

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

EXAMINATION FOR THE AWARD OF DEGREE OF BACHELOR OF COMMERCE
(PROCUREMENT OPTION)

BPLM 116: PUBLIC PROCUREMENT

STREAMS:

TIME: 2 HOURS

DAY/DATE: THURSDAY 7/12/2017

2.30 P.M - 4.30 P.M

INSTRUCTIONS:

- Attempt Question ONE (COMPULSORY) and any other TWO Questions
- Do not write on the question paper

QUESTION ONE

Kenya Institute of Research (KMFRI) is a research body established within the provision of Science and Technology Act (1979) Cap 250 charged with the responsibility to undertake research in Marine and freshwater fisheries, aquaculture, environmental and ecological studies and marine research including chemical and physical oceanography, in order to provide scientific data and information for sustainable exploitation, management and conservation of Kenya's fisheries resources and aquatic environment and contribute to National strategies towards food security, poverty alleviation, and creation of employment.

Description of the Works

Three KCDP agencies (KMFRI, NEMA and KEFRI) are seeking to equip/furnish the office buildings with furniture and fittings as shown in the table below.

The Director-KMFRI therefore wishes to invite sealed tenders from eligible and qualified bidders to supply and delivery of Furniture Various and Fittings.

S/No	Tender No.	Description of Goods
1.	KMF/09/2016-2017	Supply and Delivery of Furniture and Fittings for State Department of Fisheries Monitoring Control and Surveillance Centre in Mombasa. Tender Reference No:KMF/09/2016-2017
2.	KMF/10/2016-2017	Supply & Delivery of Furniture Various and Fittings for NEMA Green Point Office Block at Mokowe-Lmau, County.
3	KMF/11/2016-2017	Supply & Delivery of Furniture various and Fittings for Kenya Forest Research Institute (KEFRI) Farmers Resoruce Centre at Mokowe in Lamu County

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Interested firms may obtain tender documents from the office at the Head of Procurement Function at

KMFRI Headquarters located at English Point Mkomani in Mombasa during normal working office hours (Monday-Friday) upon payment of non-refundable fee of Kshs.1,000/= (One Thousand Shillings only) for each tender document payable to the KMFRI Cashier in Mombasa. *(N.B Names used for academic purpose only)*

Required:

- (a) As the Procurement Manger in the Company, advice the organization on the establishment of an evaluation committee as set out under section 46 of the PPADA (2015). [10 Marks]
- (b) Discuss the role of the accounting officer with respect to the above stated tender [10 Marks]
- (c) Enumerate the rationale of conducting a due diligence in the above tender as out under section 83 of the PPADA (2015). [10 Marks]

QUESTION TWO

- (a) Using relevant examples, discuss the circumstances under which a procuring entity (PE) may be justified to use Two Stage tendering as a method of procurement. [10 Marks]
- (b) **JUSTIFY** the relevance of a professional opinion as set out under section 84 (I) of the PPADA (2015). [10 Marks]

QUESTION THREE

The Ministry of Finance recently place newspaper advert on the daily nation for TENDER NO.TNT/23/2016-2017 Sale of Boarded motor vehicles which was closing on TUESDAY, 21ST February, 2017 at 10.00 A.M.

Required:

- (a) Discuss the role of the committee responsible for the sale of the boarded motor vehicle at the Ministry of Finance. [10 Marks]
- (b) Explain the procedure to be followed by the Ministry of Finance in the sale of the boarded motor vehicle. [10 Marks]

QUESTION FOUR

- (a) Discuss the roe of the National Treasury in the implementation of the preference and preservations under section 157 (17) (b) of the PPADA (2015). [10 Marks]
- (b) Section 139 (4) of the PPADA (2015) sets out that any variation of a contract shall be considered after twelve months from the date of signing the contract when various circumstances are satisfied. Discuss. [10 Marks]

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