



REPUBLIC OF KENYA

MINISTRY OF MINING, BLUE ECONOMY AND MARITIME AFFAIRS

STATE DEPARTMENT FOR MINING

TENDER NO: MMBE&MA/SDM/021/2023-2024

FOR

**EXPRESSION OF INTEREST (EOI) FOR CONSULTANCY SERVICES FOR THE DESIGN,
DEVELOPMENT, TESTING AND COMMISSIONING OF AN ARTISANAL MINING REGISTRY**

NOVEMBER, 2023

1 Introduction

1.1 Artisanal Mining Registry Project Background and Objectives

During the 2009 African Union Summit in Addis Ababa, Ethiopia, African Heads of States adopted the African Mining Vision. The vision envisages, among others, a mining sector that harness the potential of artisanal and small-scale mining to stimulate local/national entrepreneurship, improve livelihoods and advance integrated rural social and economic development.

The State Department for Mining in the Ministry of Mining Blue Economy and Maritime Affairs came into existence through the Executive Order No. 1 of 2023. Its mandate and vision are to unlock the country's full mineral potential and thus increase the overall contribution of the minerals to Kenya's GDP from the current sub one percent to a target of 10% by the year 2030.

The state Department for Mining is mandated to provide policy direction and coordinate all matters related to mining. In discharging its mandate, the State Department is guided by Executive Order No.1 of January 2003, The Mining Act 2016 and Explosives Act Cap 115.

In line with the Bottom-Up Economic Transformation Agenda (BETA) and a special focus on empowering Artisanal Mining operations as guided by Mining Act 2016 Section (92-100) requires regulation of artisanal mining operations in the Mining Act 2016, section (92-100). In particular Section 93(3) requires the cabinet secretary for mining to among other things

- i. Grant, renew and revoke artisanal mining permits;
- ii. Compile a register of the artisanal miners and specifying particulars that may be determined by the Cabinet Secretary;

The new mining legislative framework which was overhauled in 2016 provided for tools such as the online mining cadastre system to enhance transparent and accountable minerals governance. The State Department for Mining has been working on developing a digital platform for managing artisanal mining operations and review and monitoring of sector wide interventions.

In the Kenya Artisanal Mining Strategy 2021-2025 among the identified two tiers of thematic areas. Tier 1 includes areas that require immediate interventions while tier 2 are interventions that will be implemented in the medium-term tier 1 areas are as follows:

1. Artisanal Mining Data and Information
2. Land Access and Permitting
3. Dangerous Chemicals

4.Tailings Management

5.Marketing

6.Environment, Health and Safety

1.1.1 ASM Registry functional features

To have an automated registry with operational, transactional, strategic and executive reporting capabilities the application will have the following functional capabilities.

Functionality	Description of key Capabilities and Impact
Data Management	<ul style="list-style-type: none">• The ASM registry rely on Integrated Population Registration System (IPRS), Registrar of businesses, Cooperative MIS through APIs.
Integration	<ul style="list-style-type: none">• Integrate with the following systems Cadastre System (OMC), KRA, CBK, BRS, IPRS and Lands Registry and other integrations that the ministry may deem important for the effective use of ASM
Operational capabilities	<ul style="list-style-type: none">• System should have institutional workflows implementing county ASM committees' operations, legal and regulatory approval processing and tracking of resolutions towards granting, renewal and revoking of artisanal mining permits.
Knowledge management	<ul style="list-style-type: none">• The system should enable managed crowdsourcing of multimedia ASM related content in English, Kiswahili and vernacular.
E-commerce	<ul style="list-style-type: none">• The system should provide a multiseller - multibuyer platform for ASM related products (input, processing and output) and all related advisories.
Reporting	<ul style="list-style-type: none">• The ASM registry must support a robust reporting module capable of supporting operational and analytical reporting – real-time and historical.
Monitoring and Evaluation	<ul style="list-style-type: none">• System should have customizable Results framework pane for use by the Ministry.
Security and Controls	<ul style="list-style-type: none">• Proper system controls in the ASM will be essential to mitigate against both external and internal vulnerabilities that could tamper with the ministry's operations.
Audit Features	<ul style="list-style-type: none">• The system must include tools for monitoring and reporting on the security environment through activity tracking logs.
Data storage and archiving	<ul style="list-style-type: none">• Implement proper data backup procedures and SLAs with the service providers to ensure data safety and recovery options.
Notifications	<ul style="list-style-type: none">• The ASM must support the ability to integrate with a communication gateway for email, SMS, UReport System and any other channel the Ministry may require for

	<p>sending alerts and notifications to its customers and staff and industry grievances reporting referral and resolution management system.</p>
Payment Functionalities	<ul style="list-style-type: none"> ● Royalties and accrued penalties, export permit processing fee. ● Any other payment.
Support management of permits.	<p>Include a functionality to maintain data for managing Export permits and movement traceability permits. This functionality will support:</p>

2 Technical/ Non-functional specifications and compliance

2.1 Requirements for consultant's eligibility

Interested and qualified firms must meet the following criteria;

No.	Description of Criteria.	Requirements (all requirements must be met, Yes or No, lack of any 1 leads to automatic disqualification)	Y/N
1.	Preliminary evaluation criteria (all must be met, Yes or No)	Certificate of incorporation	
		Valid Tax Compliance Certificate from KRA	
		Dully Signed letter of Response	
		Power of Attorney	
		In case of a Joint Venture or Partnership provide formalization document	
Post preliminary evaluation criteria			
2.	Number of Years the firm has been in Existence With general experience	<ul style="list-style-type: none"> ● Provide a copy of 3 Certificate of completion/ LPOS (5 marks each) ● Provide 3 Assignment (3 references from reputable institutions) of General experience (3 5 marks each) ● In existence for a minimum of five years in Kenya <ul style="list-style-type: none"> 5 Yr s and above (5 marks) 3-4 Yr s 9 months (3marks) <3 Yr s Months (0 marks) 	35
3.	Specific Experience/ Technical Capacity	<p>Tenderer are required to demonstrate Experience or technical capacity;</p> <p>a) Provide at least three (3) reference clients of similar technical magnitude for the tendered products. (5 marks each)</p>	60

		b} Provide at least three (3) Contracts copies/LPOs from above (5 marks each). c} Three (3) completion certificates or recommendation letters referring to the awarded contracts from the three (3) reputable institutions. (10 marks each)	
4.	Financial Performance	Certified audited accounts for a period of three years; 3 Yr s (5 marks) <3 Yr s (0 marks)	5
		Total Maximum Points	100%

To proceed for RFP bidders must have passed the preliminary and attained a minimum of 70%.

CONTACT INFORMATION

Any questions regarding this consultancy should be sent to the email address tenders@mining.go.ke

EOI SUBMISSION

Eligible firms are to submit their clearly labelled “**EXPRESSION OF INTEREST (EOI) FOR CONSULTANCY SERVICES FOR THE DESIGN, DEVELOPMENT, TESTING AND COMMISSIONING OF AN ARTISANAL MINING REGISTRY TENDER NO: MMBE&MA/SDM/021/2023-2024**” by hard copy to be deposited in the Tender Box situated on 2nd Floor, Works Building so as to be received not later than **10:00 a.m.** East African Time **Tuesday, 21st November 2023**.

The Envelop should be clearly addressed to:

**The Principal Secretary
State Department for Mining
Ministry of Mining, Blue Economy and maritime Affairs
Public Works Building, Ngong Road
P.O. Box 30009-00100
NAIROBI**

EOI OPENING

The EOI documents will be opened in the presence of bidders’ representatives who choose to attend at Works Building, 3rd Floor, Ministry Boardroom on **Tuesday, 21st November 2023**.

This EOI is available in the Government of Kenya Tender Portal www.tenders.go.ke and State Department for Mining website www.mibema.go.ke

The State Department for Mining reserves the right to accept or reject any or all applications.