

REF NO: 012/2023/PMID/INFRASTRUCTURE/RFB NOTICE. 4

21 NOVEMBER 2023

**CONSULTANCY SERVICES FOR uMWP-1: SMITHFIELD DAM AND ASSOCIATED  
INFRASTRUCTURE FOR 95 MONTHS**

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. Reference to the above tender.

Clause 2 paragraph 1 on page 6 under the section Terms of Pricing for Services states that staff billing rates, consultancy fee (fee percentage to remain fixed) and direct reimbursable unit rates and costs will stay in effect (without escalation) for 12 calendar months after the **Commencement Date** and shall, after that, be adjusted annually for escalation on the anniversary of the date. The consultant will have no control over the commencement date of the project and hence it is not certain how much escalation must be allowed for until the commencement date. We herewith request that you please consider changing the base date for the escalation to be the **Tender Submission Date**.

**TCTA RESPONSE:**

The Commencement Date is triggered by the award of the contract (letter of acceptance), not the proposed tender/bid submission date – this is normal practice.

We agree that a bidder has no control over the award of the contract. However, please note that we have put several measures in place to ensure the contract is awarded within the Bid Validity Period of 120 calendar days. As such, bidders are not required or expected to make any provision for delays by TCTA to award the contract.

Bidders are, however, required and expected to make use of the information in the bid document to compile their bids. The information includes, amongst other things, the following:

- The TCTA indicative programme is provided – see the date provided by TCTA for the “Award of Main PSP Contract” i.e., 1 April 2024. Seven days after this date should be used as the base date for escalation purposes.

Yours faithfully

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Azwi Nelwamondo

Senior Manager: Procurement