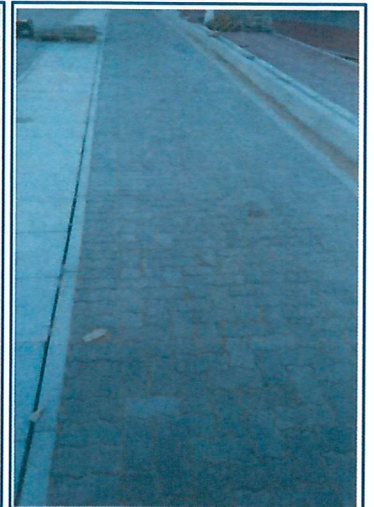




Project Deliverables:

WBHO Construction were appointed by Coega Development Corporation for the construction of APLI Cold Storage Facilities in the Coega IDZ.

The project involved the construction of a 20 000m² Cold Storage facilities including parking for the entire fleet. The Scope of work for the appointment can be summarised as follows:

1. Earthworks and Preparatory work for paving area;
2. Supply and Installation of Segmented Paving for approximately 16 000m² area;
3. Installation of Kerb and Channel combination;
4. Installation of edge beams and restraints;
5. Installation of Concrete Lined drains;
6. Installation of Concrete Walkways.

OHS Plan Submitted:	September 9, 2019
Commencement of Contract	September 1, 2019
Commencement of Works	November 9, 2020
Contract Duration (Weeks)	47
Planned Completion Date:	June 30, 2021
EOT Granted (days)	0
Revised Completion Date:	June 30, 2021
Actual Completion Date:	June 30, 2021
Time Lapsed (%)	100%
Project Behind Schedule (days)	0

Project Team:

Main Contractor: WBHO Construction



Site Agent: Mr Wynand Dalton
Contact No: 071 356 3449
wynand.dalton@wbho.co.za

Sub-Contractor:

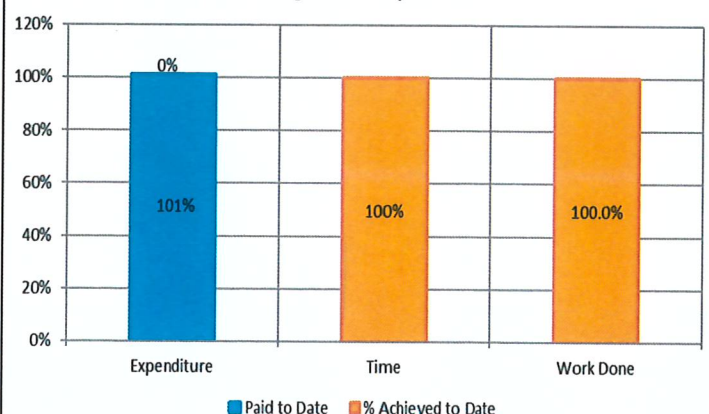
Focus Power Engineering (Pty) Ltd



Contracts Director: Ms Samukelisiwe Masisi
Contact No: (041) 368 – 7305 / 0829201784
samkern@focuspower.co.za

Contracts Manager: Mr Sam Masisi PrEng PrCPM PrCmentor
Contact No: (041) 368 – 7305 / 0824901132
samuelm@focuspower.co.za

Progress % Comparison





Construction Eastern Cape
A division of WBHO Construction (Pty) Ltd
81 Werbler Street, Cotswold, Port Elizabeth
P.O. Box 10189, Linton Grange 6015, South Africa
Tel: +27 41 398 4500 Fax: +27 41 360 6862
(e) wbhope@wbho.co.za (w) www.wbho.co.za
Reg No. 1983/011953/07

15/10/2020

Focus Power Engineering
9 Buffelsfontein Road
Mount Pleasant, PE
6070

Attention Samukelisiwe Masisi
Contact Number 082 920 1784
Fax/Email samukelisiwem@focuspower.co.za

APPOINTMENT OF SUBCONTRACTOR

Contract: New Cold Storage Facility, Depot and Pack House for APLI
Main Contractor: WBHO Construction (PTY) Ltd
Subcontract: Supply and Install Paving and Associated Work
Subcontractor: Focus Power Engineering

With reference to the instruction to appoint, we hereby confirm that we are appointing yourselves as a Subcontractor for work as described above, subject to you complying with the following conditions:

- 1 You are to initial each page and sign where applicable the following attached:-
 - a) Particular Conditions of Subcontract
 - b) Subcontract Order
 - c) Annexure A - Special conditions of contract
 - d) Annexure B - form of indemnity
 - e) Annexure C - Waiver of Lien
 - f) Annexure D - acceptance of the Terms and conditions of contract
 - g) Annexure E - Quality management procedures and requirements
 - h) Annexure F - Subcontractor masterfile documents requirements
 - i) Mandatory Safety, environmental and IR agreement
 - j) Annexure G - Program
 - k) Annexure H - CDC cost rates recoverable from subcontractors
- 2 You are required to provide proof of your good standing in relation to Workmans Compensation Law (PNDCL) 187
- 3 You are required to provide copies of the following:
 - a) Tax Clearance certificate
 - b) Cancelled cheque/bank statement as proof of banking details
 - c) Company registration documents
- 4 You are to forward your Advance Payment Guarantee, Performance and Retention Security (Original) to site, for my attention to be approved by our management. Alternatively we will deduct hold 10% retention.
- 5 Please acknowledge receipt and acceptance of all terms and terms conditions on attached documentation, by initialing or signing on all pages of the aforementioned documentation or where indicated. The signed original copies of this documentation must be returned promptly to our site office. Upon receipt from yourselves of the signed documentation and Performance Security, the subcontract order will be signed by ourselves and forwarded to yourselves.

Please contact our Site Agent (s) or Contracts Director to resolve any programming or technical queries. Please contact myself for any commercial or financial queries

Site Agent: Wynand Dalton (+27 71 356 3449) wynand.dalton@wbho.co.za
Contract Manager: Wynand Dalton (+27 71 356 3449) wynand.dalton@wbho.co.za
Contracts Director: John Mansfield (+27 82 556 9836) John.Mansfield@wbho.co.za

We look forward to working with you on this project, which we trust will be successfully completed to the benefit of all parties.

Regards,

Sanele Dube (+27 76 990 4369)
WBHO Quantity Surveyor
sanele.dube@wbho.co.za

BA

180

SUB-CONTRACT ORDER

This agreement number must be quoted on all delivery notes, invoices statements etc.

SC	144 /	ORDER No. 48312
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Messes Focus Power Engineering
9 Buffelsfontein Road
Mount Pleasant, PE
6070

WBHO Construction (Pty) Ltd
 81 Warbler Street Colswold PE 6001
 P O Box 10189 Linton Grange 6015
 Republic Of South Africa
 Tel 27-41-398-4600
 Fax 27-41-360-8962
<http://www.wbho.co.za>

ATT: Samukelisiwe Masisi
 TEL: 082 920 1784
 FAX/EMAIL: samukelisiwem@focuspower.co.za

15/10/2020

CONTRACT NAME New Cold Storage Facility, Depot and Pack House for APLI
 SUB-CONTRACT FOR Supply and Install Paving and Associated Work

We hereby appoint you as a SUBCONTRACTOR for the execution of the above works, all in accordance with the terms and conditions stated here on,
 and as per your accepted tender, for the value of excl VAT: **R 3,544,322.69**

Program Start Date: 10 October 2019

Program End Date: 10 May 2021

All subcontract conditions are as per the Main Contract, the Subcontract Tender, and the Subcontract Appointment documents

The appointment as a Subcontractor is based on the Fidic Conditions of Subcontract for Construction Test Edition 2009 which relates to the main contractors agreement with the Client Fidic First Edition 1999 (RED BOOK)

All quotes and pricing will remain fixed for the duration of the contract

No scaffolding and craneage have been allowed by WBHO for subcontract works, therefore subcontractor is to provide own scaffolding and craneage

Attached also find documentation as listed below:

- a) Particular Conditions of Subcontract
- c) Annexure A - Special conditions of contract
- d) Annexure B - form of indemnity
- e) Annexure C - Waiver of Lien
- f) Annexure D - acceptance of the Terms and conditions of contract
- g) Annexure E - Quality management procedures and requirements
- h) Annexure F - Subcontractor masterfile documents requirements
- i) **Mandatory Safety, environmental and IR agreement (Note you are to meet with the Site agent and Site Personal atleast 2 weeks before the intended start date to complete all paperwork as the documents need to be forwarded to CDC for acceptance and approval. Failure to abide by the instruction will not be accepted as grounds for any claims that may arise for delay in starting on site)**
- j) Annexure G - Program

Commencement of any work or delivery of any goods for the execution of the above work shall imply your acceptance of all the terms and conditions set forth or referred to herein and shall be conclusive proof that you have acquainted yourself with and contracted with us on the basis of these terms and conditions

Kindly acknowledge receipt of this agreement and sign and return all the documents referred to herein. Failure to do so will result in non payment of your account

Accepted for and on behalf of:

FOCUS POWER ENGINEERING

Signature

S. Masisi

Name

SAMUKELISIWE MASISI

Designation

MANAGING DIRECTOR

WITNESSES

1

2

DATE

20/10/2020

Prefix	Contract Number	Cost Code
8 1	48312	6010

Sub-Contractor Number
144

For and on behalf of
 WBHO Construction (Pty) Ltd

137

121

Your Ref : SC/144/48312
 Our Ref : L01.WBHO_Acceptance Letter
 Enquiries : SI Masisi
 Telephone No : (+27 41) 368 - 7301
 Fax No : (086) 515 - 3883
 Email : samkem@focuspower.co.za

Date : Tuesday 20, October 2020

THE CONTRACTS DIRECTOR
WBHO CONSTRUCTION EASTERN CAPE
 81 Warbler Street
 Cotswold
PORT ELIZABETH, 6100

Attention: Mr. John Mansfield
Tel No: (+27 41) 398 - 4800
Fax No: (+27 41) 360 - 8962
Cell No: (+27 82) 566 - 9836
Email: john.mansfield@wbho.co.za

Dear Sir

CONTRACT NO. SC/144/48312 – NEW COLD STORAGE FACILITY, DEPOT AND PARK HOUSE FOR APLI: SUPPLY AND INSTALL PAVING AND ASSOCIATED WORK – ACCEPTANCE OF APPOINTMENT.

We refer to your letter of appointment dated 15th October 2020 received by Focus on the 20th October 2020 in connection with the above project.

We accept with gratitude the appointment of Focus Power Engineering (Pty) Ltd and would like to highlight the following:

1. Project Team

We have assigned the following officials as our team on the project:

#	Name	Responsibility	Contact Details	
1	Sam Masisi PrEngTech PrCPM PrCMentor CPMP "Arb"	Construction Manager	Telephone:	(+27 41) 368 - 7305
			Cell phone:	(+27) 82 490 - 1132
			Email:	samuelm@focuspower.co.za
2	Fanuel Moyo	Construction Manager	Telephone:	(+27 41) 368 - 7305
			Cell phone:	(+27) 83 345 - 3940
			Email:	fanuelm@focuspower.co.za

OFFICES:

DELMAS, DURBAN - EAST LONDON - GAUTENG (JOHANNESBURG)
 KIMBERLY - KLERKSDORP - KOKSTAD - LIMPOPO (POLOKWANE)
 MTHATHA - NEWCASTLE - PORT ELIZABETH - RICHARDSBURG
 PRETORIA - QUEENSTOWN - THABA NCHU - VRYBURG

3. Required Mandatory Documents

As requested, kindly take note of the following and advise accordingly:

- (a) Acceptance Letter – This letter for your attention;
- (b) Written Confirmation of the Validity of the Offer – We confirm that our offer submitted to Coega remains valid;
- (c) Insurance Policies – we have attached a copy of our Insurance policy as **Appendix A**;
- (d) Health and Safety File – Health and Safety File will be submitted two (2) weeks prior to the commencement of works on site;
- (e) Proposed Key Personnel – we have attached CV's and Credentials of our proposed team as **Appendix B**.

4. Project Initiation Meeting

We confirm our availability for the pre-commencement meeting as scheduled by your good-self on Wednesday 21, October 2020 @10h00, our Managing Director and the Contracts Manager will be in attendance.

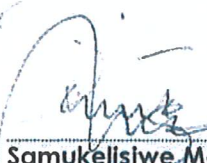
5. Programme

A Baseline programme of implementation will be prepared once the project details have been received.

We are very pleased to undertake this assignment and look forward to working with you and your professional team on the project and most importantly, to be your strategic partner of choice.

For any clarity or additional information please don't hesitate to contact our **Ms Samukelisiwe Masisi** on the above mentioned contact details.

Kind Regards


Samukelisiwe Masisi
Managing Director

C:\Users\T-Square Group\Desktop\FOCUS PROJECTS\F01_Confirmed\12. EC01-008-1011 -WBHO\1. Project Appointments\1.2. Letter of Acceptance\LO1.WBHO_Acceptance_20102020.docx

Cc: Mr. Sam Masisi

: Focus Power Engineering

: samuelm@focuspower.co.za



Subject : Client Satisfaction Form

Authorised:

Contractor: Focus Power Engineering (Pty) Ltd



ASSESSMENT OF CLIENT SATISFACTION

Name of Client

WBHO CONSTRUCTION (PTY) LTD

Name of Project

SUPPLY AND INSTALL PAVING AND ASSOCIATED WORKS

Project Number

SC/144/48312

Project Start Date:

9-Nov-2020

Project Completion Date:

30-Jun-2021

Final Contract Amount:

R4 075 971.08 (Vat Inclusive)

Assessment Category		RATING				
		Unacceptable	Poor	Fair	Good	Excellent
1.	Time taken to submit Contractual Documents i.e. OHS File etc;					✓
2.	Formulation & Presentation of Baseline Programme;				✓	✓
3.	Actual Programming of works;				✓	
4.	The availability of resources i.e. staff, machinery, money;					✓
5.	Controlling of resources on site and setting out of works;					✓
6.	Execution of Principal Agent Instructions;					✓
7.	Financial controlling System in place;				✓	
8.	Quality of Payment Certificates submitted;				✓	✓
9.	Quality of Project Progress Reports submitted;				✓	✓
10.	Compliance of input with respect to the project time schedule;					✓
11.	Overall project administration & communication with all;					✓
12.	The way the project was finalised / closed-out.				✓	✓

How likely are you to recommend Focus Power to other companies, Clients, Friends or Colleagues?

0

-

10

9

COMMENTS

Favourable comments:

Aspects that may be improved:

APPROVALS

Focus: Contracts Manager:

MR KS MASISI

Signature:

Date:

30/06/2021

Focus: Managing Director:

Mrs S.I Masisi

Signature:

Date:

30/06/2021

CLIENT'S REPRESENTATIVE

Name:

WYNAND DALTON

Signature:

Date:

30/06/2021

Contact No:

011 357 3449

Company Stamp: