



Procuring with Integrity

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## PART A

### NOTICE FOR SELECTION OF PROCUREMENT AWARD

(Section 55 of Act)

(Regulation 39(1))

**AWARD NOTICE FOR** : **Procurement of Construction of the Sekelduin Substation Building on Behalf of NamPower**

**Date:** : **06 April 2021**

**Procurement Reference No** : **W/ONB/CPBN-09/2020**

**Contract price** : **N\$73,035,568.36 (Including VAT)**

**Name of successful bidder** : **Nexus Building Contractor (Pty) Ltd**

**Address** : **C/O President & Krenz Street  
Outjo, Namibia**

- a) Kindly note that, in terms of Section 55 of the Public Procurement Act, 2015(Act No. 15 of 2015) and Regulation 39(1) of the Public Procurement Regulations, you have been selected for the award of this procurement contract referred to herein.
- b) Kindly further note that in the absence of application(s) for reconsideration of the selection for award with the Central Procurement Board of Namibia (CPBN), within the seven (7) days standstill period by any unsuccessful bidder(s), the Accounting Officer, in terms of Section 55 (5) of the Public Procurement Act will award this Procurement Contract to you.
- c) The standstill period referred to in paragraph (b) starts on 08 April 2021 at 08H00 AM and will end on 14 April 2021 at 17H00 PM (Namibian Time).
- d) Any application (s) for reconsideration referred to in paragraph (b) above, can be forwarded to the following electronic mail address: [Reconsiderations@cpb.org.na](mailto:Reconsiderations@cpb.org.na)

**MEMBERS OF THE BOARD:** Mr P.P. Swartz (Chairperson), Ms L. Ramakhutla (Deputy Chairperson), Ms J. IGaru-Oas, Ms E. Nghiidipaa, Ms H. Herman, Mr O. Nangolo, Mr E. Shilongo, Mr M. Kambulu, Mr. A. Ngavetene, Ms. E. Shiponeni (Secretary to the Board)

**PART B**

**NOTICE TO THE BIDDERS NOT SELECTED FOR AWARD**

**PALLADIUM CIVIL ENGINEERING (PTY) LTD**

**CSV CONSTRUCTION NAMIBIA (PTY) LTD**

**WALCON CONSTRUCTION CC**

**TOPAZ CONSTRUCTION AND ENGINEERING CC**

**RADIAL TRUSS INDUSTRY (PTY) LTD & NGC INVESTMENT CC JV**

**NDAKALIMWE INVESTMENTS CC**

**BRUMAR CONSTRUCTION CC**

**MES INVESTMENT CC T/A EMS CONTRACTORS**

**AFRIDECA CONSTRUCTION NAMIBIA (PTY) LTD**

**ONGOMA TRADING ENTERPRISES CC**

**PREMIER CONSTRUCTION CC**

**NAMIBIA CONSTRUCTION (PTY) LTD**



- a) Kindly note that the bidder whose particulars are specified in PART A has been selected for the award.
- b) The price offered by the bidder referred to in paragraph (a) is an amount of **N\$73,035,568.36** (VAT Inclusive).
- c) The criteria used to select the award of the bidder referred to in paragraph (a) is set out in the bidding document reference number: **W/ONB/CPBN-09/2020**.
- d) Kindly note that if you are not satisfied with the selection of award made by the Central Procurement Board of Namibia (CPBN), you may make an application for the reconsideration for the selection made with the CPBN within the seven (7) days of this notice, and in the absence of any application (s) for review, the Accounting Officer of CPBN shall award the contract to the person (s) selected for award.
- e) The standstill period of seven (7) days referred to in paragraph (d) starts on 08 April 2021 at 08H00 AM and will end on 14 April 2021 at 17H00 PM (Namibian Time).
- f) Any applications for reconsideration referred to in paragraph (d), can be forwarded to the following electronic mail address: [Reconsiderations@cpb.org.na](mailto:Reconsiderations@cpb.org.na)



**P.P Swartz**  
**Chairperson**

**Receipt Acknowledgement**

I/We \_\_\_\_\_  
hereby acknowledge receipt of this Notice for Selection of Procurement Award  
dated \_\_\_\_\_ and undertake to immediately return it to CPBN as  
proof of receipt.

**Name:** ..... **Signature:** .....

**Date:** ..... **Company Stamp:** .....

**EXECUTIVE SUMMARY OF THE BID EVALUATION REPORT (SECTION 55(8))**

1.	<b>Name of Procurement</b>	PROCUREMENT OF CONSTRUCTION OF THE SEKELDUIN SUBSTATION BUILDING ON BEHALF OF NAMPOWER
2.	<b>CPBN Procurement Reference No</b>	W/ONB/CPBN-09/2020
3.	<b>Date of Submission of Report</b>	1 April 2021
4.	<b>Contract Number</b>	W/ONB/CPBN-09/2020
5.	<b>Scope of Contract</b>	Construction of a new substation building at Sekelduin near Swakopmund, Erongo Region
6.	<b>Estimated Cost:</b>	N\$ 76,000,000.00 (Excl. VAT)
7.	<b>Funding Agency</b>	NamPower
8.	<b>Procurement Method Used</b>	Open National Bidding
9.	<b>Date of Invitation of Bids</b>	13 November 2020
10.	<b>Closing Date of Submission of Bids</b>	12 February 2021
11.	<b>Date and Place of Opening of Bids</b>	12 February 2021, at Central Procurement Board of Namibia
12.	<b>Number of Bids Received by Closing Date</b>	Thirteen (13)



13. Responsiveness of Bid(s) – Stage 1: Responsiveness & Eligibility

Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
1	Palladium Civil Engineering (Pty) Ltd	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The Bank added a clause absolving them from any responsibility: <i>"Kindly note that this letter does not constitute a commitment by the DBN to advance funds, nor does it contain any representation or warranty of any kind on the part of the DBN."</i></li> <li>▪ The Form of Performance Security submitted by the Bidder was not stamped by the bank.</li> </ul>





Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
2	CSV Construction Namibia (Pty) Ltd	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking. The Bank added a clause absolving them from any responsibility: <i>"The submitted undertaking had additional conditions, contrary to the bid document requirements stating, "This information is given in strict confidence and without any responsibilities, however arising on our part."</i></li> <li>▪ The Form of Performance Security submitted by the bidder was not stamped by the bank.</li> </ul>



Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
3	Walcon Construction CC	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The format is not aligned to the required format at all and is considered non-compliant to the requirements.</li> <li>▪ The Form of Performance Security submitted by the bidder was not stamped by the entity that provided the undertaking.</li> </ul>

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Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
5	Topaz Construction and Engineering CC	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The Bidder provided only a Bank Rating Letter, which is not considered an Undertaking to provide a Performance Security.</li> <li>▪ The Form of Performance Security submitted by the bidder was not stamped by the bank.</li> </ul>



Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
6	Radial Truss Industry (Pty) Ltd & NGC Investment CC JV	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The submitted undertaking had additional conditions, contrary to the bid document requirements, of which the following is deemed to absolve the Bank from responsibility: "1. The undertaking shall remain in force until 12 May 2021 ...", and "2. This undertaking is subject to the Principal meeting the Bank's credit criteria".</li> <li>▪ The Form of Performance Security as required to be submitted by the bidder was not accepted or stamped by the bank.</li> </ul>



Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
7	Ndakalimwe Investments CC	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The submitted undertaking had additional conditions, contrary to the bid document requirements, of which the following is deemed to absolve the Bank from responsibility: "1. The undertaking shall remain in force until the Expiry Date of the Tender...", and "2. This undertaking is subject to the Principal meeting the Bank's credit criteria".</li> <li>▪ The Form of Performance Security as required to be submitted by the bidder was not stamped by the bank.</li> </ul>



Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
8	Brumar Construction CC	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The submitted undertaking had additional conditions, contrary to the bid document requirements, of which the following is deemed to absolve the Bank from responsibility: "1. The undertaking shall remain in force until the Expiry Date of the Tender...", and "2. This undertaking is subject to the Principal meeting the Bank's credit criteria".</li> <li>▪ The Form of Performance Security as required to be submitted by the bidder was not stamped by the bank</li> </ul>

Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
9	MES Investment CC T/A EMS Contractors	Not Responsive	Not Considered	Not Considered		<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF-1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The submitted undertaking had additional conditions, contrary to the bid document requirements, of which the following is deemed to absolve the Bank from responsibility: "1. <i>This is a letter of intent only may not be used for any purposes other than for information purposes.</i>", and "2. <i>This undertaking is subject to MES INVESTMENTS CC/2018/00989 meeting the Bank's credit criteria</i>".</li> <li>▪ The Form of Performance Security as required to be submitted by the bidder was not stamped by the bank.</li> </ul>



Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
11	Afrideca Construction Namibia (Pty) Ltd	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF-1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The Bidder provided only a Bank Financing Letter, which is not considered an Undertaking to provide a Performance Security.</li> <li>▪ The Form of Performance Security submitted by the bidder was not stamped by the bank.</li> </ul>





Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
12	Ongoma Trading Enterprises CC	Not Responsive	Not Considered	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide a Performance Security Undertaking in the format as was required in the Bidding Document as per Bidding Form BF1-20 Performance Security Undertaking as well as Clarification No. 9 that was sent out during the Bidding Stage. The bank added a clause absolving them from any responsibility: "Kindly note that this letter does not constitute a commitment by the DBN to advance funds, nor does it contain any representation or warranty of any kind on the part of the DBN."</li> <li>▪ The Form of Performance Security submitted by the bidder was not stamped by the bank.</li> </ul>
4	Premier Construction CC	Responsive	Not Responsive	Not Considered	Not Considered	<ul style="list-style-type: none"> <li>▪ The Bidder did not provide any proof of 50% Liquid Assets in the form of a Letter or documentation, verifying the source of available financing, as per the requirements listed in Bidding Form BF1-19 Financial Resources.</li> </ul>

Bidder No.	Bidder's Name	Stage 1: Responsiveness & Eligibility	Stage 2: Qualification	Stage 3: Technical Evaluation	Stage 4: Financial Verification & Ranking	Reasons why bid is NOT responsive
10	Nexus Building Contractor (Pty) Ltd	Responsive	Responsive	Responsive	Responsive	Bidder not Disqualified
13	Namibia Construction (Pty) Ltd	Responsive	Responsive	Responsive	Responsive	Bidder not Disqualified

**14. Price Comparison for the Responsive Bid(s):**

Bidder No	Bidder's Name	Price at Bid Opening (N\$)	Bid Price Quoted (Excl. VAT) (N\$)	Bid Price Corrected (Excl. VAT) (N\$)	Bid Price Corrected (Inc. VAT) (N\$)	Rank
10	Nexus Building Contractor (Pty) Ltd	73,051,150.63	63,522,739.68	63,509,189.88	73,035,568.36	1
13	Namibia Construction (Pty) Ltd	84,389,668.32	73,382,320.28	73,381,968.28	84,389,263.52	2

The Submitted Bid Price for both is within the estimated cost price as provided for in the Financial Certificate.



**15. Best Evaluated Bid(s)**

**Selected for Award of Contract:**

**Lowest Evaluated Substantially Responsive Bidder.**

Given the recommendation(s) in the Bid Evaluation Committee (BEC) Report, the Board approved in terms of Section 9 (1) (k) and (l) (i) of the Public Procurement Act, 2015.

**Name:** Nexus Building Contractor (Pty) Ltd

**Address:** C/O President & Krenz Street Outjo, Namibia

Description		Nexus Building Contractor (Pty) Ltd
Bid Price	Currency	Amount (Inclusive of VAT)
Bid Price Read-Out	N\$	73,051,150.63
Price After Corrections of Errors (Inc. VAT)	N\$	73,035,568.36
Discounts	N\$	None
Proposed Award	N\$	73,035,568.36

**Bid Price, Excluding VAT:** Sixty-Three Million Five Hundred and Nine Thousand One Hundred and Eighty-Nine Namibian Dollars and Eighty-Eight Cents (N\$ 63,509,189.88)

**Bid Price, Including VAT:** Seventy-Three Million Thirty-Five Thousand Five Hundred and Sixty-Eight Namibian Dollars and Thirty-Six Cents (N\$ 73,035,568.36)

07 April 2021

  
P.P. Swartz  
Chairperson

**Acknowledgement Receipt**

I/We \_\_\_\_\_ hereby  
acknowledge receipt of this Notification of Selection of Procurement Award  
dated \_\_\_\_\_ and undertake to immediately return it to CPBN as proof of receipt.

**Name:** \_\_\_\_\_

**Surname:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Company Stamp:** \_\_\_\_\_