

## PART A

### NOTICE OF SELECTION OF PROCUREMENT AWARD

(Section 55 of Act)

(Regulation 39 (1))

<b>AWARD NOTICE FOR</b>	:	<b>RECONSTRUCTION OF CANAL SECTION BETWEEN MAHENENE BORDER POST AND OLUSHANDJA DAM: PART B (MAHENENE BORDER SECTION)</b>
<b>Date</b>	:	<b>23 September 2020</b>
<b>Procurement Reference No</b>	:	<b>W/ONB/CPBN-05/2019</b>
<b>Contract price</b>	:	<b>N\$51,913,110.47 (Including VAT)</b>
<b>Name of successful bidder</b>	:	<b>BRUMAR CONSTRUCTION CC</b>
<b>Address</b>	:	<b>Unit No.7, Von Auerplatz Gous Street, Pioneerspark P.O BOX 98237 Windhoek</b>

- 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 for review of the selection of 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) above, starts on 24 September 2020 at 08H00 AM and will end on 30 September 2020 at 17H00 PM (Namibian Time).
- d) Any application for review referred to in paragraph (b), can be forwarded to the following electronic mail address: [Reconsiderations@cpb.org.na](mailto:Reconsiderations@cpb.org.na).

**PART B**

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

**WECCA INVESTMENTS CC JV KAMBWA CONSTRUCTION (PTY) LTD**

**ADAPTIVE BUILDING LAND CONSTRUCTION CC**

**NEXUS CIVILS (PTY) LTD**

**JAMES AND YOUNG TRADING ENTERPRISES CC**

**SHATTY CONSTRUCTION CC**

**HUE-WALDT ELECTRICAL AND CONSTRUCTION CC**

**THE KONGOM GROUP (PTY) LTD**

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

**OTJOMUISE CONSTRUCTION CC**

**VALOMEK CIVIL CC JV NDAKALIMWE INVESTMENTS CC**

**WT BUSINESS GROUP**

**VERO GROUP CC**

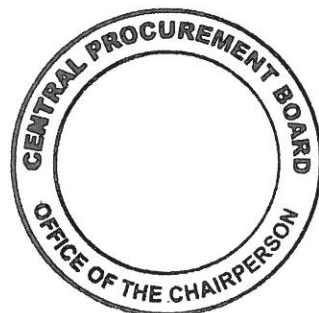
**AN CONSTRUCTION CC JV KL CONSTRUCTION (PTY) LTD**

**OCTAGON CONSTRUCTION (PTY) LTD**

- a) Kindly note that the bidder whose particulars are specified in Part A has been selected for award.
- b) The price offered by the bidder referred to in paragraph (a) is an amount of **N\$51,913,110.47 (Including VAT)**.
- c) The criteria used to select for the award of the bidder referred to in paragraph (a) is set out in the bidding document Reference Number: **W/ONB/CPBN-05/2019**.
- d) Kindly note that if you are not satisfied with the selection for the award made by the Central Procurement Board of Namibia (CPBN), you may make an application for the review of the selection made with CPBN within the seven (7) days of this notice, and in the absence of any application for review, the Accounting Officer of CPBN shall award this contract to the person (s) selected for the award.
- e) The Standstill period of seven (7) days referred to in paragraph (d) above, starts on 24 September 2020 at 08H00 AM and will end on 30 September 2020 at 17H00 PM (Namibian Time).
- f) Any application for review 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**



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

<b>Name of Procurement</b>	:	RECONSTRUCTION OF CANAL SECTION BETWEEN MAHENENE BORDER POST AND OLUSHANDJA DAM: PART B (MAHENENE BORDER SECTION)
<b>CPBN Procurement Reference No</b>	:	W/ONB/CPBN-05/2019
<b>Date of Submission of Report</b>	:	22 September 2020
<b>Contract Number</b>	:	W/ONB/CPBN-05/2019
<b>Scope of Contract</b>	:	RECONSTRUCTION OF CANAL SECTION BETWEEN MAHENENE BORDER POST AND OLUSHANDJA DAM: PART B (MAHENENE BORDER SECTION)

- 1. Estimated Cost:** N\$45,943,332.60 (Incl. VAT)
- 2. Funding Agency:** NAMIBIA WATER CORPORATION (PTY) Ltd
- 3. Procurement Method Used:** OPEN NATIONAL BIDDING  
(Section 29 (a) of the Public Procurement Act, 2015)
- 4. Date of Invitation of Bids:** 06 December 2019
- 5. Closing Date of Submission of Bids:** 12 February 2020
- 6. Date and Place of Opening of Bids:** 12 February 2020, Central Procurement Board of Namibia
- 7. Number of Bids Received by Closing Date:** Fifteen (15)



**8. RESPONSIVENESS OF BID(S):**

#	Name of the Bidder(s)	Responsiveness per evaluation stage					Reasons Why Bid Is Not Responsive
		Stage 1: Administrative compliance	Stage 2: Legal Compliance	Stage 3: Technical compliance	Stage 4: Technical Scoring	Stage 5: Financial compliance	
4	Wecca Investments CC JV Kambwa Construction (Pty) Ltd	Compliant	Non-compliant	Not considered	Not considered	Not considered	<p><b>As required under Section III under 1.2 Legal Admissibility Evaluation Grid Point No.12 on page 24 of the Bidding Document</b>, the Bidder was required to submit a duly signed joint venture agreement outlining the following:</p> <p>i) Roles and responsibilities of each party. The roles and responsibility of each party shall not be altered at any point without the written consent of the employer.</p> <p>ii) There will be a JV bank account</p> <p>iii) Percentages of partners in the JV and</p> <p>iv) The partners are jointly and severally liable</p> <p>b) Power of attorney for the signatory of the joint venture</p> <p>However, the Joint Venture Agreement submitted by the Bidder does not state that the parties in the JV are severally and jointly liable as required in the bidding document.</p>
8	Adaptive Building Land Construction CC	Compliant	Non-compliant	Not considered	Not considered	Not considered	<p><b>As required under Section III under 1.2 Legal Admissibility Evaluation Grid Point No.11 on page 24 of the Bidding Document</b>, the Bidder was required to submit a statement that all un-skilled labourers will be employed from the Omusati Region, i.e. the area where the project is located. <b>However, the Bidder did not submit a written statement that all un-skilled labourers will be employed from the Omusati Region.</b></p>
10	Nexus Civils (Pty) Ltd	Compliant	Non-compliant	Not considered	Not considered	Not considered	<p><b>As per Section III under 1.2 Legal Admissibility Evaluation Grid Point No. 3 and No. 9 on page 24 of the Bidding Document</b>, the Bidder was required to submit Valid certified Copies of Namibian Identification Documents of all shareholders. However, the Bidder has not submitted certified copies of Namibian Identification documents of one of the shareholders.</p>

#	Name of the Bidder(s)	Responsiveness per evaluation stage					Reasons Why Bid Is Not Responsive
		Stage 1: Administrative compliance	Stage 2: Legal Compliance	Stage 3: Technical compliance	Stage 4: Technical Scoring	Stage 5: Financial compliance	
13	James & Young Trading Enterprises CC	Compliant	Non-compliant	Not considered	Not considered	Not considered	<p>1. <b>As per Section III under 1.2 Legal Admissibility Evaluation Grid Point No.10 page 24 of the Bidding Document</b>, the Bidder was required to submit CVs for a Project Manager, Site Agent, Concrete Foreman, Earthworks Foreman and Surveyor. <b>The Bidder submitted CV's for all the required key personnel as stated above except a CV for the Earthworks Foreman and a Land Surveyor.</b></p> <p>2. <b>As required under Section III under 1.2 Legal Admissibility Evaluation Grid Point No.11 on page 24 of the Bidding Document</b>, the Bidder was required to submit a statement that all un-skilled labourers will be employed from the Omusati Region, i.e. the area where the project is located. <b>However, the Bidder did not submit a written statement that all un-skilled labourers will be employed from the Omusati Region.</b></p>
14	Shatty Construction CC	Compliant	Non-compliant	Not considered	Not considered	Not considered	<p><b>As required under Section III under 1.2 Legal Admissibility Evaluation Grid Point No.11 on page 24 of the Bidding Document</b>, the Bidder was required to submit a statement that all un-skilled labourers will be employed from the Omusati Region, i.e. the area where the project is located. <b>However, the Bidder did not submit a written statement that all un-skilled labourers will be employed from the Omusati Region.</b></p>
15	Hue-Waldt Electrical & Construction CC	Compliant	Non-compliant	Not considered	Not considered	Not considered	<p>1. <b>As required under Section III under 1.2 Legal Admissibility Evaluation Grid Point No.11 on page 24 of the Bidding Document</b>, the Bidder was required to submit a statement that all un-skilled labourers will be employed from the Omusati Region, i.e. the area where the project is located. <b>However, the Bidder did not submit a written statement that all un-skilled labourers will be employed from the Omusati Region.</b></p> <p>2. <b>As per Section III under 1.2 Legal Admissibility Evaluation Grid Point No. 3 and No. 9 on page 24 of the Bidding Document</b>, the Bidder was required to submit Valid certified Copies of Namibian Identification Documents of all shareholders. <b>However, the Bidder has not submitted certified copies of Namibian Identification documents of any of the shareholders.</b></p>

#	Name of the Bidder(s)	Responsiveness per evaluation stage					Reasons Why Bid Is Not Responsive
		Stage 1: Administrative compliance	Stage 2: Legal Compliance	Stage 3: Technical compliance	Stage 4: Technical Scoring	Stage 5: Financial compliance	
1	The Kongom Group (Pty) Ltd	Compliant	Compliant	Non-compliant	Not considered	Not considered	As per Section III under 1.3 Documents to be submitted for technical evaluation point No.6 page 25 of the Bidding Document, The Bidder was required to submit a work programme (method statement and schedule). The Bidder submitted a schedule; however, no method statement was submitted.
5	Otjomuise Construction CC	Compliant	Compliant	Non-compliant	Not considered	Not considered	As per Section III under 1.3 Documents to be submitted for technical evaluation point No. 3, page 25 of the Bidding Document, the Bidder was required to submit proof of ownership or letter of intent from a lessor for Excavators, Graders, Bulldozers, Water Tankers, Tipper trucks, Roller compactors, Concrete mixers (Concrete truck and Batching plant and Surveying Equipment. The Bidder submitted proof of ownership or a letter of intent for all the above required equipment and plant; however, no proof of ownership or letter of intent from a lessor was submitted for, Roller Compactors.
6	Valomek Civil CC JV Ndakalimwe Investments CC	Compliant	Compliant	Non-compliant	Not considered	Not considered	As per Section III under 1.3 Documents to be submitted for technical evaluation point No.2 page 25 of the Bidding Document, the Bidder was required to submit CVs for a Project Manager, Site Agent, Concrete Foreman, Earthworks Foreman. The Bidder submitted all the above except for the CV of the Earthworks Foreman.
12	WT Business Group	Compliant	Compliant	Non-compliant	Not considered	Not considered	As per Section III under 1.3 Documents to be submitted for technical evaluation point No. 4 page 25 of the Bidding Document, the Bidder was required to submit signed letter's or Performance certificates or Completion certificates from the Principal Agent /Project Manager/Architect/Engineer who has supervised the works of similar nature carried out over the last five years. However, the Bidder only submitted a list of works completed but did not submit signed letters or Performance certificates or Completion certificates from the Principal Agent /Project Manager/ Architect/ Engineer.
9	Vero Group CC	Compliant	Compliant	Compliant	Non-compliant	Not considered	Bidder failed to score a minimum of 70% and above in technical evaluation as per the bid document Section III – Evaluation Criteria on page 27 of the bidding document.



#	Name of the Bidder(s)	Responsiveness per evaluation stage					Reasons Why Bid Is Not Responsive
		Stage 1: Administrative compliance	Stage 2: Legal Compliance	Stage 3: Technical compliance	Stage 4: Technical Scoring	Stage 5: Financial compliance	
7	AN Construction CC JV KL Construction (Pty) Ltd	Compliant	Compliant	Compliant	Compliant	Compliant	Bidder NOT disqualified
3	Brumar Construction CC	Compliant	Compliant	Compliant	Compliant	Compliant	Bidder NOT disqualified
2	MES Investments CC t/a EMS Contractors	Compliant	Compliant	Compliant	Compliant	Compliant	Bidder NOT disqualified
11	Octagon Construction (Pty) Ltd	Compliant	Compliant	Compliant	Compliant	Compliant	Bidder NOT disqualified

**9. PRICE COMPARISON FOR THE LOWEST RESPONSIVE BID(S):**

No	Bidder's Name	Price at Bid Opening (Incl. VAT) N\$	Bid Price After Corrections (Incl. VAT) N\$	Price After Margin of Preference (if applicable) N\$	Ranking
1	Brumar Construction CC	51,317,421.96	51,913,110.47	N/A	1
2	Octagon Construction (Pty) Ltd	58,549,030.09	58,555,987.59	N/A	2
3	AN Construction CC JV KL Construction (Pty) Ltd	62,315,085.31	62,313,820.31	N/A	3
4	MES Investors CC T/A EMS Contractors CC	71,067,281.29	71,337,788.89	N/A	4

**10. BEST EVALUATED BID(S):**

**Proposed Award of Contract:**

**Lowest Evaluated Substantially Responsive Bidder:**

The Board resolved to approve as per the recommendation(s) of the Bid Evaluation Committee (BEC).

**Name:** Brumar Construction CC

**Address:** Unit No. 7, Von Auerplatz  
Gous Street, Pioneerspark  
P. O. Box 98237  
Windhoek

Description		Brumar Construction CC
Bid Price	Currency	Amount (Incl. VAT)
Bid Price(s) Read-Out	N\$	51,317,421.96
Corrections of Errors	N\$	51,913,110.47
Discounts	N\$	N/A
Proposed Award	N\$	51,913,110.47

22 September 2020



**P. P. Swartz**  
Chairperson

