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COUNTY GOVERNMENT OF BUNGOMA

COUNTY ASSEMBLY OF BUNGOMA

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19 FEB 2020



COUNTY ASSEMBLY OF BUNGOMA

THIRD ASSEMBLY, SECOND SESSION

REPORT BY THE COMMITTEE

ON ROADS, TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS ON THE STATUS OF CONSTRUCTION OF THE KANDUYI-SANGA'LO JUNCTION (C33) ROAD TO DUAL CARRIAGEWAY CONTRACT NO.BGM/CNTY/OT/184/2018-2019

County Assembly Buildings PO BOX 1886, BUNGOMA, KENYA

February, 2023

TABLE OF CONTENTS

Contents

TABLE OF CONTENTS	
LIST OF ABBREVIATIONS AND ACRONYMS	4
CHAPTER ONE	6
1.0 PREFACE	6
1.1 COMMITTEE MANDATE	7
1.3 COMMITTEE MEMBERSHIP	
1.4. EXECUTIVE SUMMARY	8
1.5 SCOPE OF WORKS.	9
1.5.1. Pavement Structure	9
1.5.2. Drainage Structure	9
1.6 OBJECTIVES OF THE VISIT	
1.7 METHODOLOGY	10
1.8 ACKNOWLEDGEMENT	10
CHAPTER TWO	12
2.1. COMMITTEE FINDINGS FROM THE SUBMITTED DOCUMENTS	12
2.1.1. Budgetary allocation, payments and outstanding payments	12
2.1.2 PAYMENTS AND OUTSTANDING PAYMENTS	13
2.1.3. Advance Payment and Recovery of Advance Payment	14
2.1.4 Project Contractor.	14
2.1.5 Extension period, justification for extension and variation order	15
2.1.5.1 Extension period.	15
2.1.5.2 Justification for extension and variation order	16
2.1.6 Program for completion of the project.	16

2.1.7 Variation of Contract	17
2.1.8 Bills of Quantities	
Bill 1.09 -Alteration of services	
Bill 4 -Site clearance & Topsoil stripping	
Bill 5 –Earthworks	18
Bill 7-Excavation and filling for structures	18
Bill 8 -Drainage works and culverts	18
Bill 12 -Natural Material Sub base and Base	
Bill 13 -Base course - GCS	
Bill 16 -Bituminous product	
Bill 17 -Concrete works	
Bill 20- Finishes	
Bill 26-Street lighting	20
CHAPTER THREE	21
3.1 COMMITTEE FINDINGS ON SITE	21
3.2. SOCIAL AND ENVIRONMENTAL IMPACT AS	SESSMENT OF THE PROJECT.
23	
Honorable Speaker,	23
a) Representative from the Transport Sector	24
b) Representative from the Business Community	25
3.2 COMMITTEE'S OBSERVATIONS	26
3.3 COMMITTEE'S RECOMMENDATIONS	27
CONCLUSION	27
4.0 Adoption Schedule	28

LIST OF ABBREVIATIONS AND ACRONYMS

CECM- Chief Executive Committee Member

C.O- Chief Officer

KeNHA- Kenya National Highways Authority

BoQ-Bill of Quantities

IPC- Interim Payment Certificate

CIT- Contract Implementation Team

PPADA- Public Procurement and Asset Disposal Act

FY- Financial Year

AC-Asphalt Concrete

AASHTO- American Association of State Highway and Transport Officials

BRC-British Reinforcement Company

LIST OF ANNEXURES

- 1. Payment certificates
- 2. Advance payment guarantee
- 3. Certificate of substantial completion
- 4. Extension of time letter
- 5. Power of Attorney
- 6. List of directors of Zongmei Company.

CHAPTER ONE

1.0 PREFACE

Honorable Speaker,

The Roads, Transport, Infrastructure and Public Works Committee was established on 26th October; 2022 in accordance with the County Assembly of Bungoma Standing Order 179. The Committee in a meeting held on 17th January 2023 vide **Minute RPW** 6.16.01.2023 resolved to carry out a fact finding exercise on the status of the Kanduyi-Sang'alo Junction (C33) road to dual carriageway in Bungoma County.

In this regard, the committee through the office of the Clerk of the County Assembly wrote a letter to the CECM for Roads, Transport, Infrastructure and Public Works (REF. BCA/CC/SECT/9 VOL III (38) requesting for a status report to guide the fact finding activity. The information was received on 20th of January, 2023 vide letter CG/BGM/RPW/CA/VOL III/060.

The information requested and received from the CECM was guided by the following parameters:

- Budgetary allocation, payments and pending payments since inception of the project
- 2. Details of the contractor awarded.
- 3. Program for completion of the project.
- 4. Extension period, reasons for extension and variations
- 5. Bills of Quantities.
- 6. Contract agreement

1.1 COMMITTEE MANDATE

Honorable Speaker,

The mandate of the Committee is derived from the County Assembly of Bungoma Standing Order 217 (5) and matters assigned under the Second Schedule which shall be exercised within the limits contemplated under Part 2 of the Fourth Schedule of the Constitution of Kenya, 2010.

The functions of a Sectoral Committee shall be to;-

- (a) Investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;
- (b) Consider quarterly reports of the assigned departments and report to the house within twenty one sitting days upon being laid
- (c) Study the programme and policy objectives of departments and the effectiveness of the implementation;
- (d) Study and review all county legislation referred to it;
- (e) Study, access and analyze the relative success of the departments as measured by the results obtained as compared with their stated objectives;
- (f) Investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;
- (g) To vet and report on all appointments where the constitution or any law requires the County Assembly to approve, except those under Standing Order 208 (Committee on Appointments); and
- (h) Make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.

1.3 COMMITTEE MEMBERSHIP

The Committee membership as currently constituted is as follows;

 Hon. Franklin 	Simotwo	Chairperson
2. Hon. Polycarp	Kimeta	Vice Chairperson
3. Hon. Stephen	Kaiser	Member
4. Hon. Jerusa	Aleu	Member
5. Hon. Meshack	Simiyu	Member
6. Hon. Hentry	Nyongesa	Member
7. Hon. Johnston	Ipara	Member
8. Hon. Everton	Nganga	Member
9. Hon. Godfrey	Mukhwana	Member
10. Hon. Job	Mukoyandali	Member
11. Hon. Ali	Machani	Member
12. Hon. Charles	Nangulu	Member
13. Hon. Everlyne	Mutiembu	Member
14. Hon. Idd	Owongo	Member
15. Hon. Violet	Makhanu	Member

1.4. EXECUTIVE SUMMARY

Honorable Speaker,

The dual carriageway project (C33) road is one of the flagship projects initiated in the FY 2018/2019. The works consisted of the construction of the existing Kanduyi to Sang'alo Junction road bitumen surfaced road to dual carriageway road standard of:

- 7m wide on each side,
- · 1.7m wide shoulders on each side,
- · A raised island of 1.4m wide at the middle,
- Three number roundabouts located at formally Kiwanja Ndege Junction, Keringet junction and Sang'alo junction
- Three u- turns.

Honorable Speaker,

The conditional Notification of award was given on 27th December 2018 and contractor's Letter of Acceptance was received on 2nd January 2019. The Agreement was signed on 15th January 2019. Subsequently, the conditional order to commence the works was issued on 12th July 2019 but the actual works commenced on 23rd October 2019 due to the delay in the issue of advance payment to the contractor. The initial contractual completion date of 21st October 2021 was revised to 21st July 2022 following the award of an extension of nine (9) months.

1.5 SCOPE OF WORKS.

Honorable Speaker,

The works consisted of dualing of the existing bitumen surfaced (A1) road into an 18.8m wide dual carriageway inclusive of 1.7m shoulders on both sides with three U-turns and three roundabouts.

1.5.1. Pavement Structure

The pavement structure for the dual carriageway (C33) road was as follows:

- Benching to widen the road
- 300mm sub-grade layer built with natural gravel in two layers of 150mm each.
- 150mm sub base using stabilized gravel of base quality improved with 3.5 percent cement compacted to 95 percent of AASHTO T-180
- Asphalt concrete binder course o/20 to carriageway and shoulders.

1.5.2. Drainage Structure

Honorable Speaker,

The drainage had two structures namely;

- Closed U-Drain- within town area.
- Open (Trapezoidal) Drain system-outside town area.

1.6 OBJECTIVES OF THE VISIT

Honorable Speaker,

The Objectives of the Committee during the visit were;

- To ascertain whether the status of the project was consistent with the implementation status indicated in the status report and quarterly/ annual reports as submitted by the Department.
- To ascertain whether the contractual documents (BQs) were adhered to and whether the project specifications were met.
- 3. To familiarize with project challenges (if any) that could hamper the implementation of subsequent projects by the department.

1.7 METHODOLOGY

Honorable Speaker,

In preparation of this report, the committee was guided by;

- The status report as submitted by the CEC Member and visited the site to verify the information on the report.
- A consultative meeting with the department to clarify on some of the issues flagged out by the Committee.
- 3. The Committee also made reference to records of evidence adduced and documents received by the Committee, various legislation on Public Procurement Procedures that guided the interrogation of this project which formed the basis of observations and recommendations as outlined in the report.

1.8 ACKNOWLEDGEMENT

Honorable Speaker,

The Committee is grateful to your Office and the office of the Clerk of the County Assembly of Bungoma for the support received as it discharged its mandate.

The Committee appreciates representatives from the transport and the business community from Township, Musikoma and Khalaba Wards for their time and views provided during the fact finding exercise. The information they shared with the committee has shaped the findings in this report.

The Committee is equally grateful to the Honorable Members and the Secretariat for their relentless efforts during the compilation of this report.

Honorable Speaker,

I wish to confirm that the recommendations of the Committee in this report were unanimous. It is now my pleasant duty and privilege, on behalf of the Members of the Roads, Infrastructure, Transport and Public Works Committee to present the report to this Honorable House for adoption.

Signed:

Hon. Fi	anklin Sii	motwo; A	ICA – Chepy	uk Ward			
DATE	14/02/	2023	SIC	NATURE	Al	9	
				Infrastructure			
Commi	ttee.						

CHAPTER TWO

2.1. COMMITTEE FINDINGS FROM THE SUBMITTED DOCUMENTS

2.1.1. Budgetary allocation, payments and outstanding payments

Honorable Speaker,

The department submitted that since the FY 2019/20 they had received a total of KSh. 1,223,655,464.57 for the project as tabulated below.

Financial year	Budgetary Allocation	Variation(from supplementary budget)	Approved Estimates				
2018/19	70,000,000.00	68,244,297.00	138,244,297.00				
2019/20	271,912,595.00	(168,661,828.00)	103,250,767.00				
2020/21	343,500,000.00	-	343,500,000.00				
2021/22	350,000,000.00	230,000,000.00	580,000,000.00				
2022/23	300,000,000.00	(300,000,000)	-				
TOTAL SUM	1,171,088,970.00		1,164,995,064.00				
	Borrowed -2019/20 58,6	60,401					
TOTAL	1,223,655,464.57						

Records obtained from the County Assembly on the approved budgetary appropriations towards the project indicates a sum of Ksh. 1,164,995,064. The Committee observed an increase of Ksh. 58, 660,401 which the department paid without the approval of the County Assembly.

The Committee further established that the matter was explored by the Public Accounts Committee in the Second Assembly and the necessary steps were picked from the recommendations in the report and remains an active matter being pursued by the relevant agencies.

2.1.2 PAYMENTS AND OUTSTANDING PAYMENTS Honorable Speaker,

The contractor has been paid a sum of Ksh.1, 050, 623,027.57 for certificate numbers 1,2,3,4,5 and 6 as tabulated below.

DATE	CERTIFICATE	RECOVERY	CERTIFICATE	AMOUNT
	NO.		AMOUNT	PAID
4/10/2019	1		138,244,297.58	138,244,297.58
10/2/2020	2		58,660,401	58,660,401
10/2/2020	2		103,250,766	103,250,766
22/09/2020	3		193,191.450	193,191.450
22/12/2020	4		150,447,814	150,447,814
15/10/2021	5	40,000,000	252,156,395	212,156,395
11/1/2022	6		137,873,605	137,873,605
1/3/2022	6	40,000,000	155,042,649	155,042,649
-	7	58,244,297.58	81,735,192	(58,244,298)

Honorable Speaker,

The IPC No. 6 was split into two vouchers during payment as shown in the table, whereas IPC No. 7 with a sum of Kshs. 58,244,298 was not paid to the contractor but recovered to clear the pending balance of advance payment totaling Kshs. 138, 244,297.58

This brings the outstanding sums on the certified payments to Ksh.438, 275, 620 from; balance from certificate number 8 of Ksh. 130,990,451, certificate number 9 of Ksh. 198,687,805 and claim number 1 of Ksh.108, 597, 364.

2.1.3. Advance Payment and Recovery of Advance Payment Honorable Speaker,

Sub-Clause 60.12 of the Contract Agreement states that 'At the request of the Contractor, the employer MAY make an interest free advance payment to the contractor for the cost of mobilization in respect of the Works, in a Lump Sum of any amount not exceeding ten (10) percent of the contract price named in the letter of Acceptance and letter of Award"

The Committee observed that an advance payment of Ksh. 138,244,297.50 was made as indicated in payment certificate number 1 basing on the above clause. Recoveries were made of Ksh. 40M, 40M, and 58m on Certificate numbers 5, 6 and 7 respectively.

2.1.4 Project Contractor.

Honorable Speaker,

The works for construction of Kanduyi-Sang'alo Junction (C33) road to dual carriageway was awarded to M/S. Zhongmei Engineering Group Limited through a letter dated 27th December 2018 with its registered office at No. 76 Nanlian Road, Nanchang, Jiangxi, China .The managing director of Kenya branch of Zhongmei Engineering Group Limited, the bearer of the passport No. G346040119, or Mr. Cheng Xiayu, the Deputy Managing Director of Kenya Branch of Zhongmei Engineering Group

Limited, the bearer of the passport No. E50370980 or Mr.Dai Longpei of Chinese National. The local representative of the Company is Mr. Patrick Wangalwa Oundo. The company is incorporated in China and was issued a certificate of compliance in Kenya on 3rd November, 2009. The registered office for the company is plot no 7 G F1, Devsons Court, Argwings Kodhek Road, Hurlingham, Nairobi.

2.1.5 Extension period, justification for extension and variation order

2.1.5.1 Extension period.

Honorable Speaker,

The initial project completion period was two years from the date of inception. However, there were three significant factors that affected the completion period;

1. Delayed payments of IPC 1 to IPC 4

In total there was a cumulative delay in payment of IPC's totaling to 122 days.

2. COVID-19 pandemic

With the emergence of COVID-19, there was a government directive released on 27th March 2020 that ran through to 6th June, 2020 (72 days), which led to extension of working ours due to curfew.

3. Adverse weather conditions

Adverse rainfall around Bungoma and majorly in Western part of Kenya between December, 2019 to Nov 2020 affected the pace of works more so the earthworks. The calculation (using the contractual formulae) showed the delay was 236 days.

The department submitted that these three factors brought a cumulative project completion delay of about 385.16 days.

The Committee further observed that the contract time lines had lapsed on July of 2022, however, the CECM submitted that the project had been partially handed over to the employer as of 14th July, 2022 (annexure 4).

That the contractor currently operates on the Defect Liability Period (24 months) to finalize on the pending works.

2.1.5.2 Justification for extension and variation order Honorable Speaker,

The Variation of price was attributed to;

- Provision of the extra lanes on both sides at chainage o+ooo Kanduyi junction road and C33 to allow smooth traffic.
- Introduction of roundabout at Kiwanja Ndege junction which was not part of the initial design.
- Introduction of 3No.u turn section.
- An additional layer of AC-50mm thick.
- Provision of the surface dressing after laying of the AC.
- · Change in design to use graded crushed stone for the base layer
- Increase of quantities for the road kerbs which is an integral component of the dual road.
- · Increase on the quantities for street lighting.

2.1.6 Program for completion of the project.

Honorable Speaker,

From the documents and oral submissions by the department, the Committee noted that the department was in the process of handing over the project to KeNHA. Upon submission of a detailed status report on the project, the KeNHA advised the County Government to settle all dues owed to the contractor for the works done; and committed to take up the remaining works that were key to the project, and were not included in the original contract.

In this regard, the department submitted the following list of works that were not captured in the original contract:

- · Interchange at Kanduyi,
- Extension of closed drains to cover the whole stretch,
- Foot bridges,

- · Construction of outfalls drainage system to river Khalaba and
- · Construction of all access roads joining dual carriageway

2.1.7 Variation of Contract

Honorable Speaker,

A letter by the Chief Officer in charge of the department of Roads, Infrastructure and Public Works to the Director, M/S Zhongmei Engineering Construction Limited dated 27th May, 2022 gave the details of notification of award for variation of contract for the construction of Kanduyi- Sang'alo Junction (C33) road to a dual carriage way vide Contract No. BGM/CNTY/OT/184/2018-2019).

Sec 139 of the PPADA, and regulation 132 of the PPADA Sec. 2020 provides that, a variation of contract requires an application giving a justification to the Contract Implementation Team (CIT) or the Evaluation Committee which then reports to the head of procurement for a professional opinion; then the Accounting Officer gives an approval basing on the opinion and awards the variation in writing.

This information was duly submitted to the Committee.

2.1.8 Bills of Quantities

Honorable Speaker,

Upon perusal of the submitted documents and consultations with the County Department officials, the Committee made the following observations on the Bills of Quantities.

a. Bill 1.09 -Alteration of services

This bill was mainly meant for relocation of KPLC power lines/poles, water supply lines and sewer systems. The initial cost was anticipated to be Ksh.10M. However, this increased with about Ksh. 7.38 million. There was still some extra labour works and payments which were paid under bill 1.13 involving water and sewer relocation.

b. Bill 4 -Site clearance & Topsoil stripping

This bill consisted of clearing site including removal of hedges, bushes, trees(except those designated to remain by the engineer) and of removal of topsoil or other organic material, and mineral soils unsuitable for forming the road sub grade. There was a saving of about Ksh.39 Million because there was little works done since the road was already in use.

c. Bill 5 -Earthworks

This included removal of top soil before scrapping and grading the site to expose the underlying ground. The project was initially meant to be 6.5Km. However, after doing the setting out, 6.5Km were behind Sangalo junction. Design wise and in consideration of the safety of the road users there was no way a dual would end a few meters to a major junction. The road was therefore redesigned to introduce Sangalo junction as a roundabout to allow smooth transition from dual carriage to single carriageways towards Mumias and Sangalo directions thus an increase in scope of works from earthworks, pavement and drainage works.

The department further submitted that it was not only uneconomical for motorists to drive from Keringet round about all the way to Sangalo round about, and from Kanduyi to Kiwanja Ndege round about, hence the introduction of three (3) U-Turns at Bluewaves, Cereals and KCC. To do this, two (2) extra lanes were introduced in those locations. This further increased the scope of works by Ksh. 44.38M.

d. Bill 7-Excavation and filling for structures

This bill brought about extra 19.1 million. The extra quantities were due to increased structural works (U-Drain length, No. of culverts and stone pitching).

e. Bill 8 -Drainage works and culverts.

Honorable Speaker,

The department submitted that there was an increase in the number of access culverts brought about by public demand and majorly the growth of town as the dual project commenced. For instance the initial quantity of the 600mm culverts

was estimated to be 600 meters (about 90 culverts), however, the Committee observed that 340 culverts were installed (equivalent to 2,153 meters) of 600mm access culverts. For the 900mm culverts the department initially anticipated about 90 culverts (600 Meters) but ended up being 1,252M equivalent to 120 culverts - both cross, access and along the outfall drains). No works was initially anticipated for outfall drains but later this was done following poor drainage system which increased and streamlined water collection along the outfalls.

The 1200mm diameter culverts increased from Ksh.60M to Ksh. 100.3M. With the increase of culverts, C20/20 for culverts head walls, wing walls and approach slab increased from 400m3 to 1,445m3 bringing about Ksh. 15.67 million increment. With the raised and widened road, no former culverts were realigned to the new road design thus they needed to be removed. The BRC A142 was never included in the BQ thus had to be included. The factors above raised the bill 8 by Ksh. 78.25 million.

f. Bill 12 -Natural Material Sub base and Base

This consisted of granular or bituminous materials which act as a structural part of the pavement. With the increased road length in bill 5, there was an increment of Ksh. 4.58 million.

g. Bill 13 -Base course - GCS

Initially, the project had DBM as base course. The base course was changed to GCS following pavement design review. This further increased the GCS protection and cement quantities.

h. Bill 16 -Bituminous product

With the removal of DBM, Ksh. 255M was underutilized in this bill.

i. Bill 17 -Concrete works

This Increased due to increase in drainage works as stated in bill 8 above and rigid pavement constructed on the 3rd and 2nd U-turns (U-Drains, culverts)

j. Bill 20- Finishes

This Increased due to increased quantity of kerb stones. The initial quantity was 2600 meters. So far the Contractor has laid about 4.2 Km median kerb, that equivalent to about 8400m length of kerb stones. The road needs about 13,410M of kerb stones (only for the median Island).

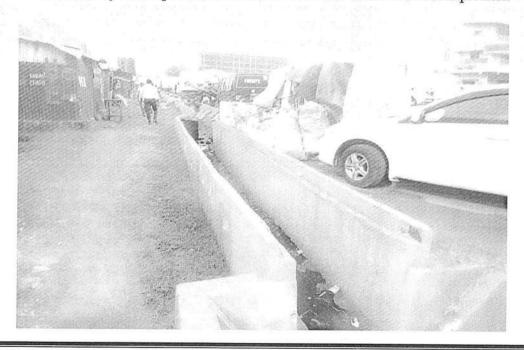
k. Bill 26-Street lighting

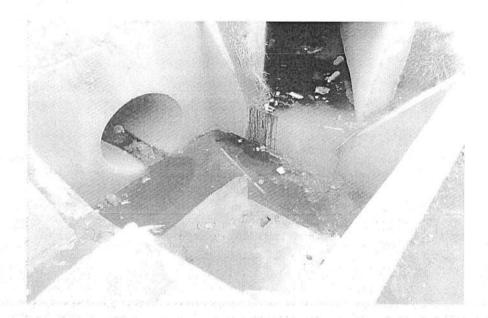
The committee observed that no street lighting works has been done or paid to date. The Contract had a street lighting component from the beginning.



A section of the road encroached by traders and transporters

Stone pitching is yet to be finalized on the stretch from the hospital approach
roundabout to the northern corridor at Kanduyi junction contrary to the report
submitted by the department of roads which indicates 100% completion.





A section of the silted drainage system

3.2. SOCIAL AND ENVIRONMENTAL IMPACT ASSESSMENT OF THE PROJECT.

Honorable Speaker,

Section 17 of the Environmental (Impact assessment and Audit) Regulations, 2003 states that the proponent shall in consultation with the authority; seek the views of persons who may be affected by a project

The role of the public consultation and involvement in Environmental Impact Assessment process is to ensure there is quality, comprehensiveness and effectiveness of the assessment and ensure the public views are adequately taken into consideration in the decision making process.

In this regard the Committee took an initiative of meeting representatives from the Transport and business community at Chepkube market in Township Ward to assess the social impact of the project to the community and observed as follows;

a) Representative from the Transport Sector.

Honorable Speaker

The Committee met the Chairperson of the transport sector Mr. Martin Juma who submitted that;

There was a positive impact of the project on the transport sector in Bungoma County and highlighted the following;

Improved road safety

The road has reduced congestion of vehicles especially around Chepkube market hence reduction in the number of accidents and vehicles breakdown on the road.

Improved living standards

That the project has created employment opportunities to the locals, this includes professional services of designers, environmental experts, land surveyors etc.

· Training of road users

That road users and traders around the area were sensitized and briefed on the causes and risks that are likely to occur at the working place and on safe practice within the construction site.

Revenue to the County Government.

That through payment of relevant permits, taxes, rates and fees, there has been an increase in revenue collection to the County Government.

Challenges faced by the transport sector.

- There is lack of knowledge by the road users for instance driving on the wrong sides
 of the road.
- The road is not marked and no provision for parking, pedestrian pathways within town and foot bridges.

- There is insufficient information to the public whether the project is complete or not.
- There is increased risk of accidents especially by motorcycle riders in highly congested areas like Chepkube market.

b) Representative from the Business Community

Honorable Speaker

The Committee met Mr. Benard Makokha the Chairperson of Chepkube Market Traders at his premises and he submitted the following;

- That the traders along the road at Chepkube market are ready to relocate to the market stalls once completed by the department of Trade Energy and Industrialization.
- That the land provided for construction of the market stalls is not enough to accommodate all the traders. The available provision can only accommodate a maximum number of 200 traders at any given time.
- That the County Government should consider purchasing land to construct a market that will accommodate all traders.
- That accidents are on the rise due to encroachment of the dual carriageway sections meant for motorist transport.

3.2 COMMITTEE'S OBSERVATIONS

Honorable Speaker,

The committee observed the following;

- THAT, the dual carriageway project was substantially complete and was currently in use by motorists and other road users.
- 2. **THAT**, the project contract timelines had lapsed and that the project now operates within the defects liability period of 24 months since July 2022.
- 3. THAT, the contract has already explored 13.5% of the contract sum in variations on the project. A sum of Kshs 191 million was approved by the accounting officer as price variation, while there is a contractor's claim 1 of Kshs 108 million in lieu of time variation.
- 4. **THAT**, the County Government of Bungoma owes the contractor a sum of Kshs. 438, 275, 620 on valued works on the project i.e. from certificates 7, 8 and 9.
- 5. THAT, the outstanding payments owed to the contractor are attracting interest as per the conditions of contract (Clause 60.1) and that the employer is at risk of being charged for defaulting on payment.
- 6. THAT, the a sum of Kshs. 300 million that was proposed in first supplementary budget for the project was later reduced to Kshs. 106 million; an amount which has not yet been released to the department to enable the department pay the contractor for valued works on the project.
- 7. THAT, the KeNHA is willing to take over the project and upgrade it to the Highway standards; provided that the County Government honors the conditions that it has set out.
- 8. THAT, quantities in some of the bills namely; 1.09, 5, 8, 12, 13, 14, 17, 20 and 26 increased due to changes in prices of commodities brought about by the global inflation.

3.3 COMMITTEE'S RECOMMENDATIONS Honorable Speaker,

The Committee recommends as follows.

- THAT, the department should ensure that the contractor completes the dual carriageway project and fully hands it over to the County Government within the stipulated contract time lines.
- 2. THAT, the department should ensure that all outstanding payments to the contractor are fully paid to avoid accrual of interest on delayed payments and instances of litigation for defaulted payment by the contractor.
- 3. THAT, the relevant County department of Trade, Energy and Industrialization moves with speed to settle the traders who have encroached sections of the dual carriage way to allow easy flow of traffic and reducing the number of accidents due to encroachment.
- 4. THAT, the department should allocate more funds in the subsequent financial years towards the project to cover for the challenges arising from global inflation so as to fast track the project completion and to enable a smooth handing over to the KeNHA.

CONCLUSION

Honorable Speaker,

On behalf of the Committee on Roads, Infrastructure, Transport and Public Works I urge this Honorable House to adopt this report with the recommendations herein.

The Adoption Schedule

The Members of Roads, Transport, Infrastructure and Public Works Committee hereby adopt and append the signatures to this report.

S/N	Name	and the second s	Designation	Signature
1	Hon. Franklin	Simotwo	Chairperson	Tho
2	Hon. Polycarp	Kimeta	V/Chairperson	der
3	Hon. Meshack	Simiyu	Member	Thenthey a
4	Hon. Everlyne	Mutiembu	Member	Bulpu
5	Hon. Ali	Machani	Member	Shumpica L
6	Hon. Violet	Makhanu	Member	Aculta
7	Hon. Jerusa	Aleu	Member	Ole .
8	Hon. Hentry	Nyongesa	Member	Hluncs
9	Hon. Charles	Nangulu	Member	agula
10	Hon. Godfrey	Mukhwana	Member	A = 10
11	Hon. Stephen	Kaiser	Member	Buily.
12	Hon. Johnston	Ipara	Member	Shup
13	Hon. Everton	Nganga	Member	(CA)CPCCCC
14	Hon. Job	Mukoyandali	Member	Elektropaidata.
15	Hon. Idd	Owongo	Member	Muniting

COUNTY ASSEMBLY OF B.

OO FEB 202

COUNTY GOVERNMENT OF BUNGOM



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Ref: BGM/CNTY/OT/RPW/184/2018-2019

Date: 21st May, 2020

REF: CONSTRUCTION OF KANDUYI - SANG'ALO JUNCTION ROAD TO DUAL CARRIAGE (C33).TENDER No. BGM/CNTY/OT/RPW/184/2018-2019

REF: COMPANSATION FOR HOUSE DAMAGED BY STORM WATER

Following the assessment done on the damaged houses by water it was agreed that Mr. John Kasembeli Wafula of the Id no.0127593 be compensated a total sum of Kshs. 180,000.00 (One Hundred and Eighty Thousand Only) for the ponds, maize and the three semi permanent houses which was damaged by the storm water.

I the recipient have agreed that after receiving this amount I have no future claims whatsoever in regard to this damage.

RECEPIENT OF THE MONEY (OWNER OF THE HOUSES)

JOHN KASEMBELI WAFULA

ID NO. 0127593

SIGNATURE.

WITNESSES

MOSES WAMALWA (RESIDENT ENGINEER)

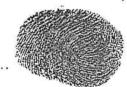
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SIGNATURE ..

MICHEAL BUSIENEI (SITE ENGINEER ZHONGMEI ENGINEERING GROUP LTD.)

ID NO.26132316

SIGNATURE



SUMMARY OF STATEMENT FOR PAYMENT OF AC Contract No.BGM/CNTY/OT/RPW/186/2018-20 WEI ENGINEERING GROUP LTD 1,382,442,975.76	VALUATION AS AT	Previous Certificate(Kshs) This Certificate(Kshs)	410,915,476.99 168 300 731 70	18,636,136.71	4	10,022,115.78 9,075,470,95	453,573,729,48 217,376,202.65 6	64,331,893.10 34,780,192.42	LESS 2% WITHHOLDING VAT (2% OF E) 8 204,334 52 52,156,395.08 7	of contract 60,281,474.59 4,347,524.05	LESS 3% WITHHOLDING TAX(3% OF E) 13 187 211 82	Crifection From Previous IPC 6,521,286.08	3558-10TAL(G-H-I-J+K) ADVANCE DAVACENT	178 244 207 FEE A PAINT IN FEE A PAI	LESS ADVANCE PAYMENT	TOTAL OF BAXXET TOTAL OF BAXXE	569,780,671.35	しESS PREVIOUS: CERTER TO AUX, 355,998.42		STATE OF THE STATE	Checked by military m	335. Bate 20 12 Dod	(Residenti Engineer) - The Chamber of the Chamber	CHIO MEDICAL CHIO	I hereby confirm the above rates & quantities are correct	Teach and the second	
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Date 6/12/2022

(Chief Officer- Roads & Public Works)

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I hereby confirm the

202

(Resident Engineer

Contractor)

Submitted by:

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12/7/2021

payment certificate No.: 7

VALUATION AS AT

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2021/2/22 2/29/2021 579,216,208.69 656,949,932.14 756,052,017.66 13,138,998.65 637,852,345,41 19,097,586.73 99,112,085.53 69,122,148.79 18,636,136.71 19,708,497.96 772,336,669.76 654,092,372.26 118,244,297.50 569,780,671.35 202,555,998.42 Total (Kshs) payment certificate No.: 168,300,731.70 40,000,000.00 9,075,470.95 208,300,731.70 217,376,202.65 34,780,192.42 252,156,395.08 4,347,524.05 18,731,586.53 6,521,286.08 222,555,998.42 (20,000,000,00) 202,555,998,42 This Certificate(Kshs) DATE OF SUBMISSION VALUATION AS AT Date 29. 10 6- 2021 rates & quantities are correct SUMMARY OF STATEMENT FOR PAYMENT OF ACCOUNT NOW BUEYD CONTRACTOR ESS PREVIOUS CERTIFICATES & Public Works) Contract No.BGM/CNTY/OT/RPW/186/2018-2019 410,915,476.99 10,022,115.78 503,905,622.58 429,551,613.70 439,573,729,48 8,791,474.59 138,244,297.50 18,636,136.71 64,331,893.10 50,390,562.26 431,536,373.85 569,780,671.35 13,187,211.88 Previous Certificate(Kshs) Contract Name: CONSTRUCTION OF KANDUYI - SANG'ALO JUNCTION TO DUAL CARRIAGE ROAD Roads the above. Resident Checked Chieroff I hereby confirm LESS 10% RETENTION (10% OF G,5% of contract LESS 3% WITHHOLDING TAX(3% OF E) LESS 2% WITHHOLDING VAT(2% OF E) TOTAL OF PAYMENT(E+M-N+O) Contract Name: ZHONGMEI ENGINEERING GROUP LTD INTREST ON LATE PAYMENTS Correction From Previous IPC ESS ADVANCE PAYMENT SUB-TOTAL(G-H-I-J+K) ADVANCE PAYMENT 1,382,442,975.76 MATERIAL ON SITE (DEDUCTION) VALUE OF PRICE ADJUSTMENT SUB - TOTAL (E+F) ADD VAT @ 16% A.D CINEERING TOTAL WORK DONE SUB - TOTAL (A+B) SROUP LED. MATERIAL ON SITE SUB-TOTAL (C+D) MUNCH C REVISED CONTRACT SUM: CONTRACT SUM: L)_ () Contractor Submitted BA O 0 111

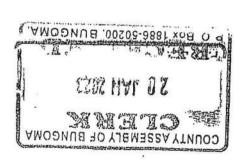
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	JNT 9 payment certificate No.: DATE OF SUBMISSION VALUATION AS AT	This Certificate (Kshs)	120,953,572.64	14,400,000.00	(5,000,000.00)	130,230,030,031	131 971 766.75	18,476,047.35	. 150,447,814.10	2,639,435.34	15,044,781.41	3,959,155,00	128,804,444.35		00.000,000,02	100 804 444 35		OK OK	-	20/00/20		orrect 2,3020					9
	OF ACCOI	Previous Certificate (Kshs)	289,961,904.34	9,236,136.71		299,198,041.06	8,314,677.35	307,512,718.41	353.356.069.96	6,150,254.37	35,335,607.00	10,600,682.10	67 363 030 100	138 244 297 50			439,513,823.99	LESS PREVIOUS CERTIFICATES	Cureked By Silvent Citic	The state of the s	Trespont Engineer)	by confirst the another these and antities are correct	(Chief Officer Roads & Public Works)	5	J		
9	SUMMARY OF STATEMENT FOR PAYMENT C CONTRACT NO.BGM/CNTY/OT/RPW/186/12 CONTRACT NO.BGM/CNTY/OT/RPW/186/12 CONTRACT NAME: CONSTRUCTION OF KANDUYI - SANG'ALO JUNCTION TO DUAL CARRIAGE ROAD (C33) CONTRACT NAME: ZHONGMEI ENGINEERING GROUP LTD 1,382,442,975.76	CT SUM:		A TOTAL WORK DONE			C SUB - TOTAL (A+B)		Γ ΛΝΡ VAT @ 14%	G SUB - TOTAL(E+F)	H LESS 2% WITHHOLDING VAILES OF E)	1 ILESS 10% KETENTION (10% OF E)	K Correction From Previous IPC			N LESS ADVANCE PAYMENT			OTUNCTION	Submitted by Ather Sales	Contractor (B)	GROUP LTD. 6	×.			9	

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	works) 6 6/2010		ON ONINGAMONO SO SON SON SON SON SON SON SON SON S
	s are correct	I hereby confirm the above rates confirm the	(CONTRACTOR)
		gineer) - Trailing	Date 05 80 1011
و المناودون	Date 05 06 200		Submitted by:
		143 PESILLE	
166,068,972.61	RACTOR	TO CONT	
276,315,397.93		Z SSFREVIQUS GERTIFICATES	
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			N LESS ADVANCE PAYMENT
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304,140,073.04	166 068 972.61		
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- 355,102,566.31	193 191 449 74	22,332,367.80	E NOT NAT @ 14%
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Total (Ksns)	This Certificate(Kshs)	Previous Certificate (Kshs)	REVISED CONTRACT SUM:
1001		, i	CONTRACT SUM: 1,382,442,975.76
29/05/2020	VALUATION AS AT 29		Contract Name: ZHONGMEI ENGINEERING GROUP LID
15/05/2020	DATE OF SUBMISSION 15		Contract Name: CONSTRUCTION OF KANDUYI - SANG'ALO JUNCTION TO DUAL CARRIAGE KOAD (C33)
ite No.: 3	9 payment certificate No.: 3	Contract No.BGM/CNTY/OT/RPW/186/2018-2019	Contract No
	NT	STIMMARY OF STATEMENT FOR PAYMENT OF ACCOUNT	O ABBYLYN IS

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Payment Schedule

Remarks	AmomA	Description
Inclusive of taxes &VOP	21.321,876,840,1	Works approved and paid to date (Prom IPC 1 to IPC 6)
Nolusive of taxes & VOP	319,514,423.09	Norks approved pending
Inclusive of taxes &VOP	24.208,786,861	Norks approved pending
Inclusive of taxes	00.486,798,801	Slaim 1 raised by the contractor nd approved pending payment

Notes: The advance payment was fully recovered by the time the Contractor was submitting his IPC 7.

more distributions of

AMOUNT: KES138,244,297.58 (SAY KENYAN SHILLINGS ONE HUNDRED THIRTY EIGHT MILLION TWO HUNDRED FORTY FOUR THOUSAND TWO HUNDRED NINETY SEVEN AND CENTS FIFTY EIGHT ONLY)

EXPIRY DATE: 1ST APRIL. 2021

WE HEREBY CONFIRM THAT THE SIGNATURES THEREON ARE XIA JIE (B10241) AND QIU HUA (B03270) WHO ARE TRUE AND CORRECT.

UNQUOTE

THIS IS THE OPERATIVE INSTRUMENT AND NO MAIL CONFIRMATION WILL FOLLOW.

BEST REGARDS GTEE DIV.

----- Message Trailer -----{CHK:7130799904F1}

PKI Signature: MAC-Equivalent



21st November, 2018

The Chief Officer, Roads, Transport, Infrastructure and Public Works, P. O. Box 437 - 50200. BUNGOMA

Re: POWER OF ATTORNEY

Dear Sir(s)

I, the undersigned, for and on behalf of Zhongmei Engineering Group Ltd, with its registered office at No. 76, Nanlian Rd, Nanchang, Jiangxi, China, hereby officially appoint Mr. Pang Yankun, the Managing Director of Kenya Branch of Zhongmei Engineering Group Ltd, the bearer of the passport NO G34604019, or Mr. Cheng Xiayu, the Deputy Managing Director of Kenya Branch of Zhongmei Engineering Group Ltd, the bearer of the passport NO.E50370980, whose signature specimen given below, as my fully authorized representative to sign the bid documents for CONSTRUCTION OF KANDUYI- SANG ' ALO JUNCTION TO DUAL CARRIAGE (C33), TENDER NO. BGM/CNTY/OT/RPW/2018/2019.

> Signature specimen of Mr. Cheng Xiayu Position: The Deputy Managing Director of Kenya Branch of Zhongmei Engineering Group Ltd

Mr. Zhang Mingfeng

Legal Representative of Zhongmei Engineering Group Ltd

中国在西南昌南海路76号



SCHEDULE 2: FORM OF WRITTEN POWER OF ATTORNEY

The Bidder shall state here below the name(s) and address of his representative(s) who is/are authorized to receive on his behalf correspondence in connection with the Bid.

AO LIUGEN

(Name of Company Director in block letters)

P.O.Box 47662-00100, Nairobi (Address of Company Director) COUNTY ASSEMBLY OF BUNGOMA POR FED 2020

(Signature of Company Director)

Alternate:

<u>CHENG XIAYU</u>(Name of Bidder's Representative in block letters) - The Alternate, given Power of Attorney.

First gate of Mtito Andel Road, off Lenana Road, Kilimani, Nairobi, P.O. Box 104507-00101 (Address of Bidder's Representative)

(Signature of Bidder's Representative)

毕址:中国江西南昌南亚路76号

応烷: 330001

电话: (+86) 0791-5210638 5210611

四址: *** Jackstell com

Add, First Cate of Mtito Andel I Kilimani, Nairobi, Eenya P.O. BOX: 104507-00101, Nairobi Mobile: +254 0707950405

E-mail: thon-markanyal-mai

1-14



GC0991119000377 PAGE: 2 2

We further agree that no additions to or other modification of the terms of the Contract or of the Works to be performed thereunder or of the Contract documents which may be made between County Government of Bungoma, Ministry of Roads, Transport, Infrastructure and Public Works, and the Contractor, shall in any way release us from any liability under this guarantee, and we hereby waive notice of any change or modification.

This guarantee shall remain valid and in full effect from the date of the advance payment under the contract until the County Government of Bungoma. Ministry of Roads, Transport, infrastructure and Public Works receives full payment of the same amount from the Contractor, or on 1st April, 2021.

This guarantee shall be reduced pro-rate with the deductions from the down payment made on the Interim Payment Certificates in accordance with Sub-Clause 60.12 of the Conditions of Contract.

Any dispute over the interpretation of the conditions of this letter of Guarantee shall be subject to the Laws of the Republic of Kenya.

After expiry, this document shall be returned to us for cancellation.

For BANK OF CHINA.

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GC0991119000377 PAGE: 1 2

BANK GUARANTEE FOR ADVANCE PAYMENT.

Our Ref. No.: GC0991119000377 Issuing Date: March 26, 2019

To: County Government of Bungoma,
Ministry of Roads, Transport, Infrastructure and Public Works
P. O. Box 437 - 50200,
BUNGOMA, Kenya

RE: CONSTRUCTION OF KANDUYI - SANG' ALO JUNCTION TO DUAL CARRIAGE ROAD (C33) CONTRACT NO. BGM/CNTY/OT/RPW/184/2018/2019

Gentlemen:

In accordance with the provision of the Conditions of Contract, sub-clause 60.12 ("Advance Payment") of the above mentioned contract, Zhongmer Engineering Group Limited, No. 76 Nanlian Road, Nanchang, Jiangxi, P.R. China, 330001 (hereinafter called the "Contractor") shall deposit with the County Government of Bungoma, Ministry of Roads, Transport, Infrastructure and Public Works, a Bank Guarantee to guarantee his proper and faithful performance under the said Clause of the Contract in an amount equal to the amount of advance payment, i.e. KES138, 244, 297, 58 (Say Kenyan Shillings One Hundred Thirty Eight Million Two Hundred Forty Four Thousand Two Hundred Ninety Seven and Cents Fifty Eight Only).

We, Bank of China Ltd., Jiangxi Branch, having our registered office at No. 10 Livin Road, Honggutan District. Nanchang City, Jiangxi Province, P.R. China as instructed by the Contractor, agree unconditionally and irrevocably to guarantee as primary obligator and not as Surety merely, the payment to the County Government of Bungoma. Ministry of Roads. Transport. Infrastructure and Public Works, on his first writter demand without whatsoever right of objection on our part and without his first claim to the Contractor, in the amount not exceeding KES138, 244, 297, 58 (Say Kenyan Shillings One Hundred Thirty Right Mr. .:on Two Hundred Porty Four Thousand Two Hundred Vinety Sever and Coass Fifty Eight Only).

For BANK OF CHINA.

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江西中煤建设集团有限公司

ZHONGMEI ENGINEERING GROUP LTD

Ref: ZMEG/20190405001

Date: 5th April, 2019

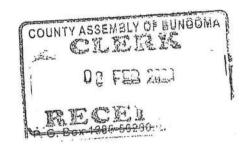
THE COUNTY SECRETARY,

COUNTY GOVERNMENT OF BUNGOMA,

P.O. BOX 437, 50200,

BUNGOMA, KENYA.

Dear Sir.



J. Fost ...

RE: SUBMISSION OF THE ADVANCE PAYMENT GUARANTEE FOR CONSTRUCTION OF KANDUYI - SANG'ALO JUNCTION TO DUAL CARRIAGE ROAD (C33)

CONTRACT NO.:BGM/CNTY/OT/RPW/184/2018/2019

In accordance with the Conditions of Contract, as requested by Client, We Zhongmei Engineering Group Ltd hereby submit the original Advance Payment Guarantee for the project CONSTRUCTION OF KANDUYI - SANG'ALO JUNCTION TO DUAL CARRIAGE ROAD (C33)

Kindly find the attached original Advance Payment Guarantee for your perusal and further action.

Thanks in advance for your further attention.

Your Faithfully:

tong Zhongmei Engineering Group Ltd in Kenya Branch

Add: No.76, Nantian Road, Nanchang,

Zhongmei Engineering (Kenya) Group Limited

pangs (China R. C. 330001 Appressifirst Black Gate of Mitito Andel Road off Lenana Road, Nairobi, Kenya

0086-791-85210611

P. O. BOX: 104507-00101 Jamia

0086-791-85210611

Tei: 00254707950405

E-mailylangxizhongmei@163.com

E-mail:zhongmeikenya@gmail.com



COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE CHIEF OFFICER FOR ROADS, INFRASTRUCTURE AND PUB WORKS

055-30343 Tel: Cell:

+254-701964698

Email: roads@bungoma.go.ke

Former KeRRA Offices Kanduyi-P.O BOX 437 BUNGOMA

Date: 19th July, 2022

CERTIFICATE OF SUBSTANTIAL COMPLETION

CONSTRUCTION OF KANDUYI-SANG ALO JUNCTION TO DUAL CARRIAGE (C33) CONTRACT No. BGM/CNTY/OT/RPW/184/2018/2019

PROJECT TITLE: CONSTRUCTION OF KANDUYI SANG'ALO JUNCTION TO DUAL CARRIAGE (C33),

EMPLOYER

: THE COUNTY SECRETARY, COUNTY GOVERNMENT OF BUNGOMA. P.O. BOX 437-

50200, BUNGOMA.

CONTRACTOR

: ZHONGMEI ENGINEERING GROUP LTD. P.O. Box 104507-00100.

ENGINEER

THE CHIEF OFFICER, ROADS, TRANSPORT, INFRASTRUCTURE & PUBLIC WORKS.

P.O. Box 437-50200, BUNGOMA.

ROAD SECTION : KM 0+000 TO KM 6+705, HOSPITAL ROAD APPROACH ROAD (80M), COOPERATIVE

ROAD APPROACH (40 METERS) & SANGALO JUNCTION APPROACH 27

(METERS).

Pursuant to clause 48.1 of the General conditions of Contract (FIDIC) for these works and subsequent to the joint inspection meeting held on 14th July 2022, it is hereby certified that the above road section has substantially been completed and has passed all tests prescribed by the contract, with effect from 14th July, 2022 and consequently declared the following:

Date of substantial Completion

14th July, 2022

Defects Liability Period

14th July, 2022 to 13th July 2024.

A schedule of outstanding works, Contractor's formal undertaking to expeditiously complete the outstanding works during the defects liability period, and programme for execution of the same are attached in the substantial completion report. The Contractor undertakes to complete all outstanding works, pursuant to the Contract conditions Blown satisfaction of the Engineer within the first 8 months of the defect liability period.

PREPARED BY

The Resident Engineer

Kanduyi-Sang'alo Junction To

Dual Carriage (C33)

P.O. BOX 437-50200 BGM

ACCEPTED

The Site Agent;

Zhongmei Engineering Group Ltd.

Kanduyi-Sang alo Junction To Dual

Carriage (C33) Project.

P.O. BOX 104507-00100 NBI.

APPROVE

The Chief Officer

Road, Transport, Infrastructure & Public

Works, Bungoma County. P.O. BOX 437-50200 BGM





08 FEB 2823

COUNTY GOVERNMENT OF BUNGOMA



PECE SOOD

OFFICE OF THE COUNTY CHIEF OFFICER FOR ROADS, INFRASTRUCTURE AND PUBLIC WORKS

Telephone: 0725393939

E-mail:roadsbsmcounty@gmail.com

Former KeRRA Offices, Kanduyi P.O Box 437, Bungoma

Your Ref:

Our Ref: BGM/CNTY/OT/184/2018-2019

DATE: 19th May,2022

SITE AGENT, ZHONGMEI ENGINEERING CONSTRUCTION LTD. P.O BOX 104507-0010 NAIROBI

REF: PROPOSED CONSTRUCTION OF KANDUYI-SANG'ALO JUNCION (C33) ROAD TO DUAL CARRIAGEWAY CONTRACT NO. BGM/CNTY/OT/184/2018-2019

EXTENSION OF TIME

Refer to our letter dated 2nd August, 2021 Ref. No. BGM/CNTYOT/184/2018-2019 over the subject.

Reference is made to the Pre-Contract negotiations held on the 19th January, 2019 at the Head of Office of Zhongmei Emgineering Group as captured in Min 2.2/2019 in regard to effective date of works. Consequently the effective date is taken as 22nd October, 2019.

Your claim No.1 was approved for nine months from effective date.

Regards.

Eng. Maurice Marango

CHIEF OFFICER -ROADS, INFRASTRUCTURE AND PUBLIC WORKS

COUNTY GOVERNMENT OF BUNGOMA.

CC

> CECM-ROADS, INFRASTRUCTURE AND PUBLIC WORKS

COUNTY ASSEMBLY OF BUNGOMA



中煤建设集团有限公司。比。

江四印度

Zhongmei Engineering Group LTD 1826-50

Add: Plot No. 22, Galaria Road Klimani Nairobi, Kenya Tevirar: 9025-203850464 Gelt: 00254-071325653 E-mail: zmgitiwiovahoo.cn

H.G Add: No.76. Nanhan Road, Nanchang. Jiangzi, P.R.China Tel: 0886791-5210508-5210221 Fax: 0886791-5210538, 5210221 Fax: 1086-891-5210538, 5210221 F-mail: 12210878981804 666-66

Our REF: BGM/CNTY/RPW/184/2019-20/04/2021-01

Date: 20/04/2021

To: The Resident Engineer, Kandul_Sangalo Dual Carriage (C33), P.O. Box 437-50200, Bungoma, Kenya.

Dear Sin.

CONSTRUCTION OF KANDUYI-SANG ALO JUNGTION TO DUAL CARRIAGEWAY (C33) TENDER NO. BEMICKTY/OT/RPW/184/2018/2019

Sub: Contractor's Claim No. 1 (Claim for Extension Of Time).

Find attached claim number 9 which include claims for;

- 1. Time arising from delayed payments of the Interim Payment Certificates.
- 2. Time arising due to reduced daily working Man-hours due to COVID-19 Pandemic.
- 3. Adverse weather conditions.

We look forward for your approval of this claim pursuant to Contract conditions.

Yours faithmilly
Huptigyfuncing S33

GOVI OF EUNGOA RESIDENT ENG. 2 1 NOT 250 1

Site Agent
For Kanduyi-Sang alo Junction to Dual Carriageway (C33) Project
Zhongmet Engineering Group

B-cho Cords

--- Instance Type and Transmission -Onginal received from SWiFT **Priority** Nermal Message Output Reference: 0847 190401EQBLKENAAXXX4858338712 Correspondent Input Reference 1346 190401BKCHCNBJA5502883656855 ----- Message Header ----: FIN 799 Free Format Message Sender : BKCHCNBJ550 BANK OF CHINA (JIANGXI BRANCH) NANCHANG CN Receiver: EQBLKENAXXX EQUITY BANK (KENYA) LIMITED NAIROBI KE MUR: GTSV190401167604 ----- FIN User Header -----{108:GTSV190401167604} ----- Message Text -----20: Transaction Reference Number GC0991119000377 21: Related Reference NONREF.

WITHOUT ANY UNDERTAKING RESPONSIBILITY ON YOUR BANK, PLEASE AUTHENTICATE AND ADVISE THE FOLLOWING MESSAGE TO COUNTY GOVERNMENT OF BUNGOMA, MINISTRY OF ROADS, TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS THROUGH LIU BINGLING, PASSPORT NO.: E51820899, TEL: 00254717234923, ADDRESS: NGONG ROAD ADJACENT TO NAIROBI BAPTIST CHURCH, NAIROBI, KENYA.

QUOTE

79: Narrative

ATTN. L/G DEPT.

TO: COUNTY GOVERNMENT OF BUNGOMA.
MINISTRY OF ROADS, TRANSPORT, INFRASTRUCTURE AND
PUBLIC WORKS
P. O. BOX 437 - 50200,
BUNGOMA, KENYA

PLS BE INFORMED THAT WE, BANK OF CHINA LTD.,
JIANGXI BRANCH, HAVING OUR REGISTERED OFFICE AT
NO.10 LVYIN ROAD, HONGGUTAN DISTRICT, NANCHANG
CITY, JIANGXI PROVINCE, P.R. CHINA HAVE ISSUED
OUR BANK GUARANTEE FOR ADVANCE PAYMENT WITH OUR
REF. NO. GC0991119000377 ON MARCH 26, 2019 WITH
DETAILS BELOW:

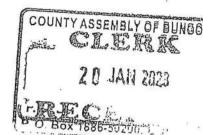
NAME OF CONTRACTOR: ZHONGMEI ENGINEERING GROUP LIMITED WITH ADDRESS: NO 76 NANLIAN ROAD, NANCHANG, JIANGXI, P.R. CHINA, 330001

NAME OF BENEFICIARY. COUNTY GOVERNMENT OF BUNGOMA, MINISTRY OF ROADS, TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS

79: Narrative
WITH ADDRESS: P. O. BOX 437 - 50200, BUNGOMA, KENYA







BUSINESS REGISTRATION SERVICE

Our Ref: CF/2009/13377 Your Ref:

5th June 2020

Arnold Otundo & Associates Advocates P.O Box 56913-00200 NAIROBI.

Dear Sir,

THE COMPANIES ACT, 2015

RE: ZHONGMEI ENGINEERING GROUP LIMITED

I refer to your letter dated 4th June, 2020.

According to the records relating to the above company held by the registry as at 5th June. 2020, the names of directors of the above Company with their particulars are as follows;

Names Nationality

Pang Yankun Director P.O. Box 104507-0010 Chinese

Nairobi: Dai Longpei

P.O. Box 104507-0010 Chinese

Nairobi.

Director

P.O. Box 104507-00101 Chinese

Nairobi

Patrick Wangalwa Local P.O Box 3099-00200 Nairobi Oundo:

Kenyan Representative

The company was Incorporation in China and Issued with certificate of compliance in Kenya on 2009-11-03. The registered office of the company is situated at Plot No 7 G FI, Devsons Court, Argwings Kodhek Road, Hurlingham', P.O Box 47662-00100 Nairobi.

Yours faithfully,

Cheng Xiayu

SARAH NDUNG'U FOR REGISTRAR OF COMPANIES

SHERIA HOUSE, HARAMBEE AVENUE 37.0 NF P.O. Box40112-00100, NAIROBI, KENYA, TEL: +254 20 2227461/2251355/07119445555/0712529995

E-MAIL: info.sintelawoffice@kenya.go.kc WEBSITE: www.nitomey-general.go

CO-OPERATIVE BANK HOUSE, HAILLE SELLASIE AVENUEP.O. Box 36057-00200, Nairobi-Kenya TEL: Nairobi 2224029/ 2210337 (1)0

ISO 9001:2008 Certified



DABUYA P.O. Box 11866 - 00400, NAIROBI.



1.3 Power of Attorney

地址:中国江西南昌南连路76号 邮稿: 330001 电话: (+86) 0791-5210638 5210611 传其: (-86) 0791-5210638 网址: --- JX220152061.com