



## **TENDER TERMS OF REFERENCE**

**FOR**

**The Construction of a Statue in Honour of Julius  
Kambarage Nyerere at the African Union  
Commission Peace and Security Building , Addis  
Ababa , Ethiopia**

**FOR**

**SOUTHERN AFRICAN DEVELOPMENT COMMUNITY**

**TENDER NO: SADC/ NYERERE ST / 01**

**Version 1.0**

**SOUTHERN AFRICAN DEVELOPMENT COMMUNITY,  
PLOT 54385 CBD  
P/BAG 0095  
GABORONE.  
BOTSWANA**

**MAY 2019**

## **1. BACKGROUND**

On 12 October, 2016 the African Union Commission (AUC) inaugurated the Julius Nyerere Peace and Security Building at the African Union Headquarters in Addis Ababa, Ethiopia. The building has enhanced the African Union's capabilities of discharging its mandate of promoting peace, security and stability in Africa.

The proposal to construct Mwl. Nyerere statue at the Peace and Security Building at the African Union Headquarters was primarily recommended by H.E Robert Mugabe, Former President of Zimbabwe during their 35<sup>th</sup> SADC Summit of Heads of States and Government which was held on August, 2015 in Harare, Zimbabwe. In this meeting, President Mugabe came up with a mechanism to honor the Legacy of the SADC Founding Fathers and he further urged SADC leaders to recognize the contribution made by the Founding Fathers to the Liberation of the Region and the Continent.

The Statue would go a long way in honoring the former Tanzanian President, Julius Nyerere's contribution to the Liberation of the Southern African Countries and his promotion of peace and security in Africa.

In line with the above, the Southern African Development Community (SADC) intend to appoint a reputable Sculptor Company to undertake the designs and construction of the said statue, at the Julius Nyerere Peace and Security Building at the African Union Headquarters in Addis Ababa, Ethiopia. This is an open tender to be advertised in all the 16 SADC countries. The statue will be erected in front of the Julius Nyerere Peace and Security Building at the African Union Headquarters in Addis Ababa, Ethiopia. The client will decide the exact location. The scope of work for this project is outlined in these Terms of Reference as follows:

## **2. CLIENT**

The client is Southern African Development Community (SADC), an organization for economic Integration, comprising of 16 member states, whose headquarters are in Gaborone, Botswana

All correspondence shall be addressed to:

### **THE EXECUTIVE SECRETARY**

Southern African Development Community  
P / Bag 0095  
Gaborone  
Botswana

The Physical Address is:

SADC Secretariat  
Plot 54385 CBD  
Gaborone , Botswana

The contact Address is :

Telephone : +267 3951863  
Fax : +267 3951864  
Web : [www.sadc.int](http://www.sadc.int)

### **3. TENDER ENQUIRIES , COMMENTS AND QUERIES**

All the enquiries , comments and queries regarding this tender shall be forwarded by email not later than three (3) working days before the close of this tender to the following officers ( NB : all correspondence to include all the officers at all times) and confirmations of receipt should be followed by email.

Martin Malongo  
[mmalongo@sadc.int](mailto:mmalongo@sadc.int)

Agnes Kayola  
[agnes.kayola@nje.go.tz](mailto:agnes.kayola@nje.go.tz)

Gift Gwaza  
[ggwaza@sadc.int](mailto:ggwaza@sadc.int)

Dr. Gabriel Malebang  
[gmalebang@sadc.int](mailto:gmalebang@sadc.int)

### **4. REPORTING**

The sculptor will report to the project manager who shall have the responsibility of the administration of the project.

### **5. TERMS OF REFERENCE**

The Sculptor will be engaged to design and construct the statue. The following are the specific tasks and scope of work to be done by the sculptor:

- a) To design the statue based on African Union Commission technical specifications as indicated in Annex 1 attached.

- b) To design the pedestal or the reinforced concrete foundation for the statue based on the African Union Specifications as Indicated in Annex 1 attached.
- c) To Construct three (3) Prototypes (miniature versions of the statue , each of approximately 30cm long)
- d) To construct the concrete foundation including excavations as per Annex 1 attached
- e) To construct and erect the statue
- f) To provide the duration of the project

**6. SPECIFIC DETAILS TO BE CONSIDERED BY THE SCULPTOR**

- a) Statue of His Excellency Julius Kambarage Nyerere at the time when he was actively engaged in African Liberation Movement (Mid 1960s to Mid 1980s).
- b) Over life size statue of His Excellency Julius Kambarage Nyerere holding his button (Kifimbo).
- c) Posture of Mwalimu in action.
- d) To come up with his/ her own impression of President Nyerere's attire relevant to the prescribed period.
- e) A statue should be a realistic representation of His Excellency Julius Kambarage Nyerere.
- f) The statue and the prototype should be bronze and the sculptor is to submit proof of authenticity to confirm that the material is bronze.
- g) The sculptor is to price for the construction of three (3) prototypes. The prototypes will be constructed one at a time, until the right version , representing

all the specified features of President Julius Nyerere is achieved. The right prototype must be approved by the client, before the sculptor is allowed to proceed with the major construction of the statue.

- h) The form of contract to be used in this project is the SADC Standard Contract for Construction works.
- i) The type of contract to be used in this project is Fixed Price Contract.

## **7. TENDER COMPLIANCE**

The following documents shall constitute compliance requirements with the Terms of Reference and instructions to tender and must be submitted:

- a) Certificate of incorporation / Company registration
- b) Tax Clearance Certificate of the company

Failure to submit any of the above two documents shall lead to automatic disqualification of the tender

## **8. TECHNICAL PROPOSAL**

The sculptor is to submit the following as part of the technical proposal:

- c) Curriculum Vitae of the key personnel of the company including the sculptor
- d) Company Profile , indicating a list of past and similar projects undertaken

## **9. FINANCIAL PROPOSAL**

The currency to be used in Financial Proposal is United States Dollars Only. The financial proposal will be Fixed lump sum and should cover the cost of materials, labour, transport , Accommodation and all overheads needed for the completion of the project. The proposed breakdown for the financial proposal is as follows:

- a) Construction of three (3) prototypes : Lumpsum
- b) Transportation of the prototype to SADC headquarters in Gaborone, Botswana or Dodoma, Tanzania , for approval, before proceeding with the construction of the main statue. This must include all the costs of the sculptor to travel with the prototype - Lumpsum

- c) Construction of the reinforced concrete foundation for the statue, in Addis Ababa, Ethiopia, including provision of 50mm thick black granite. This must also include all the transport costs and other living costs to be incurred when in Addis Ababa , Ethiopia : Lumpsum
- d) Construction of the bronze statue including : modelling, bronze cast and erection above the foundation : Lumpsum
- e) Transportation of the bronze statue to the African union Commission Peace and Security Building in Addis Ababa , Ethiopia. This must include the cost of the sculptor to travel to Ethiopia and back and all other living costs while in Ethiopia. - Lumpsum
- f) 15% VAT : Amount
- g) Total Including VAT : Amount

## **10. PAYMENT SCHEDULE**

The sculptor will be paid according to the milestones and deliverables indicated below:

- a) Stage 1 : Completion and approval of design and construction of the prototype
- b) Stage 2 : Completion and approval of design and construction of the reinforced concrete foundation including fixing of 50mm thick black granite
- c) Stage 3 : Completion and approval of design and construction of the statue including modelling , bronze cast , transportation and erection of the statue above the foundation

## **11. TENDER VALIDITY**

Tender prices as submitted by the tenderers shall remain valid for a period of 120 days from the closing date of the tender. SADC may request for an extension of the tender validity period as the need arises.

## 12. TENDER PLAN

This tender will be implemented according to the following provisional schedule:

Table 12

Item	Description	Start	Finish
1.	Tender advertising	10/05/2019	10/07/2019
2.	Tender Submissions	15/05/2019	10 /07/2019
3.	Tender Closing	10 /07 / 2019	
4.	Tender evaluation and recommendation of the preferred bidder	10/07/2019	01/08/2019
5.	Tender award	01/08/2019	01/09/2019
6.	Appointment of the preferred bidder	01/09/2019	
7.	Construction start	15/09/2019	

**NB:** This schedule is subject to change and such changes shall have no financial impact on the employer.

## 13. TENDER SUBMISSIONS

- a) The technical proposal and financial proposals shall be submitted in two separate envelopes or packages. Submissions should strictly be in hard copies.
- b) One (1) original and one (1) copy of technical proposal and one(1) original and one (1) copy of financial proposal should be submitted to SADC.
- c) Both the technical and financial proposals should be clearly labelled on the outer envelope and addressed to :

## **THE EXECUTIVE SECRETARY**

Southern African Development Community

**Terms of Reference for the Construction of a Statue in Honour of Julius Kambarage Nyerere at the African Union Commission Peace and Security Building , Addis Ababa , Ethiopia.**

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GABORONE, BOTSWANA**

And delivered at the SADC Tender Box at the SADC Head Office reception area, where a Tender Delivery register shall be maintained.

- d) Both the technical and financial tender shall be submitted not later than 10 July 2019 at 1000 hours local time
- e) Notwithstanding anything contained in the foregoing, SADC is not bound to accept the lowest or any tender or part thereof. SADC will not reimburse any expenses in respect of the preparation and presentation thereof.

## **14. TENDER EVALUATIONS**

The evaluation of the tender will be done by at least three officials appointed by the SADC executive secretary

- a) The evaluation will be carried out in three stages. In stage one (1) tenders shall be checked to ensure the bids are submitted in compliance with the terms of reference. Those bids that do meet the requirements indicated in clause seven (7) will be considered non-compliant and shall be disqualified.
- b) In stage two ( 2 ) those bids that are fully compliant will have their technical proposals evaluated
- c) In stage three ( 3 ) those tenders which have scored 55 / 75 and above in their technical proposals will have their financial proposals evaluated



- d) The criteria for evaluating technical and Financial proposals will be as as per Table 14 below :

Table 14

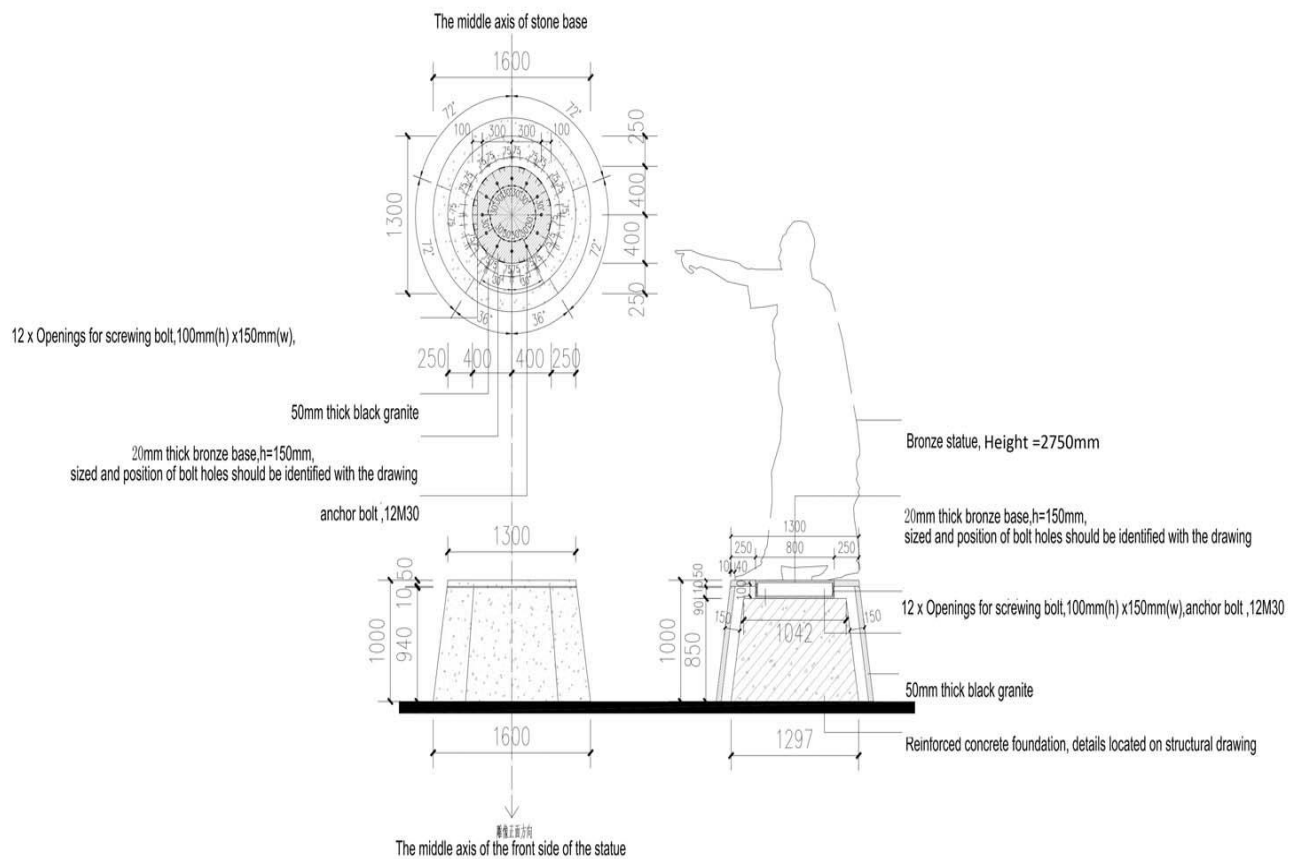
EVALUATION AREA	WEIGHT
Technical Tender	75%
Financial Tender	25%
TOTAL	100%

- e) The Final Score will be calculated as follows :

$$\text{Final Score} = \text{Tender Technical Score} + 25 \times \frac{\text{Lowest Financial Tender}}{\text{Financial Bid of Tenderer}}$$

SADC is not bound to accept the lowest or any proposal it receives and will not assign reasons for non-acceptance thereof

## Annex 1: African Union Commission Specifications



Note:

1. Details of anchor bolts located on structural drawings
2. Actual position difference of preembedded piece should be not more than 20mm than the drawing
3. Design and producing of the bronze statue and bronze base is not included in the working scope of Chinese side.  
It is not the duty of Chinese side to ensure the stability and durability of the bronze statue together with its bronze base
4. Details of hanging granite cladding should be developed by contractor, then checked and confirmed by designer

**END OF TOR'S**

