

REF NO: 054/2024/PMID/MCWAP2/RFB NOTICE 57

3 JULY 2024

***ABSTRACTION WORKS, PUMPING STATIONS, RESERVOIRS, PIPELINE, RELATED
MULTIDISCIPLINE WORKS, ANCILLARY WORKS***

Dear Bidder,

TCTA acknowledges receipt of the requests for clarification listed in the attached table. The response to each request for clarification is provided in the attached table.

Yours faithfully

Azwi Nelwamondo

Senior Manager: Procurement

NO.	REQUESTS FOR CLARIFICATION	TCTA RESPONSES
1	<p>According to Appendix to Tender, Delay damages will be levied on delays in the following milestones:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Ready for Commissioning (RFC) <input type="checkbox"/> Ready for Trial Operations (RFTO) <input type="checkbox"/> Ready for Operations (RFO) <p>Isn't it more common that delay damages should be levied on delays in the achievement of Taking Over? And we would also like to know the daily rate for delay damages.</p>	<p>Kindly refer to notice #58 and Addendum # 28.</p>
2	<p>Can Employer please indicate what the requirements are if the contractor places an explosives depot in the area of the high lift pumping station and do we need to apply for the relevant permits?</p>	<p>The Tenderers are referred to Part C3.1 of the Contract Specifications, specifically Section 12: Blasting that defines all requirements pertaining to the erection of an explosives magazine:</p> <ol style="list-style-type: none"> 1. The storage of explosives, use of explosives, personnel, transport of explosives, and other matters related to explosives shall be governed by the relevant sections of the Explosives Act (Act 15 of 2003), the Mineral and Petroleum Resources Development Act (Act 28 of 2002), Mine Health & Safety Act (Act 29 of 1996) and the Occupational Health and Safety Act (Act 85 of 1993), together with their associated regulations, or such subsequent acts and regulations as may be promulgated. 2. A copy of all certificates issued to workmen to permit them to undertake blasting, and to the Contractor to cover the purchasing, storage, transport and use of explosives shall be handed to the Engineer before any blasting work is undertaken.

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		<p data-bbox="1435 188 2159 389">3. A Method Statement which should comply with the Explosives Regulations and all relevant SANS standards and health and safety standards for mitigating blasting shall be prepared by the Contractor and submitted to the Engineer for approval.</p> <p data-bbox="1391 427 2159 555">Thus, in summary, the Contractor shall be responsible for complying with the relevant Acts and promulgated regulations, which includes applying for permits and licenses.</p>
3	<p data-bbox="203 598 1359 772">If a camp is not built on site, the accommodation in Thabazimbi/Lephalale will not be sufficient to house the construction staff and consideration will need to be given to building a camp off site. We kindly request the Employer to consider whether or not the Contractor will be allowed to find vacant land and build a camp on its own.</p>	<p data-bbox="1391 598 2159 963">No “residential” Campsites area allowed on site. The Tenderers are referred to; Part C3.1, Specification, Section 1: General, specifically Paragraph 1.8.3.8, Office, Accommodation and Other Site facilities, Sub-Paragraph (b) Residential Accommodation, which states that: <i>“The Contractor shall not be permitted to construct residential accommodation at any of his construction establishment areas or anywhere on Site. Areas for residential accommodation shall only be established within existing developed areas zoned for residential housing, to the standards and approval of the relevant Local Authority.”</i></p> <p data-bbox="1391 1002 2159 1166">Furthermore, any site identified by the Contractor off site to accommodate construction staff must comply with the requirements of the Environmental Authorisation and Construction Environmental Management Programme, which includes that:</p> <ul data-bbox="1435 1209 2159 1407" style="list-style-type: none"> <li data-bbox="1435 1209 2159 1407">• The Contractor is to establish Site in accordance with the plan approved by the Engineer prior to the establishment of the site, which aims to identify construction activities, facilities, and structures in relation to sensitive environmental features. This plan will serve as a spatial tool that facilitates the

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		<p>execution of the construction phase with due consideration of sensitive environmental features (based on specialist studies and findings from walk-down survey). The plan must show the following (as relevant):</p> <ul style="list-style-type: none"> ○ Contractors' camp and lay down areas; ○ Site offices; ○ Site laboratories; ○ Batching plants; ○ Crusher plants; ○ Access / haul routes; ○ Gates and fences; ○ Essential services (permanent and temporary water, electricity and sewage); ○ Solid waste storage and disposal sites; ○ Site toilets and ablutions; ○ Hazardous waste storage and disposal sites; ○ Firebreaks; ○ Excavations and trenches; ○ Cut and fill areas; ○ Topsoil stockpiles; ○ Spoil areas; ○ Construction material stores and laydown areas; ○ Vehicle and equipment stores; ○ Workshops; ○ Wash bays; ○ Fuel stores; ○ Hazardous substance stores; ○ Sensitive environmental features; and ○ Any other activities, facilities and structures deemed relevant. <ul style="list-style-type: none"> ● Photographic record as part of the pre-construction survey of areas to be affected by construction activities including crack survey of structures such as houses and private roads.

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		<ul style="list-style-type: none"> • A suitable specialist is to identify protected plants and trees. Any protected plants or trees in proximity to the construction domain that will remain, should be marked clearly (danger tape, fencing, etc.) and must not be disturbed, defaced, destroyed or removed, unless otherwise specified by the Engineer. Acquire the necessary permits under the NFA if avoidance of protected trees is not possible. <p>The details of how site clearing will be executed. Where possible, clearing by hand is recommended to create employment opportunities.</p>