



MINISTRY OF JUSTICE

Invitation for Pre-Qualification of Information Systems

*Design, Supply, Implementation and Maintenance of a Court Automation Solution for the Judicial System of Sri Lanka - MOJ/AC/26/21/2021*

**Clarifications for Queries on the Pre-Qualification Document – No. 01**

	Clarification Sought	Clarification of the TEC
01	<p><b>Ref:</b> ITA Clause 2.5 (page 7)</p> <p><i>(a) To include a foreign company who has the experience and expertise as a supplier (not as a JV partner) in PQ application?</i></p> <p><i>(b) If 'yes' for above (a), would you consider their experience as well in similar solutions.</i></p>	<p>An Addendum to the Pre-Qualification Document in this regard will be published shortly.</p>
02	<p><b>Ref:</b> Clause 3.2 (page 22).</p> <p><i>a. What is the scope expected as ICT contracts? Is it only software implementation or both software &amp; hardware together or only hardware?</i></p> <p><i>b. Do you consider supply &amp; installation of computer hardware contracts to qualify an Applicant?</i></p> <p><i>c. If an Applicant has one or two high value (over LKR 500 Million) ICT projects including software development/installation of computer hardware/networking &amp; communication etc, can they qualify?</i></p> <p><i>d. May we know whether One ICT contract of over One Billion could be provided as reference instead of Three 100 million Contracts?</i></p>	<p>a. The expected scope would be either Software or Hardware.</p> <p>b. Yes. If it is applicable.</p> <p>c. No.</p> <p>d. No.</p>
03	<p><b>Ref:</b> Overview of the Proposed Court Automation System (Page 37)</p> <p><i>Providing source code, design document and transfer of ownership is possible if application is developed only for this purpose. If a bidder proposes a standard application, which could be customizable, then providing 'source code, design documents and transfer of ownership to customer' will not be possible. Therefore, we look forward for your comments on this matter.</i></p>	<p>Providing Source Codes, design documents and transfer of ownership is a <b>must</b> for the core solution.</p> <p>If the solution is a bespoke solution, all source codes, related design artifacts and documentation IP will be with MoJ/GOSL and the ownership must be with MoJ/GOSL from the inception of this project.</p>

		<p>If the bidder is planning to use any closed source or proprietary components to build this solution, such components must be disclosed and should obtain prior approval. In such scenarios where the bidder uses proprietary components, the bidder will be required to provide perpetual licenses to the MoJ/GOSL (including for future version upgrades) along with a local support and maintenance party subject to Service Level Agreements as prescribed by MoJ/GOSL.</p>
<p><b>04</b></p>	<p><b>Ref:</b> Proposed Infrastructure Architecture – Desired State (Page 41)</p> <p><i>(a) May we know what you mean by stating “Software as a Service” since we presume as per your payment plan it’s an outright purchase.</i></p> <p><i>(b) ‘Open standards and technologies’ – Can you allow proprietary systems?</i></p> <p><i>(c) Also please clarify the term “Solution provided by ICTA must be considered”</i></p>	<p>a. ICTA provides, Infrastructure as a Service (IaaS), Platform as a Service (PasS) and Software as a Service (SaaS). Examples for IaaS would be LGC/LGN, for PaaS we have GovSMS and Lanka Government Payment Systems (IPG), for SaaS ICTA has solutions like HRM and Form.gov.lk, etc. For the implementation of this large solution, the bidder is required to make use of existing components and features already built by the Government wherever feasible. Associated costs will be borne by the Government.</p> <p>b. The solution should adhere to open standards at all times when building this solution, and the use of open-source technologies are highly preferred. However, the use of proprietary or commercial software/components to build this large solution will be acceptable if there's a strong justification by the bidder.</p> <p>c. As mentioned in ‘a’ above, the implementer is expected to build this solution making best use of already built software and digital infrastructure wherever feasible, so that the government can eliminate duplication.</p>
<p><b>05</b></p>	<p><b>Ref:</b> General</p> <p><i>We observe that this tender requires software only; may we know the reason for excluding the hardware? Would it not be prudent integrating the hardware in the court premises to ensure compatibility and performance? From our experience the success of the project depends on a single entity being responsible for the deliverables to the end user, hence we strongly recommend that all peripheral hardware to be included to the scope of the tender and support availability on an Island wide basis to ensure that a single party is responsible for the software, hardware and maintenance of solution</i></p>	<p>End user devices should be excluded and the details on core hardware will be provided during the RFP stage.</p>

	<p><i>island wide as the application is used in all Court offices around the Island. This will ensure an uninterrupted operation of the Courts as a single service provider will be responsible for the entire eco-system of the solution.</i></p>	
06	<p><b>Ref:</b> Clause 2.8</p> <p><i>Applicants that are state-owned enterprise or institutions in the Purchaser's Country may be eligible to be initially selected, compete and be awarded a Contract(s) only if they can establish, in a manner acceptable to purchaser, that they...</i></p> <p><i>We would deliver our solutions from Sri Lanka, where our advanced delivery center is. Our Sri Lankan registered company, Mitra Innovation (Pvt) Ltd. is legally autonomous and we operate with our own bank accounts. However we are dependent on Mitra UK and Mitra AUS for our funds. Would you be able to clarify us if we have any issues responding to this request?</i></p>	Such instances will not be considered.
07	<p><b>Ref:</b> General</p> <p><i>Requesting further extension to the date of the tender submission on 10.05.2021 by a week as this would adequately facilitate us to provide you with a more comprehensive proposal for the solution required.</i></p>	Deadline for the submission of responses will be extended till <b>1500 hrs on 25<sup>th</sup> May 2021.</b>
08	<p><b>Ref:</b> PART 2 – Purchaser's Requirements. (Page 41)</p> <p><i>a. We believe this allows only one Company to qualify and does not offer others to participate.</i></p> <p><i>b. Will the proposed LGN 2.0 be able to connect all the Court Houses in a cost-effective manner?</i></p> <p><i>c. Has business continuity and network redundancy been taken into account to maintain uninterrupted service availability?</i></p> <p><i>d. The proposed Connectivity LGN 2.0 and Hosting LGC 2.0 limits the best optimized and cost effective Court Automation System to the Government of Sri Lanka.</i></p> <p><i>e. Kindly clarify the term "Solution provided by ICTA must be considered".</i></p>	<p>a. There is no advantage as such since the service is provided by the Government</p> <p>b. Yes. The Courts will be connected through the LGN 2.0.</p> <p>c. Yes</p> <p>d. It is the Policy of the Government to use state owned infrastructure for the projects of this nature.</p> <p>e. The implementer will be required to use any platform or software/API services that are already offered by ICTA. Eg: GovSMS (for SMS notifications), Lanka Government Payment Systems (LGPS), Object Storage as a service (S3 Compatible), etc. or any other platform/API services that will be available at the time of the implementation of this solution.</p>

<p><b>09</b></p>	<p><b>Ref: General</b></p> <p><i>Allow alternate connectivity apart from LGN 2.0 to get the best and optimized quality of service.</i></p>	
	<p><i>Permit alternative Connectivity that will provide a larger footprint to connect all Court Houses.</i></p>	<p>As per the Policy of the Government, Lanka Government Network 2.0 will be used to connect the Court houses.</p>
	<p><i>Allow alternative Connectivity and Hosting Services that the Government of Sri Lanka receives the best optimized and cost-effective Court Automation System.</i></p>	
<p><b>10</b></p>	<p><b>Ref: General</b></p> <p><i>Is it mandatory to establish a JV or can we proceed as a consortium arrangement as per responsibilities of either party</i></p>	
<p><b>11</b></p>	<p><b>Ref: General</b></p> <p><i>Is it sufficient to submit the financial statements of one company only?</i></p>	<p>The bidder should decide according to the instructions given in the pre-qualification document.</p>
<p><b>12</b></p>	<p><b>Ref: General</b></p> <p><i>For the connectivity establishments please provide the Location details (GPS coordinates) of the 100 Court houses and LGC hosted Data centers.</i></p>	<p>Location details will be provided during the RFP stage.</p>
<p><b>13</b></p>	<p><b>Ref: General</b></p> <p><i>This is in reference to the RFP published for : Design, Supply, Implementation and Maintenance of a Court Automation System for Judicial System of Sri Lanka, I would like to request, if department can conduct an online Pre-bid meeting to discuss about the TOR</i></p>	<p>The published version of the procurement is only the "Pre-Qualification", but NOT the RFP. As usual, RFP will follow once the Pre-Qualification process is completed. Hence, this is only the Pre-Qualification stage, and obviously the "Term of Reference - ToR" is given very high level, but with adequate information to understand the magnitude of the assignment with its overall (high-level) architecture. The more detailed ToR will be shared at the RFP stage, as that is the usual and standard process.</p>
<p><b>14</b></p>	<p><b>Ref: General</b></p> <p>Existing backlog of data has to be entered?  a. If yes, do we have to consider data stored in all locations? If yes, please let us know the possibility of sharing the quantity and quality of data.</p>	<p>Digitization of backlog of documents is out of scope for this assignment. However, data requirements of the current court cases will be specified in detail during the RFP stage.</p>

<p><b>15</b></p>	<p><b>Ref: General</b></p> <p>How many years of data retention is planned for the solution?</p>	<p>Details on data retention will be provided during the RFP stage.</p>
<p><b>16</b></p>	<p><b>Ref: General</b></p> <p>ICTA LGC Platform - Please confirm the following.</p> <p>a. Existing technology stack?  b. Existing Storage details?  c. Existing PaaS technology?</p>	<p>a. Redhat OpenStack Cloud Computing Platform  b. Ceph autonomous storage + Cinder block storage (Multiple Performance tiers)  c. PaaS - A fully fledged Platform as a Service offering similar to what is provided by commercial cloud providers do not exist at the moment. However, this is currently being conceptualized, and there's a high probability that the LGC will be equipped with an enterprise grade PaaS solution by the time this solution goes into implementation. We expect the solution to be built in a cloud-agnostic way making use of contemporary techniques like Containerization and Container orchestration. ICTA currently offers GovSMS, Object Storage, and IPG, facilities at the platform level as a service for developers to integrate their solutions.</p>
<p><b>17</b></p>	<p><b>Ref: ITA 21.3</b></p> <p>What is referred by 'multiple contracts' and "combination of contracts"?</p>	<p>Since this is a single contract, the clause 21.3 is not applicable.</p>
<p><b>18</b></p>	<p><b>Ref: ITA 1.1</b></p> <p>On the eligibility criteria, clause 1.1 mentions that each JV member should be a "Registered company in Sri Lanka only".</p>	<p>An Addendum to the Pre-Qualification Document in this regard will be published shortly.</p>
<p><b>19</b></p>	<p><b>Ref: ITA 21.2</b></p> <p>No. 21.2 in page 18, restricts adding the e-court experience of multi-national companies as a sub-contractor / Specialized Sub-contractor as well.</p>	<p>An Addendum to the Pre-Qualification Document in this regard will be published shortly.</p>
<p><b>20</b></p>	<p><b>Ref: General</b></p> <p>Can we know the number of cases filed in last 5 years in year wise.</p>	<p>Details will be provided during the RFP Stage.</p>

**21**

**Ref: ITA 3.2**

In page 22, 3.2 clause indicates "A minimum number of three ICT contracts, each valued at least LKR 100 million that have been satisfactorily and substantially completed as a prime contractor, joint venture member, within last five years.". Referring to the same, 3 contracts, each contract value of 100 million (All 3 contracts: 300 million) should be completed by Each Member of the JV or All Members Combined in the JV together?

Refer clause 3.2 of the Specific Experience. This criterion to be met by all members combined.

**Technical Evaluation Committee  
Court Automation Project – Ministry of Justice**

**05.05.2021**