

INFRASTRUCTURE DEPARTMENT

#### INVITATION TO QUOTE

An invitation is hereby issued to suitably qualified and experienced service providers to provide services as described in the table below:

Quote	Quote description	Price and	Closing	Mandatory
Number		BBBEE	date	requirements
RFQ MUT: 121/2025	Appointment of a suitably qualified and experienced Health and Safety Consulting Firm to perform Health and Safety Services for the West Wing Skylight (Administration Main Block) at MUT - Main Campus for a period of 5 Months.	80/20	05 March 2025 @ 12h00	<ul> <li>Valid Tax certificate or PIN</li> <li>CIPC Certificate</li> <li>Valid COIDA</li> <li>50% of Company Directors/Owners must be registered with SACPCMP as professional Health and Safety (attach SACPCMP Professional Registration for each Owner or Director).</li> </ul>

Mangosuthu University of Technology is committed to the implementation of its Procurement Policy on Broad-based Black Economic Empowerment (BBBEE). For enquiries, please contact Nomonde Mhlungu, email <u>mhlungunb@mut.ac.za</u>, tel. on 031 907 7500.

Quotation documents are to be downloaded via the MUT website and must be sent to the above email address <u>mhlungunb@mut.ac.za</u> from Procurement, Umlazi Campus. No facsimile, late or bids will be accepted. The University does not bind itself to accept the lowest bid and reserves the right to accept the whole or part of any quotation. If you are not contacted within 90 working days after the closing date of the quotation, consider your quotation unsuccessful.



# OFFICIAL REQUEST FOR QUOTATION (RFQ)

**INSTRUCTIONS:** The supplier information must be completed in full, and this document must be signed by authorized personnel. Supplier must carefully read the instructions and the terms and conditions of this document. Failure to adhere to these instructions and terms and conditions may result in rejection of the submission.

Business Unit: Infrastructure Department	RFQ Number: RFQ MUT 121/2025
RFQ Description:	Appointment of a suitably qualified and experienced Health and Safety Consulting Firm to perform Health and Safety Services for the West Wing Skylight (Administration main Block) at MUT - Main Campus for a period of 5 Months.
Requester: Mr. Lubabalo Ngcaweni	Buyer: Ms. Mhlungu Nomonde
Technical Enquires: 031 819 9587 or E-mail: <u>ngcaweni.lubabalo@mut.ac.za</u>	
	Contact no: (031) 907 7500
Request date: 27/02/2025	E-mail: mhlungunb@mut.ac.za
Compulsory Briefing/Information session	None
Closing date and Time: 05 March 2025 @ 12h00	Delivery Address:
	Send via e-mail: <u>mhlungunb@mut.ac.za</u>
Payment term	30 days in arrears upon receipt of a valid invoice
NB: RFQ documents should be emailed to the abo Clarification questions are to be directed to the	

## **BIDDER/SUPPLIER INFORMATION**

Company name:	
Address:	
Contact Number:	
Name & Surname of Authorized	
person:	
Email:	
Company Registration number	

# **RFQ FORM**

- I/We hereby render to supply all or any of the supplies and/or to render all or any of the services described in the attached documents to Mangosuthu University of Technology on the items and conditions and in accordance with the specifications stipulated in the RFQ documents (and which shall be taken as part of, and incorporated into, this RFQ) at the prices and on the terms regarding time for delivery and/or execution inserted therein.
- 2. I/We agree that the offer herein shall remain binding upon me/us and open for acceptance by Mangosuthu University of Technology during the validity period indicated and calculated from the closing time of the RFQ.
- 3. if I/we withdraw my/our RFQ within the period for which I/we have agreed that the RFQ should remain open for acceptance or fail to fulfil the contract when called upon to do so, Mangosuthu University of Technology may without prejudice to its other rights, agree to the withdrawal of my/or RFQ or cancel the contract that may have been entered into between me/us and Mangosuthu University of Technology and I/we will then pay to Mangosuthu University of Technology any additional expense incurred by Mangosuthu University of Technology having either to accept any less favourable RFQ or fresh RFQs have to be invited, the additional expenditure incurred by the invitation of fresh RFQ and by the subsequent acceptance of any less favourable RFQ, Mangosuthu University of Technology shall also have the right to recover such additional expenditure by set-off against moneys which may be due or become to me/us under this or any other RFQ or contact or against any guarantee or deposit that have been furnished by me/us or on my/our behalf for the due fulfilment of this or any other RFQ or contract and pending the ascertainment of the amount of such additional expenditure to retain such moneys, guarantee or deposit as security for any loss Mangosuthu University of Technology may sustain by reason of my/our default.
- 4. If my/our RFQ is accepted the acceptance may be communicated to me/us by letter or ordinary post or registered post and SA Post Office Ltd shall be regarded as my/our agent. Delivery or such acceptance to SA Post Office Ltd shall be treated as delivery to me/us.

- **5.** The law of the Republic of South Africa shall govern the contract created by the acceptance of my/our RFQ and that I/we choose domicilium citandi et executandi in the Republic (full address).
- 6. I/We furthermore confirm that I/we have satisfied myself/ourselves as to the correctness and validity of my/our RFQ, that the price(s) and rate(s) quoted cover all the work/items(s) in these documents; and that the price(s) and rate(s) cover all my/our obligations under a resulting contract. I/we accept that any mistakes regarding price(s) and calculations will be at my/our risk.
- 7. I/we hereby accept full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on me/us under this agreement as the principal(s) liable for the due fulfilment of this contract.
- 8. I/We agree that any action from this contract in all respects be instituted against me/us and I/we hereby undertake to satisfy fully any sentence or judgment which may be pronounced against me/us because of such action.
- 9. I/We declare that I/we have participation /no participation in the submission of any other offer for the supplies/service described in the attached documents. If in the affirmative, state name(s) or RFQ(s) involved.

10.		
	Are you duly authorized to sign for this RFQ?	*YES / NO

**11.** Has the Declaration of Interest been duly completed and included with the other RFQ forms? \*YES / NO

DECLARATION
I, the undersigned (full name)
Certify that the information furnished above is correct. I accept that, in addition to the cancellation contract, action may be taken against me should this declaration prove to be false.

Name & Surname of Authorised person/ Representative	 Date:
Signature of a Bidder's Representative	

#### **PRICING SCHEDULE – FIRM PRICES (PURCHASES)**

NOTE: ONLY FIRM PRICES WILL BE ACCEPTED. NON-FIRM PRICES (INCLUDING PRICES SUBJECT TO RATES OF EXCHANGE VARIATIONS) WILL NOT BE CONSIDERED

> IN CASES WHERE DIFFERENT DELIVERY POINTS INFLUENCE THE PRICING, A SEPARATE PRICING SCHEDULE MUST BE SUBMITTED FOR EACH DELIVERY POINT

Name of bidder.....

RFQ Number: RFQ MUT 121/2025

Closing Time: 12h00

Closing date: 05 March 2025

OFFER TO BE VALID FOR **90** DAYS FROM THE CLOSING DATE OF BID.

### 1. Pricing Schedule

Refer to <u>Section 5</u> for Pricing Schedule (To Be Completed by the bidder) The offered total of the prices inclusive of VAT is:

### (In Words)

\_\_\_\_\_

(In Figures) R\_\_\_\_\_

#### 2. Background

The Mangosuthu University of Technology (MUT) is intending to replace the skylight that was installed several years ago and has since deteriorated due to age and wear, necessitating its replacement to ensure the integrity and safety of the building, while meeting OHS requirements. The services of a Health and Safety Consultant will be required.

#### 3. Scope of Service

The render of services of a Health and Safety Consultant for the West Wing Skylight (Administration Main Block) within the premises of Mangosuthu University of Technology Main Campus, all in accordance with Architects, Engineers drawings and Specifications for a period of 5 months.

#### Deliverables for a typical project as described below but not limited to:

#### **STAGE 5: CONSTRUCTION DOCUMENTATION AND MANAGEMENT**

 Refer to 144 No 42697 page 9 of 16 – SOUTH AFRICAN COUNCIL FOR THE PROFESSION, GUIDELINE FOR PROFESSIONAL FEES IN TERMS OF SECTION 34(2) THE PROFESSION ACT 2000 (48 OF 2000) GOVERNMENT GAZETTE, 13 SEPTEMBER 2019, Board Notice 167 of 2019.

#### **STAGE 6: PROJECT CLOSE-OUT**

 Refer to 145 No page 10 of 16 – SOUTH AFRICAN COUNCIL FOR THE PROFESSION, GUIDELINE FOR PROFESSIONAL FEES IN TERMS OF SECTION 34(2) THE PROFESSION ACT 2000 (48 OF 2000) GOVERNMENT GAZETTE, 13 SEPTEMBER 2019, Board Notice 167 of 2019.

# STAGE 5 AND 6: DELIVERABLES AND COST SCHEDULE AS PER SACPCMP 2019GUIDELINE TARIFF OF PROFFESIONAL FEES (NO.42697 GOVERNMENT GAZETTE,13 SEPTEMBER 2019). TIME BASIS FOR A DURATION OF 5 MONTHS.

ITEM NO.	DESCRIPTION	UNIT	QUANTITY	AMOUNT IN RSA CURRENCY (RANDS)							
1	Stage 5 (Construction Documentation and Management) & Stage 6 (Project Close Out)	Months	5								
	SUBTOTAL DISBURSEMENTS @ 1										
	AND TO BE PRE-APPF SUBTOTAL (Incl Disb		s)								
	ADD VAT @ 15%										
	TOTAL										

-	Required by:	MUT
-	At:	Mangosuthu University of Technology
-	Brand and model	
-	Country of origin	
-	Does the offer comply with the specification	n(s)? *YES/NO
-	If not to specification, indicate deviation(s)	
-	Period required for delivery	*Delivery: Firm/not firm
-	Delivery basis	

Note: All delivery costs must be included in the bid price, for delivery at the prescribed destination.

\*\* "All applicable taxes" include value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development level

#### DECLARATION OF INTEREST

- 1. Any legal person, including persons employed by the state<sup>1</sup>, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid, or proposal). Given possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position about the evaluating/adjudicating authority where-
  - the bidder is employed by the state; and/or
  - the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.

# 2. To give effect to the above, the following questionnaire must be completed and submitted with the bid.

2.1	Full Name of bidder or his or her representative
2.2	Identity Number:
2.3	Position occupied in the Company (director, trustee, shareholder <sup>2</sup> ):
2.4	Company Registration Number:
2.5	Tax Reference Number:
2.6	VAT Registration Number:
2.6.1	The names of all directors/trustees/shareholders/members, their identity numbers, tax

- 2.6.1 The names of all directors/trustees/shareholders/members, their identity numbers, tax reference numbers and, if applicable, employee / persal numbers must be indicated in paragraph 3 below.
- <sup>1</sup>"State" means
  - (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
  - (b) any municipality or municipal entity;
  - (c) provincial legislature.
  - (d) National Assembly or the National Council of Provinces; or
  - (e) Parliament.

<sup>2</sup>" Shareholder" means a person who owns shares in the company is actively involved in the management of the enterprise or business and exercises control over the enterprise.

- 2.7 Are you or any person connected with the bidder presently employed by the state? **YES/NO**
- 2.7.1 If so, furnish the following particulars:

Name of person/director/trustee/shareholder/ member:

Name of state institution at which you or the person connected to the bidder is employed :

Position occupied in the state institution:

.....

Any other particulars:

.....

- 2.7.2 If you are presently employed by the state, did you obtain. The appropriate authority to undertake remunerative. Work outside employment in the public sector?
   YES/NO
- 2.7.2.1 If yes, did you attach proof of such authority to the bid document? YES/NO

(Note: Failure to submit proof of such authority, were applicable, may result in the disqualification of the bid.

2.7.2.2 If no, furnish reasons for non-submission of such proof:

2.8 Did you or your spouse, or any of the company's directors / YES/NO trustees/shareholders/members or their spouses conduct business with the state in the previous twelve months?
2.8.1 If so, furnish particulars: 2.8.2

.....

	2.9	Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid?	YES/NO
	2.9.	1 If so, furnish particulars.	
2.10	awa any Wh	ou, or any person connected with the bidder, are of any relationship (family, friend, other) between o other bidder and any person employed by the state. o may be involved with the evaluation and or adjudication? this bid?	YES/NO
2.10.	1 If so	o, furnish particulars.	
2.11	Of the	u or any of the directors/trustees/shareholders/members. company have any interest in any other related companies er or not they are bidding for this contract?	YES/NO
2.11.	1	If so, furnish particulars:	

.....

.....

# 3 Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	Personal Tax Reference Number	State Employee Number / Persal Number

# 4 DECLARATIONS

I ACCEPT THAT MANGOSUTHU UNIVERSITY OF TECHNOLOGY MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF THE CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

•			•	•	•			•	•	•		•	•		•							•		•	•				
;	S	i	Q	J	n	lá	a	t	ι	J	r	•	9																

Date		

Position

Name

#### DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have
  - a. abused the institution's supply chain management system.
  - b. committed fraud or any other improper conduct about such system, or
  - c. failed to perform on any previous contract.

# 4 To give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?	Yes	No
	(Companies or persons who are listed on this Database were informed		
	in writing of this restriction by the Accounting Officer/Authority of the		
	institution that restricted after the <i>audi alteram partem</i> rule was applied).		
	The Database of Restricted Suppliers now resides on the National		
	Treasury's website( <u>www.treasury.gov.za</u> ) and can be accessed by		
	clicking on its link at the bottom of the home page.		
1			

4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.	Yes	No
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes	No
4.3.1	If so, furnish particulars:		
4.4	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes	No
4.4.1	If so, furnish particulars:	1	

# CERTIFICATION

I, ..... THE UNDERSIGNED (FULL NAME) CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND CORRECT.

I ACCEPT THAT, IN ADDITION TO THE CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....

.....

Name of Bidder

Date

.....

.....

Position

Signature

# **CERTIFICATE OF INDEPENDENT BID DETERMINATION**

- 1 This document must form part of all bids<sup>1</sup> invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).<sup>2</sup> Collusive bidding is a *pe* se prohibition meaning that it cannot be justified under any grounds.
- 3 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
  - a. disregard the bid of any bidder if that bidder or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct about such system.
  - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
- 4 This form serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bidrigging.
- 5 To give effect to the above, the attached Certificate of Bid Determination must be completed and submitted with the bid:
  - a) Includes price quotations, advertised competitive bids, limited bids, and proposals.
  - b) Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and/or services for purchasers who wish to acquire goods and/or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

# **CERTIFICATE OF INDEPENDENT BID DETERMINATION**

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

In response to the invitation for the bid made by:

(Name of Institution)

Do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of:\_\_\_\_\_that:

(Name of Bidder)

- 1. I have read and understand the contents of this Certificate.
- 2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect.
- 3. I am authorized by the bidder to sign this Certificate and to submit the accompanying bid, on behalf of the bidder.
- 4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of and to sign the bid, on behalf of the bidder.
- 5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether affiliated with the bidder, who:
  - (a) has been requested to submit a bid in response to this bid invitation.
  - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities, or experience; and
  - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
- 6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement, or arrangement with any competitor. However, communication between partners in a joint venture or consortium<sup>3</sup> will not be construed as collusive bidding.
- 7. Without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement, or arrangement with any competitor regarding:

- (a) prices.
- (b) the geographical area where the product or service will be rendered (market allocation)
- (c) methods, factors, or formulas used to calculate prices.
- (d) the intention or decision to submit or not to submit, a bid.
- (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
- (f) bidding with the intention not to win the bid.
- 8. In addition, there have been no consultations, communications, agreements, or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
- The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, before the date and time of the official bid opening or of the awarding of the contract.

# <sup>3</sup> Joint venture or Consortium means an association of persons to combine their expertise, property, capital, efforts, skill, and knowledge in an activity for the execution of a contract.

10. I am aware that, in addition, and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, suspicious bids will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

Signature

.....

Date

# **CONDITIONS OF RFQ**

- 1. Bidders must submit all necessary documents and complete all forms and questionnaires contained in the RFQ. Each bidder's proposal shall be evaluated against timelines and prices.
- 2. pricing- do not show separately.
- 3. Bidders responding to this quotation are deemed to do so, on the basis that they acknowledge and accept all Terms and Conditions of this quotation.
- 4. RFQ validity period 90 days.
- 5. The validity period may not be extended unless otherwise stated by the member.
- 6. Incomplete or late submissions will not be evaluated.
- 7. Return quotations to the email address provided before the closing date and time.

# WHAT IS MUT LOOKING FOR

To appoint a suitably qualified and experienced Health and Safety Consulting Firm to perform Health and Safety Services for West Wing Skylight (Administration Main Block) at MUT - Main Campus for a period of 5 Months.

#### Specification:

See attached Pricing Schedule.

### **Evaluation Criteria**

Compulsory documents are to be submitted with RFQ.	Mandatory Documents
<ul> <li>Valid Tax certificate or PIN</li> <li>CIPC Certificate</li> <li>Valid COIDA Registration</li> <li>50% of Company Directors/Owners must be registered with SACPCMP as professional Health and Safety (attach SACPCMP Professional Registration for each Owner or Director).</li> </ul>	YES
NB: Failure to submit mandatory documents will lead to disqualification.	

FUNCTIONALITY	100
Reference /Recommendation Letters (Provide Three (3) Signed letters with contactable contacts of a project with Similar Scope and Nature:	
• 3 Reference Letters = 30 Points	
2 Reference Letters = 20 Points	30
• 1 Reference Letters = 10 Points	
If no references are provided the bidder will be Scored Zero.	
Professional Health and Safety Experience (SACPCMP Professional Registration) of Project Similar in Scope and Nature.	
• 8-10 years' Experience – Attach CV and SACPCMP Professional Registration = 40 Points	
O5-07 years' Experience – Attach CV and SACPCMP Professional Registration = 30 Points	
O2-04 years' Experience – Attach CV and SACPCMP Professional Registration = 20 Points	40
O0-01 years' Experience – Attach CV and SACPCMP Professional Registration = 10 Points	
0 - 1 year or If no CV and Certified Certificates are provided the bidder will be scored Zero (0).	
Method Statement / Approach Methodology	
Detailed Methodology (Project specific) =10 Points	10
Poor Methodology (Not Project specific) =05 Points	10
No Methodology Provided =00 Points	
Preliminary Program (Timelines) – 5 Months	
Detailed Program =10 Points	10
Poor Program =05 Points	
No Program Provided =00 Points	
Location – To Attach Lease Agreement/Utility BillUmlazi=10 Points	
KZN =05 Points	10
Outside KZN =00 Points	

**NB:** The evaluation criterion for functionality aims to assess the capability of the tenderer to execute and maintain a tender and/ or contract. Tenderers need to obtain a minimum percentage score of **70%** and above to progress to the next stage of evaluation.

# OTHER GENERAL REQUIREMENTS:

- CSD MAAA NUMBER ------ (please insert in the space provided)
- BBBEE Certification No points will be allocated if not provided.

# TO BE COMPLETED BY SUPPLIER BY (Checklist)

•	Does this Offer comply with specification, and state brand where applicable?	
•	Does the bidder have the required experience and state period?	
•	Can this order be delivered within the specified period, a state delivery period?	
•	Do you intend sub-contraction/Partner?	
•	Pricing Schedule (Recalculate to ensure accuracy)- Indicate whether prices are firm or non-firm)	
•	Declaration of Interest (Read, Understand and Sign)	
•	Declaration of Bidder's Past Supply Chain Management Practices (Read, Understand and Sign)	
•	Certificate of Independent Bid Determination (Read, understand and Sign)	
•	CSD Registration Number (MAAA) / CSD report	

PLEASE NOTE: MUT reserves the right to appoint or not appoint a service provider for this project. MUT will not necessarily accept the lowest quotation in part or full, it will be MUT's discretion to appoint the most suitable service provider who will add value to MUT.