



MINISTRY OF FINANCE, ECONOMIC PLANNING AND DEVELOPMENT  
**Procurement Policy Office**

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*In reply please quote: F/PPO/4/1/Vol 13*

**Circular No. 5 of 2024**

**From: Procurement Policy Office**

**To: Heads of Public Bodies**

**Amendments to General Conditions of Contract and Standard Bidding Documents for Works**

1. Public Bodies are hereby informed that the Standard Bidding Documents (SBDs) for Works in both paper-based and electronic procurement versions have been amended as follows:

**A. Negotiation**

Provisions of Directive 61 have been included in all documents above Rs 5M to inform bidders on negotiation prior to award.

**B. Margin of Preference**

Margin of Preference has been reinstated in all SBDs for works above Rs 500,000.

**C. Third Party Liability in Insurance Contract**

The Insurance clause in the Particular Conditions of Contracts has been amended where applicable to allow capping of Third Party Liability insurance cover.

**D. Price Adjustment**

The Particular Conditions of Contracts have been amended where appropriate to allow for price adjustment in the Contract.



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## **E. Interim Payment**

Public bodies are now able to customise the SBDs to allow for interim payment for plant and material on site where appropriate.

## **F. Advance Payment and Retention Money in Request for Sealed Quotations (RFQ)**

The RFQ documents have been amended to enable public bodies to allow for Advance Payment if so required. Additionally, Retention money is no longer applicable.

## **G. Recovering money from the contractor**

Amendments have been made to enable the employer to recover money from the contractor in case the latter does not:

- (i) correct a defect within the time specified;
- (ii) correct any further defect(s) appearing up to the end of the Defect Liability Period;
- (iii) repay the advance payment prior to the issue of the Completion Certificate

## **H. Advance Payment Guarantee Form**

The Advance Payment Guarantee Form has been replaced with an improved version.

## **I. Provision of Key Financial Information and Certificate of Credit Worthiness**

Bidders are now required to submit key financial figures extracted from their financial statement in an updated template as well as a Credit Profile Report from the Mauritius Credit Information Bureau (MCIB) in all SBDs above Rs 10 Million.

## **J. Post Qualification Criteria for Works above Rs 300 M**

Public bodies are now able to include post qualification requirements in the SBDs for Large and Complex Works.

2. All SBDs for Works up to Rs 30 Million have been amended to provide for reserved contract pursuant to Section 47C of the Public Procurement Regulations 2008. These documents should now be used as follows:

**A. The RFQ Document**

This document should be used to request quotes from Micro-enterprises only when the estimated value of the procurement does not exceed Rs 5 Million.

**B. The Restricted Bidding Document**

This document should be used to request quotes from Micro Enterprises when the value of the procurement does not exceed Rs 10 Million.

This document may also be used for procurement of *specialised work* of any value without the need to restrict participation. Public bodies wishing to use this document for such purpose should customise their document accordingly particularly in line with 1(I) above.

**C. Open National Bidding (ONB) Works (30 Million)**

This document replaces the ONB Works 50 Million and may be used for:

- i. Procurement of works reserved for Micro Enterprises through Open Advertised Bidding.
- ii. Procurement of works reserved for Small Enterprises through Open Advertised Bidding.
- iii. Procurement of works up to Rs 30 Million open to all categories with priority of award to micro or small enterprises.

3. Minor amendments have been made in the General Conditions of Contracts for Works. The new version bearing Ref: W/GCC10/04-24 is available on our website and should be referenced in the SBDs where required.

**Procurement Policy Office  
30 May 2024**

