

Department of Contracts  
Notre Dame Ravelin  
Floriana

To Heads of Department  
and Parastatal Bodies

28 February 2008

### **Bottled Oxygen and Acetylene Cylinders**

1. Heads of Department and Accounting Officers are requested to note that the contract for the supply, and delivery, as and when required, of bottled oxygen and acetylene, either in cylinders belonging to contractor or for filling only (acetylene) in cylinders belonging to the Government, has been awarded as follows:

A) PoliGas Ltd  
Hal Farruġ Road  
Luqa LQA 05

Tel: 25585500  
Fax: 25585599  
Vat Reg. No. 1733-0405

<b>Item No</b>	<b>Description</b>	<b>Rate per cylinder (Ex-contractor's warehouse) inclusive of VAT, Customs Duty, ECO Contribution (if any) and other charges as applicable</b>
1. a.	<b>OXYGEN</b> In cylinders of 6.67 cubic metres capacity	€5.12
b	In cylinders of 10 cubic metres capacity	*Lm3.30
2. a.	<b>ACETYLENE</b> In cylinders of 4Kgs capacity	*Lm8.92
b	In cylinders of 6Kgs capacity	*Lm13.38
3.	Filling of acetylene in Government owned 6Kgs capacity as per clause 10 of the special conditions	*Lm13.38

The rental charge per cylinder for the first twelve months is \*Lm2.00. If a cylinder is lost or damaged beyond repair a charge of \*Lm59.00 shall be incurred. If a cylinder is returned with a lost or damaged cap, \*Lm1.18 will also be charged.

*\*Since this offer was made prior to the adoption of the Euro quotes were received in the Maltese Lira as being shown above. The total amount is to be worked out in Maltese Lira and the conversion to the Euro is to be made on the final amount of the order at the official rate of exchange established by the Central Bank of Malta as per L.N. 441 of 2007.*

3. In view of the charges quoted above, user departments are to make sure that empty cylinders are returned to contractor without delay to obviate unnecessary expenses.
4. Payments can be made direct to contractor.
5. Accounting officers are to ascertain that payments due to contractor shall be effected by not later than 120 days from date of relative invoice. Consequently they are to ensure that funds are available before placing orders.
6. The contract shall run up to the 31st December 2008.
7. Heads of Departments are requested to ensure that the Oxygen and Acetylene cylinders supplied to them are fully in accordance with the attached specifications (particularly Clauses 6 and 8) and that the conditions of contract are adhered to.
8. Departments making use of this contract are to ensure that the weight of each Acetylene cylinder is equivalent to that specified in Clause 7 of the attached specifications. This can be achieved by the random check weighing of full and empty cylinders.
9. A copy of the specifications and conditions regulating this contract is attached.
10. This contract is also governed by the attached 'General Conditions of Contract for the Supply of Goods and Materials under a Running Period Contract.'

F Attard  
Director General (Contracts)

*encls*

## **SPECIFICATIONS AND CONDITIONS FOR THE SUPPLY OF BOTTLED OXYGEN AND ACETYLENE**

### **Scope of Contract**

1. This contract provides for the supply ex-warehouse inclusive of Value Added Tax, Customs Import Duty, ECO Contribution (if any) and other charges as applicable to Government Departments and Parastatal Bodies, as and when required, of bottled oxygen and acetylene - items 1 and 2 in cylinders belonging to tenderer and item 3 in Government owned cylinders as described in the attached schedule. Supply shall be made in accordance with the attached General Conditions of Contract for the supply of Goods and Materials under a running (Period) contract insofar as these are not inconsistent with these specifications and special conditions.

### **SPECIAL CONDITIONS**

#### **Period of Completion**

2. This contract shall come into operation on the 2 January 2008 and shall be terminated on the 31 December 2008. However the Government reserves the right to extend the contract for a further period of two (2) calendar months after the due termination date.

#### **Quantities**

3. The quantity shown on the schedule is only indicative and where necessary may be exceeded. Moreover Government reserves the right not to order any or part of the quantities shown against each item and Government would not by doing so be held liable to any damages or other costs whatsoever.

#### **Deliveries**

4. The contractor shall supply the cylinders/gas upon receipt of requisition duly signed by the Head of Department within the time specified therein. Should the contractor fail to supply the cylinders/gas within two (2) days from the date of receipt of the relevant requisition, he shall be fined a penalty of Lm1 per day up to the day on which the supply is made, during which period the Government shall be entitled to obtain supplies from other sources at any cost on contractors account. Government will not accept liability for verbal orders and will not meet claims for any value thereof even though the materials may have been supplied and made use of by the Department concerned.
5. The Head of department shall have the power to reject any cylinder, should this not be in accordance with the specifications/sample submitted by contractor and approved by Government for award of contract.

## **SPECIFICATIONS**

6. The oxygen cylinder shall be supplied with the capacity of 6 or 10 cubic metres as may be required by the Department concerned.
7. The acetylene cylinders shall contain the weights as indicated below at a temperature of 26.6°C and 760mm pressure:-  
  
4 Kg cylinders:            weight to range from 3.94 Kgs to 4.58 Kgs.  
6 Kg cylinders:            weight to range from 5.76 Kgs to 6.88 Kgs.
8. The cylinders are to be marked in accordance with the Safety Measures prescribed in the relative BSS and should have a different thread fittings (left hand with notched nuts) from cylinders containing non-combustible gases.
9. Tenderers are to quote a rate for the supply of gases ex contractor's warehouse only; the cylinders are to be collected and returned by the Departments concerned. Furthermore, tenderers are to quote the rental dues to be charged to Government Departments for the loan of the cylinders.
10. Since Government has available a considerable number of 6 Kgs capacity acetylene cylinders, contractor shall, as and when required, fill these at the price quoted for the gas in question vide-item 3 in the schedule.