



Intent to Participate

To: *RfP leader*

Email: *forename.surename@gavialliance.org*

From: _____

Company Name: _____

("Company")

Mailing Address: _____

Contact Name: _____

Title _____

Telephone: _____

Email: _____

Status

We plan to submit a proposal in response to GAVI Alliance RfP NAME and therefore insert your company name confirms and agrees to the following:

(1) Confirmations. Company confirms that:

- a. It is not currently under investigation for nor has been otherwise declared ineligible to provide services to any GAVI Alliance member as a result of findings of fraudulent, corrupt, collusive or coercive practices.
- b. It does not exploit child labour or otherwise violate human rights in the conduct of its business.
- c. To the best of its knowledge, Company does not engage in any discrimination based on race, colour, religion, sex, marital status, national origin, age, disability or sexual orientation.
- d. Company uses Its best efforts to be an environmentally friendly company, promote and apply fair-trade principles

(2) Confidentiality. Each party signing below will protect from unauthorized disclosure any non-public written information, provided to it in connection with this proposal for the GAVI Alliance

("Confidential Information"). Neither party will disclose the other parties confidential Information to any third party without prior written consent, except to a GAVI Alliance evaluation panel, GAVI Alliance personnel and to advisors and other service providers under confidentiality obligations sufficient to ensure compliance with this paragraph. Each party will use the same degree of care to protect the other party's Confidential Information that it uses to protect its own confidential information, which in no instance shall be less than a commercially reasonable amount of care.

- (3) Dispute Resolution. Any dispute, controversy or claim arising out of or in connection with this Agreement, unless settled amicably, shall be settled by arbitration in accordance with the arbitration rules of the United Nations Commission of International Trade Law (UNCITRAL Arbitration Rules) presently in force. The appointing authority shall be the President of the Swiss Arbitration Association (ASA). The number of arbitrators shall be one, unless otherwise agreed by the parties. The arbitration proceedings shall take place in Geneva. The language of the arbitration shall be English. The Parties agree to be bound by any award made by the arbitrator(s). Each party shall bear its own costs. Company waives and releases any right to enjoin or otherwise interfere with the decision made by the GAVI Alliance to appoint the winning bidder to perform Services described in this request.
- (4) RFP Award Appeals Process. Any Bidder replying to this RFP may file a protest of the winning Contract award solely on the grounds that: (a) the GAVI did not follow all material terms of the written procedures described in this RFP when awarding the winning Contract; or (b) a Bidder believes in good faith that the evaluation team made a material mistake when reviewing the Bidder's written response to this RFP and thus miscalculated the evaluation criteria scoring. To protest a winning Contract award, the Bidder must file a written protest containing all details constituting the grounds for protest, with the GAVI. The GAVI's standard time for protest receipt is 14 calendar days since the bidders were notified : Protests must be sent to the attention of the GAVI General Counsel and must be clearly labeled "Award Protest". The General Counsel may use reasonable means, in his or her discretion, to discuss the protest with the RFP evaluation committee and will use good faith efforts to obtain an independent review of the protest by individuals not part of such evaluation committee. The General Counsel will then issue a written explanation and ruling on the protest within 10 calendar days after the protest is received. Such explanation and ruling will be final.

We do not plan to submit a proposal in response to GAVI Alliance RfP NAME.

Acknowledged and Agreed:

The GAVI Alliance

Name: Calin Schiau

Title: Procurement Manager

Signature:

Date:

13.02.2009.

Company :

Name:

Title:

Signature:

Date: