



REPUBLIC OF NAMIBIA

**OHANGWENA REGIONAL COUNCIL**

Tel: +264-65-264300  
Fax: +264-65-263033  
Enquiries: F. Nalungu (Administrative)  
              TT Kapenda (Technical)

Private Bag 88011  
Eenhana, Namibia

26 January 2024

# Request for Sealed Quotations For Goods

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## SUPPLY AND DELIVERY OF BOREHOLE CYLINDERS FOR OKONGO CONSTITUENCY OFFICE, IN OHANGWENA REGION

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**Procurement Reference No: G/RFQ/OHRC17-35/2023/2024**

**BID PRICE:** *(Vat excl)*..... *(Vat incl)*.....  
**Name of Bidder:** .....  
**Contact person:** .....  
**Contact number:** .....





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Letter of Invitation

TO: (Fill in Bidder's name)

.....
.....

Dear Sirs/Madam

Supply and delivery of borehole cylinders for Okongo constituency office, in Ohangwena Region.

The Ohangwena Regional Council invites you to submit your best quote for the items described in detail hereunder.

Any resulting contract shall be subject to the terms and conditions referred to in the document.

Queries, if any administrative, should be addressed to Mr. F. Nalungu and technical to Ms. TT Kapenda, at Ohangwena Region Council.

Please prepare and submit your quotation in accordance with the instructions given or inform the undersigned if you will not be submitting a quotation.

Yours faithfully,

[Handwritten signature]

Fillipus Shimhanda
HEAD OF PROCUREMENT MANAGEMENT UNIT



## SECTION I: INSTRUCTIONS TO BIDDERS

### 1. Rights of Public Entity

The Ohangwena Regional Council reserves the right:

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

### 2. Preparation of Quotations

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

- (a) The Quotation Letter in Section II with its annex for *Bid Securing Declaration*
- (b) The List of Goods and Price Schedule Section III;
- (c) The Specifications and Compliance Sheet in Section V; and
- (d) Any other attachment deemed appropriate.

You are advised to carefully read the complete Request for Sealed 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.

### 3. Validity of Quotations

The Quotation validity period shall be **90 days** from the date of submission deadline.

### 4. Eligibility Criteria

The bidder or supplier must submit the following documents at the time of submitting a bid to a public entity, failing which the bidder or supplier must be disqualified:

- (a) a valid certificate of good standing with the Receiver of Revenue;
- (b) a valid certificate of good standing with the Social Security Commission or, in the case where a company has no employees, confirmation letter from the Social Security Commission;
- (c) As required by the Affirmative Action (Employment) Act, 1998 (Act No. 29 of 1998) -
  - (i) a valid affirmative action compliance certificate issued under section 41 of that Act;
  - (ii) an exemption issued under section 42 of that Act; or
  - (iii) a proof from the Employment Equity Commissioner that the bidder or supplier is not a relevant employer as defined in that Act;
- (d) a written undertaking as contemplated in section 138 (2) of the Labour Act, 2007 (Act No. 11 of 2007); and
- (e) a valid:
  - (i) certificate of business registration for an entity incorporated or registered under the company or close corporation laws of Namibia;
  - (ii) certificate of registration of a co-operative registered under the laws regulating co-operative in Namibia;

- (iii) document serving as evidence of registration as a trust and the trust deed for a trust registered under the laws regulating trusts in Namibia; or
- (iv) partnership agreement in the case of a partnership, valid joint venture agreement in the case of a joint venture or a valid agreement in case of other similar arrangements,

**BUT** a bidder or supplier who is a sole proprietor only needs to comply with the provisions of paragraph (a) to (d).

#### **5. Bid Securing Declaration**

Bidders are required *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 Appendix to Quotation Letter of this document.

#### **6. Delivery**

Delivery shall be **14 days** after acceptance/issue of Purchase Order. Deviation in delivery period *shall be considered if such deviation is reasonable*. The following inspections will be conducted on the goods at delivery. ~~Physical inspection at the site. Ohangwena Regional Council Offices: Eenhana~~

#### **7. Sealing and Marking of Quotations**

Quotations should be sealed in a single envelope, clearly marked with the Procurement Reference Number: **G/RFQ/OHRC17-35/2023/2024**, addressed to **Ohangwena Regional Council** with the Bidder's name and contact information at the back of the envelope.

#### **8. Submission of Quotations**

Quotations should be deposited in the Quotation/Bid Box located at **the reception area of the Ohangwena Regional Council Office, not later than the 15 February 2024 at 10:00**

Quotations by post or hand delivered should reach by the same date and time at latest. **Late quotations will be rejected. Quotations received by e-mail will not be considered.**

#### **9. Opening of Quotations**

At a bid opening, by the Ohangwena Regional Council on **15 February 2024 at 10h30**, the name of the bidder, the total amount of each bid, any discount or alternative offered, the presence or absence of any bid security if required, and the documents referred to in section 50 (2), are read out and recorded, and a copy of the record is made available to any bidder on request and will be published on the Council website [[www.ohangwenarc.gov.na](http://www.ohangwenarc.gov.na)].

#### **10. Evaluation of Quotations**

The **Ohangwena Regional 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**.

#### **11. Technical Compliance**

Bidders shall submit along with their quotations documents, catalogues and any other literature to substantiate compliance with the required specifications and to qualify deviations if any with respect to **Ohangwena Regional Council** requirements.

The Specifications, Performance Requirements and Compliance Sheet details the minimum specifications of the goods/items to be supplied. The **specifications** have to be met but no credit will be given for exceeding the specifications.

## **12. 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.

**Prices shall be fixed in Namibian Dollars.**

## **13. Award of Contract**

The Bidder having submitted the **lowest evaluated responsive quotation** and qualified to supply the goods/items and related services 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.

## SECTION II: QUOTATION LETTER

*(to be completed by Bidders/Suppliers)*

*[Complete this form with all the requested details and submit it as the first page of your quotation with the Price list 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:	<b>Ohangwena Regional Council</b>
Procurement Reference Number:	
Subject matter of Procurement:	

We offer to supply the items listed in the attached List of Goods and Price Schedule as per the defined specifications, *except for the qualified deviations [Bidder may delete this phrase in case of no deviation]* and, in accordance with the terms and conditions stated in your Request for Quotations referenced above.

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

We undertake to abide ethical conduct during the procurement process and the execution of any resulting contract.

We have read and understood the content of the *Bid Securing Declaration* (BSD) attached hereto and subscribe fully to the terms and conditions contained therein.

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

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

The delivery period offered from the date of issue of **Purchaser Order / Letter of Acceptance** is as shown in the List of Goods items and Price Schedule.

### Quotation Authorised by:

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

**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: .....  
*[insert signature of person whose name and capacity are shown]*

Capacity of.....  
*[indicate legal capacity of person(s) signing the Bid Securing Declaration]*

Name: .....  
*[insert complete name of person signing the Bid Securing Declaration]*

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

Dated on \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
*[insert date of signing]*

**Corporate Seal/Stamp (where appropriate)**

*[Note: In case of a joint venture, the bid securing declaration must be in the name of all partners to the joint venture that submit 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 No.:.....

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: LIST OF GOODS AND PRICE SCHEDULE**

**Supply and delivery of borehole cylinders for Okongo constituency office, in Ohangwena Region  
Procurement Ref. No. G/RFQ/OHRC17-35/2023/2024**

INSTRUCTIONS TO THE PUBLIC ENTITY				INSTRUCTIONS TO BIDDERS					
At time of preparation of the RFQ, Columns A to D shall be filled in by the Public Entity.				Bidders shall fill-in columns E - I and fill the total					
A	B	C	D	E	F	G	H	I	
Item no.	Description of Goods Supply and delivery of borehole cylinders for Okongo constituency office, in Ohangwena Region.	Quantity required	Unit of measures	Price per unit without VAT NAD <sup>1</sup>	Total price NAD	VAT NAD	Total price NAD VAT INCL	Delivery weeks) (days/m onth	Country of Origin
1	Gru.- SQF Pump	3	2.5-2N						
2	Grundfos SQF Pump	1	1.2-3N						
3	Transport								
<b>NAME OF BIDDER:</b>									
<b>ADDRESS:</b>									
<b>SIGNATURE</b>									
				<b>GRAND TOTAL</b>					

1. If Price quoted is subject to change in rate of exchange at the time of delivery of goods provide details hereunder:

Currency: ..... Exchange Rate: .....

If no base rate of exchange is given, the price shall be treated as firm in Namibian Dollars for all intent and purpose.

Key notes: NA=NOT APPLICABLE, NQ=NO QUOTE

## SECTION IV: SPECIFICATIONS AND PERFORMANCE REQUIREMENTS

*[the Public Entity shall use this section to specify its Technical Requirements for the goods items, Inspection and examination, and the scope of Related Services, as applicable.]*

## SECTION V: SPECIFICATIONS AND COMPLIANCE SHEET

Procurement Reference Number: **G/RFQ/OHRC17-35/2023/2024**

Item No	Technical Specification Required	Compliance of Specification Offered	Details of Non-Compliance/ Deviation (if applicable)
<i>A*</i>	<i>B*</i>	<i>C</i>	<i>D</i>
1	Gru- SQF 2.5-2N Pump		
2	Grundfos SQF 1.2-3N Pump		
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			

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

*\* 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. **G/G/RFQ/OHRC17-35/2023/2024**

## **SECTION VI: 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 except where modified by the Special Conditions below.

## **SECTION VIII: SPECIAL CONDITIONS OF CONTRACT**

Procurement Reference Number: **G/RFQ/OHRC17-35/2023/2024**

The clause numbers given in the first column correspond to the relevant clause number of the GCC

<b>Subject and GCC clause reference</b>	<b>Special Conditions</b>
<b>Purchaser SCC 1.1(h)</b>	The purchaser is: Ohangwena Regional Council

Subject and GCC clause reference	Special Conditions
Site SCC 1.1(m)	Ohangwena Regional Council- Eenhana
Incoterms Edition SCC 4.2(b)	Incoterms shall be governed by the rules prescribed in Incoterms 2010.
Notices SCC 8.1	<p>Any notice shall be sent to the following addresses: Ohangwena Regional Council, Private Bag 88011 Eenhana, Tel. 065- 264300 Fax 065 – 263033</p> <p><b>Enquiries: Phillipus Nalungu, TT Kapenda</b></p> <p>For the Supplier, the address and contact name shall be:</p> <p>_____</p> <p>_____</p> <p>_____</p>
Disputes SCC 10.2	<p>The rules of procedures for arbitration proceedings pursuant to GCC 10.2 shall be as follows:</p> <p style="text-align: center;">_____ N/A _____</p>
Delivery and Documents SCC 13.1	<p>The Goods are to be delivered to Ohangwena Regional Council- Eenhana. The documents to be furnished by the supplier are: <b>Signed delivery note.</b></p>
Price Adjustment SCC 15.1	<p>The price charge for the Goods supplied and the related Services performed “shall not” as appropriate be adjustable.</p> <p>If the prices are adjustable, the method described in the Price Adjustment Formula as attachment to these SCC shall be used</p>
Terms of Payment SCC 16.1	<p>The structure of payments shall be: <b>full payment following delivery of the Supplies and submission of an invoice and the documents listed in clause 13.1</b></p>
Terms of Payment SCC 16.3	<p>Payments shall be made not later than thirty days after submission of an invoice and its certification by the Purchaser.</p>
Terms of Payment SCC 16.4 (a)	<p>The price “shall not be” adjustable to the fluctuation in the rate of exchange.</p>

Subject and GCC clause reference	Special Conditions
<b>Payment Period SCC 16.5</b>	The method and conditions of payments to be made to the Supplier under this Contract shall be as follows:  <b>On Acceptance:</b> The Contract Price of goods received shall be paid no later than thirty (30) days of receipt of the Goods upon submission of an invoice ( <b>showing Purchaser's name; the Procurement Reference number, description of payment and total amount, signed in original, stamped or sealed with the company stamp/seal.</b>
<b>Performance Security SCC 18.1</b>	(i) No performance security is required
<b>Discharge of Performance Security SCC 18.4</b>	N/A The performance security will be discharged and returned to the supplier not later than <i>[insert number of days]</i> following completion date.
<b>Packing SCC 23.2</b>	The packing, marking and documentation within and outside the packages shall be: _____ N/A _____
<b>Insurance SCC 24.1</b>	<i>[where goods are ordered from overseas Suppliers, insert percentage and type of insurance required for transportation]</i> N/A
<b>Transportation SCC 25</b>	The Goods shall be delivered: <i>Ohangwena Regional Council-Eenhana</i>
<b>Inspection and Test SCC 26.1</b>	<i>Ohangwena Regional Council-Eenhana</i>
<b>Location of Inspection and Tests SCC 26.2</b>	<i>Ohangwena Regional Council-Eenhana</i>
<b>Liquidated Damages SCC 27.1</b>	2% of the delivered price of the delayed goods per week up to a maximum of 10%.
<b>Warranty SCC 28.3</b>	Manufacturer warrantee on defects
<b>Repair and Replacement SCC 28.5</b>	Any defects or damage during delivery must be covered by the bidder at their own cost

- (a) No price adjustment shall be allowed beyond the original delivery dates unless specifically stated in the extension letter. As a rule, no price adjustment shall be allowed for periods of delay for which the Supplier is entirely responsible. The Purchaser will, however, be entitled to any decrease in the prices of the Goods and Services subject to adjustment.
  
  - (b) If the currency in which the Contract Price  $P_0$  is expressed is different from the currency of origin of the labor and material indices, a correction factor will be applied to avoid incorrect adjustments of the Contract Price. The correction factor shall correspond to the ratio of exchange rates between the two currencies on the base date and the date for adjustment as defined above.
- (a) No price adjustment shall be payable on the portion of the Contract Price paid to the Supplier as advance payment.

**SCHEDULE 3****QUOTATION CHECKLIST SCHEDULE****Procurement Reference No.: G/RFQ/OHRC17-35/2023/2024**

<b>Description</b>	<b>Attached</b>	<b>Not Attached</b>
Quotation Letter		
List of Goods and Price Schedule		
Specification and Compliance Sheet		
Bid Securing Declaration		
Evidences for Conformity of Goods		
Original valid good standing from Social Security Commission		
Original valid good standing from Namibia Revenue Agency (NAMRA)		
Valid certified copy of company Registration Certificate (Founding Statement)		
Valid certified copy of 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;		
A certified copy of certificate indicating SME Status (for Bids reserved for SMEs);		

**Disclaimer:** *The listed items above are 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.*