

**PART A  
INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE DEPARTMENT OF HOME AFFAIRS</b>					
BID NUMBER:	DHA10-2023	CLOSING DATE:	22 SEPTEMBER 2023	CLOSING TIME:	11H00
DESCRIPTION	THE APPOINTMENT OF A SERVICE PROVIDER FOR THE SUPPLY, DELIVERY AND CONSTRUCTION OF PREFABRICATED MOBILE OFFICES FOR THE REGISTRATION OF BIRTH IN HEALTH FACILITIES LOCATED IN NINE (9) PROVINCES ACROSS THE COUNTRY, AS AND WHEN REQUIRED FOR THE PERIOD OF THREE (3) YEARS (RENEWABLE UP TO TWO (2) YEARS SUBJECT TO SATISFACTORY PERFORMANCE, AVAILABILITY OF FUNDS AND REASONABLE COMMERCIAL TERMS AND CONDITIONS).				
<b>BID RESPONSE DOCUMENTS MUST BE DEPOSITED IN THE BROWN WOODEN BID BOX SITUATED AT THE MAIN ENTRANCE OF THE BUILDING (STREET ADDRESS)</b>					
Department of Home Affairs					
230 Johannes Ramokhoase Street					
Cnr. Thabo Sehume and Johannes Ramokhoase Streets					
Hallmark Building, Pretoria.					
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>			<b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>		
CONTACT PERSON	Dikeledi Nchauphe Ngobile Chonco		CONTACT PERSON	Rosina Senona	
TELEPHONE NUMBER	(012) 406 7166 (012) 406 2789		TELEPHONE NUMBER	(012) 402 2070	
E-MAIL ADDRESS	<a href="mailto:Dikeledi.Nchauphe@dha.gov.za">Dikeledi.Nchauphe@dha.gov.za</a> <a href="mailto:Ngobile.chonco@dha.gov.za">Ngobile.chonco@dha.gov.za</a>		E-MAIL ADDRESS	<a href="mailto:Rosina.Senona@dha.gov.za">Rosina.Senona@dha.gov.za</a>	
<b>SUPPLIER INFORMATION</b>					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
<b>QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE A BRANCH IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
<b>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.</b>					

## PART B TERMS AND CONDITIONS FOR BIDDING

<b>1. BID SUBMISSION:</b>
<p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. <b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</b></p> <p>1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.</p> <p>1.4. <b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</b></p>
<b>2. TAX COMPLIANCE REQUIREMENTS</b>
<p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.</p> <p>2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE <a href="http://WWW.SARS.GOV.ZA">WWW.SARS.GOV.ZA</a>.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</p> <p>2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</p> <p>2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."</p>

**NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.**

SIGNATURE OF BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....  
(Proof of authority must be submitted e.g. company resolution)

DATE: .....

## INSTRUCTIONS TO BIDDERS

### 1. THE TENDER DOCUMENTS

#### Rules for Bidding

- 1.1. The Department is not bound to accept any of the proposals submitted and reserves the right to call for presentations from short-listed bidders before final selection.
- 1.2. The Department reserves the right to terminate this appointment or temporarily defer the work, or any part thereof, at any stage of completion should the Department decide not to proceed with the tender.
- 1.3. The Department also reserves the right to appoint any other person to undertake any part of the tasks.
- 1.4. The service provider must be a single legal entity with all other necessary expertise secured via sub-contract, or under a joint venture arrangement. The Department will enter into a single contract with a single entity for the delivery of the work set out in these tender documents.
- 1.5. The bidding entity shall be the same entity that will execute the bid. Any bid found to be fronting for another entity or entities shall be disqualified immediately.
- 1.6. All South African firms submitting bids as part of a consortium or joint venture must submit valid original tax clearance certificates.
- 1.7. Foreign firms providing proposals must become familiar with local conditions and laws and take them into account in preparing their proposals.
- 1.8. The service provider and its affiliates are disqualified from providing goods, works, and services to any private party to this Agreement, or any eventual project that may result, directly or indirectly from these services.
- 1.9. Firms may ask for clarification on these tender documents or any part thereof up to close of business 1 week before the deadline for the submission of the bids.
- 1.10. The Department reserves the right to return late bid submissions unopened.
- 1.11. Firms may not contact the Department on any matter pertaining to their bid from the time when the bids are submitted to the time the contract is awarded. Any effort by a bidder to influence bid evaluation, bid comparisons, or bid award decisions in any manner, may result in rejection of the bid concerned.
- 1.12. Should the contract between the Department and the service provider be terminated by either party due to reasons not attributable to the service provider, the service provider will be remunerated for the appropriate portion of work completed up to a maximum amount of not more than the total fee bid by the service provider for the appropriate phase of the project during which the appointment was terminated.

#### Conditions of the Tender

- 1.13. The General Conditions of contract will apply.

- 1.14. The Department will become the owner of all information, documents, programmes, advice, and reports collected and compiled by the service provider in the execution of this tender.
- 1.15. The copyright of all documents, programmes, and reports compiled by the service provider will vest in the Department and may not be reproduced or distributed, or made available in any other way without the written consent of the Department.
- 1.16. All information, documents, programmes, and reports must be regarded as confidential and may not be made available to any unauthorised person or institution without the written consent of the Department.
- 1.17. Bidders shall undertake to limit the number of copies of this document and destroy them in the event of their failure to secure the contract.
- 1.18. The service provider is entitled to general knowledge acquired in the execution of this agreement and may use it, provided that it shall not be to the detriment of the Department.

### **Cost of Bidding**

- 1.19. The Bidder shall bear all costs associated with the preparation and submission of its bid and the Department, will in no case be held responsible or liable for these costs, regardless of the conduct or outcome of the tender process.

### **Content of Tender Documents**

- 1.20. The services required, tender procedures and contract terms are prescribed in the tender documents, which include:
  - i. Instruction to Bidders;
  - ii. Technical Bid;
  - iii. Terms of Reference;
  - iv. Evaluation Criterion;
  - v. Financial Bid;
- 1.21. The Bidder is expected to examine all instructions, forms, terms, and specifications in the tender documents. Failure to furnish all information required by the tender documents or submission of a bid not responsive to the tender documents in every respect will be at the Bidder's risk and may result in the rejection of the bid.

### **Clarification of Tender Documents**

- 1.22. The Department will respond in email to any request for clarification of the tender documents which it receives no later than 1 week prior to the deadline for submission of bids prescribed by the Department.
- 1.23. **Non-compulsory virtual briefing session.**

Bidders are invited to a non-compulsory virtual (Microsoft Teams) briefing session that will be held as follows:

**Date and time:** Monday, 28 August 2023 at 10h00.

[https://teams.microsoft.com/join/19%3ameeting\\_NTE2ZmM5YTYtZDEzMS00MWZkLThtZTgtOTY1ZTQwODQzNmQy%40thread.v2/0?context=%7](https://teams.microsoft.com/join/19%3ameeting_NTE2ZmM5YTYtZDEzMS00MWZkLThtZTgtOTY1ZTQwODQzNmQy%40thread.v2/0?context=%7)

[b%22Tid%22%3a%225afed814-43e4-4135-ac14-8bbc853379ef%22%2c%22Oid%22%3a%226d6f2032-3084-46f3-8872-14dae209ef10%22%7d](#)

## **Amendment of Tender Documents**

- 1.24. At any time prior to the deadline for submission of bids, the Department may, for any reason, whether at its own initiative or in response to a clarification requested by a prospective bidder, modify the tender document by amendment.
- 1.25. All prospective bidders who have received the tender document will be notified of the amendment in writing or by fax, and same will be binding on them.
- 1.26. In order to allow prospective bidders reasonable time in which to take the amendment into account in preparing their bids, the Department, at their discretion, may extend the deadline for the submission of bids.

## **2. PREPARATION OF BIDS**

### **Language of Bid**

- 2.1. The bid prepared by the Bidder, as well as all correspondence and documents relating to the bid exchanged by the Bidder and the Department shall be written in English.

### **Documents Constituting the Bid**

- 2.2. The bid prepared by the Bidder shall comprise the following components:

- a) **Technical Bid, including:**

- i. Invitation to Bid (SBD 1)
    - ii. Tax Clearance Certificate
    - iii. Bidder's Disclosure (SBD4)
    - iv. Preferential Points Claim Forms (SBD 6.1)
    - v. General Conditions of contract
    - vi. CSD report

- vii. **Letter of Authority**

- The title, name, surname, and position of an authorised person to sign the bidding documents and communicate with the department on behalf of the bidding company.
- The contact details of the authorised person including the telephone number or work cell number and the email address.

- viii. Completed Technical Specification Document

- b) **Financial Bid, comprising:**

- i. Price Schedule & Professional services (SBD 3.3)
    - ii. Preferential points specific goals

## Bid Prices

- 2.3 Prices indicated on the Price Schedule shall be the total price of services including, where applicable:
- All duties and other taxes;
  - The price of transportation, insurance, and other costs incidental to the delivery of the services to their final destination;
  - The price of any other incidental services required in terms of the tender deliverables;
- 2.4 Prices quoted by the Bidder shall be fixed during the Bidder's performance of the Contract and not subject to variation on any account.
- 2.5 A bid submitted with a variable price quotation will be treated as non-responsive and rejected.
- 2.6 Prices shall be quoted in South African Rands.
- 2.7 The Department has limited resources and bids must be competitive, with market-related pricing, as this will be one of the deciding factors in the final award of the contract.

## Period of Validity of Bids

- 2.8 Bids shall remain valid for 90 days after the closing date of the bid prescribed by the Department. A bid valid for a shorter period shall be rejected by the Department as non-responsive.
- 2.9 In exceptional circumstances, the Department may solicit the Bidder's consent to an extension of the period of validity. The request and the response thereto shall be made in writing. A Bidder may refuse the request. A Bidder granting the request will not be required nor permitted to modify its bid.

## Format and Signing of Bid

- 2.10 The Bidder shall prepare one copy of the Technical Bid and Financial Bid separately, clearly marking each "Original Technical Bid" and "Original Financial Bid", as appropriate. **Apart from hard copies, a copy should also be provided on CD or memory stick. In the event of any discrepancy between the two, the original shall govern.**
- 2.11 The original and CD or Memory stick of the bid shall be typed or written in indelible ink and shall be signed by the Bidder or a person or persons duly authorized to bind the Bidder to the Contract. All pages of the bid, except for un-amended printed literature, shall be initialed by the person or persons signing the bid.
- 2.12 Any interlineations, erasures, or overwriting shall be valid only if they are initialed by the person or persons signing the bid.

## Sealing and Marking of Bids

- 2.13 The original and CD or Memory stick of the Technical Bid shall be placed in a sealed envelope clearly marked Technical Bid and the original and CD or Memory stick of the Financial Bid shall be placed in a sealed envelope clearly marked

Financial Bid and warning "Do not open with Technical Bid". All the inner envelopes shall then be placed into an outer envelope. The inner and outer envelopes shall be addressed to the following address:

Department of Home Affairs  
230 Johannes Ramokhoase Street  
Pretoria  
0001

- 2.14 The inner envelopes shall also indicate the name and address of the Bidder to enable the bid to be returned unopened in case it is declared late.
- 2.15 If the outer envelope is not sealed and marked as required above, the Department will assume no responsibility for the bid's misplacement or premature opening.
- 2.16 Faxed or emailed bids will not be accepted. **Only hand-delivered bids submitted before the due date and time will be accepted.**

### **Closing Date of Bids**

- 2.17 Bids (Technical and Financial) must be received by the Department at the address specified under clause 2.13 above. In the event of the specified date for the submission of Bids being declared a holiday for the Department, the Bids will be received up to the appointed time on the next working day.
- 2.18 The Department may, at its discretion, extend this deadline for submission of bids by amending the bid documents in which case all rights and obligations of the Department and Bidders previously subject to the deadline will thereafter be subject to the deadline as extended.

### **Late Bids**

- 2.19 Any bid received by the Department after the deadline for submission of bids prescribed by the Department will be rejected and/or returned unopened to the Bidder.

### **Modification and Withdrawal of Bids**

- 2.20 The Bidder may modify or withdraw its bid after the bid's submission, provided that written notice of the modification or withdrawal is received by the Department prior to the deadline prescribed for submission of bids.
- 2.21 The Bidder's modification or withdrawal notice shall be prepared, sealed, marked, and dispatched in accordance with the provisions of this bid. A withdrawal notice may also be sent by fax, followed by a signed confirmation copy, postmarked not later than the deadline for submission of bids.
- 2.22 No bid may be modified subsequent to the deadline for submission of bids.
- 2.23 No bid may be withdrawn in the interval between the deadline for submission of bids and the expiration of period of bid validity specified by the Bidder on the Invitation to Bid form.

## 3. EVALUATION OF BIDS

### Clarification of Bids

- 3.1. During evaluation of bids, the Department may, at its discretion, ask the Bidder for a clarification of its bid. The request for clarification and the response shall be in writing.

### Preliminary Examination

- 3.2. The Department will examine the bids to determine whether they are complete, whether they meet all the conditions of the Contract and Technical Specifications and whether any computational errors have been made, whether the documents have been properly signed, and whether the bids are generally in order.
- 3.3. Arithmetical errors will be rectified on the following basis. If there is a discrepancy between the unit price and the total price that is obtained by multiplying the unit price and quantity, the unit price shall prevail and the total price shall be corrected. If there is a discrepancy between words and figures, the amount in words shall prevail. If the supplier does not accept the correction of errors, its bid may be rejected.
- 3.4. If a bid is not responsive and not fulfilling all the conditions of the Contract and not meeting Technical Specifications, it will be rejected by the Department and may not subsequently be made responsive by the Bidder by correction of the non-conformity.

### Evaluation and Comparison of Bids

- 3.5. The Department will evaluate and compare the financial bids only of those Bidders whose Technical Bid has been accepted by the Department.
- 3.6. The Department's evaluation of a financial bid will take into account information to be provided on the SBD 3.3.

### Contacting the Department

- 3.7. Subject to clause 3.1 above, no Bidder shall contact the Department on any matter relating to its bid, from the time of the bid opening to the time the Contract is awarded. If the bidder wishes to bring additional information to the notice of the Department, it should do so in writing.
- 3.8. Any effort by a Bidder to influence the Department in its decisions on bid evaluation, bid comparison or contract award may result in rejection of the Bidder's bid.

## 4. AWARD OF CONTRACT

### Post qualification

- 4.1. The Department will determine to its satisfaction whether the Bidder that is selected as having submitted the highest evaluated responsive bid meets the criteria specified in these documents, and is qualified to perform the contract satisfactorily.



- 4.2. The determination will take into account the Bidder's financial, technical and production capabilities. It will be based upon an examination of the documentary evidence of the Bidder's qualifications submitted by the bidder, as well as such other information as the Department deems necessary and appropriate.
- 4.3. An affirmative determination will be a prerequisite for award of the Contract to the Bidder. A negative determination will result in rejection of the Bidder's bid, in which event the Department will proceed to the next highest evaluated bid to make a similar determination of that Bidder's capabilities to perform the contract satisfactorily.

### **Department's right to vary Quantities at Time of Award**

- 4.4. The Department reserves the right at the time of Contract award to increase or decrease the quantity of the services originally specified in the Terms of Reference without any change in unit price or other terms and conditions.

### **Department's right to accept or reject any or all Bids**

- 4.5. The Department reserves the right to:
- Accept or reject all or individual items of this bid;
  - Accept one or more bids submissions reject individual items;
  - Request clarification or further information regarding any item in the Proposal;
  - Request further information from any bidder after the closing date;
  - Accept a bid that may not reflect the lowest pricing;
  - Consider any bid that may not conform to any aspect of this bid;
  - Annul the tender process and reject all bids at any time prior to contract award;
  - Consider such alternate services, terms or conditions that may be offered, whether such offer is contained in a Proposal or otherwise;
  - Award the contract or any part thereof to one or more bidders; without thereby incurring any liability to the affected Bidder or bidders.

### **Notification of Award**

- 4.6. Prior to the expiration of the period of bid validity, the Department will notify the successful bidder in writing by registered letter or by fax, to be confirmed in writing by registered letter, that its bid has been accepted.
- 4.7. The notification of award will constitute the formation of the Contract.

### **Signing of Contract**

- 4.8. At the same time as the Department notifies the successful bidder that its bid has been accepted, the Department will send the bidder the Contract Form provided in the tender documents, incorporating all agreements between the parties.

- 4.9. Within 2 days of receipt of the Contract Form, the successful bidder shall sign and date the Contract Form and return it to the Department.

### **Termination of Service**

- 4.10. In case of any failure to comply with any of the conditions of the contract or unsatisfactory rendering of service, the stipulation of the General Conditions of Contract and the Special Conditions of Contract, shall be applicable.
- 4.11. Should the Department, after a reasonable period of notice, of not less than seven days, in writing, depending upon the circumstances, call upon the service provider to comply with any of the conditions and should he/she fail to do so, the Department shall, without prejudice to any of its rights be entitled to cancel the contract, and to claim from the service provider any damage or loss that might have been suffered, including any additional expense incurred by it having either to invite fresh bids or to accept any less favourable bid.

### **Unsatisfactory Performance**

- 4.12. Failure to comply with the conditions of the contract, the Department shall be entitled, without prejudice to its other rights, to cancel the contract in terms of the General Conditions of Contract. Delays beyond time limits and timeframes agreed upon between the parties. Failure to meet the performance standards indicated in the contract

### **Assignment**

- 4.13. The contractor shall not, without prior written authority of the Department, cede, assign or transfer its rights or obligations in respect of this contract or any part thereof or any share of interests herein, directly or indirectly, to any person, firm or organization whatsoever.



home affairs

Department:  
Home Affairs  
**REPUBLIC OF SOUTH AFRICA**

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**TERMS OF REFERENCE**

**DHA10-2023**

**THE APPOINTMENT OF A SERVICE PROVIDER FOR THE SUPPLY, DELIVERY AND CONSTRUCTION OF PREFABRICATED MOBILE OFFICES FOR THE REGISTRATION OF BIRTH IN HEALTH FACILITIES LOCATED IN NINE (9) PROVINCES ACROSS THE COUNTRY, AS AND WHEN REQUIRED FOR THE PERIOD OF THREE (3) YEARS (RENEWABLE UP TO TWO (2) YEARS SUBJECT TO SATISFACTORY PERFORMANCE, AVAILABILITY OF FUNDS AND REASONABLE COMMERCIAL TERMS AND CONDITIONS).**

**CLOSING DATE AND TIME OF BID:**

22 September 2023 at 11h00

**Bidders are invited to a non-compulsory virtual (Microsoft Teams) briefing session that will be held as follows:**

**Date and time:** Monday, 28 August 2023 at 10h00

**Link to the virtual meeting**

**[https://teams.microsoft.com/join/19%3ameeting\\_NTE2ZmM5YTYtZDEzMS00MWZkLThlZTgtOTY1ZTQwODQzMmQy%40thread.v2/0?context=%7b%22id%22%3a%225afed814-43e4-4135-ac14-8bbc853379ef%22%2c%22Oid%22%3a%226d6f2032-3084-46f3-8872-14dae209ef10%22%7d](https://teams.microsoft.com/join/19%3ameeting_NTE2ZmM5YTYtZDEzMS00MWZkLThlZTgtOTY1ZTQwODQzMmQy%40thread.v2/0?context=%7b%22id%22%3a%225afed814-43e4-4135-ac14-8bbc853379ef%22%2c%22Oid%22%3a%226d6f2032-3084-46f3-8872-14dae209ef10%22%7d)**

**BID VALIDITY PERIOD: 90 DAYS**

**Department of Home Affairs**

**Supply Chain Management**

Page 11 of 31

## TERMS OF REFERENCE

### OBJECTIVES

1. The objective (aim) of this tender is:
  - To invite bids from suitable service providers to supply, deliver and construct prefabricated mobile offices for birth registration in health facilities located in all nine (9) provinces, as and when required by the department, for the period of three (3) years (renewable up to two (2) years subject to satisfactory performance, availability of funds and reasonable commercial terms and conditions).
  - There is a probability of the number of prefabricated mobile offices to increase during the period of the contract based on the need for the mobile offices in health facilities.

### BACKGROUND

2. The Department of Home Affairs has a constitutional mandate to regulate, register and manage birth registration in the country, as well as providing accurate, reliable and credible information on birth registration for the compilation of Vital statistics required for evidence-based policy formulation and production of accurate and timely population estimates.
3. As part of the Civil Registration and Vital Statistics (CRVS) objectives towards achievement of Agenda 2030, as outlined in the country's National Development Plan, South Africa is expected to be at 90% on birth registration by 2030 and at 100% by 2063. Furthermore, Section 28(a) of the South African Constitution (Republic of South Africa, 1996) states that: "Every child has the right to a name and a nationality from birth". As such, parents and guardians are, under the Constitution, obliged to register the birth of their child timeously after birth. To affect this, the Amended Births and Deaths Registration (BDR) Act No. 18 of 2010 introduced the requirement that babies be registered within 30 days after birth.
4. In an endeavor to put the birth and death registration laws into effect, the department embarked on the quest to establish optimal, accessible and sustainable strategies to improve early birth registration, including increasing its footprint in order to improve access to its services, as well as integrating online birth registration system within health facilities where births occur.
5. The overarching strategic vision of the department is to register births as soon as they occur, thereby facilitating the early registration of birth (ERB), that is, and the registration of birth within 30 days of birth. This vision is envisaged to be actualized through the integration of online birth registration system with health services through the provision of birth registration infrastructure in all public health facilities with maternity wards.

6. The Department of Home Affairs requires the office space of a minimum of 20 square meters for the effective and efficient registration of births in health facilities. However, the current infrastructure in most of health facilities within the country is not adequate to accommodate the infrastructure the department requires for the registration of birth.
7. In view of the above, the Department of Home Affairs envisage providing an alternative solution for space constraints experienced in health facilities by supplying and deploying prefabricated mobile offices in health facilities with space constraint to accommodate the department within their current infrastructure.
8. The department request bids from service providers for the supply, delivery and construction of prefabricated mobile offices for the registration of birth in health facilities located in nine (9) provinces across the country, as and when required for the period of three (3) years.

### **SCOPE AND EXTENT OF THE TENDER**

9. The successful bidder will be expected to execute and conduct the following tasks for/ provide the following services / items to the Department:
  - Develop a project plan which covers the scope of work, business requirement and project deliverables.
  - Site preparations prior to erection of mobile structures including site clearance.
  - Preparation for architectural drawings
  - Any other professional services relating to the prefabricated Mobile office environment.
  - Submit progress reports on the implementation of the project bi-weekly for consideration and verification.
  - Sign-off work completed in line with the specifications and approval from the client
  - Handover all documents pertaining to the project and provide certification of completion per site.
  - Provide certificates for the provision of maintenance of the prefabricated mobile offices to the client.
  - Design, supply, construct and deliver prefabricated mobile offices for the registration of birth in health facilities in nine (9) provinces, as and when required, for the period of three (3) years.

**(The following requirements are compulsory)**

#### **9.1 General Specifications**

- Prepare, secure and levelling assembling of the mobile offices on approved stabilizing concrete blocks, at the identified health facility within provinces
- The service provider is required to provide a model office design as per the Building Regulations/SANS 0400 and the department's specifications.
- The mobile offices must meet the following general specifications

#### **9.2 Chassis and Floor**

- Structural welded steel chassis painted with a vinyl-based underbody coating as final coat. The floor is an exterior grade timber floorboard of which the underside is painted with an insecticidal and fungicidal surface treatment.

- Internally the floor board should be moisture proofed.
- The floor board should be covered with patterned vinyl flooring.

### 9.3 Roof construction and Ceiling

- The pitched roof to be constructed with pre-treated, timber trusses and covered externally galvanized roof sheeting.
- The ceiling must be 4.8mm thick hardboard covered with textured PVC Vinyl, incorporating concealed fixings.
- The insulation in the roof cavity must be between 40mm – 50mm glass fibre insulation with 11kg/m3 density.
- Floor ceiling height must be 2400mm.
- Chromo-deck/Galvanized skin with 60mm polystyrene core.
- The top of the roof must be painted with a heavy-duty waterproof acrylic coating, while the ceiling must have a Chromo-deck finish to it.
- Chromo-deck fasciae must be fixed externally.
- Compulsory leakage test must be conducted before handover and a minimum of 12 months' guarantee.

### 9.4 Exterior and Interior Wall Panels

- Wall panels must consist of a timber frame construction, clad externally with a minimum of 0.5 chromo-decks and internally with at least 4mm timber board with attractive patterned vinyl in wet areas or wood grain.
- All wall panels must be insulated with 50mm glass fibre insulation with 11kg/m3 density.
- Accepted deviation – 60mm Polystyrene core with 0.6mm Chromo-deck external skin and 4mm Manosite (Timberwall) internally.
- Both exterior and interior skins must be bonded to the polystyrene core by a special process resulting in an extremely strong panel.
- The external Chromo-deck skin must have an interlocking profiled edge, which gives a flush, weather proof joint.
- The exterior wall panels of the mobile office must be branded in corporate colours and birth registration posters and the interior walls to be painted in corporate colours.
- The interior walls to be finished with the following colours:
  - Interior - caramel sand 5

### 9.5 Windows

- Natural anodized aluminium, horizontal sliding or top hung windows fitted with 4mm thick glass with burglar bars that prevents any access to any object of more than 10cm2.

### 9.6 Doors

- External – same construction trims as wall panel fitted with 3 Lever lock.

- Interior - Hollow core wood grain finish with 2 Lever lock or 40mm polystyrene core construction with chroma-deck exterior skin folded around all edges. Same material as wall panels, that is, the door must be of chroma-deck clad.
- The door must be fitted with buglers bars, door ramp and rail to accommodate people with disabilities (Ease of access for wheelchairs).
- The door to be finished with the following corporate colour:
  - Door – caramel sand 3

**The following are exclusion to the contract:**

- Connection of external bulk services – electrical, water and sewerage services to the erected mobile office
- Furniture, electrical connectivity, power/network skirting and air-conditioning

**DETAILED SPECIFICATIONS**

- The Department of Home Affairs requires prefabricated mobile offices at identified health facilities in nine provinces that can meet its operational requirements for the registration of births. The requirements are outlined in the “Detailed Specification Table” below.
- The specifications of the mobile offices are as follows:

Area/Requirements	Criteria and requirements
Size	Dimension of the mobile office (health facility service point) is: 7meters x 4 meters
Structure of the mobile office	<p><b>Walls</b></p> <ul style="list-style-type: none"> <li>• Exterior and interior wall panel</li> <li>• Chromo-deck inside and outside with 40mm high density foam insulation.</li> <li>• 0.5mm chromo-deck finish.</li> <li>• Colour - caramel sand 5</li> </ul> <p><b>Chassis and Floor</b></p> <ul style="list-style-type: none"> <li>• Structurally welded steel chassis which is primed and painted with bituminous based underbody paint.</li> <li>• The floor is an exterior grade 19mm shutter ply board covered with heavy duty industrial vinyl.</li> </ul>
Safety and security	The proposed mobile office will be fitted with sufficient fire protection systems (fire retardant panels) that comply with the National Building Regulations, SANS 0400, and other applicable legislation.
Burglar proofing	<ul style="list-style-type: none"> <li>• Burglar bars in all windows.</li> <li>• Windows to be contracted of 10mm square tubing and have 6 point fastening position for small windows or 8 point fastening position for large windows.</li> </ul>

Area/Requirements	Criteria and requirements
	<ul style="list-style-type: none"> <li>The burglar bars must be fastened through the prefabricated unit's interior wall with adequate bolt and nuts that cannot be loosen at external side of the unit.</li> <li>Burglar bars at the entrance door.</li> </ul>
Gutters	Gutters to be installed and four (4) downpipes for the entire unit and size of the gutters should be directly proportional to the strength of the panel walls.
Disability ramp	Disability access and handrail. Steel ramp with landing and rails that complies with the National Building Regulations and SANS 10400 (SABS 400).
Windows	Anodised Aluminium, horizontal sliding or top hung windows fitted with 4mm thick glass that is at least 50% tinted to minimize direct sunlight and enhance natural cooling of the office. All windows reachable from the ground level and space between burglar bars must be not more than 100mm apart.
Veranda	Supply and installation of 1 x veranda 7.0 x 2.0m complete with: <ul style="list-style-type: none"> <li>0.58mm galvanized Roof sheeting</li> <li>Roof supporting purlins</li> <li>4 x 0.75mm supporting columns</li> <li>Gutter with down pipe</li> </ul>

- The work will also include the cleaning and removal of unwanted substances before and after completion of construction work on site.

### SPECIAL CONDITIONS OF CONTRACT

10. To achieve the above, the successful bidder will be required to meet the following requirements:

- The service provider(s) may not recruit or shall attempt to recruit an employee of the Department of Home Affairs for the purposes of preparation of bid or for the duration or the execution of this contract or any part thereof.
- Only those tenders who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 20 (1B) or 25 (7A) of the Construction Industry Development Regulation, for a 5 GB or higher class of construction work, are eligible to have their tenders evaluated, are eligible to submit tenders.

**NB: Joint ventures are eligible to submit tenders provided that:**

- Every member of the joint venture is registered with the CIDB;
- The lead partner has a contractor grading designation in the 4 GB or higher class of construction work; and



- The combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a 3 GB or higher class of contraction work or value determined in accordance with the Regulation 25 (1B) OR 25 (7A) of the Construction Industry Development Regulations.
- The tenderers should have a CIDB contractor grading designation of 5GB or higher. 4 GB potentially emerging enterprises who satisfy criteria stated in the Tender may submit tender offers.
- The Preferential Procurement Regulations, 2022, pertaining to the Preferential Procurement Policy Framework Act, Act No. 5 of 2000 will apply.

### TENDER DELIVERABLES / OUTPUTS

11. The primary deliverables to be achieved.

- Prefabricated Mobile structures manufactured in line with the specifications provided by the Department and deployed to selected health facilities communicated by the department.
- A three (3) year valid contract and/or SLA between the department and the appointed service provider.
- The contract will be a usage-based contract (as and when required).

### LOGISTICS AND TIMING

- **Project location(s):**
  - The project will be managed at Head Office in Pretoria and the mobile structures will be deployed in health facilities across the country in all provinces that requires mobile office as and when identified.
- **Expected commencement date:**
  - The commencement date will be dependent on the issuance of the purchase order and contract will commence immediately after the purchase order is issued.
- **Project Period:**
  - The services will be required for a period of thirty-six (36) months from the commencement date.
- **Bid Proposal:**
  - The bidder to outline the strategy/methodology that will be adopted in the execution of the project, that is, the design, manufacturing, deployment and assembling of the mobile offices in health facilities.
  - Provide material and specifications of the following elements of the mobile offices.

**FEE STRUCTURE**

12. The cost of all mobile offices must be inclusive of manufacturing, delivery, assemble, repairs, installation cost, transport costs and Value added tax (VAT) if applicable.

With regards to travelling rates for the staff, it must be in according to the AA rates or Airplane Economy class. Accommodation needs to be in line with the Department of National Treasury. The number of people that will be deployed and their responsibilities will be agreed upon with the Department.

**The price must be for year one and CPI increase from year two (2) onwards will be added.**

Bidders must complete the following pricing schedule and indicate the total bid price in the SBD 3.3 form.

Item	Vat inclusive Per Unit (Year 1)	Vat inclusive x 50 Unit (Year 1)
Mobile Office	R	R
<b>Total</b>		

**EVALUATION STAGES**

13. The following evaluation process will be followed to evaluate the bids received:

Stage	Description	Applicable for this bid
Stage 1A	Non-Compulsory virtual briefing session	Yes
Stage 1B	Initial screening process / compliance with bid requirements	Yes
Stage 2	Pre-qualification criteria evaluation	No
Stage 3	Mandatory requirements evaluation	Yes
Stage 4	Functionality requirements evaluation	Yes
Stage 5	Price / Specific goals	Yes

**Stage 1A: Briefing session**

- Non-compulsory virtual briefing session will be held.

**Stage 1B: Initial screening process/compliance with bid requirements**

- Verification of bidder's compliance with bid requirements.

**Stage 2: Pre-qualification criteria**

- Not applicable.

**Stage 3: Mandatory requirements evaluation**

- Compliance with the mandatory requirements. Prospective bidders who fail to meet the mandatory requirements will be disqualified.
- The Service providers must indicate their contractor grading designation with the CIDB in accordance with Regulation 25 (7A) of the Construction Industry Development Regulations.
- Failure to provide proof requested will invalidate the bid.
- Only the following bidders may respond to this request:

Mandatory requirement criteria	Comply	Do not comply
The Bidders should have a CIDB contractor grading designation of 5GB or higher		
<b>EVIDENCE:</b> Bidders must submit CIDB grading certificate/letter. (In case the CIDB certificate/letter is not available by the time of the closure of this tender, the bidder should submit a full copy of the application for CIDB grading registration to CIDB with the tender documents). <b>(The department will conduct verification of the registration and grading on the latest CIDB register available on the CIDB website)</b>		

**Stage 4: Functionality requirements evaluation**

- The technical proposal will be evaluated out of 100 points with a threshold of 60 points.
- Bidders that score less than minimum of 60 points will be disqualified.
- Bidders must score a minimum of 60 points on functionality to qualify for further evaluation on price and preference points.

Evaluation Criteria				
No	Category and Scoring	Evidence	Weight	Score
1.	Grading (GB) designation: <ul style="list-style-type: none"> <li>• Grade 7 GB and above = <b>40</b></li> <li>• Grade 6 GB = <b>35</b></li> <li>• Grade 5 GB = <b>30</b></li> <li>• Less than 5 GB or no information = <b>0</b></li> </ul>	Valid CIDB Grading certificate/letter or copy of application.	40	

Evaluation Criteria				
No	Category and Scoring	Evidence	Weight	Score
2.	<p>Experience (Previous work done and completed) in providing mobile offices or similar work:</p> <ul style="list-style-type: none"> <li>Completed projects of value above R7,000,000.00 = <b>60</b></li> <li>Completed projects of value equal to R6,000,000.00 - R7,000,000.00 = <b>50</b></li> <li>Completed projects of value equals to R4,000,000.00 – R5,000,000.00 = <b>40</b></li> <li>Completed projects of value equal to R2,000,000.00 – R3,000,000.00 = <b>30</b></li> <li>Less than R2,000,000 or no information = <b>0</b></li> </ul>	<p>Signed client reference letter/s indicating satisfactory performance and the project value</p> <p>(If the reference letters do not indicate the project value, a corresponding appointment letter or order issued for the same client must be attached)</p> <p>The reference letters must be on a letter head with contact details.</p>	60	
<b>TOTAL</b>			<b>100</b>	

#### Stage 5: Price and Specific goals

- Bids will then be evaluated in accordance with the prescripts of the Preferential Procurement Policy Framework Act (PPPFA) and the associated Preferential Procurement Regulations of 2022, which stipulate an 80/20 preference point system is applicable and will be calculated with a rand value up to R50 million (all applicable taxes included).
- A valid SANAS B-BBEE Status Level Verification certificate or a B-BBEE certificate issued by the Companies and Intellectual Property Commission, with the exception of EME's and QSE's who are required to submit sworn affidavit in terms of Code of Good Practice. The sworn affidavit must be signed by the EME representative and attested by a Commissioner of oath.
- As bids are only invited for requirements with a rand value up to R50 000 000.00, the 80/20 system shall be applicable and will be calculated as follows:

SN	COMPONENT	POINTS
1.	<b>Price</b>	80
2.	<b>Preferential points:</b> Specific goals	20
<b>TOTAL:</b>		<b>100</b>

## DHA10-2023

Specific goals	20	Evidence
HDI	10	A valid B-BBEE certificate showing at least 51% black ownership
Women	7	A valid B-BBEE certificate showing at least 40% women ownership
Disability	3	A doctor's note confirming disability

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- | 4. | PERSON AND POSITION | HOURLY RATE | DAILY RATE |
|----|---------------------|-------------|------------|
|    | _____               | R_____      | R_____     |
|    | _____               | R_____      | R_____     |
|    | _____               | R_____      | R_____     |
|    | _____               | R_____      | R_____     |

- Page 22 of 31

- 5.1 Travel expenses (specify, for example rate/km and total km, class of air travel, etc). Only actual costs are recoverable. Proof of the expenses incurred must accompany certified invoices.

DESCRIPTION OF EXPENSE TO BE INCURRED	RATE	QUANTITY	AMOUNT
-----	-----	.....	R.....
-----	-----	.....	R.....
-----	-----	.....	R.....
-----	-----	.....	R.....

\* "all applicable taxes" includes value- added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies.

- 5.2 Other expenses, for example accommodation (specify, eg. Three-star hotel, bed and breakfast, telephone cost, reproduction cost, etc.). On basis of these particulars, certified invoices will be checked for correctness. Proof of the expenses must accompany invoices.

DESCRIPTION OF EXPENSE TO BE INCURRED	RATE	QUANTITY	AMOUNT
-----	-----	.....	R.....
-----	-----	.....	R.....
-----	-----	.....	R.....
-----	-----	.....	R.....

TOTAL: R.....

6. Period required for commencement with project after acceptance of bid .....
7. Estimated man-days for completion of project .....
8. Are the rates quoted firm for the full period of contract? \*YES/NO
9. If not firm for the full period, provide details of the basis on which adjustments will be applied for, for example consumer price index. ....

**\*[DELETE IF NOT APPLICABLE]**

**BIDDER'S DISCLOSURE****1. PURPOSE OF THE FORM**

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

**2. Bidder's declaration**

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest<sup>1</sup> in the enterprise,  
employed by the state? **YES/NO**

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

<sup>1</sup> the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.



2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:

.....  
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

2.3.1 If so, furnish particulars:

.....  
.....

### 3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

3.1 I have read and I understand the contents of this disclosure;

3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;

3.3 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>2</sup> will not be construed as collusive bidding.

3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious 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

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<sup>2</sup> Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

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.

**I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.**

**I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.**

.....

Signature

.....

Date

.....

Position

.....

Name of bidder

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022**

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

**NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022**

**1. GENERAL CONDITIONS**

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

**1.2 To be completed by the organ of state**

- a) The applicable preference point system for this tender is the 80/20 preference point system.
- b) The 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

**1.4 To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS (B-BBEE)	20
Total points for Price and SPECIFIC GOALS	100

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

## 2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

## 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

### 3.1. POINTS AWARDED FOR PRICE

#### 3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20

or

90/10

$$P_s = 80 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right) \text{ or } P_s = 90 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right)$$

Where

$P_s$  = Points scored for price of tender under consideration

$P_t$  = Price of tender under consideration

$P_{min}$  = Price of lowest acceptable tender

### 3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

#### 3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20

or

90/10

$$Ps = 80 \left( 1 + \frac{Pt - P_{max}}{P_{max}} \right) \text{ or } Ps = 90 \left( 1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

### 4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
  - (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
  - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
 then the organ of state must indicate the points allocated for specific goals for the and 80/20 preference point system.

**Table 1: Specific goals for the tender and points claimed are indicated per the table below.**

**80/20 preference point system is applicable, corresponding points must also be indicated as such.**

**Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)**

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Evidence	Number of points claimed (80/20 system) (To be completed by the tenderer)
HDI	10	A valid B-BBEE certificate showing at least 51% Black ownership	
Women	7	A valid B-BBEE certificate showing at least 40% Women ownership	
Disability	3	A doctor's note confirming disability	

#### **DECLARATION WITH REGARD TO COMPANY/FIRM**

4.3. Name of company/firm.....

4.4. Company registration number: .....

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;

- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
  - (a) disqualify the person from the tendering process;
  - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
  - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
  - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
  - (e) forward the matter for criminal prosecution, if deemed necessary.

.....  
**SIGNATURE(S) OF TENDERER(S)**

**SURNAME AND NAME:** .....

**DATE:** .....

**ADDRESS:** .....

.....

.....

.....