PROCUREMENT REFERENCE NO: INTERNATIONAL TENDER ZIMRA ICB 05/2022 - RETENDER

# FOR THE PROCUREMENT OF GOODS

# INTERNATIONAL TENDER ZIMRA ICB 05/2022 (RETENDER)







PROCUREMENT REFERENCE NO: INTERNATIONAL TENDER ZIMRA ICB 05/2022 - RETENDER

INTERNATIONAL TENDER FOR THE SUPPLY, DELIVERY, INSTALLATION, MIGRATION AND COMMISIONING OF BUSINESS INTELLIGENCE (BI) APPLIANCES - RETENDER

PROCUREMENT REFERENCE NUMBER: INTERNATIONAL TENDER ZIMRA ICB 05/2022

PROCURING ENTITY: ZIMBABWE REVENUE AUTHORITY

DATE OF ISSUE:

**09 DECEMBER 2022** 

**CLOSING DATE:** 

**23 DECEMBER 2022** 



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PART 1 BIDDING

**BIDDING PROCEDURES** 

## PART 1: BIDDING PROCEDURES

#### References:

References to the Act are to the Public Procurement and Disposal of Public Assets Act [Chapter22:23] and references to the Regulations are to the Public Procurement and Disposal of Public Assets (General) Regulations (Statutory Instrument No. 5 of 2018). The terms and requirements in the Act and Regulations govern the submission of Bids and should be read by all Bidders.

# Procurement Reference Number: INTERNATIONAL TENDER ZIMRA ICB 05/2022 - RETENDER Preparation of Bids

You are requested to bid for the supply, delivery, installation, migration and commissioning of **Business Intelligence (BI) Appliances** specified in the Statement of Requirements below, by completing and returning the following documentation:

- 1. the Bid Submission Sheet in this Part;
- 2. the Statement of Requirements in Part 2;
- 3. Technical specification and Compliance Sheet.
- 4. a copy of every document necessary to demonstrate eligibility in terms of section 28 (1) of the Regulations;
- 5. Proof of supplier registration with the Procurement Regulatory Authority of Zimbabwe (2022 PRAZ)
- 6. A bid security;
- 7. A copy of CR 5, CR6 and a Certificate of Incorporation or equivalent documents (foreign companies should submit similar company documents from country of company registration)
- 8. A valid tax clearance (ITF 263) or equivalent document/s
- 9. A copy of your company profile
- 10. At least three (3) reference letters showing bidders' direct experience in the successful supply of similar quality of the required products.
- 11. Warranty
- 12. Hardware should be listed on SAP Website under CERTIFIED AND SUPPORTED SAP HANA HARDWARE DIRECTORY

You are also required to pay the administration fee of US\$400.00 for Domestic Bidders and USD\$400.00 for International Bidders, payable for bids subject to prior review by the Special Procurement Oversight Committee in terms of section 54 of the Act and as set out in Part IV of the Fifth Schedule to the Regulations. This fee is paid directly to the Procurement Regulatory Authority of Zimbabwe (PRAZ) or to the following account FCA Account (foreign deposits);

## Payment Instructions Local Bidders:

Bank Name:

Commercial Bank of Zimbabwe

Account Name:

Procurement Regulatory Authority of Zimbabwe

Account Number:

01121064850040

Branch:

Kwame Nkrumah

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PART 1 BIDDIN

**BIDDING PROCEDURES** 

## FCA ACCOUNT (FOREIGN DEPOSITS)

BANK NAME:

COMMERCIAL BANK OF ZIMBABWE

ACCOUNT NAME:

PROCUREMENT REGULATORY AUTHORITY OF

**ZIMBABWE** 

ACCOUNT NUMBER:

01121064850040

BRANCH:

KWAME NKRUMAH

You are advised to carefully read the complete Bidding Document, as well as the General Conditions of Contract, which are available on the Authority's website, before preparing your Bid. Part 3: Contract is provided not for completion at this stage but to enable Bidders to note the Contract terms they will enter into if their Bid is successful.

The standard forms in this document may be retyped for completion but the Bidder is responsible for their accurate reproduction. All pages of the Bid must be clearly marked with the Procurement Reference Number above, the Bidder's name, and any reference number.

#### Number of bids allowed

No Bidder may submit more than one bid, either individually or as a joint venture partner in another Bid, except as a subcontractor. Where the procurement is divided into lots and packages, only one Bid can be submitted. A conflict of interest will be deemed to arise if bids are received from more than one Bidder owned, directly or indirectly, by the same person.

#### Clarification

Clarification of the bidding document may be requested in writing by any Bidder and should be sent to;

The Director Procurement Management Unit Zimbabwe Revenue Authority (ZIMRA)

10th Floor, ZB Centre

Corner Kwame Nkrumah Ave/ First Street

Harare, Zimbabwe.

Or via Email to procurement@zimra.co.zw

Such queries should be submitted within 20 days from the date of publication and responses to questions / queries will be made in writing to all prospective the response before tender closing.

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## Pre-bid meeting

There is no pre-bid meeting for this tender.

#### Validity of Bids

The minimum period for which the Bidder's bid must remain valid is 120 days from the deadline for the submission of bids.

### Submission of Bids

Bids must be submitted in writing in a sealed envelope to the address below, no later than the date and time of the deadline below. It is the Bidder's responsibility to ensure that they receive a receipt

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#### PART 1 BIDDING PROCEDURES

confirming submission of their bid that has correct details of the Bidder and the number of the Bid, where applicable.

The Bidder must mark the envelope with the Bidder's name and address and the Procurement Reference Number.

Bids should be submitted in triplicate with one (1) original copy marked "ORIGINAL" and two (2) copies each marked "COPY" All 3 copies should be in sealed envelopes clearly marked with the details of the tender, and should be deposited in a tender box situated at the below address. In the event of any discrepancy between the original and the copies, the original will prevail. Bidders must also submit a readable disc.

Late bids will be rejected. The Procuring Entity reserves the right to extend the bid submission deadline but will notify all potential bidders who have collected the bidding documents of the amended bid submission deadline.

Date of deadline	23 DECEMBER 2022	Deadline Time:	10:00 hours Harare time (GMT + 2 hours)	
Submission address:	The Director Proce Zimbabwe Revenu Ground Floor ZB ( Corner Kwame Nkru Harare Zimbabwe	e Authority (Z Centre	Street HO (006 O 9 DEC 2022 O	006
Means of acceptance:	The state of the s			

## Bid opening

Due to the COVID 19 pandemic, NO Bidders are allowed to witness the opening of bids on the closing day.

#### Withdrawal, amendment or modification of Bids

A Bidder may withdraw, substitute, or modify its Bid after it has been submitted by sending a written notice, duly signed by an authorized representative. However, no Bid may be withdrawn, substituted, or modified in the interval between the deadline for submission of Bids and the expiration of the period of Bid validity specified by the Bidder or any extension of that period.

#### **Delivery Requirements**

The delivery period required (from the date of contract signing) and the final destination for delivery are as indicated in the Delivery Schedule in Part 2.

#### **Bid Prices and Discounts**

The prices and discounts quoted by the Bidder in the Bid Submission Form and in the Price Schedules must conform to the requirements specified below.

Prices must be quoted as specified in the Price Schedule included in Part 2 Statement of Requirements. In quoting prices, the Bidder is free to use transportation through carriers registered in any eligible country and similarly may obtain insurance services from any eligible country. Prices quoted must include the following costs and components:

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#### PART 1 BIDDING PROCEDURES

- (a) For Goods
  - (i) The price of the Goods and the cost of delivery to the final destination, including the relevant INCOTERM, as stated in the Delivery Schedule;
  - (ii) The custom duties to be paid on the Goods on entry in Zimbabwe, if not already included;
  - (iii) Any other applicable import taxes;
  - (iv) Any sales and other taxes due within Zimbabwe which will be payable on the Goods, if not already included;
  - (v) Any rebate or mark-up of the local agent or representative.
- (b) for Related Services, (other than inland transportation and other services required to convey the Goods to their final destination), whenever such Related Services are specified in the Schedule of Requirements:

the price of each item comprising the Related Services (inclusive of any applicable taxes).

#### Payment Summary of payment to PRAZ

No	Item	Domestic Bidders (Zimbabwean Dollars)	International Bidders(United States Dollars)
1	SPOC fees	US\$400.00	USD\$400.00
2	Annual Contract Administration Fee( to be paid by winning bidder only before contract signing)	To be Advised (TBA)	To be Advised (TBA)

#### **Evaluation of Bids**

Bids shall be evaluated using the following methodology:

1. **Preliminary examination** to confirm that all documents required have been provided, to confirm the eligibility of Bidders in terms of section 28 (1) of the Regulations and to confirm that the Bid is administratively compliant in terms of section 28 (2) of the Regulations.

Evalu	ation Parameter	Compliant / Non-Compliant
1.	Bid Validity Must be 120 days.	
2.	Bidders must submit a signed bid submission sheet.	
3.	Bidders Must pay a Special Procurement Oversight Fee of US\$400.00 for Local Bidders and International Bidders.	HEAD OFFICE HO 006 0 9 DEC 2022 006 HO
4.	Delivery Period must be stated ( Preference shall be given to bidders with shorter period )	PROCUREMENT  0. 80% 4360, HARARE

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#### PART 1 BIDDING PROCEDURES

5. Three verifiable reference letters showing the bidder's direct experience in provision of similar goods.



- 2. Technical evaluation to determine substantial responsiveness to the specifications in the Statement of Requirements;
  - Technical evaluation shall be done using the Technical specification and compliance sheet on page 16 to 19 of the standard bidding document.
- 3. Financial evaluation and comparison to determine the evaluated price of bids and to determine the lowest evaluated bid.
- 4. Bids failing any stage will be eliminated and not considered in subsequent stages.

## Review by the Special Procurement Oversight Committee

Section 54 of the Act provides for review by the Special Procurement Oversight Committee especially sensitive or especially valuable contracts. This requirement will be subject to this review; hence, at least two identical copies of the bid document are required. Where the copies are not identical, the contents of the bid marked original will alone be considered.

#### **Evaluation** criteria

The Procuring Entity's evaluation of a Bid will take into account, in addition to the Bid Price, the following criteria and methodologies.

- (a) **Delivery schedule**: The specified Goods are required to be delivered by the date indicated in the Delivery Schedule in Part 2. Bids offering delivery after the date shall be treated as non-responsive.
- (b) **Deviation in payment schedule**: The payment schedule is stated in the Special Conditions of Contract (SCC) in Part 3. A Bidder may propose a deviation from the schedule and if the deviation is considered acceptable to the Procuring Entity, the Bid will be evaluated by calculating interest earned for any earlier payments involved in the terms outlined in the Bid as compared with those stipulated in the SCC, at the rate of interest indicated by the Reserve Bank of Zimbabwe on the closing date for submission of bids.
- (c) Cost of major replacement components, mandatory spare parts, and service:

Bidders must state the unit prices for these items. The total cost of these items and quantities will be added to the Bid price, for evaluation purposes only.

#### **Domestic Preference**

A margin of preference, in accordance with the procedures outlined in section 8 of the Regulations, will apply.

- (a) The percentage of preference to be given to domestic providers is 15%
- (b) The percentage of preference to be given to women-owned businesses is 15%
- (c) Eligibility for the margin of preference will be based on the following factors: ownership, location of bidder or production facilities, origin of labour, raw material or components, extent of proposed sub-contracting or association with local partners

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PART 1 BIDDING PROCEDURES

(d) Documentation required from the Bidder as evidence of eligibility for the margin of preference is/are: CR5, CR6, Certificate of Incorporation and other relevant or equivalent documents.

## Eligibility and Qualification Criteria

Bidders are required to meet the criteria in section 28 of the Act to be eligible to participate in public procurement and to be qualified for the proposed contract. They must therefore provide any available documentation and certify their eligibility in the Bid Submission Sheet. To be eligible, Bidders must

- 1. have the legal capacity to enter into a contract;
- 2. not be insolvent, in receivership, bankrupt or being wound up, not have had business activities suspended and not be the subject of legal proceedings for any of these circumstances;
- 3. have fulfilled their obligations to pay taxes and social security contributions in Zimbabwe;
- 4. not have a conflict of interest in relation to this procurement requirement;
- 5. not be debarred from participation in public procurement under section 72 (6) of the Act and section 74(1)(c), (d) or (e) of the Regulations or declared ineligible under section 99 of the Act;
- 6. have the nationality of an eligible country as specified in the Special Conditions of Contract; and
- 7. have been registered with the Authority as a Supplier and have paid the applicable Supplier Registration Fee set out in Part III of the Fifth Schedule to the Regulations.

Participation in this bidding procedure is open to both Zimbabwean and foreign bidders

## **Origin of Goods**

All goods and related services must have as their country of origin an eligible country, as specified in the Special Conditions of Contract.

#### **Technical Criteria**

The Technical Specifications Sheet details the minimum specification of the goods required. The goods offered must meet this specification, but no credit will be given for exceeding the specification. No alternatives to technical specifications given shall be accepted for evaluation.

#### Currency

Bids should be priced in United States Dollars (USD). The currency of evaluation will be United States Dollars (US\$) and the currency of payment for local companies will be the Zimbabwean Dollars, using the RBZ interbank rate published by the Reserve Bank of Zimbabwe on the date of the invoice, see <a href="http://www.rbz.co.zw/">http://www.rbz.co.zw/</a>. The currency of payment for Foreign bidders shall be United States (US\$) dollars.

## **Award of Contract**

The lowest evaluated bid, after application of any additional evaluation criteria, including any margin of preference, which is substantially responsive to the requirements of this bidding document, will be recommended for award of contract. The proposed award of contract will be by issue of a Notification of Contract Award in terms of section 55 of the Act, which will be effective until signature of the contract documents in accordance with Part 3: Contract. Unsuccessful Bidders will receive the Notification of Contract Award and, if they consider they have suffered prejudice from the process, they may within 14 days of receiving this Notification, submit to the Procuring Entity a Challenge in terms of section 73 of the Act, subject to payment of the applicate for the process of the Act, subject to payment of the applicate for the procuring Entity and the Third Schedule to the Regulations.

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PART 1 BIDDING PROCEDURES

## Right to Reject

The Procuring Entity reserves the right to accept or reject any Bids or to cancel the procurement process and reject all Bids at any time prior to contract award.

## **Corrupt Practices**

The Government of Zimbabwe requires that Procuring Entities, as well as Bidders and Contractors, observe the highest standard of ethics during the procurement and execution of contracts. In pursuit of this policy:

- 1. the Procuring Entity will reject a recommendation for award if it determines that the Bidder recommended for award has, directly or through an agent, engaged in corrupt, fraudulent, collusive or coercive practices in competing for the Contract or been declared ineligible to be awarded a procurement contract under section 99 of the Act;
- 2. the Authority may under section 72 (6) of the Act impose the sanctions under section 74 (1) of the Regulations; and
- 3. Any conflict of interest on the part of the Bidder must be declared.



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PART 1 BIDDING PROCEDURES

## **Bid Submission Sheet**

{Note to Bidders: Complete this form with all the requested details and submit it as the first page of your Bid. Attach the completed Statement of Requirements and any other documents requested in Part 1. Ensure that your Bid is authorised in the signature block below. A signature and authorisation on this form will confirm that the terms and conditions of this Bid prevail over any attachments. If your Bid is not authorised, it may be rejected. If the Bidder is a Joint Venture (JV), the Bid must be signed by an authorized representative of the JV on behalf of the JV, and so as to be legally binding on all the members as evidenced by a power of attorney signed by their legally authorized representatives.

Bidders must mark as "CONFIDENTIAL" information in their Bids which is confidential to their business. This may include proprietary information, trade secrets or commercial or financially sensitive information.

Procurement Reference Number:	THE BABWE REVENUE AUTHORITA
Subject of Procurement:	HEAD OFFICE
Name of Bidder:	(HQ (006 0 9 DEC 2022 006) HG
Bidder's Reference Number:	PROCUREMENT PROCUREMENT OF BOX 4360, HARARE

Date of Bid:

We offer to supply the items listed in the attached Statement of Requirements, at the prices indicated on the attached Price Schedule and in accordance with the terms and conditions stated in your Bidding Document referenced above.

We confirm that we meet the eligibility criteria specified in Part 1: Procedures of Bidding.

We declare that we are not debarred from bidding and that the documents we submit are true and correct.

The validity period of our bid is: ........ {Days} from the date of submission.

We confirm that the prices quoted in the attached Price Schedule are fixed and firm for the duration of the validity period and will not be subject to revision, variation or adjustment.

## Bid Authorised by:

		A CONTRACT OF A VANCOUS	
Signature		Name:	
Position:		Date:	(DD/MM/YY)
Authorised	l for and on behalf of:		
Company			
Address:			

PART 3 CONTRACT

## PART 2: STATEMENT OF REQUIREMENTS

Name of Bidder:

Bidder's Reference Number:

## List of Goods and Price Schedule US\$



Item No.	Description of Services			
1	SUPPLY, DELIVERY, INSTALLATION, MIGRATION OF EXISTING SAP HANA DATABASE APPLIANCE INTO NEW APPLIANCES	Four (4)	[to be provided by the Bidder]	
2	SUPPLY, DELIVERY, INSTALLATION, OF SAP BI PLATFORM AND DATA SERVICES VIRTUALISED (PRD & DR)	Two (2)	[to be provided by the Bidder]	
3	SUPPLY TRAINING AND CERTIFICATION SERVICES IN SAP BI MODULES (SAP ACCREDITED TRAINING)	3 SAP Basis Admins x 6 Modules 4 BI Developers x 6 Modules	[to be provided by the Bidder]	
VAI	Γ			
OTI	IER COSTS			
тот	TAL COSTS			

Note 1: The description or quantity must indicate the unit of measure where relevant.

Note 2: Unit and total prices must be for delivery through to the final destination stated in Part 1.

Note 3: Acceptance testing: the equipment will be deemed acceptable only when the ZIMRA ICT Division has tested it.

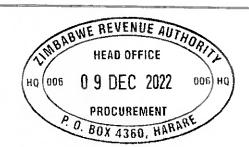
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PART 3 CONTRACT

## **Delivery Schedule**

Name of Bidder:

Bidder's Reference Number:



{Note to Bidders: If the delivery period offered, or any other details, differ from the requirements below, this should be stated in your tender}.

## Expected delivery period is 8 weeks

The delivery period required is measured from the date of the signing of the Contract between the Procuring Entity and the Bidder.

The Project Site for delivery of the goods is the final destination: ZIMBABWE REVENUE AUTHORITY KURIMA HOUSE, HARARE ZIMBABWE.

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PART 3 CONTRACT

## **Technical Specification and Compliance Sheet**

Name of Bidder:

Bidder's Reference Number:

The Goods and Related Services must comply with following Technical Specifications and Standards:

[Columns a and b are completed by the Procuring Entity. Column c must be completed by the Bidder to indicate the full specification of the items offered and their compliance with the specification required (in Column b)]

A	В
technical Specification required (including applicable standards)	MINIMUM REQUIREMENTS
BUSINESS INTELLIGENCE APPLIANCES	Minimum requirements are as given on the table below:  HEAD OFFICE  HO 0005 0 0 DEC.

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TECHNICAL SPECIFICATIONS TABLE

	<u>A – Feature</u>	B - Description	C {Confirm full specification of items offered by Bidder and compliance of items to detail in column a & b}
	2 x SAP HANA Database Appliances	For PRODUCTION and DR	
1.	Certification of Hardware	Hardware should be listed on SAP Website under CERTIFIED AND SUPPORTED SAP HANA HARDWARE DIRECTORY	
2.	Memory	Minimum 2TB scalable to TB+	
3.	Application Type	OLAP – HANA SQL Data Warehouse	
4.	CPU Architecture- minimum	4 sockets * 18 cores -Intel® Xeon® Platinum Processor (48M Cache, 2.30 GHz)	
5.	Operating System	Pre-Installed RHEL Or SLES latest SAP HANA support	
6.	Database Version	SAP HANA 2.0	
7.	Internal Storage	Minimum 8TB usable	
8.	Power Supply	2 hot-swappable and redundant	

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		power supplies, Rated line voltage: 100 to 240 V
9.	Network Interface	Minimum 2X2 Dual port 10Gb Network Interface cards
10.	Warranty	At least 1 Year Customer replaceable unit and onsite service.
11.	Quantity	2 (two) 1Production+1DR
	2 x SAP HANA Database Appliance	TEST & DEVELOPMENT SERVER
12.	Certification of Hardware	Hardware should be listed on SAP Website under CERTIFIED AND SUPPORTED SAP HANA HARDWARE DIRECTORY
13.	Memory	Minimum 128Gb scalable to 512Gb+ (for Test Appliance)
14.	Application Type	OLAP – HANA SQL Data Warehouse
15.	CPU Architecture- min	2 sockets * 8 cores -Processor Intel® Xeon® Gold 6242 Processor
16.	Base Non-AVX speed (GHz)	2.8
17.	Operating System	Pre-Installed RHEL Or SLES latest SAP HANA support
18.	Storing Performance	Ultra-Disk for /hana/log or /hana/data
19.	Database Version	SAP HANA 2.0
20.	Internal Storage	Minimum 2TB usable
21.	Power Supply	Rated line voltage: 100 to 240 V
22.	Network Interface	Minimum 2X2 Dual port 10Gb Network Interface cards
23.	Warranty	At least 1 Year Customer replaceable unit and onsite service.
24.	Quantity	service.  2 (two) 1 Production + 1 TARBWE REVENUE AUTHORITY  HEAD OFFICE
	2 x BI PLATFORM AND DATA SERVICES SERVERS Virtualised (DR&PRD)	HQ 006 0 9 DEC 2022 006 HQ
25.	Form Factor	Rack mount Server
26.	Processor	4 Sockets from the Intel® Xeon® Processor E7-8890 v4 product family with 24 cores each, with a minimum of 2.7 GHz CPU speed, Intel Xeon 24 minimum cores per processor

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PART 3	CONTRACT
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27.	Virtualisation	Esxi latest licensed SAP	
		supported version Virtualised Environment as	
		follows;	
		Production DR	
		DEV DEV	
		QAS QAS	
		PRD PRD	
28.	Memory	1 TB expandable	
29.	Internal Storage	Minimum of 5 x 1TB of 10K	
		RPM SAS 12 Gbps	
30.	External Storage support	At least 4 ports Fibre Channel	
		HBAs	
31.	RAID Support	Support for RAID 0, 1, 5, 6, 10	
32.	Network Interface	2X2 Dual port 10GB Network	
		Interface cards	
	*	4 Dual Port 16 GB Fibre channel	
		HBA	
33.	Power Supply	Rated line voltage: 100 to 240	
		VAC Rated input current	
34.	Redundant components	Server should have Hot	
		Swappable Fans, Power Supplies,	
2.5	G	HDD	
35.	System Management	Centralized Server configuration	
		and management support for	
36.	I an ana an Giorna	Server power management	
30.	Language Support	All system documentation,	
		System Management menus	
37.	Operating Systems	should be in English	
57.	operating bystems	Capable to run Microsoft Windows, SuSE Linux, Red Hat	
		Linux, Oracle Linux, Vmware	
		vSphere	
38.	Warranty	1 Year Customer replaceable unit	
		and onsite service.	
39.	Security and Availability	Hot Swap redundant drives, fans,	
		Power Supply Units, Diagnostic	
		LEDs	
40.	Other Interfaces	At Least 2 front or back- access	
		USB ports	
41.	Expansion Slots	Provision for at least 6 Rear PCIe	
42.	Additional	Rack Rails	
		Internal DVD+/-RW, SATA	
43.	QUANTITY	2 (two) I Production & DRNUE AUTHOR	

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PART 3 CONTRACT

		SAP	BI	С
TRAINING	COURSE	BASIS Admins	Developers	{Confirm full specification of items offered by Bidder and compliance of items to detail in column a & b}
<u>HANA</u>	HA100 - SAP HANA -	3		, ,
<b>Appliance</b>	Introduction			
	HA200 - SAP HANA 2.0 Installation and Administration	3		
BI Platform	SAPBI - Introduction to SAP Business Objects BI Solutions		7	
	BOE310 - SAP Business			
	Objects Business Intelligence Platform: Administration and			
	Security Administration and	3	230	REVENUE AUTH
	BOE320 - SAP Business	-	MBABA	HEAD OFFICE
	Objects Business Intelligence Platform: Administering		HQ 006 0	
	Servers	3		PROCUREMENT
	BOE330 - SAP Business Objects Business Intelligence Platform: Designing and Deploying a Solution	3	P. O.	BOX 4360, HARARE
	BOI10 - SAP Business Objects Information Design Tool BOW310 - SAP Business		4	
	Objects Web Intelligence 4.3 Report Design 1		4	
	BOW320 - SAP Business Objects Web Intelligence 4.3 Report Design II		4	
Data Services	DS100 - SAP Data Services Administration	3		
	DS10 - Data Services Platform and Transforms DS30 - Data Services - Data		4	
	Quality and Management		4	
Exams	SAP Certified Application Associate - SAP Business Objects Business Intelligence Platform 4.3	3		
	SAP Certified Application Associate - SAP Business Objects Web Intelligence 4.3		4	

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PART 3 CONTRACT

The detailed technical evaluation will examine the technical specification of the items offered in column c and determine whether this meets the minimum specification in column b. Bidders must complete column c or their tender will be rejected. Bidders are required to include technical literature to positively support the details provided in column c.

**Declaration by the Accounting Officer** 

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I declare that the procurement is based on neutral and fair technical requirements and bidder qualifications.

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PART 3 CONTRACT

## PART 3 CONTRACT

## **Contract Agreement**

Procurement Reference: International tender ZIMRA 1CB 05/2022 - RETENDER

THIS CONTRACT AGREEMENT is made the [insert: date] day of [insert: month], [insert: year].

## **BETWEEN**

- (1) [insert complete name of Procuring Entity], a [ insert description of type of legal entity, for example, an agency of the Ministry of .... of the Government of Zimbabwe, or corporation incorporated under the laws of Zimbabwe] and having its principal place of business at [insert full postal address of Procuring Entity] (hereinafter called "the Procuring Entity"), and
- (2) [insert name of Contractor], a corporation incorporated under the laws of [insert: country of Contractor] and having its principal place of business at [insert full postal address of Contractor] (hereinafter called "the Contractor").

WHEREAS the Procuring Entity invited Bids for certain Goods and ancillary services, viz., [insert brief description of Goods and Services] and has accepted a Bid by the Contractor for the supply of those Goods and Services in the sum of [insert Contract Price in words and figures. expressed in the Contract currency] (hereinafter called "the Contract Price").

## NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

- 1. In this Agreement words and expressions shall have the same meanings as are assigned to them in the General and Special Conditions of Contract referred to below.
- 2. The following documents shall constitute the Contract between the Procuring Entity and the Contractor, and each shall be read and construed as an integral part of the Contract:
  - (a) This Contract Agreement;
  - (b) Special Conditions of Contract;
  - (c) General Conditions of Contract;
  - (d) Technical Requirements (including Schedule of Requirements 4 and, Hardinical Specifications);
  - (e) The Contractor's Bid, original Price Schedules and Delivery Schedule;
  - (f) The Procuring Entity's Notification of Contract Award;
  - (g) [Add here any other document(s)].
- 3. This Contract Agreement shall prevail over all other Contract Documents. In the event of any discrepancy or inconsistency within the Contract Documents, then the documents shall prevail in the order listed above.

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#### PART 3 CONTRACT

- 4. In consideration of the payments to be made by the Procuring Entity to the Contractor as mentioned below, the Contractor hereby agrees with the Procuring Entity to provide the Goods and Services and to remedy any defects in them in conformity with the Contract.
- 5. The Procuring Entity hereby agrees to pay the Contractor in consideration of the provision of the Goods and Services and the remedying of any defects in them, the Contract Price or such other sum as may become payable under 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 Zimbabwe on the day, month and year indicated above.

## For and on behalf of the Procuring Entity

Signed:		
Name:		
In the capacity of:	[Title or other appropriate designation]	

## For and on behalf of the Contractor

Signed:	
Name:	
In the capacity of:	[Title or other appropriate designation]



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PART 3 CONTRACT

## **General Conditions of Contract**

Any resulting contract is subject to the Zimbabwe General Conditions of Contract (GCC) for the Procurement of Goods (copy available on request) except where modified by the Special Conditions below.

## **Special Conditions of Contract**

Procurement Reference Number International Tender ICB 05/2022- Retender

The clause numbers given in the first column correspond with the relevant clause number of the General Conditions of Contract.

GCC reference	Special Conditions	
GCC 7.5	Eligible Countries: All countries are eligible,	
GCC 8.1	Notices: Any notice shall be sent to the following addresses:  For the Procuring Entity, the address shall be as given in the Contract document and the contact shall be, 6th Floor ZB Centre, Corner Kwame Nkrumah Avenue and First Street, Harare Zimbabwe.	
	For the Contractor, the address shall be as given in the Bid and the contact shall be {state name of contact}	
GCC 19.1	Liquidated Damages: Liquidated Damages in terms of section 88 of the Act shall apply. In the case of delays in the delivery of goods, the Contractor will be liable to pay damages of 0.5% of contract price per week of delay up to a maximum of 10% of contract value. If 10% is exceeded, the contract may be cancelled NB. The contractor will not be charged liquidated damages when the delay in delivery or performance is beyond the contractor's control and is not caused by fault or negligence on the part of the contractor.	



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## PART 3 CONTRACT

GCC reference	Special Conditions
GCC 21.2	Packing, Marking and Documentation: The goods shall meet the following special packing requirements in addition to the general requirements stated in GCC clause 21.1
	The documents to be furnished by the Contractor are:
	The documents to be furnished by the Contractor are:  1. A negotiable bill of lading when the goods are coming by SEEAD OFFICE
	1 0 A
	3. A road consignment note, when the goods are consider by PROCUREMENT
	<ul> <li>2. An airway bill, when the goods are coming by Air U 9 DEC 2022</li> <li>3. A road consignment note, when the goods are coming by PROGUREMENT</li> <li>4. Insurance certificate,</li> </ul>
8.	Sample provision - For Goods supplied from abroad:
	Upon shipment, the Contractor shall notify the Procuring Entity and the insurance company in writing of the full details of the shipment. In the event of Goods sent by airfreight, the Contractor shall notify the Procuring Entity a minimum of forty-eight (48) hours ahead of dispatch, the name of the carrier, the flight number, the expected time of arrival, and the waybill number. The Contractor shall email and then send by courier the following documents to the Procuring Entity, with a copy to the insurance company:
	(i) one original and two copies of the Contractor's invoice, showing the Procuring Entity as the consignee; the Contract number, Goods description, quantity, unit price, and total amount. Invoices must be signed in original;
	(ii) one original and two copies of the negotiable, clean, on-board through bill of lading marked "freight prepaid" and showing Procuring Entity as the consignee and Notify Party as stated in the Contract, with delivery through to final destination as per the Schedule of Requirements and two copies of non-negotiable bill of lading, road consignment note, truck or air waybill, or multimodal transport document, marked "freight prepaid" and showing delivery through to final destination as per the Schedule of Requirements;
	(iii) two copies of the packing list identifying contents of each package;
	(iv) copy of the Insurance Certificate, showing the Procuring Entity as the beneficiary;
	(v) one original of the manufacturer's or Contractor's Warranty Certificate covering all items supplied;
	(vi) original copy of the Certificate of Inspection furnished to the Contractor by the nominated inspection agency and six copies [state whether inspection is required];
	(vii) [any other procurement-specific documents required for delivery/payment purposes].
	(vi) original copy of the Certificate of Inspection furnished to the Contractor by the nominated inspection agency and six copies (where inspection is required);
	(vii) [other procurement-specific documents required for delivery/payment purposes].
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PART 3 CONTRACT

GCC reference	Special Conditions			
	Sample provision - For Goods from within Zimbabwe			
	Upon or before delivery of the Goods, the Contractor shall notify the Procuring Entity in writing and deliver the following documents to the Procuring Entity:			
	(i) one original and two copies of the Contractor's invoice, showing the Procuring Entity, the Contract number, Goods' description, quantity, unit price, and total amount. Invoices must be signed in original;			
	(ii) two copies of delivery note, road consignment note, truck or air waybill, or multimodal transport document showing Procuring Entity as the consignee and delivery through to final destination as stated in the Contract;			
	(iii) copy of the Insurance Certificate, showing the Procuring Entity as the beneficiary;			
	(iv) four copies of the packing list identifying contents of each package;			
	(v) one original of the manufacturer's or Contractor's Warranty certificate covering all items supplied;			
	The above documents shall be received by the Procuring Entity before arrival of the Goods and, if not received, the Contractor will be responsible for any consequent expenses.			
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PROCUREMENT REFERENCE NO: INTERNATIONAL TENDER ZIMRA ICB 05/2022

PART 3 CONTRACT

GCC 22.1  GCC 23.1 &	Insurance: The Goods shall be insured in accordance with the specified Incoterms.			
23.2	Inspections and tests: the tests and/or inspections of the Goods and Related Services that the Contractor is required to carry at its own expense are: 100% inspection on technical compliance.			
GCC 24.1	Performance security:			
	The winning bidder must furnish ZIMRA with a performance guarantee within 14 days after contract signature by the last party. This guarantee will be in the form of a Performance Bond or guarantee equivalent to the value of 10% of the total cost of the supplier's proposal, valid for the duration of the contract and endorsed by a registered reputable Commercial Bank in Zimbabwe.			
GCC 24.4	Reduction of performance security ( Not applicable)			
GCC 25.1	Warranty: The period of the warranty shall be one (1) year manufacturer warranty.			
GCC 25.6	Failure to remedy a defect: The period allowed to the Contractor to remedy a defect during the period of the Warranty shall be (30) days			
GCC 29.1	Price adjustments: The following price adjustments are applicable.			
	When the application of price adjustment would modify the initial price by more than twenty per centum or would modify the balance owing under the contract by more than twenty per centum, the procuring entity may terminate the contract			
GCC 30.1	Terms of Payment: The structure of payments shall be:			
	Contracts with local suppliers will be paid in Zimbabwean Dollars (ZW\$) at the prevailing inter- bank rate			
	Contracts with all foreign suppliers will be signed and paid in United States Dollars			
	<b>Acceptance:</b> The Contract Price shall be paid to the Contractor within thirty (30) days after the date of the acceptance certificate for the respective delivery issued by the Procuring Entity.			
	In the event that advance payment is required, the Contractor must avail a bank guarantee of the equivalent amount from a reputable registered commercial bank			
GCC 31.1	Contract Administration Fee: The Contract Administration Fee set out in S.I 193 of 2022 is due upon the signing of the Contract and the applicable Fee shall be advised to the winning bidder.  HEAD OFFICE  HO (006 Q 9 DEC 2022 006) HO			

BOX 4350, HARARE

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## PART 3 CONTRACT

GCC reference	Special Conditions
GCC 32.1	1. <b>Declaration of any Litigation.</b> This should be on your company letter head or from your attorney. Bidders should give, if there is any, details of the litigation which they may have been involved in and any, which they are involved in.



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PART 3 CONTRACT

## **Bank Guarantee for Performance Security**

[This is the format for the Performance Security to be issued by a commercial bank in Zimbabwe in accordance with GCC 18.1]

Contract No:

Date:

HQ (006

To:

[Name and address of Procuring Entity]

## PERFORMANCE GUARANTEES No:

We have been informed that [name of supplier] (hereinafter called "the Supplier") has undertaken, pursuant to Contract No [reference number of Contract] dated [date of Contract] (hereinafter called "the Contract") for the supply of [description of goods and related services] under the Contract.

Furthermore, we understand that, according to your conditions, Contracts must be supported by a performance guarantee.

At the request of the Supplier, we [name of bank] hereby irrevocably undertake to pay you, without cavil, delay or argument, any sum or sums not exceeding in total an amount of [insert amount in figures and in words] upon receipt by us of your first written demand accompanied by a written statement that the Supplier is in breach of its obligation(s) under the Contract conditions, without you needing to prove or show grounds or reasons for your demand of the sum specified therein.

This guarantee is valid until full recovery of the entire sum of money above stated, consequently, we must receive at the above-mentioned office any demand for payment under this guarantee in case of default.

Signature	Signature

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PART 3	CONTRACT

## **Bid-Securing Declaration**

{The Bidder must fill in this Form in accordance with the instructions indicated, where it has been stated in the Bidding Procedures that a Bid-Securing Declaration is a requirement of bidding}.

Procurement Reference number:	
Date:	[date (in day, month and year format)]
Bidder's Reference Number:	HEAD OFFICE HO (006 O O DEC
To: {full name of Procuring Entity}	HEAD OFFICE HORIZA
We, the undersigned, declare that:	PROCUREMENT
We understand that, according to the must be supported by a Bid-Securing	e terms and conditions of your hide age Hardinents, bids

We accept that we may be debarred from bidding for any contract with a Procuring Entity in Zimbabwe for a period of time to be determined by the Authority, if we are in breach of our obligation(s) under the bidding conditions, because:

- (a) we have withdrawn our Bid during the period of Bid validity; or
- (b) having been notified of the acceptance of our Bid by the Procuring Entity during the period of bid validity, we fail or refuse to execute the Contract.

We understand this Bid Securing Declaration will expire if we are not the successful Bidder, either when we receive your notification to us of the name of the successful Bidder, or twenty-eight days after the expiration of our Bid, whichever is the earlier.

Signed		Name	•••		
In capacity of:	•••••••••••••••••••••••••••••••••••••••	Date:	(DD/MM/YY)		
Duly authorised for and on behalf of:					
Company		••••••			
Address:		•••••			
		• • • • • • • • • • • • • • • • • • • •			
Corporate Seal (where appropriate)					

{Note: In case of a Joint Venture, the Bid Securing Declaration must be in the name of all the partners to the Joint Venture that submits the Bid