



ZIMBABWE EZEKIEL GUTI UNIVERSITY
FACULTY OF BUSINESS, ECONOMICS AND ACCOUNTING
DEPARTMENT OF BUSINESS ADMINISTRATION AND MANAGEMENT
EXAMINATION PAPER

COURSE CODE : CPS 407
COURSE TITLE : PUBLIC PROCUREMENT
SPECIAL REQUIREMENTS : NO SPECIAL REQUIREMENTS
DURATION : 3 Hours
LEVEL : 4:2
DATE : 09 FEB 2022

INSTRUCTIONS TO CANDIDATES:

1. No cell phones are allowed in the examination venue.
2. **QUESTION ONE IS COMPULSORY**
3. Answer **QUESTION ONE AND ANY THREE (3)** questions.
4. Begin each question on a new page.
5. The number of marks for each question or part question is shown in brackets []
6. Use of practical examples where necessary is encouraged

Case Study: Ministry of Tourism and Hospitality of Zimbabwe

Question 1

Case study Framework agreements

The Ministry of Tourism and Hospitality decided to present a number of weekend conferences for international tour and travel agencies throughout the year, designed to promote tourism in the country. To assure that these conferences were well-prepared and successful, the Ministry decided to engage a number of event-planning contractors through the use of framework (indefinite quantity) agreements, expecting to select three or four of them through a competitive process, and then request one of the selected contractors to handle the arrangements for each conference as soon as it was scheduled. The Ministry issued the solicitation documents through a Request for Proposals (RFP) method of procurement in accordance with the procurement regulations of Public Procurement and Disposal of Public Assets Act Cap 22:23, (PPDPAA CAP 22:23)

However, of the five firms that responded to the RFP only two firms (A and B) met the minimum qualification criteria. The Ministry selected both of them and entered into framework agreements with them. The framework agreements provided for a minimum monthly payment and specified the rate of pay for work to be done in connection with each conference, and set forth other general terms and conditions of the contract. The Ministry decided to have these weekend conferences once every three months, and scheduled them for the third weekend in February, May, August, and October. For each of the first two conferences, the Ministry conducted a mini-competition between firms A and B to see which firm was better prepared to arrange the conferences.

The Ministry selected Firm A for the February conference and Firm B for the May conference. Each firm performed in a satisfactory manner, though Firm B received a higher evaluation. In view of the foregoing, and the extra time and effort for the Ministry involved in the mini-competitions, the Ministry decided to skip them in regard to the conferences in August and October, requesting Firm B to handle both of them.

ADOPTED IN COMESA HANDBOOK MPA640-7-2014

a) Evaluate the appropriateness for the use of framework agreements

[5 Marks]

b) Analyse whether framework agreements, as used in this case study, effectively limit competition. **[10 Marks]**

c) Discuss the probable of the Ministry cancelling the contract in the middle of performance and then issued a single source contract to Firm B. **[10 Marks]**

Question 2

Zimbabwe had a procurement reform process for the public sector, when the Procurement Act Cap 22:14 was repealed, this ushered the inception of Public Procurement and Disposal of public Assets Act Cap 22:23.

Discuss the main features of the reform process and its achievements. **[25 Marks]**

Question 3

'A number of procurement methods and techniques have been adapted to the public procurement for use by procurement professionals'.

Evaluate these methods and techniques highlighting scenarios where they are applicably giving practical examples. **[25 Marks]**

Question 4

Explain the following terms as used in the PPDPA CAP 22:23

- a) Bid Security **[5 Marks]**
- b) Performance Security **[5 Marks]**
- c) Clarifications of bid **[5 Marks]**
- d) Special Procurement Oversight Committee **[5 Marks]**
- e) PRAZ **[5 Marks]**

Question 5

As the Procurement Manger for Harare City Council, who is guided by the PP&DPAA CAP 22:23, you intended to procure 10 pick-up trucks for operations valued at USD 400 000.00.

Discuss the procedures which you would employ to procure the operational service vehicles **[25 Marks]**

END