

Ref No: 040/2022/CRO/LEGAL/RFQ

25 October 2022

Appointment of a professional service provider for the provision of professional legal services in Infrastructure Finance for the implementation of the Mokolo-Crocodile Rivers (West) Water Augmentation Project Phase-2A (MCWAP-2A) water resource development project.

Dear Tenderer,

TCTA acknowledges receipt of the Requests for Clarification listed below. The applicable response to each request for clarification is provided under each item.

1. The proposed functionality criteria do not add up, the total in the RFQ document is 110 but when we add the points that are allocated it adds up to 125 points.

TCTA RESPONSE:

The total on the RFQ is 110; 30 for company experience and 80 for personnel experience.

2. In the evaluation criteria table under personnel experience “associate” is not included but it is mentioned in the pricing schedule does this mean that an associate will not be evaluated.

TCTA RESPONSE:

For the purpose of evaluation, you will complete the relevant returnable form for the Senior Associate as required. In the pricing schedule, you must respond to the costing of an associate as requested.

3. Page 7 of the RFQ under “PRICE AND BBEEEE” refers to estimated time spent for Task 1 – 7 as prescribed by TCTA:
 - 3.1 Are these hours negotiable? If so, may we use our own discretion based on previous experience of similar work to estimate the total time to be spent on each task?
 - 3.2 If the hours are non-negotiable, would the preferred bidder be held to those hours, or may we treat any time more than the prescribed hours in the RFQ as an hourly rate bid?

TCTA RESPONSE:

- 3.1 Those hours are non-negotiable as the rationale for such hours is to ensure like-for-like price evaluation and effectively fair evaluation.
- 3.2 The preferred bidder will be held to those hours if the actual time spent by the offered personnel accommodates and correct the hourly rate offered shall apply.

4. Can we fill out the tender documents electronically and sign electronically or are we required to physically write and physically sign the document?

TCTA RESPONSE:

Both apply but your system to execute electronically or physically should ensure that the RFQ is referenced correctly, and the intended signatures are correctly depicted and legally executed. Also note that submissions are to be submitted electronically.

Yours faithfully

Azwi Nelwamondo
Senior Manager: Procurement