



ZIMBABWEAN

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General Notice 46A of 1997.

GOVERNMENT TENDER BOARD

Tenders Invited

All tenders must be submitted to the Secretary, Government Tender Board, P.O. Box CY 408, Causeway.

Tenders must in no circumstances be submitted to departments.

Tenders must be enclosed in sealed envelopes, endorsed on the outside with the advertised tender number, description, closing date and must be posted in time to be sorted into Post Office Box CY 408, Causeway, or delivered by hand to the Secretary, Government Tender Board, Fourth Floor, Atlas House, 62, Robert Mugabe Road, Harare, before 10 a.m. on the closing date notified.

Offers submitted by telegraph, stating clearly therein the name of the tenderer, the service and the amount must be dispatched in time for delivery by the Post Office to the Secretary, Government Tender Board, by 10 a.m. on the closing date and the confirmation tender posted not later than the closing time and date. The telegraphic address is "Tenders, Harare".

Note.—Tenders which are not received by 10 a.m. on the closing date, whether by hand, by post or by telegraph, will be treated as late tenders.

If a deposit is required for tender documents, it will be refunded on receipt of a *bona fide* tender or if the tender documents are returned complete and unmarked before the closing date.

For supply contracts, the country of manufacture must be stated. When tenders are compared, a degree of preference is deducted from prices tendered for goods manufactured in Zimbabwe.

No tender can be withdrawn or amended during a period of 30 days (or another period specified in tender documents) from the stated closing date.

The Government does not bind itself to accept the lowest or any tender, and reserves the right to select any tender in whole or in part.

Tenders which are properly addressed to the Government Tender Board in envelopes with the advertised tender number and description endorsed on the outside are not opened until 10 a.m. on the closing date.

Members of the public may attend the opening of tenders on Fourth Floor, Atlas House, 62, Robert Mugabe Road, Harare, from 10 a.m. onwards on the date specified.

MISS P. TICHAGWA,
Secretary,
Government Tender Board.

20-1-97.

Tender number

Cellular Info.1/97. Supplementary notice to cellular tender reference: Cellular Info. 1/97 of 20th January, 1997.

PRESIDENTIAL POWERS (TEMPORARY MEASURES) (CELLULAR TELECOMMUNICATION SERVICES) REGULATIONS

Reference is made to the above tender, that appeared in *The Herald* of the 10th January, 1997, and to the *Extraordinary Government Gazette* of the 20th instant, in respect of the above.

It is hereby notified that the format of applications for a licence to be used in the tender, which is already contained in the tender document, "Invitation to Apply for a Licence to Provide a National Cellular Radio Telephony Service", is as follows—

A. Format

1. Applications must be—
 - (a) typed or printed and provide the information prescribed in Part 4 of the tender document in the same sequence and with the same headings, or otherwise be accompanied with suitable cross-reference;
 - (b) written in English.

2. Should the applicant offer alternative technologies, then each alternative technology may occupy additional pages.

3. Should an applicant consider it necessary to provide additional information which cannot be suitably included under the subjects specified in Part 4, the applicant may add further subjects.

4. One original and ten copies of the application must be submitted.

B. Conditions to be specified in the Licence (these are also contained in the above-mentioned tender document as Annexure A).

The licence structure contains the following—

1. Legal confirmation of the licence to the licensee giving full description of licensee including shareholding, etc.
2. Scope of licence—
 - 2.1. To operate a cellular telephone network. Full description of operation, cross referencing to application.
 - 2.2. Radio licences:
 - 2.2.1. Base Transceiver Stations (BTS's).
 - 2.2.2. Mobile Stations (MS).
 - 2.2.3. Microwave links for MSC-BTS (if applicable). (All frequencies will be specified after award has been announced.)
 - 2.3. Limitations and restrictions.
3. Conditions of the licence—
 - 3.1. Compliance with technical specifications of approved technology and compliance to be maintained with the service offered in the application.
 - 3.2. Electro-magnetic interference.
 - 3.3. Community service obligations.
 - 3.3.1. General nature—e.g. emergency services, telephone directory, etc.
 - 3.3.2. Specific to economically disadvantaged persons in Zimbabwe.
 - 3.4. Interconnection with the corporation (as per Annexure B).
 - 3.5. Relationship with other networks.
 - 3.6. Implementation of offers made in application.

- 3.7. Share structure as approved with limitations on transfer of shares.
- 3.8. Coverage and penetration plan schedule.
- 3.9. Quality of service.
- 3.10. Provision of service in extraordinary circumstances—
- 3.10.1. Emergency calls.
- 3.10.2. Essential services.
- 3.10.3. State of Emergency.
- 3.10.4. National Disaster.
- 3.11. Privacy of communications and data.
- 3.12. Conditions of transferability of licences.
4. Licence fees—
- 4.1. Radio licence fees payable to the Minister (Postmaster General) annually:
- 4.1.1. Basic fee of Z\$1 500 000; and
- 4.1.2. A fee of Z\$20 000 per 200 kHz channel; payable from the first anniversary of the date of issue of the licence.
- 4.2. In addition, the Minister will levy the operator 5 per cent. of the audited net operating revenue of the licensee, payable within three months after the end of the first year of the licence and thereafter quarterly on audited net operational income within 45 days of the end of such quarter to be adjusted immediately on receipt of audited annual financial statements of the licensee.
- 4.3. Escalation: The above radio licence fees will remain constant for three years whereafter the fees may be increased after review by the Minister.
- 4.4. Connection fees and tariffs agreed between the corporation and C2 operator.
5. Commercial conditions—
- 5.1. Competition.
- 5.2. Tariff structures.
- 5.3. Right to sub-licence, appoint service and value-added providers.
- 5.4. Non-discrimination except on volume, terms and level of service.
6. Validity and duration—
- 6.1. Date of issue.
- 6.2. Date of commercial operations.
- 6.3. Duration of licence: Ten years renewable. An application for renewal shall only be refused if—
- (a) the licensee failed to comply with the conditions of the licence or provisions of the regulatory legislation; or
- (b) the service rendered by the licensee was not the required standard; or
- (c) the regulator is not satisfied that the licensee will materially comply with the conditions of the licence or the regulatory legislation.
7. Conditions of cancellation or amendment—
- 7.1. State of Emergency, War, *Force Majeure*, etc.
- 7.2. Non-compliance with conditions of licence.
- 7.3. Bankruptcy or liquidation.
- 7.4. Unacceptable changes in shareholding structure.
- 7.5. Unacceptable service.
8. Access to Inspectors.
- C. Interconnection**
- This information is contained in the tender documents as Annexure B.
- The corporation, as the main provider of bearer services will be required to supply the interconnection between the PSTN and the applicants' MSC and those between MSC and BTS.
- The provision of such links by the corporation shall be the subject of an interconnection agreement between the applicant and the corporation which will be approved by the Minister.
- The applicant and the corporation shall agree on the apportionment of call charges for calls from the fixed subscriber on the PSTN network to a mobile subscriber on the cellular network and vice-versa.
- The corporation shall allocate a separate trunk access code to each cellular operator (C1 and C2) network and ensure that the cellular subscriber identification numbering scheme is within the CCITT recommendation and will cater for the anticipated growth on each network for at least 40 years.
- The terms and conditions of such agreement should be fair and reasonable, duly balancing the interests of all parties and promoting the efficient use of the respective networks.
- D. The closing date remains 30th January, 1997, 1000 hours.**

CONTENTS

<i>Number</i>	<i>General Notice</i>	<i>Page</i>
46A.	Government Tender Board: Tenders Invited.	76A