

CONTRACT AGREEMENT

Contract No PA/024/2021/2022/EZ/G/20-KHD

THIS AGREEMENT is made on the 8th Day of March, 2022,

BETWEEN

The **VOCATIONAL EDUCATION AND TRAINING AUTHORITY, EASTERN ZONE FOR KIHONDA RVTSC** a Public Corporation that was established under the Act No. 1 of Parliament of 1994 whose Zonal Regional Office is situated at VETA Eastern Zone Regional Director Block along Rwegasore Road near Morogoro Hotel, P.o Box 1955 MOROGORO (hereinafter referred to as the "**The Employer**") of the one part;

AND

M/S FELIX JOCTAN MCHANJALE of P.o Box 886, MOROGORO (hereinafter called "the Supplier"), on the other hand

WHEREAS

The Employer invited **BIDS** for the **Supply and Fix Complete Hard Timber Door Frames with Shutter and Bedroom Wardrobes (Mninga)** to **KOROGWE DVTC** and has accepted the price offered by the Supplier for the supply goods under Terms and Conditions in the Descriptions and contract sum detailed in the table below;

LOT No	ITEM DESCRIPTION	TENDER PRICE IN LOCAL CURRENCE
Single Lot	Supply and Fix Complete Hard Timber Door Frames with Shutter and Bedroom Wardrobes (Mninga Material) to Korogwe DVTC	One Hundred Seventy Million Tanzanian Shillings and Zero Cents Only with all Taxes inclusive (TZs 170,000,000/= With VAT Inclusive)

NOW THEREFORE the parties hereby agree as follows:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement;

- (a) The Price Schedule submitted by the Bidder;
- (b) The Schedule of Requirements (Technical Specifications);
- (c) The Schedule of Requirements submitted by bidder for compliance,
- (d) Negotiation Records;

- (e) Notification to Award;
- (f) General Conditions of Contract (GCC);
- (g) Special Conditions of Contract (SCC);

3. In consideration of the payments to be made by the Employer to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Employer to provide the goods and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. The Employer hereby covenants to pay the Supplier in consideration of the provision of the goods and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the times and in the manner prescribed by the contract.

IN WITNESS whereof **PARTIES** hereto have caused this Agreement to be executed in accordance with the law specified in the Special Conditions of Contract on the day, month and year indicated above.

SEALED with the COMMON SEAL of the said **M/S FELIX JOCTAN MCHANJALE** SUPPLY and DELIVERED in the presence of us this 8th Day of March, 2022:

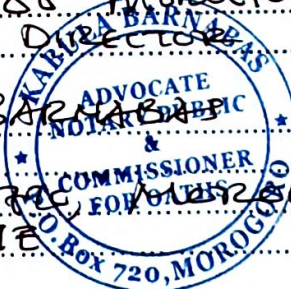
FULL NAME
SIGNATURE
POSTAL ADDRESS
DESIGNATION

FELIX JOCTAN MCHANJALE
[Signature]
P.O. Box 886 MOROGORO
MANAGING DIRECTOR

FELIX JOCTAN MCHANJALE
P.O. BOX 886, MOROGORO
TIN: 109-780-111
MOB: 0676 337575

FULL NAME
SIGNATURE
POSTAL ADDRESS
DESIGNATION

KABULA BARNABAS
[Signature]
P.O. Box 720 MOROGORO
ADVOCATE



SEALED with the COMMON SEAL of the said **VOCATIONAL EDUCATION AND TRAINING AUTHORITY, EASTERN ZONE FOR KIHONDA RVTSC** and DELIVERED in the Presence of us this 8th Day of March, 2022:

FULL NAME
SIGNATURE
POSTAL ADDRESS
DESIGNATION

WILHARD EDWARD Sulu
[Signature]
P.O. Box 1555 MOROGORO
REGIONAL DIRECTOR

REGIONAL DIRECTOR
VOCATIONAL EDUCATION AND TRAINING AUTHORITY
EASTERN ZONE

FULL NAME
SIGNATURE
POSTAL ADDRESS
DESIGNATION

MAGANJA JULIUS MAGANJA
[Signature]
2208 - MOROGORO
PRINCIPAL

PRINCIPAL
MOROGORO RVTSC - KIHONDA

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APPENDIX 2
SERVICE PROVIDER PRICE LIST

Item	Description of Goods	Compliance to specification	Qty	Units	Unit Price +18% VAT	Extended price
DOORS & WINDOWS FOR ADMINISTRATION BLOCK						
	A: DOORS (Hard wood Doors Mninga/ mkongo)	COMPLY				
1	Door top (panelled) 1500x 2100mm, double doors; D1	COMPLY	Ea	3	700,000	2,100,000
2	Door top (panelled) 900x 2100mm; D2	COMPLY	Ea	24	350,000	8,400,000
	B: DOOR FRAMES (Hard wood Doors frames, Mninga/ mkongo)	COMPLY				
3	Door Frame size 50mm x 150mm with Vent (1500mm x 2850mm)	COMPLY	Ea	3	250,000	750,000
4	Door Frame size 50x 150 mm with Vent (900mm x 2850mm)	COMPLY	Ea	24	230,000	5,520,000
DOORS SHUTTER FOR GENERAL CLASSROOM						
	A: Doors Shutter (Hard wood Mninga/ mkongo)	COMPLY				
5	Door top (panelled) 1500x 2100mm, double doors	COMPLY	Ea	4	500,000	2,000,000
6	Door top (panelled) 900x 2100mm	COMPLY	Ea	1	350,000	350,000
	B: Doors frames (Hard wood Mninga/ mkongo)	COMPLY				
7	Door Frame size 50mm x 150mm with Vent (1500mm x 3100mm high)	COMPLY	Ea	4	250,000	1,000,000
8	Door Frame size 50x 150 mm with Vent (900mm x 3100mm high)	COMPLY	Ea	1	250,000	250,000
DOORS & WINDOWS FOR ELECTRICAL AND MASON, COMPUTER, DSCT						
	DOORS SHUTTER					
	A: Hard wood Doors Mninga/ mkongo	COMPLY				
9	Door top (panelled) 2000x 2100mm, double doors;	COMPLY	Ea	5	700,000	3,500,000
10	Door top (panelled) 900x 2100mm	COMPLY	Ea	18	350,000	6,300,000
	DOOR FRAMES	COMPLY				
	B: Hard wood Doors Mninga/ mkongo	COMPLY				
11	Door Frame size 50mm x 150mm with Vent (2000mm x 3200mm high)	COMPLY	Ea	5	300,000	1,500,000
12	Door Frame size 50x 150 mm with Vent (900mm x 2400mm high)	COMPLY	Ea	18	230,000	4,140,000
DOORS & WINDOWS FOR MYM AND WF						

FELIX JOCKTAN MCHANJALE
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	DOORS SHUTTER	COMPLY				-
	A: Hard wood Doors Mninga/ mkongo	COMPLY				-
13	Door top (panelled) 2000x 2100mm, double doors;	COMPLY	Ea	1	700,000	700,000
14	Door top (panelled) 900x 2100mm	COMPLY	Ea	6	350,000	2,100,000
	B: DOOR FRAMES	COMPLY				-
15	Door Frame size 50mm x 150mm with Vent (2000mm x 3200mm high)	COMPLY	Ea	1	300,000	300,000
16	Door Frame size 50x 150 mm with Vent (900mm x 2400mm high)	COMPLY	Ea	6	250,000	1,500,000
DOORS & WINDOWS FOR TOILETS						-
	DOORS					-
	A Hard wood Doors Mninga/ mkongo	COMPLY				-
17	Door top (panelled) 1000x 2100mm,	COMPLY	Ea	3	350,000	1,050,000
18	Door top (panelled) 900x 2100mm,	COMPLY	Ea	6	350,000	2,100,000
19	Door top (panelled) 800x 2100mm;	COMPLY	Ea	18	350,000	6,300,000
	DOOR FRAMES	COMPLY				-
20	Door Frame size 50mm x 150mm; sizes (1000mm x 2700mm), vent (1000x2600) including transform and mullion.	COMPLY	Ea	2	250,000	500,000
21	Door Frame size 50mm x 150mm; sizes (900mm x 2600mm), vent (800x500) including transform and mullion	COMPLY	Ea	6	250,000	1,500,000
22	Door Frame size 50mm x 150mm; sizes (800mm x 2600mm)	COMPLY	Ea	18	230,000	4,140,000
DOORS & WINDOWS FOR STORE						-
	DOORS SHUTTER					-
	A Hard wood Doors Mninga/ mkongo	COMPLY				-
23	Door top (panelled) 1500x 2400mm, double doors;	COMPLY	Ea	1	700,000	700,000
24	Door top (panelled) 900x 2100mm	COMPLY	Ea	2	350,000	700,000
25	Door top (panelled) 800x 2100mm	COMPLY	Ea	3	350,000	1,050,000
	B DOOR FRAMES -	COMPLY				-
26	Door Frame size 50mm x 150mm with Vent (1500mm x 3150mm high)	COMPLY	Ea	1	300,000	300,000
27	Door Frame size 50x 150 mm with Vent (900mm x 3150mm high)	COMPLY	Ea	2	250,000	500,000
28	Door Frame size 50x 150 mm with Vent (800mm x 2100mm high)	COMPLY	Ea	3	230,000	690,000
DOORS & WINDOWS FOR GIRLS HOSTEL AND BOYS						-
	DOORS					-
	A Hard wood Doors Mninga/ mkongo	COMPLY				-
29	Door top (panelled) 1200x 2100mm, double doors;	COMPLY	Ea	8	700,000	5,600,000
30	Door top (panelled) 900x 2100mm;	COMPLY	Ea	38	350,000	13,300,000

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FELIX MUKHIALE
P.O. BOX 286, MOROGORO
TIN: 109-780-111
MOB: 0676 337575

31	Door top (panelled) 800x 2100mm;	COMPLY	Ea	20	350,000	7,000,000
32	Door top (panelled) 1000x 2100mm;	COMPLY	Ea	2	350,000	700,000
	DOOR FRAMES	COMPLY				-
33	Door Frame size 50mm x 150mm with Vent (1200mm x 2500mm)	COMPLY	Ea	8	300,000	2,400,000
34	Door Frame size 50x 150 mm with Vent (900mm x 2500mm)	COMPLY	Ea	38	230,000	8,740,000
35	Door Frame size 50x 150 mm with Vent (800mm x 2500mm)	COMPLY	Ea	20	230,000	4,600,000
36	Door Frame size 50x 150 mm with Vent (1000mm x 2500mm)	COMPLY	Ea	20	250,000	5,000,000
	BEDROOM WARDROBES	COMPLY				-
	Panelled door with shelves	COMPLY				-
37	Doors; 1500x2800mm high; double door	COMPLY	Ea	36	800,000	28,800,000
DOORS & WINDOWS FOR STAAF HOUSE SINGLE						-
	DOORS SHUTTER					-
	A Hard wood Doors Mninga/ mkongo	COMPLY				-
38	Door top (panelled) 1200x 2100mm	COMPLY	Ea	1	700,000	700,000
39	Door top (panelled) 900x 2100mm	COMPLY	Ea	9	350,000	3,150,000
49	Door top (panelled) 800x 2100mm	COMPLY	Ea	3	350,000	1,050,000
	B Door frames	COMPLY				-
41	Door Frame size 50mm x 150mm with Vent (1200mm x 2700mm) External	COMPLY	Ea	1	700,000	700,000
42	Door Frame size 50x 150 mm with Vent (900mm x 2700mm) External	COMPLY	Ea	9	230,000	2,070,000
43	Door Frame size 50x 150 mm with Vent (800mm x 2700mm) External	COMPLY	Ea	3	230,000	690,000
	BEDROOM WARDROBES					-
	Panelled door with shelves	COMPLY				-
44	Doors; 1500x2800mm high; double door	COMPLY	Ea	2	700,000	1,400,000
45	Doors; 2000x2800mm high; double door	COMPLY	Ea	1	800,000	800,000
DOORS & WINDOWS FOR SEMI-DETACHABLE STAFF HOUSE						-
	DOORS					-
	A Hard wood Doors Mninga/ mkongo	COMPLY				-
46	Door top (panelled) 900x 2100mm, double doors;	COMPLY	Ea	16	500,000	8,000,000
47	Door top (panelled) 1200x 2100mm	COMPLY	Ea	2	700,000	1,400,000
	DOOR FRAMES	COMPLY				-
48	Door Frame size 50mm x 150mm with Vent (900mm x 2700mm high)	COMPLY	Ea	12	230,000	2,760,000
50	Door Frame size 50x 150 mm with (800mm x 2100mm high)	COMPLY	Ea	4	230,000	920,000

FELIX DOCKTAN MCFANJALE
 P.O. BOX 886, MOROGORO
 TEL: 109 780 311
 MOB: 0676 337575

	BEDROOM WARDROBES	COMPLY					
	Panelled door with shelves	COMPLY					
51	Doors; 1000x2800mm high; double door	COMPLY	Ea	2	700,000	1,400,000	
DOORS & WINDOWS FOR POWER HOUSE							
	DOORS SHUTTER						
	A Hard wood Doors Mninga/ mkongo	COMPLY					
52	Door top (panelled) 1000x 2100mm	COMPLY	Ea	1	700,000	700,000	
	B DOOR FRAMES	COMPLY					
53	Door Frame size 50mm x 150mm; sizes (1000mm x 2800mm), vent (1000x850mm).	COMPLY	Ea	1	300,000	300,000	
DOORS & WINDOWS FOR GURD HOUSE							
	DOORS SHUUTER						
	A Hard wood Doors Mninga/ mkongo	COMPLY					
54	Door top (panelled) 900x 2100mm,	COMPLY	Ea	3	350,000	1,050,000	
	B DOOR FRAMES	COMPLY					
55	Door Frame size 50mm x 150mm; sizes (900mm x 2600mm)	COMPLY	Ea	3	230,000	690,000	
DOORS & WINDOWS FOR KITCHEN AND DINING							
	DOORS SHUTTER						
	A Hard wood Doors Mninga/ mkongo	COMPLY					
56	Door top (paneled) 1800x 2100mm, double doors; D1	COMPLY	Ea	3	800,000	2,400,000	
57	Door top (panelled) 900x 2100mm; D2	COMPLY	Ea	12	350,000	4,200,000	
	DOOR FRAMES	COMPLY					
	Hard wood Doors frames, Mninga/ mkongo	COMPLY					
58	Door Frame size 50mm x 150mm with Vent (1800mm x 3100mm) D1	COMPLY	Ea	3	300,000	900,000	
59	Door Frame size 50x 150 mm with Vent (900mm x 3100mm) D2	COMPLY	Ea	12	230,000	2,760,000	
GRAND TOTAL including 18%VAT						174,120,000	
*Delivered point: KOROGWE DVTC (Near Semkiwa Secondary School) in Tanga Region							
*The delivery period offered: is 60 Days from date of signing Contract Agreement							


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RECORD OF NEGOTIATIONS

Name of the Procuring Entity: VETA - Eastern Zone (Kihonda RVTSC)

Tender ID No.: PA/024/2021/2022/EZ/G/20 - KHD (3)



Subject of Procurement: Supply and Fix Complete Hard Timber Door Frames with Shutter and Bedroom Wardrobes (Mninga/Mkongo) to Korogwe DVTC

Method of Procurement: National Shopping

Date of Negotiation: 9th February, 2022

PART 1: RECORD OF NEGOTIATIONS	
ISSUE	AGREEMENT (WITH FULL DETAILS)
1. Confirmation of completion period for the project	Agreed that: - a) All door frames they will be able to deliver on site two weeks after signing of contract. b) All tops and wardrobes they will be able to deliver on site two months after signing the contract. c) Door tops will be installed for two weeks after delivery which makes the total duration of the project to be two months and two weeks
2. Payment terms	Agreed that after delivery and acceptance of door frames or door top, payments will be made for the delivered and accepted part of the assignment.
3. Price reduction	Agreed that the finishing cost for frames and door tops will be part of the contract. Therefore, the supplier agreed to provide a price discount on his contractual sum. After deducting the discount, the new bid price will be TZS.170,000,000.00 VAT inclusive

We hereby certify that the above is a true and accurate record of the negotiations:

For the Procuring Entity	For the Tenderer/Consultant
Signature: 	Signature: 
Name: EDNALULU MEENA	Name: FELIX JOCKIAN
Position: CHAIR PERSON	Position: MKUMUGENZI
Date: 09 TH FEBRUARY, 2022	Date: 9/2/2022

Document attached:

Minutes of the Negotiation meeting





UNITED REPUBLIC OF TANZANIA
MINISTRY OF EDUCATION, SCIENCE AND TECHNOLOGY
VOCATIONAL EDUCATION AND TRAINING AUTHORITY
VETA EASTERN ZONE



In reply please quote:

VETA/EZ/MOR/168/VOL.VI/170

15th February, 2022.

M/s FELIX JOCKTAN MCHANJALE,
P.O BOX 886,
MOROGORO.

RE: NOTIFICATION OF AWARD CONTRACT PA/024/2021/2022/EZ/G/20-KHD (3) FOR SUPPLY AND FIX COMPLETE HARD TIMBER DOOR FRAMES WITH SHUTTER AND BEDROOM WARDROBES (MNINGA MATERIAL) TO KOROGWE DVTC

This is to notify you that, VETA Eastern Zone has accepted your bid dated 6th February, 2022 regarding the tender for the Supply and Fix Complete Hard Timber Door Frames with Shutter and Bedroom Wardrobes (Mninga Material) to Korogwe DVTC at a Contract Price detailed in the table below: -

LOT No.	ITEM DESCRIPTION	TENDER PRICE IN LOCAL CURRENCE
Single Lot	Supply and Fix Complete Hard Timber Door Frames with Shutter and Bedroom Wardrobes (Mninga Material) to Korogwe DVTC	One Hundred Seventy Million Tanzanian Shillings and Zero Cents Only with all Taxes inclusive (TZs 170,000,000/= With VAT Inclusive)

In view of the above, Under Public Regulation section 231 together with UVICO-19 FUND GUIDELINE, you are hereby notified that your tender submission was successful.

You are instructed to proceed with all necessary preparations for execution of the said Contract. You will be invited at the office of Regional Director VETA Eastern Zone Morogoro for contract signing after Completion of all Contract Document preparation.

Please acknowledge receipt of this award notification letter and inform us your acceptance within Four (4) days from the date of this letter.

Thank you.


W.E. Soko
REGIONAL DIRECTOR.

VETA Eastern Zone, P.O. Box 1955, Telephone: *255-23-261 4526, Telefax: *255- 23-261 34526,
E-Mail: vetaeasternzone@veta.go.tz



Special Conditions of Contract

The following Special Conditions of Contract shall supplement the General Conditions of Contract. Whenever there is a conflict, the provisions herein shall prevail over those in the General Conditions of Contract. The corresponding clause number of the GCC is indicated in parentheses.

SCC Clause Number	GCC Clause Number	Amendments of, and Supplements to, Clauses in the General Conditions of Contract
	Definitions (GCC Clause 1)	
1.	1.1(i)	The Purchaser is: VOCATIONAL EDUCATION AND TRAINING AUTHORITY, EASTERN ZONE FOR KIHONDA RVTSC
2.	1.1(j)	The Supplier is: M/S FELIX JOCTAN MCHANJALE
3.	1.1(k)	The Project is: Supply and Fix Complete Hard Timber Door Frames with Shutter and Bedroom Wardrobes (Mninga) to KOROGWE DVTC
4	1.1 (m)	a) Contract start date: 08/03/2022 after date of signing the contract b) Contract end date: 08/05/2022 as per negotiation agreed.
	Governing Language (GCC Clause 3)	
5.	3.1	The Governing Language shall be: English
	Applicable Law (GCC Clause 4)	
6.	4.1	The Applicable Law shall be: The Laws of the United Republic of Tanzania
	Country of Origin (GCC Clause 5)	
7.	5.1	Country of Origin is Tanzania
	Performance Security (GCC Clause 9)	
8.	9.1	The amount of performance security, as a percentage of the Contract Price, shall be: 0.012 percent of the Contract Price
9.	9.4	After delivery and acceptance of the Goods, the performance security shall be reduced to 0.006 percent of the Contract Price to cover the Supplier's warranty obligations in accordance with Clause GCC 17.2.
	Inspections and Tests (GCC Clause 10)	
10.	10.1	Inspection of Goods and at final acceptance are as follows: shall be Conducted before acceptance by VETA EATERN ZONE

		TECHNICAL OFFICERS during delivery of the at KOROGWE DVTC (Near Semkiwa Secondary School) in Tanga Region
		Packing (GCC Clause 11)
11.	11.2	<p>The following SCC shall supplement GCC Clause 11.2:</p> <p>The Goods shall be packed properly in accordance with standard export packing specified by the Procuring Entity in the Technical Specification.</p>
		Delivery and Documents (GCC Clause 12)
12.	12.1	<p>For Goods from within the United Republic of Tanzania:</p> <p>Goods will be delivered and fixed to the construction structure at KOROGWE DVTC (Near Semkiwa Secondary School) in Tanga Region.</p> <p>Modality of delivery will be in phases as follows: -</p> <ul style="list-style-type: none"> a) All door frames they will be delivered on site two weeks after signing contract; b) All tops and wardrobes will be delivered on site two months after signing contract; c) Door tops will be installed for two weeks after delivery which makes the total duration of the project to be two months and two weeks
	12.3	<p>Up on delivery of the Goods to the transporter, the Supplier shall notify the Procuring Entity and mail the following documents to the Procuring Entity:</p> <ul style="list-style-type: none"> iii) One original plus four copies of the Supplier's Tax invoice showing goods' description, quantity, unit price, and total amount; iv) delivery note at the time of Vehicle collection at the Supplier's premises;
		Insurance (GCC Clause 13)
13.	13.1	The Insurance shall be in an amount equal to Zero percent in term of "Ex Works" (EXW) Goods at Seller's premises
		Warranty (GCC Clause 17)
14.	17.2	In partial modification of the provisions, the warranty period shall be 6 months from date of acceptance of the Goods, whichever

		<p>occurs earlier. The Supplier shall, in addition, comply with the performance and/or consumption guarantees specified under the Contract. If, for reasons attributable to the Supplier, these guarantees are not attained in whole or in part, the Supplier shall, at its discretion, either:</p> <p>(a) make such changes, modifications, and/or additions to the Goods or any part thereof as may be necessary in order to attain the contractual guarantees specified in the Contract at its own cost and expense and to carry out further performance tests in accordance with SCC 4,</p> <p>or</p> <p>(b) Pay liquidated damages to the Procuring Entity with respect to the failure to meet the contractual guarantees. The rate of these liquidated damages shall be 0.20 per cent per day of undelivered materials/goods value up to the sum equivalent to the amount of ten percent of the contract value.</p>
15.	17.4 & 17.5	The period for correction of defects shall be within 1 Month warranty period (as per Min Competition/Frame work Agreement)
	Payment (GCC Clause 18)	
16.	18.1	<p>Payment for Goods and Services supplied from within the United Republic of Tanzania: -</p> <p>The method and conditions of payment to be made to the Supplier under this Contract shall be On Acceptance: 100 Percent of the Contract Price of Goods received shall be paid within thirty (30) days of receipt of the Goods upon submission of claim supported by the acceptance certificate issued by the Procuring Entity.</p> <p>Modality: Any delivered quantity of Door frames or Door Tops will be paid after 100% of acceptance.</p>
	18.3	Rate to be used for paying the Supplier's interest on the late payment made by Purchaser shall be 0.01% of the contract per day.
	18.4	The currency or currencies in which payment is made to the Supplier under this Contract shall be Local Currency (TZs)
	Prices (GCC Clause 19)	
17.	19.1	Prices shall be adjusted in accordance with provisions in the Attachment to SCC.

		N/A
	Liquidated Damages (GCC Clause 25)	
18.	25.1	Applicable rate: 0.02 percent per day of undelivered materials/good's value. Maximum deduction: is equal to the performance security.
	Procedure for Disputes (GCC Clause 31)	
19.	31.1	The Adjudicator shall be Tanzania Institute of Arbitrator (TIA) .
20.	31.2	Rate of the Adjudicator fees shall be commission of arbitrator per day
21.	31.3	Arbitration institution shall be Tanzania Institute of Arbitrator .
	32.1	Place for carrying out Arbitration Tanzania -Dar-es-salaam
	Notices (GCC Clause 34)	
22.	34.1	<p>Procuring Entity's address for notice purposes: REGIONAL DIRECTOR, VETA EASTERN ZONE P.O BOX1955, MOROGORO E-mail: vetaeasternzone@veta.go.tz</p> <p>Supplier's address for notice purposes: M/s FELIX JOCTAN MCHANJALE, P.O BOX 886, MOROGORO E-mail: fmchanjale@gmail.com</p>