

**BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED
POWER SUPPLY UNITS**

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024



SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

CLOSING DATE: 30 APRIL 2024

CLOSING TIME: 1000 HOURS (CAT)



**BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED
POWER SUPPLY UNITS**

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

**Standard Bidding Document for the
Procurement of:**

**Supply And Delivery of
Uninterrupted Power Supply Units**

Procurement Reference No:

ACZ/LOCAL/GDS/04/2024

Procuring Entity:

**Airports Company of Zimbabwe
(Private) Limited**

Date of Issue:

22 March 2024



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

Table of Contents

PART 1: BIDDING PROCEDURES	5
1.1 References:.....	5
1.2 Procurement Reference Number: ACZ/LOCAL/GDS/04/2024	5
1.3 Preparation of Bids	5
1.4 Lots and Packages.....	6
1.5 Number of bids allowed	6
1.6 Clarification	6
1.7 Pre-bid meeting	7
1.8 Validity of Bids	7
1.9 Submission of Bids	8
1.10 Bid opening	9
1.11 Withdrawal, amendment or modification of Bids.....	9
1.12 Delivery Requirements	9
1.13 Bid Prices and Discounts.....	9
1.14 Bid Security	10
1.15 Evaluation of Bids.....	10
1.16 Review by the Special Procurement Oversight Committee	11
1.17 Evaluation criteria.....	11
1.18 Eligibility and Qualification Criteria	12
1.19 Origin of Goods.....	13
1.20 Technical Criteria.....	13
1.21 Currency	13
1.22 Award of Contract	13
1.23 Right to Reject.....	14
1.24 Corrupt Practices.....	14
1.25 Bid Submission Sheet	15
PART 2: STATEMENT OF REQUIREMENTS.....	17
2.1 List of Goods and Price Schedule	18
2.2 Delivery Schedule	20
2.3 Technical Specification and Compliance Sheet.....	21
2.4 Declaration by the Accounting Officer	22
PART 3 CONTRACT	23
3.1 Contract Agreement	23
3.2 General Conditions of Contract.....	25



**BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER
SUPPLY UNITS**

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

3.3 Special Conditions of Contract	25
3.4 Bank Guarantee for Performance Security	27



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 1 BIDDING PROCEDURES

PART 1: BIDDING PROCEDURES

1.1 References:

References are to the Public Procurement and Disposal of Public Assets (PPDPA) Act [Chapter 22:23] and to the PPDPA (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.

In line with section 14 of the PPDPA [Chapter 22:23] No. 5 of 2017 as read in conjunction with section 10(3) (a) and schedule 2 (section 8 (5)(a)) of the (General) Regulations (Statutory Instrument No. 5 of 2018). The Airports Company of Zimbabwe (Private) Limited (ACZ) is inviting bids from reputable and experienced companies to participate in the tender for the **Supply and Delivery of Uninterrupted Power Supply Units (UPS)**.

In compliance with section 27(1) and (2) of the PPDPA Act, the ACZ has detailed the specifications of its procurement requirements for the **Uninterrupted Power Supply Units** contained in clause 2.3 of the bidding document. The evaluation of the bids to be received for this tender shall be done in compliance with section 4(1) of the PPDPA Act to ensure the achievement of transparency, fairness, honesty, competition among Bidders, fair and equitable treatment of all Bidders, promotion of integrity, achievement of environmental, social and economic requirements of the procurement law.

The successful Bidder will be required to enter into a contract with ACZ which will conform to the requirements of sections 78 to 89 of the PPDPA Act.

1.2 Procurement Reference Number: ACZ/LOCAL/GDS/04/2024

1.3 Preparation of Bids

You are requested to bid for the supply of the goods specified in the Statement of Requirements below, by completing and returning the following documentation:

1. The Bid Submission Sheet in this Part 1.
2. The Statement of Requirements in Part 2.
3. A copy of every document necessary to demonstrate eligibility in terms of section 28 (1) of the Regulations.
4. Supplier Registration number showing that you are registered with the Procurement Regulatory Authority of Zimbabwe (PRAZ).
5. A bid security in the format specified in this Part.



**BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER
SUPPLY UNITS**

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

6. A copy of:

- a) Valid Tax Clearance Certificate
- b) A Copy of CR14 or CR6 Form (Showing list of Directors)
- c) A Copy of CR5 Form (Business physical address).
- c) A Copy of Certificate of Incorporation.
- d) Company profile
- f) At least three (3) traceable references on client's letter heads where the Bidder supplied UPSs in the last two (2) years.

You are advised to carefully read the complete Bidding Document, as well as the General Conditions of Contract (GCC) which are available on the (PRAZ) 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 and the Bidder's name and reference number.

1.4 Lots and Packages

This procurement requirement shall not be divided into lots or packages.

1.5 Number of bids allowed

No Bidder may submit more than one (1) 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 (1) bid can be submitted. A conflict of interest will be deemed to arise if bids are received from more than one (1) Bidder owned, directly or indirectly, by the same person.

1.6 Clarification

Clarification of the bidding document may be requested in writing by any Bidder before **19 APRIL 2024** and should be sent to:



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

The Head Procurement Management Unit

3rd Level New Terminal Building

Robert Gabriel Mugabe International Airport

P. Bag 6002

Harare

Telephone: +263 -242 -575662

tenders@acz.co.zw

1.7 Pre-bid meeting

There shall be no pre-bid meeting for this procurement requirement.

1.8 Validity of Bids

The minimum period that the Bidder's bid must remain valid is at least **60 days** from the deadline for the submission of bids.

1.9 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:

- a) Bidders must have the legal capacity to enter into a contract; **Bidders are requested to attach:**
- i. A copy of the CR6 form/CR14 form (showing list of directors),
 - ii. A copy of the CR5 form (showing the business physical address) and
 - iii. A copy of the Certificate of Incorporation,
 - iv. A detailed Company profile showing business Directors.
- b) Bidders must have fulfilled their obligations to pay taxes and social security
- i. contributions in Zimbabwe; **Bidders must attach:**
 - ii. A valid copy of Tax Clearance Certificate and
 - iii. A current proof of registration with the National Social Security Authority.



**BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER
SUPPLY UNITS**

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

- c) Bidders must not have any conflict of interest in relation to this procurement
 - i. Requirement: **Bidders must declare in writing whether they have or have no conflict of interest in relation to this procurement; Bidders to complete the attached declaration form "Annexure A" on Conflict of Interest.**
- d) Bidders must not be debarred from participation in public procurement under section 72 (6) of the PPDA Act and section 74(1) (c), (d) or (e) of the Regulations or declared ineligible under section 99 of the Act; attach current copy of registration or renewal of registration with PRAZ (www.praz.org.zw).
- e) Bidders must attach at least three (3) references on client's letter heads where the Bidder supplied jerseys and /or shoes.
- f) Participation in this bidding procedure is open to Domestic Bidders.
- g) Proof of payment of Bid Security.
- h) Bidders must state the warranty period.

1.10 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 confirming submission of their bid that has correct details of the Bidder and the number of the bid.

The Bidder must mark the envelope with the Bidder's name and address and the procurement reference number.

The Bidder must prepare one (1) original of the documents comprising the bid and clearly mark it "ORIGINAL." In addition, the Bidder must submit two (2) copies of the Bid and must mark each of them clearly "COPY." In the event of any discrepancy between the original and the copies, the original will prevail.

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.



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 1 BIDDING PROCEDURES

Date of deadline:

Deadline time: **30 April 2024**
1000 hours

Addressed to:

The Accounting Officer
Airports Company of Zimbabwe (Private) Limited (ACZ)
3rd Level International Terminal Building
Robert Gabriel Mugabe International Airport
Harare

Submission address:

PMU Reception 2nd Floor Domestic Terminal Building

Means of acceptance:

Sealed bids are to be recorded at ACZ PMU Reception at the Domestic Terminal Building, 2nd Floor and placed in a marked bid box.

1.11 Bid opening

Bidders and their representatives may witness the opening of bids, which will take place at the submission address immediately following the deadline.

1.11 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.

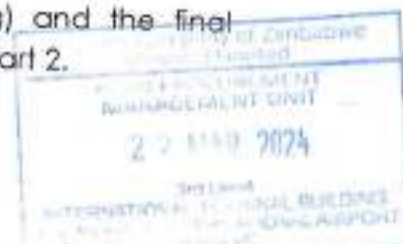
1.12 Delivery Requirements

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.

1.13 Bid Prices and Discounts

(a) For Goods

- (i) The price of the Goods and the cost of delivery to the final destination, including the relevant **INCOTERM 2020**, as stated in the Delivery Schedule;



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 1 BIDDING PROCEDURES

- (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).
- (c) **Bidders must clearly state their payment terms.** Payment is strictly after goods have been delivered.

1.14 Bid Security

The Bidder must include:

A refundable bid security/bond of **US\$400.00** in the following form

Option 1 ----- A certified bank cheque

Option 2 ----- A bank guarantee

Option 3 ----- A cash deposit to the PRAZ;

issued by either a **registered commercial bank** or **the PRAZ.**

The bid bond obtainable from PRAZ is issued upon payment of a non-refundable bid bond establishment fee of **US\$150.00, payable at the PRAZ.**

Any bid **not** accompanied by a bid security in accordance with section 26 (3) of the Regulations **will be rejected by the Procuring Entity as non-responsive.**

1.15 Evaluation of Bids

Bids will 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.
2. **Technical evaluation** to determine substantial responsiveness to the specifications in the Statement of Requirements.



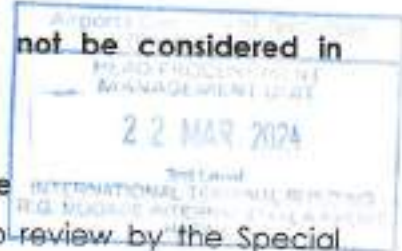
BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

3. **Financial evaluation and comparison** to determine the evaluated price of bids and to determine the lowest priced bid.
4. Vendor support and warranty of the products, customer support, responsiveness, availability of technical assistance clearly articulated.

Bids failing at any stage will be eliminated and will not be considered in subsequent stages.



1.16 Review by the Special Procurement Oversight Committee

This tender procurement requirement will not be subject to review by the Special Oversight Committee (SPOC).

1.17 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; Bidder is requested to attach copy of CR14 / CR6 form, copy of certificate of incorporation.
2. Have fulfilled their obligations to pay taxes and social security contributions in Zimbabwe; attach valid copy of tax clearance certificate.
3. Not have a conflict of interest in relation to this procurement requirement; Bidders **must** declare in writing whether they have or have no conflict of interest in relation to this procurement requirement.
4. 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; attach current copy of registration or renewal of registration with PRAZ.
5. Have been registered with the PRAZ as a Supplier and have paid the applicable Supplier Registration Fee set out in Part III of the Fifth Schedule to the Regulations; attach current copy of registration or renewal of registration with PRAZ.

1.18 Evaluation Criteria

The ACZ's evaluation of bids will consider, in addition to the bid price, the following criteria:

- (a) **Delivery schedule:** The specified goods are required to be delivered by the date indicated in the delivery schedule in Part 2. Preference will be given to bids offering delivery within the stipulated time.
- (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

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 1 BIDDING PROCEDURES

the schedule and if the deviation is considered acceptable to ACZ, 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 (RBZ) on the closing date for submission of bids.

- (c) **Compliance with the mandatory requirements of bidding documents.**
- (d) **Technical specifications** (refer to clause 2.1 and 2.3)
- (e) **Financial proposal** (lowest compliant bid to specifications).
- (f) **Compliance with administrative requirements.**

No.	Evaluation Criteria	Please tick if completed or submitted
1.	Submit completed bid submission sheet in Part 1.	
2.	Documentation necessary to demonstrate eligibility in terms of section 28 (1) of the Regulations: -	
2.1	Copy of CR14 /CR6 form.	
2.2	Copy of CR5 form	
2.3	Copy of certificate of incorporation.	
2.4	Current copy of tax clearance certificate as proof of compliance with Zimbabwe Revenue Authority (ZIMRA) must be attached.	
2.5	Submission of detailed company profile.	
2.6	Submission of three (3) traceable trade references on Company's letterhead where the bidder supplied UPS units.	
2.7	Submission of proof of registration with the PRAZ in the relevant category.	
2.8	Declaration to confirm whether the Bidder has or has no conflict of interest in relation to this procurement requirement (completion of Annexure "A", Declaration Form).	
2.9	Bid Validity Period of 60 days must be stated. Failure to state validity period will lead to disqualification.	
2.10	Bidders to state the warranty period (minimum 1 year)	
3.	Responsiveness to technical specifications in the statement of	

Accepted for signature
 22/04/2024
 INTERNATIONAL TRADE DEVELOPMENT BANK OF ZIMBABWE

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

No.	Evaluation Criteria	Please tick if completed or submitted
	requirements. Bidders must state compliance to given requirements / specifications.	
4.	Delivery schedule. Delivery period must be stated.	
5.	Submission of bid security bond in the format stipulated.	
7.	Payment terms must be clearly stated.	
8.	The lowest evaluated tender to specifications shall be accepted. ACZ may share the award among compliant Bidders.	

1.19 Origin of Goods

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

1.20 Technical Criteria

The technical specifications sheet details the minimum specification of the Supply and Delivery of Uninterrupted Power Supply Units. The goods offered must meet this specification, but no credit will be given for exceeding the specification.

1.21 Currency

Bids must be priced in both United States Dollars (US\$) and Zimbabwe Dollars (Zw\$) in line with S.I 185 of 2020. The currency of evaluation will be US dollars. Payment for domestic (local) Bidders will be in Zimbabwe dollars at the prevailing RBZ foreign currency bank rate.

1.22 Award of Contract

The lowest priced 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



**BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER
SUPPLY UNITS**

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 1 BIDDING PROCEDURES

receiving this Notification, submit to the Procuring Entity a challenge in terms of section 73 of the Act, subject to payment of the applicable fee set out in section 44 of the Third Schedule to the Regulations.

1.23 Right to Reject

The ACZ 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.

1.24 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 ACZ 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 PRAZ 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.



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

1.25 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:

Subject of Procurement:

Name of Bidder:

Bidder's Reference Number:

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: **60 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.

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART I BIDDING PROCEDURES

Bid Authorised by:

Signature	Name
Position:	Date:(DD/MM/YY)
Authorised for and on behalf of:	
Company	
Address:	
.....	



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 2 STATEMENT OF REQUIREMENTS

1.26 ANNEXURE "A": Declaration Form

TENDER FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS: ACZ/LOCAL/GDS/04/2024

We, the undersigned do hereby declare that we have not and will not be involved in any corrupt or fraudulent practices in bidding for this tender.

We further wish to declare that **we have no** conflict of interest in relation to this procurement requirement and wish to acknowledge that we have read and understood that should we be involved in any corrupt or fraudulent practices in bidding for this tender, the following action will be taken against us: -

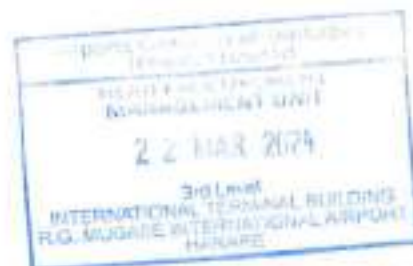
- a) The procuring entity will reject our proposal and/or any recommendation for award of the Tender if it determines that we have engaged in corrupt or fraudulent practices in competing for the contract in question.
- b) We will be barred from practicing in public procurement in Zimbabwe if we are found to have indulged in corrupt or fraudulent practices in competing for the contract in question.

By signing the Declaration form, the bidder is in agreement with the above-stated terms and conditions.

Signed by

Date

Company Representative's Details



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: AC2/LOCAL/GDS/04/2024

PART 2 STATEMENT OF REQUIREMENTS

PART 2: STATEMENT OF REQUIREMENTS

Name of Bidder:

Bidder's Reference Number:

2.1 List of Goods and Price Schedule

Currency of Bid:.....

Item No	Description of Goods	Quantity	Unit Price	Total Price
			[To be provided by the Bidder]	[To be provided by the Bidder]
i.	Uninterrupted Power Supply Units			
	2 KVA Single phase	16		
	1KVA /220V 1/0	13		
	2KVA /220V 1/0	13		
	5KVA / 220V 1/0	11		
	10KVA /380V 1/0	3		
	5KVA LITHIUM-ION POWERED	4		

The required equipment should have the following general elements for all the UPS Units:

- At least 30 minutes endurance
- Bidders are requested to specify the brand on offer and their warranty period
- The UPS should be microprocessor-based technology.
- Wide voltage window for AVR 145-300VAC
- Built-in DC start function (cold start)
- Automatic restarting after a trip

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 2 STATEMENT OF REQUIREMENTS

- RS 232 interface
- Generator and Solar power compatible
- Auto Self-Test
- Interface ports: DB-9 RS-232,
- Smart Slot, USB
- Should have Emergency power off.
- Runtime 30 minutes full load / 60 minutes half load.
- 5KVA and above UPS must have Lithium batteries.

Note 1: Lots and packages should be shown as separate items.

Note 2: The description or quantity must indicate the unit of measure where relevant.

Note 3: Unit and total prices must be for delivery through to the final destination stated in Part 1.

Note 4: Include any additional costs, such as installation or commissioning.

The price to be quoted in the Price Schedule must be the total price of the bid, excluding any discounts offered.



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACT/LOCAL/GDS/04/2024

PART 2 STATEMENT OF REQUIREMENTS

2.2 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}.

Item No	Description of Goods	Quantity	Physical Unit / Unit of measure	Delivery Date Required by Procuring Entity and applicable INCOTERM	Bidder's offered Delivery period
				Within 14 days from date of signing the contract.	{To be provided by the Bidder}
	LOT1: Uninterrupted Power Supply Units				
1.	2KVA Single phase	16	Each		
2.	1KVA /220V 1/0	13	Each		
3.	2KVA /220V 1/0	13	Each		
4.	5KVA / 220V 1/0	11	Each		
5.	10KVA /380V 1/0	3	Each		
6.	5KVA LITHIUM-ION POWERED	4	Each		

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 2 STATEMENT OF REQUIREMENTS

2.3 Technical Specification and Compliance Sheet

Name of Bidder:

Bidder's Reference Number:

The goods and related services must comply with the following Technical Specifications and Standards:

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	b	c
Item No	Item description and full technical Specification required (including applicable standards)	{Confirm full specification of items offered by Bidder and compliance of items to detail in column b}
1.	2 KVA Single phase	
2.	1KVA /220V 1/0	
3.	2KVA /220V 1/0	
4.	5KVA / 220V 1/0	
5.	10KVA /380V 1/0	
6.	5KVA Lithium-ION Powered	
	Specifications	
1.	The UPS should be microprocessor-based technology	
2.	Wide voltage window for AVR 145-300VAC	
3.	Built-in DC start function (cold start)	
4.	Automatic restarting after a trip	
5.	RS 232 interface	
6.	Generator and solar power compatible	



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 2 STATEMENT OF REQUIREMENTS

7.	Auto self-test	
8.	Interface ports : DB-9 RS-232,	
9.	SmartSlot, USB	
10.	Should have emergency power off	
11.	Runtime 30 minutes full load / 60 minutes half load	
12.	5KVA and above UPS must have lithium batteries.	

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.

2.4 Declaration by the Accounting Officer

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

Signed By the Accounting Officer: T. Gusha

Signature.....

Chief Executive Officer

Date: 22 March 2024



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 3 CONTRACT

PART 3 CONTRACT

3.1 Contract Agreement

Procurement Reference: ACZ/LOCAL/GDS/04/2024

THIS CONTRACT AGREEMENT is made the day of,

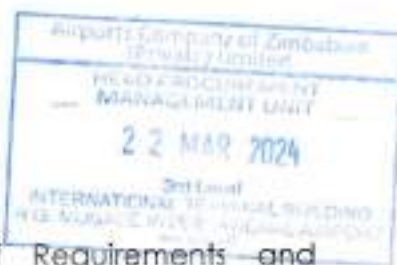
BETWEEN

- (1) **Airports Company of Zimbabwe (Private) Limited**, a body corporate incorporated under the laws of Zimbabwe and having its principal place of business at Robert Gabriel Mugabe International Airport (hereinafter called "the Procuring Entity"), and
- (2), 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., Supply and Delivery of Uninterrupted Power Supply Units to ACZ and has accepted a Bid by the Contractor for the supply and delivery of those Goods 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 and Technical Specifications);
 - (e) The Contractor's bid, original Price Schedules and Delivery Schedule;
 - (f) The Procuring Entity's Notification of Contract Award;



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 3 CONTRACT

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.
4. In consideration of the payments to be made by the Airports Company of Zimbabwe (Private) Limited to the Contractor as mentioned below, the Contractor hereby agrees with the Airports Company of Zimbabwe (Private) Limited to provide the Goods and Services and to remedy any defects in them in conformity with the Contract.
5. The Airports Company of Zimbabwe (Private) Limited 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 Airports Company of Zimbabwe (Private) Limited

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]



BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 3 CONTRACT

3.2 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.

3.3 Special Conditions of Contract

Procurement Reference Number: ACZ/LOCAL/GDS/04/2024

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: Zimbabwe.
GCC 8.1	Notices: Any notice shall be sent to the following addresses: For the Airports Company of Zimbabwe (Private) Limited, the address shall be as given in the Contract document and the contact shall be Accounting Officer, Robert Gabriel Mugabe International Airport, 3rd Level, Harare. 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. If the CONTRACTOR delays in delivering or performing due to a fault or negligence caused or attributable to the Contractor, the AUTHORITY shall claim liquidated damages for the delay which shall be calculated at 2% of contract value per week for a period of six (6) weeks which the CONTRACTOR will be liable to pay. Should the CONTRACTOR fail to perform or deliver after the six (6) weeks period covered by the liquidated damages the ACZ shall terminate the contract due to that delay and the Contractor will be liable for the payment of the accrued liquidated damages. The CONTRACTOR will not be charged liquidated damages when the delay in delivery or performance is a result of circumstances beyond the Contractor's control and is not caused by fault or negligence on the part of the Contractor.
CC 23.1 &	Inspections and tests: the tests of the Software products that the

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 3 CONTRACT

GCC reference	Special Conditions
23.2	Contractor is required to carry at its own expense are: Correct functionality of the UPS and Air-conditioning Units.
GCC 24.1	Performance security: The Contractor shall provide a performance security of 10 % of the Contract Price. The performance security shall be denominated in the currency of the Contract and issued by a Bank located in Zimbabwe or a foreign Bank through correspondence with a Bank located in Zimbabwe or from another financial institution acceptable to the Airports Company of Zimbabwe (Private) Limited. The format shall be based on the template following the Special Conditions of Contract in this Part.
GCC 24.4	Reduction of performance security: There shall be no reduction in the performance security during contract period. The performance security will only be released upon 100% delivery of the UPS and Air-conditioning Units and issuing of the Goods received voucher.
GCC 25.1	Warranty: The period of warranty shall be 12 months.
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 14 days.
GCC 29.1	Price adjustments: There will be no price adjustments for the duration of the contract
GCC 30.1	<p>Terms of Payment:</p> <p>Advance payment: <u>There shall be no advance payment for this procurement requirement.</u></p> <p>On Delivery: 100% Payments shall be done with thirty (30) days of submission of a Tax invoice and Goods Received Voucher.</p>
GCC 31.1	Contract Administration Fee: The Contract Administration Fee set out in Part V of the Fifth Schedule of the Regulations is due upon the signing of the Contract and the applicable fee is US \$ to the PRAZ.

BIDDING DOCUMENT FOR THE SUPPLY AND DELIVERY OF UNINTERRUPTED POWER SUPPLY UNITS

PROCUREMENT REFERENCE NO: ACZ/LOCAL/GDS/04/2024

PART 3 CONTRACT

3.4 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:

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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Administrative Unit
27 MAY 2024
MILWAUKEE
MILWAUKEE BUILDING
MILWAUKEE AIRPORT