

DEVIATION: EXTENTION OF ARMED SECURITY TENDER BSM 14/21**MEMORANDUM****LAW ENFORCEMENT DEPARTMENT**

CHECK BEFORE SUBMISSION	YES	NO
REGISTERED ON CSD DATABASE		
LETTER - SOLE SUPPLIER if applicable.		
QUOTE/INVOICE ATTACHED		
BUDGET (SAMRAS)		
CASHFLOW		
SIGNATURES		

To Aan: MUNICIPAL MANAGER
From Van: MR ZINGANI TSHEFU
Job Title: DEPUTY CHIEF: LAW ENFORCEMENT SERVICES
Date Datum: 26 SEPTEMBER 2023
Re Insake: DEVIATION: EXTENTION OF ARMED SECURITY TENDER BSM 14/21

1. PURPOSE

To obtain approval in terms of Supply Chain Management Policy, to deviate from the official procurement process in terms of section 36 of the approved SCM Policy

REASON FOR DEVIATION: (Mark with x where applicable)		
1.	Emergency. "Emergency dispensation" means emergency as referred to in paragraph 36(1)(a)(i) of this policy under which one or more of the following is in existence that warrants an emergency dispensation;	
	a The possibility of human injury or death;	
	b The prevalence of human suffering or deprivation of rights;	
	c The possibility of damage to property, or suffering and death of livestock and animals;	x
	d The interruption of essential services, including transportation and communication facilities or support services critical to the effective functioning of the municipality as a whole;	x
	e The possibility of serious damage occurring to the natural environment;	
	f The possibility that failure to take necessary action may result in the municipality not being able to render an essential community service;	
	g The possibility that the security of the state could be compromised; or	
	h The prevailing situation, or imminent danger, should be of such a scale and nature that it could not readily be alleviated by interim measures, in order to allow time for the formal procurement process. Emergency dispensation shall not be granted in respect of circumstances other than those contemplated above.	
2.	Goods or services are produced or available from a single provider	
3.	Acquisition of special works of art or historical objects where specifications are difficult to compile.	
4.	Acquisition of animals for zoos and /or nature and game reserves	
5.	Exceptional case and it is impractical or impossible to follow the official procurement processes	x

2. SUBSTANTIATE WHY SCM PROCESS COULD NOT BE FOLLOWED (TO BE REPORT TO COUNCIL)

Tender 14/21 Appointment of Private Armed Security Service for The Greater WC024, lapsed on 30 June 2023. Tender 85/23 is still in process and is waiting for BEC date is not yet confirmed. The reason for the extension is to provide a critical and specialised service that the municipality does not have capacity to render but an external service provider, hence therefore all municipal site, property and asset needs to be protected by using armed security service as from the 01 October 2023 until 30 November 2023.

3. BACKGROUND

Based on the above the awarding of Tender 85/23 will not take place before 01 October 2023, the user department engage with Fidelity ADT Security who was awarded Tender 14/21- Armed security tender. Discussions took place with Fidelity Security to temporary assist with security service on all the municipal security sites until Tender 85/23 has been awarded. A final meeting took place on 27 June 2023, whereby Fidelity Security indicated that they would continue with assisting the Municipality with armed security services as per the current tender with its conditions.

4. DISCUSSION

In the light of the above, request the User Department that Tender 14/21 which was awarded to Fidelity ADT Security and lapse on 30 June 2023 to appointment on a month-to-month basis (1st October 2023 until 30th November 2023)

Attach find minutes of meeting held with Fidelity Armed Security who accept the terms and conditions to have their armed security service on a month-to-month basis (1st October 2023 until 30th November 2023) or until Tender 85/23 has been awarded.

5. FINANCIAL IMPLICATIONS

Fidelity ADT Security has undertaken to provide the extension security services as per tariffs set out in Tender 14/21 for the third year.

Ukey 20220630077827: Outsourced Services: Security Services to be used for the delivery of security service.

6. RECOMMENDATION

- For Fidelity ADT Security's contract be extended on a month-to-month basis (1st October 2023 until 30 November 2023)

7. VALUE FOR MONEY (OTHER RATES/VALUES/...)

- that the third-year tariffs (as per Tender 14/21) be applicable for the said period.
- No additional site will be added (**See attached list**)

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8. Should the service provider not be appointment the municipality will be vulnerable for loss or vandalism to property.

9. **IT IS RECOMMENDED THAT:**

8.1 It is herewith recommended that the extension of this deviation be approved on the appointment of Tender 14/21 on a month-to-month basis month to month basis (1st October 2023 until 30 November 2023)

8.2 that the rates as per Tender 14/21 will remain the same for the said period above

8.3 that approval from Ukey 20220630077827 Outsourced Services: Security Services be granted in terms of the Municipality's Supply Chain Policy 1 (c) and (d) as well as 5 in other exceptional case where it is impractical or impossible to follow the official procurement process due to the security risk as vandalism and loss of property may occur.



ZINGANI TSHEFU
DEPUTY CHIEF: LAW ENFORCEMENT SERVICES



JOAN FELIX
MANAGER TRAFFIC AND LAW ENFORCEMENT SERVICES



GARY BOSHOFF
DIRECTOR: COMMUNITY AND PROTECTION SERVICES

Date: 26.09.2023

STELLENBOSCH MUNICIPALITY
PROTECTION SERVICES

27 SEP 2023

Date: _____

OFFICE OF THE MANAGER
TRAFFIC AND LAW ENFORCEMENT

Date: 27/9/2023

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7. SUPPLY CHAIN MANAGEMENT COMMENTS:

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8. APPROVAL:

REQUEST SUPPORTED / NOT SUPPORTED BY THE STELLENBOSCH MUNICIPAL BID ADJUDICATION COMMITTEE		
Name	Signature	Date

Comments:

CHAIRPERSON..... DATE

RECOMMENDATION FROM BID ADJUDICATION COMMITTEE APPROVED BY THE ACCOUNTING OFFICER	
Comments:	
ACCOUNTING OFFICER.....	DATE