold conditions specified below may participate in the Tender.
        2. Proof of compliance with the threshold conditions shall be carried out in accordance with the provisions set forth in the Bid Booklet (Chapter 2).
     2. **Administrative Threshold Conditions**
        1. Insofar the Bidder is subject to compulsory registration in Israel, it shall be lawfully registered in the relevant register (e.g., a Bidder that is an Israeli company must be registered in the Register of Companies).
        2. The bidder complies with the requirements of the Public Body Transaction Law, 5736-1976 (hereinafter: “**Public Body Transaction Law**”).
        3. **Compulsory industrial cooperation—**the Bidder undertakes to maintain industrial cooperation in accordance with the Mandatory Tenders (Mandatory Industrial Cooperation) Regulations, 5767-2007 (hereinafter: **“the Cooperation Regulations”**) insofar as the provisions of said Regulations shall apply within the framework of competitions carried out by virtue of the Tender.
        4. The bidder undertakes that all the goods and services offered by it comply with the licensing requirements and the standards required by law for the supplying of the goods and services, insofar as these provisions shall apply in the framework of the competitions carried out under the Tender.
     3. **Professional Threshold Conditions**
        1. **Professional Experience of the Bidder**
           1. The bidder employs at least 8 technicians whose main employment is in installation, maintenance and provision of service to goods and services in the field of information security and cyber protection (hereinafter: “**Implementers**”), where: