

REPUBLIQUE DU CAMEROUN

Paix - Travail - Patrie

MINISTERES DES ADMINISTRATION
TERRITORIAL

REPUBLIC OF CAMEROON

Peace - Work - Fatherland

MINISTRY OF TERRITORIAL
ADMINISTRATION

DECISION N° ⁰⁹⁸...../D/PR/MINAT/GOV/NW/2018 BEARING ON THE CANCELLATION OF CONTRACT N°14/C/MINMAP/RDNW/2018 of 20th APRIL 2018 AWARDED AFTER OPEN NATIONAL INVITATION TO TENDER N° 05/ONIT/RDMINMAP/NWRTB/2018 OF 07/02/2018 FOR THE RURAL ELECTRIFICATION OF MENKA WELFARE ORGANIZATION (MEN.W.O) VILLAGE IN SANTA SUBDIVISION, MEZAM DIVISION (STEP 1).

THE GOVERNOR OF THE NORTH WEST

MINDFUL OF: the Constitution of the Republic of Cameroon;

MINDFUL OF: the Decree N° 2004/275 of 24 September 2004 on the Public Contracts Codes

MINDFUL OF: Law N° 73/7 of December 1973 relative to the rights of the treasury of the safeguard of public funds;

MINDFUL OF: Decree N° 2011/408 of 09 December 2011 organizing the Government;

MINDFUL OF: the Decree N° 2011/412 of 09 December 2011 reorganising the Presidency of the Republic;

MINDFUL OF: the Decree N° 2012/075 of 08 March 2012 organizing the Ministry of Public Contracts;

MINDFUL OF: the Circular N° 004/CAB/PM of 30 December 2005 in relation to the application of the Public Contracts Code;

MINDFUL OF: Circular N° 001/CAB/PR of 19 June 2012 in relation to the award and control of Public Contracts

MINDFUL OF: Decision N° 2018/366 OF 20 JUNE 2018 bearing on the new public contracts code placing the Governor as the Contracting Authority,

CONSIDERING: The terms for Open National Invitation to tender N° 05/ONIT/RDMINMAP/NWRTB/2018 of 07/02/2018 for the rural electrification of Menka Welfare Organization (MEN.W.O) village in Santa Subdivision, Mezam Division (step 1),

CONSIDERING: Several Warning correspondences issued to the contractor by the Regional Delegate of MINEE (Project Owner) and the Regional Delegate of MINMAP for the North West on the late start of works on the project site to **TALENTECH \$ CO. LIMITED** without any response,

CONSIDERING: Minutes of meeting held on the 14th August 2018 at the Governor's office giving seven (07) days to **TALENTECH \$ CO. LIMITED** to mobilise and improve on the execution rate of the project,

CONSIDERING: Article 46 of the contract bearing on the termination of the contract,

HEREBY DECIDES AS FOLLOWS:

- 1) That, Contract N°14/C/MINMAP/RDNW/2018 of 20th APRIL 2018 awarded after open National Invitation to tender N° 05/ONIT/RDMINMAP/NWRTB/2018 of 07/02/2018 for the rural electrification of Menka welfare organization (MEN.W.O) village in Santa Subdivision, Mezam Division (STEP 1) has been **CANCELLED**;
- 2) That the said contract has been cancelled because of the breach of contractual terms by **TALENTECH & CO, LIMITED** as well as the gross violation of the public contracts code;
- 3) That the total percentage and amount of work executed so far by the contractor stands at 0.72% as against 96% of time consumed;
- 4) That, the said contract has been cancelled based on article 46 of the GAC of the contract,
- 5) That **TALENTECH & CO, LIMITED** shall from the date of signature of this decision be applied the consequences as stated by the public contracts code;
- 6) That this decision shall be notified to **TALENTECH & CO, LIMITED** by the Project Owner;
- 7) That the Project Owner, the Regional chief of centre for ARMP-NW, the Regional Delegate of MINMAP NWR and related services, and the Chairman of the Regional Tenders Board North West are each in their respective spheres of influence charged with the implementation of this decision

DONE IN BAMENDA, ON THE **07 SEPT 2018**

THE GOVERNOR OF THE NORTH WEST REGION

CC

- MINMAP / YDE
- CHIEF OF ANTENNA ARMP-NWR ✓
- CHAIRMAN NWRTB
- PROJECT OWNER
- CONTRACT CHIEF OF SERVICE
- RCCB/MINMAP/NW
- RCS/SMI/MINMAP/NWR
- TALENTECH & CO, LIMITED
- FILE/CHRONO
- NOTICE BOARD



Léon Lefrique Tchouffo Daben Adolphe
Administrateur Civil Hors Echelle