

CT 2063/98

Contracts Circular N° 35/99
Department of Contracts
Notre Dame Ravelin
Floriana

To Heads of Department
and Parastatal Bodies

3rd May 1999

ETC Certificate in tenders for Works and Services

You are no doubt aware that tender documents relative to contracts for the execution of works or the provision of services invariably include the “General Conditions governing the employment of labour in connection with government contracts” which cater for the protection of the rights of all workers employed on Government Contracts.

Further to these General Conditions you are requested to ensure that henceforth all such calls for tenders are to include a clause (under either the Special Conditions or the Instructions to Tenderers sections) as follows:

“Tenderers are required to annexe with their offer a certificate issued by the Employment and Training Corporation, indicating the number and details of employees duly registered with Corporation. In case that tenderers intend to sub-contract the works, they are to produce an authentic certificate from ETC indicating the respective Registration number of the nominated sub-contractors. Any tenderer who fails to provide the required certificate with his offer or when requested to do so, will not be eligible for the award of the contract”.

In view of the introduction of this new clause it is not considered necessary to continue with the inclusion of the other similar or related clauses such as those shown on the attached document. Therefore Circulars MF 38/95 and Treasury 35/87 are to be considered as no longer applicable.

J V Spiteri
Director of Contracts

/cc

M.F. 38/85
18/09/85

- (1) Special consideration will be given to local contractors who have a significant number of full-time employees on their payroll as distinct from those tenderers whose employees are mostly engaged on a casual basis or for a specific period of time;
- (2) Heads of department and Parastatal Organisations should therefore request prospective tenderers to indicate on the Schedule of Works / Services / Goods the number of employees (full-time and/or casual) working with them.

Treas 35/87
22/06/87

- (a) The following clause is to be included in the Special Conditions of all tenders / quotations involving works:

“Tenderers are to note that, in respect of this works tender / quotation, they will be competing not only in terms of rates and prices but also in terms of the number of workers that they would be prepared to engage from the pool of Surplus Manpower and the duration of such engagement”.

- (b) Heads of Department and Public Corporations should therefore request prospective tenderers to indicate on the schedule of works:
 - (i) the number of employees (full-time and / or casual) working with them;
 - (ii) the total number of workers that would be required to complete the work within the stipulated time-limit;
 - (iii) the number of workers they would be prepared to engage from the pool of Surplus Manpower; and
 - (iv) the duration of engagement of such workers.