



**THE REPUBLIC OF MALAWI
MINISTRY OF LOCAL GOVERNMENT**

CONTRACT NO: MW-CZDZ-335910-CW-RFQ

**CONTRACT AGREEMENT FOR THE CONSTRUCTION
OF CHIMWALIRA HEALTH POST.**

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF MALAWI

Acting through its

**CHIRADZULU DISTRICT COUNCIL
P/Bag 1
CHIRADZULU**

And

**NIN9 CONSTRUCTION.
P.O. BOX 31154.
LILONGWE.**

THIS CONTRACT AGREEMENT is made on the 13th day of February, 2023

Between

1. **CHIRADZULU DISTRICT COUNCIL**, acting on behalf of the Government of Malawi, Ministry of Local Government and having its principal place of business at **Private Bag 1, Chiradzulu Malawi** (hereinafter called "the Employer")

AND

2. **NIN9 CONSTRUCTION** a corporation incorporated under the laws of **Malawi** having its principal place of business **Post Office Box 31154, Lilongwe Malawi**. (hereinafter called "the Contractor")

Contact Details (Cell) 091952023

Whereas the Employer sourced bid for the works, describe as **Construction of Chimwalira health post in Chiradzulu District** and has accepted a Bid by the Contractor for execution and completion of these works and remedying of any defects therein, and the Employer agrees to pay the Contractor 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.

Employer and the Contractor agree as follows:

In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Contract documents referred to.

The following documents shall be deemed to form and be read and construed as part of this Agreement. This Agreement shall prevail over other Contract documents.

- A. The Minutes of Contract Negotiations
- B. The Acceptance letter
- C. The Award letter
- D. The Bid submission form
- E. The Bid Securing Declaration Form
- F. The Priced Bill of Quantities
- G. The Proposed Personnel
- H. The Drawings
- I. The Code of Conduct
- J. The Environmental Declaration Form
- K. The Sexual Exploitation and Abuse (SEA)/ Sexual Harassment Performance Declaration
- L. The Proposed programme of works
- M. The letter of acceptance of World Bank Anti-Corruption Guidelines
- N. The General conditions
- O. The Special conditions
- P. The Schedule of requirements

3. In consideration of the payments to be made by the Employer to the Contractor as indicated in this Agreement, the Contractor hereby covenants with the Employer to execute the Works and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects therein, **the Contract Price MK57,969,157.63 (FIFTY SEVEN MILLION NINE HUNDRED AND SIXTY NINE THOUSAND ONE HUNDRED AND FIFTY SEVEN THOUSAND KWACHA AND SIXTY THREE TAMBALA ONLY)** or such other sum as may become payable under the provisions of the **admeasurements Contract** at the times and in the manner prescribed by the Contract.
5. The Mobilisation (Advance Payment) will be equivalent to a limit of **20%** of the Contract Price. It will be paid to the **Contractor** no later **than 30 days**.

6. The Start Date shall be: **5 days after Contract signing** and the Intended Completion Date for the whole of the Works shall be: **120 Days after the start date.**

Agreement to be executed in accordance with the laws of **Malawi** on the day, month and year indicated above.

Name: Francis Matewere
Position: District Commissioner

Signature: _____

Date: 13/2/23

For and on behalf of the Employer,
CHIRADZULU DISTRICT COUNCIL

Name: Francis M'baya

Signature: _____
Witness: Chief Public Works Officer

Name: _____

Signature: _____

Date: 13/02/2023

NIN9 CONSTRUCTION.

Phone number: 0991952023

Witness Name: John Juvao

Signature: _____

Date: 13/02/2023



NIN9 Construction
Post office Box 31154
nin9construction@gmail.com
Ndola Rd. C.I. BT

13TH FEBRUARY, 2023

TO: District Commissioner
Chiradzulu District Council
Private Bag 1
Chiradzulu

Ref:MW-CZDC-335910-CW-RFQ

CONTRACT ACCEPTANCE LETTER: CHIMWALILA HEALTH POST

In reference to your letter dated 10th February, 2023. We are pleased to accept your contract offer for the construction of Chimwalila Health-post in your District for the contract sum of **MK 57,969,157.63.**

We commit to abide by the guidelines and times frames of this contract. We are confident that our service delivery on this project will be to your satisfaction.

Thank you for your consideration and we are grateful for the opportunity given.

Yours faithfully,

Ian Kamwendo Kusala
Managing Director

Telephone: +265 1 693 240
Facsimile: +265 1 693 235

All communications should be addressed to
The District Commissioner



In reply please quote No:
Chiradzulu District Council
Private bag 1
CHIRADZULU
MALAWI.

10TH, FEBRUARY, 2023

Ref. No: MW-CZDC-335910-CW-RFQ

NIN9 CONTRUCTION
P. O BOX 31154
BLANTYRE

Dear Sir / Madam,

**NOTIFICATION OF OFFER OF CONTRACT FOR THE
CONSTRUCTION OF CHIMWALIRA HEALTH POST**

Please refer to the Quotation you submitted on the above subject matter.

I am pleased to notify you that your Quotation has been successful following the evaluation which was carried out and subsequent review by Internal Procurement and Disposal of Assets Committee (IPDC) amounting to **MK57,969,157.63**

Meanwhile, we congratulate you for emerging successful. However, you are requested to furnish this office with acknowledgement of receipt and acceptance of this notification of offer within seven (7) days from the date of this notification so that we can arrange for contract signing.

We are waiting for your reply.

Yours faithfully,


F. Matewere
DISTRICT COMMISSIONER



MALAWI GOVERNMENT
CHIRADZULU DISTRICT COUNCIL

NOTICE OF INTENTION TO AWARD CONTRACTS

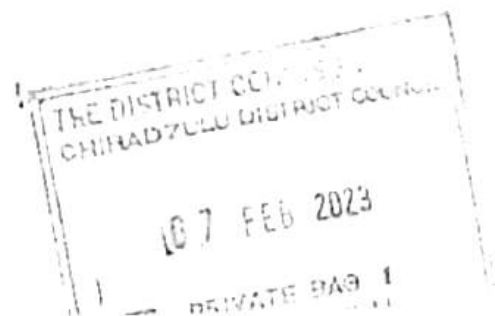
Date Issued: 07th February, 2023

Chiradzulu District Council intends to award GESD contracts to the Successful bidders as follows:

NO	PROJECT NAME	REFERENCE NO.	NAME OF THE BIDDER	CONTRACT PRICE
1	CONSTRUCTION OF NYANDULE CLASSROOM BLOCK AND TOILET	MW-CZDC-316515-CW-FRQ	GEZ BUILDING AND CIVIL CONTRACTORS	K62,094,782.10
2	CONSTRUCTION OF TOILETS IN VARIOUS MARKETS-LOT 1	MW-CZDC-335894-CW-RFQ	MANZE CONSTRUCTION	K21,299,545.50
3	CONSTRUCTION OF TOILETS IN VARIOUS MARKETS-LOT 2	MW-CZDC-335894-CW-RFQ	CHIMUJINTHE CIVIL AND BUILDING CONTRACTORS	K22,059,367.50
4	CONSTRUCTION OF PIM TDC	MW-CZDC-335913-CW-RFQ	AMBEWE CONSTRUCTION AND GENERAL SUPPLIERS AND UMBONI BUILDING CONTRACTOR JV	K37,862,920.65
5	CONSTRUCTION OF CHIMWALIRA HEALTH POST	MW-CZDC-335910-CW-RFQ	NIN9 CONSTRUCTION	57,969,157.63

Should there be any queries, Write within 3 days from the date of issue of this notice to below address:

The District Commissioner
Chiradzulu District Council
Private Bag 1
Chiradzulu



REPUBLIC OF MALAWI



CHIRADZULU DISTRICT COUNCIL

**PROCUREMENT OF VARIOUS WORKS PROJECTS IN CHIRADZULU
DISTRICT-GESD**

BID EVALUATION REPORT

FEBRUARY, 2023

Bidder No.	Name of Bidder	Bid Price	Ranking	Remark
1	NIN9 CONSTRUCTION	57,989,157.63	2	Corrected-Recommended
3	GEZ BUILDING AND CIVIL CONTRACTORS	55,951,848.75	1	Corrected-already given
6	DTK CONTRACTORS	69,867,197.10	3	Corrected

Based on the final ranking above, Evaluation team therefore recommends that the contract for the Construction of Chimmwalira Health Post be awarded to **Nin9 Construction** at contract amount of **MK57,989,157.63** VAT inclusive. This is because Gez Bulding and Civil Engineering has already awarded another contract.

No	Name	Signature
1	Francis M'baya	
2	King Milosi	 
3	Felix Tito Magodi	
4	Dieufait Chikuse	
5	Hastings Kapunga	