

LEMBAGA PELABUHAN LABUAN

KENYATAAN REQUEST FOR PROPOSAL (RFP)

Pelawaan ini adalah terbuka kepada syarikat yang diperbadankan di Malaysia serta mempunyai pegangan ekuiti tempatan melebihi lapan puluh lima peratus (85%) untuk mengambil bahagian di dalam pelawaan seperti berikut:-

BUTIR-BUTIR PELAWAAN	TARIKH DOKUMEN TENDER MULAI DIMUAT NAIK	TAKLIMAT TENDER	SYARAT UTAMA PELAWAAN	TARIKH BUKA & TUTUP DAN WAKTU TENDER TUTUP
PREQUALIFICATION REQUIREMENTS FOR OPERATION AND FACILITY MANAGEMENT OF LABUAN LIBERTY TERMINAL IN FT LABUAN	01 OGOS 2019 SEHINGGA 22 OGOS 2019	<p align="center">PINDAAN TARIKH</p> <p>Tarikh: 08-Ogos-2019 13 Ogos 2019</p> <p>Tempat: Pejabat Lembaga Pelabuhan Labuan Tingkat 1 & 3 D/A Jabatan Laut Wilayah Persekutuan Labuan & Laut China Selatan Jalan Merdeka 87012 Wilayah Persekutuan Labuan</p> <p>Mulai jam 2.00 petang hingga 5.00 petang</p> <p>Masa: Pengurus Undang-Undang di talian 013-8383303</p> <p>No. Untuk Dihubungi: Pengurus Operasi di talian 013-8340407</p>	<p align="center">SILA RUJUK TERMA RUJUKAN YANG BOLEH DIMUAT TURUN MELALUI LAMAM WEB www.bpa.gov.my</p>	<p align="center">TARIKH BUKA 01 OGOS 2019</p> <p align="center">TARIKH TUTUP 22 OGOS 2019</p> <p align="center">JAM 12.00 TENGAHARI</p>

- Syarat-syarat, Arahan dan Maklumat lanjut mengenai pelawaan ini adalah dijelaskan di dalam Terma Rujukan yang boleh dimuat turun melalui laman web rasmi Lembaga Pelabuhan Bintulu di alamat <http://www.bpa.gov.my/web/home/tender/177/>.
- Petender-petender yang ingin menyertai tender hendaklah memuat turun Terma Rujukan tersebut di alamat tersebut dalam tempoh iklan yang dinyatakan melalui jadual di atas.
- Lawatan tapak adalah **DIWAJIBKAN**. Petender dikehendaki membawa bersama **Cop Rasmi** syarikat.
- Kesemua Dokumen Tender (Teknikal & Kewangan) hendaklah dimasukkan ke dalam satu sampul bersaiz besar/kotak yang berlakri (*sealed*). Sampul/kotak berkenaan hendaklah ditulis seperti berikut:-

PREQUALIFICATION REQUIREMENTS FOR OPERATION AND FACILITY MANAGEMENT OF LABUAN LIBERTY TERMINAL IN FT LABUAN

**Pengurus Besar
Lembaga Pelabuhan Bintulu
Aras 9, Seksyen Kewangan
Menara Kidurong
KM12, Jalan Tanjung Kidurong
Bintulu, Sarawak**

Tawaran tender hendaklah dihantar sebelum atau pada jam 12.00 tengahari sebelum atau pada 22 Ogos 2019.

- Tawaran tender tidak akan dipertimbangkan sekiranya:-
 - Petender **LEWAT** mengemukakan tawaran tender; dan
 - Petender **GAGAL** mengemukakan dokumen wajib seperti yang dinyatakan dalam Terma Rujukan Tender.
- Lembaga Pelabuhan Labuan tidak terikat untuk menerima mana-mana tawaran terendah atau mana-mana tawaran atau memberikan apa-apa sebab di atas penolakan sesuatu tawaran tender.
- Lembaga Pelabuhan Labuan tidak bertanggungjawab untuk membayar apa-apa perbelanjaan dan kerugian yang mungkin ditanggung oleh petender semasa menyediakan dan menghantar tender.
- Iklan tender ini juga boleh dirujuk di laman web Lembaga Pelabuhan Bintulu di alamat <http://www.bpa.gov.my>.

TERMS OF REFERENCE

LABUAN PORT AUTHORITY

NOTICE OF PREQUALIFICATION OF COMPANIES FOR OPERATION AND FACILITY MANAGEMENT OF LABUAN LIBERTY TERMINAL IN FT LABUAN

1. PURPOSE

Labuan Port Authority (LPA) is desirous to explore the possibility of outsourcing its terminal operation of Liberty Terminal and hereby invites reputable and experienced companies who are interested and capable of undertaking the operation and management of a terminal.

The LPA will evaluate the viability of operation and financial capacity of the potential service management company to provide the following:

- a) to upgrade the current facilities;
- b) to provide adequate facilities and terminal services; and
- c) conform to management performance standards.

2. BACKGROUND INFORMATION OF LIBERTY WHARF

2.1 General Overview

Labuan was gazetted as a free port in 1956. Labuan was gazetted as a Federal Territory second after Kuala Lumpur. Subsequently on 1st October, 1990 Labuan was made an International Offshore Financial Centre (LOFSA). Labuan FT comprises of one main island and six smaller islets covering an area of 95 square kilometers. It is located at the northwest coast of Borneo island at the Latitude of 5 degrees North and Longitude 115 degrees East.

2.2 Port Facilities

Existing port facilities are mostly located within the Victoria Harbour area including several public terminals serving a variety of cargoes. There are also privately owned jetties/ terminals serving the specialized needs of the respective industries. Sea access is provided by the ferry and ro-ro terminal which handles high speed passengers' crafts and ro-ro vessels from Kota Kinabalu, Menumbok (mainland Sabah) and Muara in Brunei.

3. PRESENT LABUAN PORT INFRASTRUCTURES

Existing Port Facilities

3.1 Liberty Wharf/Berthing Facilities

The Liberty wharf (or Dermaga Merdeka) only handles dry cargo, either conventional or containerized. The dimension of the Liberty Wharf is 244 metres on each face with a deck of 19.5 metres wide and a draft of 9.3 metres on the outer face and 8.6 metres at the inner face.

The structure is a composite concrete and steel deck supported on tubular steel piles. Mooring dolphins are located 30.5 metres from each end of the berth. There are 4 bays available at the wharf for vessels' berthing. The wharf is accessible from land by 110 metres long by 12 metres wide structure.

The existing wharf can accommodate vessels of up to 16,000DWT (Dead Weight Tonnage) and recommended arrival draft of 8.68 metres. At any one time 6 to 8 vessels could berth at the wharf.

3.2 Warehouse and Container Yard

The space area of the Warehouse A is 1,824m²; Warehouse B 2,088 m² and the Container Yard 10,994 m².

4. RELEVANT STATISTICS RELATING TO TERMINAL ACTIVITIES

The statistics for ships/vessels visiting the terminal both inwards and outwards annually is estimated to be about 350 vessels per year. Primarily there are two (2) main activities covering break-bulk and containers. On average the terminal handles break-bulk cargo 300,000 MT and container is about 20,000 units every year.

5. LEGAL ASPECTS PERTAINING TO THE OWNERSHIP AND AUTHORITIES OVER THE ADMINISTRATION AND MANAGEMENT OF LABUAN PORT

The provision to extend the jurisdiction of Bintulu Port Authority to other Port is outlined in Bintulu Port Authority Act 1081 (Act 243) as provided in Clause 66A, 66B and 66C. As stated in these provisions, the Related Minister has the power to grant such extension of jurisdiction.

The extension of port activities by order and gazette port limit information can be downloaded through www.federalgazette.age.gov.my

6. INFORMATION TO BE PROVIDED

Refer submission requirements.

SUBMISSION REQUIREMENTS

FOR OPERATION AND FACILITY MANAGEMENT OF LABUAN LIBERTY TERMINAL IN FT LABUAN

1. MINIMUM QUALIFICATION OF A SERVICE MANAGEMENT COMPANY

The companies responding to the invitation for the proposals shall meet the following requirements:

- a) The company shall be registered in Malaysia with controlling stake and management held by Malaysians, with the ultimate Malaysian ownership exceeding 85%;
- b) The company shall have experience related to port; and
- c) The company shall provide its total inventory of mobile asset either own or outsource, its specification, operational condition, age of asset and redundancy capacity.

2. RESPONSIBILITIES AND REQUIREMENTS OF THE SERVICE MANAGEMENT COMPANY

The companies responding to the invitation for the proposals shall meet the following requirements:

The company shall have the responsibility for operating and maintaining the assets and the said business (the said business connotes the business of providing service management contract to operate, maintain, manage and provide terminal operation facilities and services) which shall include the following:

2.1 Legal and Regulatory Compliance

The company shall operate and manage the assets and the said business in accordance with the applicable Federal, State and Local by Laws, rules and regulations.

2.2 General Tasks

Typical tasks shall include but shall not be limited to:

- a) Wharf Maintenance
The company shall maintain and make such repairs as required to the wharf, including, but not limited to keeping the facilities in good state of repair and operating condition in an efficient manner.
- b) Prescribed charges
The company will be allowed to provide the prescribed activities only within the public terminal premises as follows:
 - i) consolidated handling;
 - ii) cargo to receive, storage and delivery;
 - iii) cargo in custody;
 - iv) receipt and delivery of import/export cargo;

- v) maintenance and upgrading of the facilities;
 - vi) prevention of fire and pollution;
 - vii) security;
 - viii) industrial safety of person employed for the said business;
 - ix) maintain industrial harmony and comply will all the directive by the Authority;
 - x) collection of terminal charges are as per published rate through the Authority's determine procedures; and
 - xi) provide all the data statistic for terminal handling services to the Authority on monthly basis;
- c) Other non-prescribed service activities, charges or surcharge will be decided by the Authority as per need basis

2.3 Insurance

The Company shall provide 3rd party liability insurances and fire and theft insurance coverage for the assets handed over by the Authority (joint policy ownership with authority) and handling of cargo until delivered.

2.4 Key Performance Indicator

The Company shall be responsible to observe the key performance indices on services quality which amongst others fixed facilities and mobile equipment compatibility to achieve minimum cargo handling condition as follows:

- a) gross per crane handling rate of TEUs is 14 move per hour;
- b) gross break bulk per crane handling rate is ranging from 30 to 50MT per hour; and
- c) increment of handling rate not less than 5% compounding on yearly basis.

3. BASIC ENGAGEMENT TERM

The engagement term shall be 6 years.

4. SUBMISSION REQUIREMENTS

The proposal to the Authority shall include, but not limited to the following information:

a) Identification

The proposal shall identify all members (if the submission is made jointly by several parties) of the party submitting the proposal. Joint ventures shall include in the submission such pre-contract joint venture agreement detailing the form of organization, respective shares in the joint ventures, the

nature of each partner's role. Board resolutions authorizing the submission of the proposal and the designated representative to act for the submitting party shall also be included.

A certified copy of the current and valid company registration complete with documents verifying the shareholdings as well as certified audited accounts for the last 3 financial years shall also be furnished.

b) **Qualifications and Experience**

The proposal shall state the number of years each partner to the party has been engaged in the operation and in the related port business. Supporting evidences shall be provided to verify the claims.

c) **Proposed development plan with timelines;**

d) **Proposed marketing strategy to increase the cargo throughput;**

e) **References and Awards;**

f) **Proposed Percentage of Revenue to be Paid to the Authority;**

g) **Proposed services and fees; and**

h) **Any additional supporting information.**

5. SITE VISIT

The company will be required to conduct a site visit (08 August 2019) at Labuan Port Authority's office at Tingkat 1 & 3, d/a Jabatan Laut Wilayah Persekutuan Labuan & Laut China Selatan, Jalan Merdeka, 87012 Wilayah Persekutuan Labuan, from 2pm to 5pm to evaluate the conditions of the current terminal facilities at Labuan Liberty Wharf.