

THE PUBLIC PROCUREMENT ACT, 2001 AND THE PUBLIC FINANCE ACT, 2001

1.0 PRELIMINARY PROVISIONS

- This Act may be cited as the Public Procurement Act 2001, and shall come into operation on such date as the Minister may, by notice published in the Gazette, appoint.

2.0 APPLICATION

- This Act shall apply to all procurement undertaken by a procurement entity except where it is provided otherwise in this Act.

3.0 EXCEPTIONS

- This Act shall not apply to;
 - Any parastatal organization except where a parastatal organization receives Government subsidy or subvention and is specified in the Regulations as being a Government Department for the purposes of this Act.
 - The procurement involving military equipment and supplies for the Defense Forces of the United Republic of Tanzania

3.0 EXCEPTIONS CONT...

Procurement involving the equipment and supplies of arms and ammunition by Tanzania Intelligence and Security Services of the Police Force or the Prisons Department.

4.0 CENTRAL TENDER BOARD

- There is hereby established within the Ministry responsible for Finance, The Central Tender Board.

4.1 PROVISIONS

- The Board shall;
 - Be a body corporate with perpetual succession and a common Seal.
 - In its corporate name be capable of suing and be sued.
 - For and in connection with the purpose of this Act, be capable for holding, purchasing and otherwise acquiring and disposing of movable or immovable property.

4.2 THE BOARD SHALL

- On behalf of the Government;
 - Oversee and monitor the conduct of procuring by Ministries and Departments of Government, Regions, Districts and Parastatal Organizations.
 - In relation to local Government Authorities;
 - Study the conduct of procurement
 - Advise local Government Authorities
 - Advise the Government on all matters regarding procurement

4.2 THE BOARD SHALL CONT.

- In cooperation with such local or international Organizations or institutions, supervise the management and training of a cadre of procurement specialist staff within the civil service
- Approve the issue of Tender or the use of alternative method of procurement as may be prescribed in the regulations
- Receive Tender and hold Tender openings in public, review Tender evaluations.

4.2 THE BOARD SHALL CONT.

- Review all applications for variations, addenda or amendments which exceed the laid-down limits to on-going contracts where the original contract has previously been approved by the Board.
- Review and approve sales by Tender being made by Ministries and Departments of Governments or Regions or Districts or Parastatal Organizations where the estimated value of the goods or any other forms of property that are being sold, exceeds the limit of their Authority

4.2 THE BOARD SHALL CONT.

- Review complaints or Disputes and make decisions in accordance with subsection (6) of section 69 of this Act.

STANDARD TENDERING DOCUMENTS

- Procurement of Works
 - National Competitive Tendering (Smaller Works of Contracts)

STANDARD PREQUALIFICATION DOCUMENT

- Procurement of Works
 - International Competitive Tendering

TENDER EVALUATION GUIDELINES

THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1983 (REVISED)