



## PROCUREMENT MANAGEMENT UNIT

### REQUEST FOR SEALED QUOTATIONS FOR WORKS

---

**PRE – QUALIFICATION OF CONTRACTORS FOR DINGING AND COVERING OF GRAVES AND CONDEMNATION PITS AT COUNCIL CEMETERY AND DISPOSAL SITE FOR A PERIOD OF 12 MONTHS, NOVEMBER 2024- NOVEMBER 2025, ON ADHOC BASIS.**

---

**Procurement Reference No: W/RFQ/OSHTC-04/2024/2025**

#### **BID SUBMISSION:**

- This is a hard copy request, and responses must be submitted in the Bid Box located at Oshakati Town Council Civic Centre, 906 Sam Nujoma Road, Oshakati.
- Prospective bidders should take note that this procurement process is exclusively reserved for qualifying bidders falling in any of the following categories only, namely, Micro, Small, and Medium Enterprises, Women-owned Enterprises, Youth-owned Enterprises, Previously Disadvantaged Person-owned Enterprises, and Suppliers providing employment to Namibians as per Annexure A.
- **Site Meeting: Thursday, 24<sup>th</sup> October 2024 @10h00 (Cemetery and disposal site)**
- Closing Date and Time of Bids: **Tuesday, 29 October 2024 @ 12h00**
- Bidders must submit their bids in the bid box.

**Name of Bidder:** \_\_\_\_\_

**Email address:** \_\_\_\_\_

**Contact Number:** \_\_\_\_\_

**Oshakati Town Council Gives Notice of the Following Request for Sealed Quotations – Works:**

Procurement Ref No	<b>W/RFQ/OSHTC-04/2024/2025</b>
Description of Services	<b>PRE – QUALIFICATION OF CONTRACTORS DINGING AND COVERING OF GRAVES AND CONDEMNATION PITS AT COUNCIL CEMETERY AND DISPOSAL SITE FOR A PERIOD OF 12 MONTHS, NOVEMBER 2024-NOVEMBER 2025</b>
Closing Date & Time	<b>29 October 2024 @12h00</b>
Quotation Submission Address	<b>By Hand at: 906 Sam Nujoma Road Oshakati Town Council Civic Centre Oshakati</b>
Validity Period of Quote	<b>30 Days (from closing date)</b>
Construction period	<b>When need arises</b>

- a) This request and responses must be submitted by hand on the address stated in the Quotation Submission Address before the closing date and time.
- b) Under no circumstance should the response be submitted, copied, or forwarded to any email address of any Oshakati Town Council employee prior to the deadline
- e) If any clarification is required, kindly contact the Procurement officers below in writing.
- f) The Company reserves the right to amend the Bid amount at any time prior to the deadline for submission.
- g) Please note that this is a Request for Quotation/Proposal only. All responses to this document will be treated as strictly confidential and will be used for the evaluation of this RFQ only.
- h) Oshakati Town Council may at its sole discretion, accept or reject any quotation. Therefore, there is no obligation on Oshakati Town Council to accept the lowest or any bid. Oshakati Town Council may accept or reject any part of a quotation without being obliged to accept such quotation in its entirety.

**Contact Person for Enquiries and Clarifications:**

<b>Name</b>	Lovisa Samuel	Ms. Teopolina Nashongo
<b>Designation</b>	Procurement Officer	Buyer
<b>Telephone</b>	+264 65 229500/535/536	+264 65 229547
<b>Email</b>	<a href="mailto:akorea@oshtc.na">akorea@oshtc.na</a> / <a href="mailto:procurementunit@oshtc.na">procurementunit@oshtc.na</a>	<a href="mailto:NTNashongo@oshtc.na">NTNashongo@oshtc.na</a>

## **SECTION I: INSTRUCTIONS TO BIDDERS**

### **1. Rights of Public Entity**

The Oshakati Town Council reserves the right:

- (a) to split the contract as per the lowest evaluated cost per lot; and
- (b) to accept or reject any quotation or to cancel the quotation process and reject all quotations at any time prior to contract award.

### **2. Form of bid**

This is a hard copy bid submission and responses must be submitted to the delivery address stated on the cover page. Bidders are required to complete the envelop cover page and paste it on top of their bid envelop.

### **3. Preparation of Quotations**

You are requested to quote for the works mentioned in Section III, by completing, signing, and returning:

- (a) the Quotation Letter in Section II with its annex for Bid Securing Declaration, where applicable;
- (b) the Priced Activity Schedule in Section IV;
- (c) the Specifications and Compliance Sheet in Section V; and
- (d) any other attachment as deemed appropriate.

You are advised to carefully read the complete Request for Quotations document, including the Special Conditions of Contract in Section VII, before preparing your Quotation. The standard forms in this document may be retyped for completion but the Bidder is responsible for their accurate reproduction.

### **4. Validity of Quotations**

The quotation validity period shall be **30** days from the date of bid submission deadline.

### **5. Eligibility Criteria (Mandatory Legal Document)**

To be eligible to participate in this Quotation exercise, the bidder shall submit with this bid document:

- (a) A certified copy of a valid company Registration Certificate.
- (b) An original or certified copy of a valid good Standing Tax Certificate; **(Valid at the deadline of submission of bid)**.
- (c) An original or certified copy of a valid good Standing Social Security Certificate; **(Valid at the deadline of submission of bid)**.
- (d) A certified copy of a valid Affirmative Action Compliance Certificate, proof from Employment Equity Commissioner that bidder is not a relevant employer, or

exemption issued in terms of Section 42 of the Affirmative Action Act, 1998; **(Valid at the deadline of submission of bid)**

- (e) A certified copy of a valid "Fitness Certificate" from a Local Authority Health Department or Ministry of Health & Social Services. **(Valid at the deadline of submission of bid)**
- (f) Bidder submitted a written Special Power of Attorney (declaration) from the company that the undersigned person is herewith granted a special power of attorney to initial and sign the standard bidding document for the purposes of procurement process. **NB: (Not applicable to sole owners of entities (companies) who are signing their own bids, however required if a sole owner is using someone else to sign on their behalf.**
- (g) Requested certified copies of documents shall only be considered if **(certified by a Commissioner of Oath appointed in terms of the Justices of the Peace and Commissioners of Oaths Act.1963 (Act No. 16 of 1963)**
- (h) Based on the Exclusive Preference qualification requirements stated in Section III - Evaluation Criteria, (Table 3), does the bidder qualify for any of the following categories? **Namely: Micro, Small, and Medium Enterprises (MSME); Women-owned Enterprises; Youth-owned Enterprises; Previously Disadvantaged Person-owned Enterprises; or Suppliers providing employment to Namibians**
- (i) **Bidders are requested to declare under any of the categories to qualify for the exclusive Margin of Preference, as per the Code of Good Practice Evaluation Criteria stated in the document, using the 'Declaration in Respect of Exclusive Preferences' form template attached as per Annexure A**
- (j) All bids that do not comply with the eligibility criteria or any other requirement in this document will be disqualified.

## **6. Mandatory Administrative Documents**

- (a) Bid Securing Declaration
- (b) Bid Submission Form
- (c) A written undertaking on the part of the Bidder that the salaries and wages payable to its personnel in respect of this proposal are compliant to the relevant laws as contemplated in section 138(2) of the Labour Act, 2007

## **7. Capability of Bidders**

The Bidder warrants that it has/will have the capacity to perform as required.

The Bidder shall furnish, as part of the response, documents establishing the bidder's eligibility to propose and to deliver the goods as required. The documentary evidence shall establish to Oshakati Town Council's satisfaction that:

- a) The bidder has the financial, technical, and capacity necessary to fulfil its obligations under the eventual Contract or Purchase Order.
- b) The bidder has established the necessary infrastructure and has adequate equipment, resources, and such other facilities as required to fulfil its obligations under the eventual Contract or Purchase Order.

- c) Bidders must, upon request, furnish such additional information that Oshakati Town Council may reasonably **require as to their ability to provide the works.**

## **8. Enquiries**

- a) All enquiries in connection with this bid document shall be directed in writing (e-mail is acceptable) to the person(s) as listed in the invitation Letter with a cut-off date of three calendars before the bid submission deadline.
- b) Replies to enquiries will be issued to all bidders and potential bidders in the form of addenda to be initialled and submitted by bidders as part of the bid document.
- c) Any verbal information given or perceived to have been given shall not be binding to the Oshakati Town Council.

## **9. Site Visits**

**Thursday, 24th October 2024 @ 10h00 (cemetery and disposal site)**

## **10. Extensions of Time**

Oshakati Town Council may in its absolute discretion by written notice to all Bidders extend the submission closing time. If any bidder applies for and is granted an extension of time to lodge its submission, the extension so granted shall apply to all bidders who will be advised of the extended closing date for receipt of quotations whether their submissions have or have not been lodged. If a bidder has already lodged a submission, it may revise that submission and resubmit it no later than the extended submission closing time.

## **11. Addenda**

Oshakati Town Council may, from time to time, clarify any aspects of the RFQ documentation, which require clarification and will issue addenda to all bidders detailing such clarifications.

## **12. Bid Security/Bid Securing Declaration**

Bidders are required to subscribe to a Bid Securing Declaration for this procurement process. The Bidder shall furnish as part of its quotation, a Bid Securing Declaration as per the format contained in this document.

## **13. Works Completion Period**

Completion of works shall be three weeks (15 days), after acceptance/issue Purchase Order. Deviation in Completion schedule shall be considered if such deviation is reasonable.

#### 14. Submission of Quotation

Quotations should be submitted to Procurement Management Unit, Oshakati Town Council, Bid Box located at Oshakati Town Council Civic Centre, 906 Sam Nuyoma Road, Oshakati, Namibia. not later than.

**Closing date: Tuesday 29 October 2024 @ 12h00**

- a) Quotations by e-mail would not be considered
- b) Late quotations will be rejected

#### 15. Opening of Quotations

Quotations will be opened internally by the Oshakati Town Council. A record of the Quotation Opening Report stating the name of the bidders and the amount quoted will be available to any bidder on request within three working days of the Opening.

#### 16. Evaluation of Quotations

The Oshakati Town Council shall have the right to request for clarifications in writing during evaluation. Offers that are substantially responsive shall be compared on the basis of price or ownership cost, subject to Margin of Preference where applicable, to determine the lowest evaluated quotation.

#### 17. Technical Compliance

The Specifications and Compliance Sheet details the minimum specifications of the works to be carried out. The specifications must be met, but no credit will be given for exceeding the specifications.

<b>Additional Criteria</b>
a) Bidder must submit proof of ownership/ hiring lease agreement of a backhoe loader
b) Bidder must include a comprehensive company profile.

#### 18. Prices and Currency of Payment

Prices for the execution of works shall be fixed in Namibian Dollars as quoted. Quotations shall cover all costs of labour, materials, equipment, overheads, profits and all associated costs for performing the works, and shall include all duties. The whole cost of performing the works shall be included in the items stated, and the cost of any incidental works shall be deemed to be included in the prices quoted. The bidders must provide a price exclusive of any General Sales Tax or Value Added Tax for each item and all delivery points detailed in the Quotation Response Document.

#### 19. Margin of Preference

**Margin of Preference will be applied as per formula below:**

**A=MP x BP in which formula**

**100**

- (a) **“A”** represents the amount to be determined:
- (b) **“MP”** represents the total percentage of all margins of preferences granted in respect and
- (c) **“BP”** represents the bid price.

CATEGORIES OF BIDDERS	MARGIN OF PREFERENCE	DOCUMENT EVIDENCE TO BE SUBMITTED	CRITERIA
<b>Manufacturer</b>	2%	-Certificate of registration from a registering authority. -Declaration by the bidder that the manufactured goods meet the local content as determined in Annexure 6 as per the cost structure for Valued Added Calculation in Annexure 1, and as certified by an Accountant.	“manufacturer” means a person or a company that is involved in the physical or chemical transformation or materials or components into new products whether – (a) the transformation is through work; (i) Performed by a power-driven machine or by hand; or (ii) Done in a home or factory; or (iii) The new products are sold on a wholesale or retail basis.
<b>Micro, Small and Medium Enterprise</b>	1%	-A valid SME registration certificate -Declaration indicating the percentage of Namibian MSME ownership	a bidder who is a MSME, means an enterprise that has a valid micro, small and medium enterprise certificate issued by the Ministry responsible for trade, whose minimum equity is 51 % owned by Namibians.

<p><b>Women owned enterprise</b></p>	<p>1%</p>	<p>-IDs of all shareholders                      Founding statement/company registration indicating ownership structure/shareholder certificate                      -declaration indicating the percentage of Namibian female ownership</p>	<p>A bidder who is a woman or whose minimum equity is 51% owned by Namibian women.</p>
<p><b>Youth Owned enterprise</b></p>	<p>2%</p>	<p>-IDs of all shareholders                      -Founding statement/company registration indicating ownership structure/shareholder certificate                      -declaration indicating the percentage of Namibian youth ownership.</p>	<p>A bidder who is a youth (from the age of 16 -35 as per the Namibian Act) or whose minimum equity is 51% owned by Namibian youths</p>
<p><b>Previously Disadvantaged person owned enterprise</b></p>	<p>2%</p>	<p>-IDs of all shareholders                      -Founding statement/company registration indicating ownership structure/shareholder certificates                      -declaration indicting the percentage of Namibian PDPs ownership.</p>	<p>a bidder who is a PDP or whose minimum equity is 51% owned by Namibian PDPs.</p>
<p><b>Suppliers providing environmental protection</b></p>	<p>1%</p>	<p>-Declaration and proof that the bidder meets the requirements set out in the bidding document.</p>	<p>A bidder that promotes the protection of the environment, maintain ecosystems and sustainable use of natural resources as specified by the public entity in the bidding document.</p>



<b>Suppliers providing employment to Namibian</b>	1%	-declaration that the bidder employs 50% or more Namibian citizens.	A bidder who employs 50% or more Namibian citizens.
<b>TOTAL</b>	<b>10%</b>		

- Exclusive preference will be allowed for the following categories:

#	Category of Local Supplier	Margin of Preference
1	Micro, Small & Medium Enterprise (SME)	1%
2	Women Owned Enterprise	1%
3	Youth Owned Enterprise	2%
4	Previously Disadvantaged Person Owned Enterprise	2%
5	Suppliers providing employment to Namibian citizens	1%
	<b>Total</b>	<b>10%</b>

- A bidder must include a declaration in its bid, outlining the preferences the bidder qualifies for and the grounds for such qualifications.
- Share Certificates
- Proof of Qualification for categories (i.e ID of youth and woman, SME Certificate, employee list and nationality)

## **20. Language**

Bidder responses shall be submitted in the English language.

## **21. Award of Contract**

The Bidder having submitted the lowest evaluated responsive quotation, most economical beneficial to Council and qualified to perform the works shall be selected for award of contract. Award of contract shall be by issue of a Purchase Order/Letter of Acceptance in accordance with terms and conditions contained in Section VI: Contract Agreement and General Conditions of Contract.

## **22. Performance Security**

The successful bidder shall upon acceptance of its offer submit a Performance Security as per the format contained in the Schedule for an amount of 10% of the contract price.

## **23. Notification of Award and Debriefing**

Oshakati Town Council shall after award of contract promptly inform all unsuccessful bidders in writing of the name and address of the successful bidder and the contract amount within Five (5) days for all bids after request from the bidder. Furthermore, Oshakati Town Council shall attend to all requests for debriefing made in writing within Five (5) days of the unsuccessful bidders being informed of the award.

## **24. Costs**

Any costs incurred by a Bidder, in the preparation and submission of its response must be borne by the Bidder.

## **25. Final Check**

Please check that you have attached all documents, details or additional information that are related or requested in this document before submitting your responses.

**SECTION II: QUOTATION LETTER**

**(to be completed by Bidders)**

*[Complete this form with all the requested details and submit it as the first page of your quotation with the Priced Activity Schedule and documents requested above. A signature and authorisation on this form will confirm that the terms and conditions of the RFQ prevail over any attachments. **If your quotation is not authorised, it will be rejected***

Quotation addressed to:	
Procurement Reference Number:	
Subject matter of Procurement:	

We offer to execute the Works detailed in the Statement of Requirements, in accordance with the terms and conditions stated in your Request for Sealed Quotations referenced above.

We confirm that we are eligible to participate in this Quotation exercise and meet the eligibility criteria specified in Section 1: Instructions to Bidders

We undertake to abide by the Conduct of Bidders and Suppliers as provided under the Public Procurement Act during the procurement process and the execution of any resulting contract.

We have read and understood the content of the Bid Security/Bid Securing Declaration (BSD) attached hereto and subscribe fully to the terms and conditions contained therein. We further understand that this subscription could lead disqualification on the grounds mentioned in the BDS

The validity period of our Quotation is ..... days from the date of the bid submission deadline.

We confirm that the prices quoted in the Priced Activity Schedule are not fixed and firm and will be subject to revision or variation if we are awarded the contract **prior to the expiry** date of the quotation validity.

Works will commence within 2 days from date of issue of Purchase Order/ Letter of Acceptance.

Works will be completed within 90 days from date of issue of Purchase Order/Letter of acceptance.

**Quotation Authorised by:**

Name of Bidder		Company's Address and seal	
Contact Person			
Name of Person Authorising the Quotation:		Position:	Signature:
Date		Phone No./E-mail	

Appendix to Quotation Letter

**BID SECURING DECLARATION  
(Section 45 of Act) (Regulation  
37(1)(b) and 37(5))**

**Date:** .....

**Procurement Ref No.:** .....

**To:** .....

I/We\* understand that in terms of section 45 of the Act a public entity must include in the bidding document the requirement for a declaration as an alternative form of bid security.

I/We\* accept that under section 45 of the Act, I/we\* may be suspended or disqualified in the event of

- (a) a modification or withdrawal of a bid after the deadline for submission of bids during the period of validity.**
- (b) refusal by a bidder to accept a correction of an error appearing on the face of a bid;**
- (c) failure to sign a procurement contract in accordance with the terms and conditions set forth in the bidding document, should I/We\* be successful bidder; or**
- (d) failure to provide security for the performance of the procurement contract if required to do so by the bidding document.**

I/We\* understand this bid securing declaration ceases to be valid if I am/We are\* not the successful Bidder.

Signed: .....

Capacity of:.....

Name: .....

(Duly authorized to sign the bid for and on behalf of: [insert complete name of Bidder])

Dated on \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

Corporate Seal

[Note\*: In case of a joint venture, the bid securing declaration must be in the name of all partners to the joint venture that submits the bid.]



## Republic of Namibia

### Ministry of Labour, Industrial Relations and Employment Creation

**Written undertaking in terms of section 138 of the Labour Act, 2015 and section 50(2)(D) of the Public Procurement Act, 2015**

#### 1. EMPLOYERS DETAILS

Company Trade Name:.....

Registration Number :.....

Vat Number: .....

Industry/Sector: .....

Place of Business:.....

Physical Address:.....

Tell No.:.....

Fax No.:.....

Email Address:.....

Postal Address:.....

Full name of Owner/Accounting Officer:.....

.....

Email Address:.....

## 2. PROCUREMENT DETAILS

Procurement Reference of:.....

Procurement Description: .....  
.....  
.....

Anticipated Contract Duration: .....

Location where work will be done, good/services will be delivered:  
.....

## 3. UNDERTAKING

I ..... *[insert full name]*, owner/representative

of ..... *[insert full name of company]*

hereby undertake in writing that my company will at all relevant times comply fully with the relevant provisions of the Labour Act and the Terms and Conditions of Collective Agreements as applicable.

I am fully aware that failure to abide to such shall lead to the action as stipulated in section 138 of the labour Act, 2007, which include but not limited to the cancellation of the contract/licence/grant/permit or concession.

**Signature:** .....

**Date:** .....

**Seal:**.....

*Please take note:*

- 1. A labour inspector may conduct unannounced inspections to assess the level of compliance*
- 2. This undertaking must be displayed at the workplace where it will be readily accessible and visible by the employees rendering service(s) in relations to the goods and services being procured under this contract.*

## SECTION III: STATEMENT OF REQUIREMENTS

### A. SCOPE OF WORKS, SPECIFICATIONS AND PERFORMANCE REQUIREMENTS

1. Graves (cemetery)

**Minor**

Length 1.5m

Width 0.6m

Depth 1.2m

**Adults**

Length 2.0m

Width 0.8m

Depth 2.4m

2. Condemnation pits (disposal site)

Length 3m

Width 3m

Depth 2.5m

3. Service may also include:

3.1 Covering of the graves

3.2 Covering of the pit

4. Waste heaps removal (load size may vary)

### B. DRAWINGS

N/A



**SECTION V: SPECIFICATIONS AND COMPLIANCE SHEET**

Procurement Reference Number: \_\_\_\_\_

*[Bidders should complete columns C and D with the specifications and performance of the Works offered. Also state “comply” or “not comply” and give details of any non-compliance/deviation to the specifications required. Attach detailed technical literature if required. Authorise the specifications offered in the signature block below]*

<b>Item No</b>	<b>Specifications and Performance Required</b>	<b>Compliance of Specifications and Performance Offered</b>	<b>Details of Non-Compliance/ Deviation (if applicable)</b>
<b>A*</b>	<b>B*</b>	<b>C</b>	<b>D</b>
1.	Width 0.6m x 1.5m Depth 1.2m (Minor grave)		
2.	Width 0.8m x 2m Depth 2.4m (Adult grave)		
3.	Covering the minor grave		
4.	Covering the adult grave		
5.	Width 3m x 3 m Depth 2.5m (Condemnation pit)		
6.	Covering the condemnation pit		
7.	Waste heaps removal (load size may vary)		

\* Columns A and B to be completed by Public Entity.

**Specifications and Compliance Sheet Authorised by:**

Name:		Signature:	
Position:		Date:	
Authorised for and on behalf of:		Company	

**SECTION VI: GENERAL CONDITIONS OF CONTRACT AND CONTRACT AGREEMENT**

Any resulting contract shall be placed by means of a Purchase Order/Letter of Acceptance and shall be subject to the General Conditions of Contract (GCC) for the Procurement of Goods (Ref. **W/RFQ-GCC**) available on the website of the Public Entity (insert website address) except were modified by the Special Conditions below.

**SECTION VII: CONTRACT AGREEMENT**

Any resulting contract shall be placed by means of a Purchase Order/Letter of Acceptance and shall be subject to the General Conditions of Contract (GCC) for the Procurement of Works except were modified by the Special Conditions below.

**SECTION VIII SPECIAL CONDITIONS OF CONTRACT**

Procurement Reference Number: **W/RFQ/OSHTC-4/2024/2025**

The clause numbers given in the first column correspond to the relevant clause number of the General Conditions of Contract. [This section is to be customised by the Public Entity to suit the requirements of the specific procurement].

<b>GCC Clause Reference</b>	<b>Special Conditions</b>
<b>Employer</b> GCC 1.1(r)	Oshakati Town Council
<b>Intended Completion Date</b> GCC	The intended completion date is: <b>TBC</b>
<b>Project Manager</b> GCC 1.1(y)	The Project Manager is: <b>Ms. Tepolina Nashongo</b>
<b>Site</b> GCC 1.1(aa)	The Site is located in <b>Council Cemetery and Disposal site</b>
<b>Start Date</b> GCC 1.1(dd)	The Start Date shall be: <b>One (1) day after</b> receiving purchase order from Procurement Management Unit
<b>The Works</b> GCC 1.1(hh)	The Works consist of: <b>As defined under scope of work</b>
<b>Interpretation</b> GCC 2.2	The project will be completed as defined.
<b>Language and Law</b> GCC 3.1	The language of the contract is English.  The law that applies to the Contract is the law of Namibia.
<b>Project Manager's Decisions 4.1</b>	The Project Manager shall obtain specific approval from the Employer before carrying out any of his duties under the Contract which in the Project Manager's opinion will cause the amount finally due under the Contract to exceed the Contract Price or will give entitlement to extension of time.  This requirement shall be waived in an emergency affecting safety of personnel or the Works or adjacent property.
<b>Delegation</b> GCC 5.1	The Project Manager may delegate his/her duties.
<b>Notices</b> GCC 6	Any notice shall be sent to the following addresses:  <b>Oshakati Town Council,</b>

GCC Clause Reference	Special Conditions
	<p><b>Procurement Management Unit</b>  <b>Sam Nuuyoma Drive, Private Bag 5530</b>  <b>Oshakati Anna-Liisa Korea</b>  <b>Head of Procurement</b>  <b>+264 65 229500/535/536</b>  <a href="mailto:akorea@oshtc.na">akorea@oshtc.na</a>/<a href="mailto:procurementunit@oshtc.na">procurementunit@oshtc.na</a></p> <p>or</p> <p><b>Teopolina Nashongo</b>  <b>NTNashongo@oshtc.na</b>  <b>+264 65 229500</b></p> <p>For the Service Provider the address and contact name shall be:</p> <p>_____</p> <p>_____</p>
<p><b>Insurance</b>  <b>GCC 13.1</b></p>	<p>The Contractor to ensure provision of insurance for the following:</p> <ul style="list-style-type: none"> <li>(a) for the Works, Plant and Materials: (for the full amount of the works including removal of debris, professional fee etc...)</li> <li>(b) for loss or damage to Equipment: (for the replacement value of the equipment that the contractor intends to use on site until the taking over by the Employer.</li> <li>(d) for personal injury or death: <ul style="list-style-type: none"> <li>(i) of the Contractor’s employees: [The Contractor shall take an adequate insurance cover for its employees for any claim arising in the execution of the works].</li> <li>(ii) of other people: This cover shall be for an adequate a</li> </ul> </li> <li>(e) for loss or damage to materials on-site and for which payment have been included in the Interim Payment Certificate, where applicable.</li> </ul> <p>The Contractor shall choose to take the insurance covers indicated above as separate covers or a combination of the Contractor’s All Risks coupled with the Employer’s liability and First Loss Burglary, after approval of the Employer. All insurance covers shall be of nil or the minimum possible deductibles at sole expense of the contractor.</p>

GCC Clause Reference	Special Conditions
	NOTE: <b>INSURANCE IS OPTIONAL IF REQUIRED.</b>
<b>Site Data</b> <b>GCC 14.1</b>	The site Data shall be: Available to successful bidder.
<b>Possession of the Site</b> <b>GCC 20.1</b>	The Site Possession Date shall be: Five (5) days after receiving Appointment Letter/ Purchase Order from Procurement Management Unit
<b>Procedure for Disputes</b> <b>GCC 24</b>	No Adjudicator shall be appointed under the contract and arbitration shall not apply. If any dispute arises between the Employer and the Contractor in connection with or arising out of the Contract, the parties shall seek to resolve any such dispute by amicable agreement. If the parties fail to resolve such dispute by amicable agreement, within 14 days after one party has notified the other in writing of the dispute, then the dispute shall be referred to court by either party.
<b>Program</b> <b>GCC 25.1</b>	The Contractor shall submit Program of Works during bid submission
<b>GCC 25.3</b>	Program updates shall be required.
<b>Defects Liability Period</b> <b>GCC 33.1</b>	The defects liability Period is: <b>6 months.</b>
<b>Payment Certificates</b> <b>GCC 39.7</b>	Payment shall be made once off after all work is completed
<b>Payments</b> <b>GCC 40</b>	The payment shall be paid in full within 30 days of receipt by the Employer of an invoice, supported by: (a) the payment certificate; and (b) a certificate of Completion of the Works.
<b>Adverse weather Conditions</b> <b>GCC 41.1 (l)</b>	<b>N/A</b>
<b>Price Adjustment</b> <b>GCC 44.</b>	The Contract is <b>Not</b> subject to price adjustment.
<b>Retention</b> <b>GCC 45.</b>	(i) <b>No</b> portion of any payments shall be retained*
<b>Liquidated Damages</b> <b>GCC 46.1</b>	The liquidated damages for the whole of the Works shall be 0.5% per day of the Contract Price up to the maximum. The maximum amount of liquidated damages for the whole of the

GCC Clause Reference	Special Conditions
	Works shall be 10% of the Contract Price.
<b>Bonus</b> <b>GCC 47.1</b>	The rate for the Bonus per calendar day is: N/A
<b>Advance Payment</b> <b>GCC 48.1</b>	(i) No advance payment shall be made
<b>Performance Security</b> <b>GCC 49.1</b>	(i) No Performance Security is required.
<b>Performance Security</b> <b>GCC 49.1</b>	No Performance Security is required
<b>GCC 56.1</b>	“As built” drawings or operating and maintenance manuals <i>are</i> required. (ii)
<b>GCC 59.1</b>	(iii) The percentage to apply to the value of the work not completed, representing the Employer’s additional cost for completing the Works, is: <i>[Not Applicable]</i>

### SCHEDULE 3

#### QUOTATION CHECKLIST SCHEDULE

**Procurement Reference No.: W/RFQ/OSHTC-04/2024/2025**

**Please Complete the Quotation Check List Below.**

Description	Attached	Not Attached
Quotation Letter		
Priced Activity Schedule		
Specification and Compliance Sheet		
Work programme with completion period		
Bidding document Shall be duly filled in, duly signed, and dated at each place (so indicated)		
Indelible ink used, no correction fluid used, and all corrections crossed out and initialled or signed		
Bidding document and all attachments that a bidder submits, shall all be initialled.		
Bid Validity Period		
Self-Declaration Form -Margin of Preference		
A certified copy of a valid company Registration Certificate		
An original or certified copy of a valid good Standing Tax Certificate; (Valid at the deadline of submission of bid		
An original or certified copy of a valid good Standing Social Security Certificate;(Valid at the deadline of submission of bid)		
A certified copy of a valid Affirmative Action Compliance Certificate.		
A written undertaking as contemplated in section 138(2) of the Labour Act, 2007		
A signed Bid Securing Declaration.		
A certified copy of a valid "Fitness Certificate" from a Local Authority /Health Department or Ministry of Health & Social Services. (Valid at the deadline of submission of bid).		
Bidder submitted a written Special Power of Attorney (declaration) from the company that the undersigned person		

is herewith granted a special power of attorney to initial and sign the standard bidding document for the purposes of procurement process. NB: (Not applicable to sole owners of entities (companies) who are signing their own bids, however required if a sole owner is using someone else to sign on their behalf.		
Requested certified copies of documents shall only be considered if (certified by a Commissioner of Oath appointed in terms of the Justices of the Peace and Commissioners of Oaths Act.1963 (Act No. 16 of 1963		
All bids that do not comply with the eligibility criteria or any other requirement in this document will be disqualified.		

**Disclaimer:** *The list defined above is meant to assist the Bidder in submitting the relevant documents and shall not be a ground for the bidder to justify its non-submission of major documents for its quotation to be responsive. The onus remains on the Bidder to ascertain that it has submitted all the documents that have been requested and are needed for its submission to be complete and responsive.*



## EVALUATION CRITERIA

<b>MANDATORY DOCUMENTS</b>		<b>Yes</b>	<b>No</b>
<b>Section A</b>	<b>Company Documentations</b>		
	1. Certified copy of company Registration Certificate (certified by i.e. police, commissioner of oaths,);		
	2. Certified copies of the shareholders/ members identification documents.		
	3. Original or certified copy of a valid good Standing Tax Certificate or the equivalent in the bidder's area of jurisdiction (certified by i.e. police, commissioner of oaths, <b>(Valid at the deadline of submission of bid)</b> ;		
	4. Original or certified copy of a valid good Standing Social Security Certificate (applicable to Namibian registered companies only) (certified by i.e. police, commissioner of oaths); <b>(Valid at the deadline of submission of bid)</b> ;		
	5. A certified copy of a valid Affirmative Action Compliance Certificate, proof from Employment Equity Commissioner that bidder is not a relevant employer, or exemption issued in terms of Section 42 of the Affirmative Action Act, 1998; <b>(Valid at the deadline of submission of bid)</b> ;		
	6. A certified copy of a valid "Fitness Certificate" from a Local Authority Health Department or Ministry of Health & Social Services. <b>(Valid at the deadline of submission of bid)</b>		
<b>BID FORMS</b>		<b>Yes</b>	<b>No</b>
<b>SECTION B</b>	1. Bid Securing Declaration Form is <b>Duly filled in, duly signed, dated and</b> stamped by an Authorised person and no alterations or amendments has been made to the Bid Securing Declaration Form.		
	2. Bid Submission Form (Quotation Letter) is <b>duly filled in, duly signed, and dated and</b> clearly indicating the bid validity period of 90 days		
	3. Specifications and Compliance Sheet. <b>duly filled in, duly signed, and dated</b>		
	4. Labour Act Form (applicable to Namibian registered companies or companies that would make use of Namibian employees) <b>duly filled in, duly signed, dated and stamped.</b>		
	5. Indelible ink used, no correction fluid used, and all corrections crossed out and initialled or signed		
	6. Has the Original copy of the bid been typed or written in indelible ink and signed by a person duly authorized to sign on behalf of the Bidder		
	7. Any annexures that a bidder submits, inclusive of all coloured brochures, shall all be initialled.		

Section C	Technical Specification	Yes	No
		<ul style="list-style-type: none"> <li>Bidder must submit proof of ownership/ hiring lease agreement of a backhoe loader</li> <li>Bidder must include a comprehensive company profile.</li> </ul>	

## Contract Agreement

THIS AGREEMENT made on the \_\_\_\_\_ day of \_\_\_\_\_ between \_\_\_\_\_ (hereinafter “**the Employer**”), of the one part, and \_\_\_\_\_ hereinafter “**the Contractor**”), of the other part:

WHEREAS the Employer desires that the Works known as \_\_\_\_\_

\_\_\_\_\_ should be executed by the Contractor, and has accepted a Bid by the Contractor for the execution and completion of these Works and the remedying of any defects therein,

The Employer and the Contractor agree as follows:

**1.** In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Contract documents referred to.

**2.** The following documents shall be deemed to form and be read and construed as part of this Agreement. This Agreement shall prevail over all other Contract documents.

- (a) the Notification of award
- (b) the Bid
- (c) the Addenda Nos \_\_\_\_\_
- (d) the Appendix to the General Conditions of Contract
- (e) the General Conditions of Contract;
- (f) the Specification
- (g) the Drawings; and
- (h) the completed Schedules,

**3.** In consideration of the payments to be made by the Employer to the Contractor as indicated in this Agreement, the Contractor hereby covenants with the Employer to execute the Works and to remedy defects therein in conformity in all respects with the provisions of the Contract.

4. The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the Contract at the times and in the manner prescribed by the Contract.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of Namibia on the day, month and year indicated above.

Signed by: \_\_\_\_\_  
**For and on behalf of the Employer**

In the presence of \_\_\_\_\_

\_\_\_\_\_  
Witness Name, Signature, Address, Date

Signed by: \_\_\_\_\_  
**For and on behalf of the Contractor**

In the presence of: \_\_\_\_\_

\_\_\_\_\_  
Witness Name, Signature, Address, Date

**Annexure A: Declaration in Respect of Exclusive Preferences**

**1. Micro, Small and Medium/ Owned Enterprises Declaration/Youth Owned Enterprise Declaration/Previously Disadvantaged Person (PDP) owned enterprises Declaration in terms of Paragraph 9(3) and Annexure 6 of the Code of good practice.**

I/We declare under oath that the company's total **equity owned by:**

- Namibian (MSME) is** ..... (insert percentage)
- Namibian women is** ..... (insert percentage)
- Namibian youth is** ..... (insert percentage)
- Namibian PDPs is** ..... (insert percentage)

The following are the names of all shareholders and the percentage shares held by each member:

No.	Full Legal Name	Identification Number	Nationality	Gender	Age	PDP Category	%Share
<b>Total Share</b>							

Note: The Above table may be reproduced if the space provided is not sufficient to cover the names of all shareholders.

***NB: The following documents should be attached as supportive documentation.***

- MSME – Certified copy of the SME registration Certificate
- Women owned Enterprises- IDs of all shareholders and Founding statement/company registration indicating ownership structure/shareholder certificate. In case of a Trust, Trust Deed indicating the beneficiary(s).
- Youth owned enterprise - IDs of all shareholders and Founding statement/company registration indicating ownership structure/shareholder certificate. In case of a Trust, Trust Deed indicating the beneficiary(s).
- Previously Disadvantaged Person owned enterprise -- IDs of all shareholders and Founding statement/company registration indicating ownership structure/shareholder certificate. In case of a Trust, Trust Deed indicating the beneficiary(s).

\_\_\_\_\_  
Signature of the bidder:

\_\_\_\_\_  
Owners Name:

\_\_\_\_\_  
Signature of Witness:

\_\_\_\_\_  
Full Name of witness:

**2. Suppliers providing employment to Namibians Declaration in terms of paragraph 9(3) and Annexure 6 of the Code of Good Practice**

I/We declare under oath that the company employs 50% or more Namibian citizens, and the following are all the names of the said employees:

No	Full Legal Name	Identification Number	Nationality	Occupation

Note: The Above table may be reproduced if the space provided is not sufficient to cover the names of all shareholders.

\_\_\_\_\_  
Signature of the bidder:

\_\_\_\_\_  
Owners Name:

Signature of Witness: \_\_\_\_\_ Full Name of witness: \_\_\_\_\_



## ENVELOP COVER

**DESCRIPTION: PRE – QUALIFICATION OF CONTRACTORS FOR DINGING AND COVERING OF GRAVES AND CONDEMNATION PITS AT COUNCIL CEMETERY AND DISPOSAL SITE FOR A PERIOD OF 12 MONTHS, NOVEMBER 2024- NOVEMBER 2025, on Adhoc basis**

**Procurement Reference No: W/RFQ/OSHTC-04/2024/2025**

DELIVERY ADDRESS FOR:  
Oshakati Town Council  
906 Sam Nuyoma Road  
Private Bag 5530  
Oshakati  
Tel:065-229500

**CLOSING TIME AND DATE: Tuesday 29 OCTOBER AT 2024 @12H00**

# FROM:

**COMPANYNAME:** \_\_\_\_\_

**CONTACT NUMBER** \_\_\_\_\_

**P. O. BOX:** \_\_\_\_\_

**CONTACT PERSON:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

