



**CITY OF TSHWANE METROPOLITAN MUNICIPALITY**

**QUOTATION TO APPOINT A SERVICE PROVIDER FOR THE MEASUREMENT,  
SUPPLY AND DELIVERY OF OPERATOR PERSONAL PROTECTIVE EQUIPMENT  
TO THE NATURE CONSERVATION OPERATIONS SECTION AND THE RESORTS  
OPERATIONS SECTION WITHIN THE ENVIRONMENT AND AGRICULTURE  
MANAGEMENT DEPARTMENT**

**QUOTATION NUMBER: Q 8-2022-23**

**NAME OF BIDDER:** .....

**CSD NUMBER:** .....

**VENDOR NUMBER:** .....  
**(compulsory)**

Prepared by:  
City of Tshwane Metropolitan Municipality  
Tshwane House  
320 Madiba Street  
Pretoria  
0001

Tel: 012 358 9999

**CLOSING DATE**

**17 AUGUST 2022**

Only bidders registered on the central supplier database (CSD) and with a CSD number will be considered for this tender, as it is a requirement from the National Treasury.



**CITY OF TSHWANE METROPOLITAN MUNICIPALITY**

**DEPARTMENT: ENVIRONMENT AND AGRICULTURE MANAGEMENT**

Bids are hereby invited from suppliers for the following bid:

Bid number	Description	Department	Contact persons	Compulsory briefing session	Closing date
Q 8-2022-23	QUOTATION TO APPOINT A SERVICE PROVIDER FOR THE MEASUREMENT, SUPPLY AND DELIVERY OF OPERATOR PERSONAL PROTECTIVE EQUIPMENT TO THE NATURE CONSERVATION OPERATIONS SECTION AND THE RESORTS OPERATIONS SECTION WITHIN THE ENVIRONMENT AND AGRICULTURE MANAGEMENT DEPARTMENT	Environment and Agriculture Management	Phildette Heunis	N/A	17 August 2022 @ 10:00

The document is downloadable on the e-Tender Portal:

<https://www.etenders.gov.za/Home/opportunities?id=1>

Each quotation must be enclosed in a sealed envelope that bears the correct identification details and must be placed in the tender box located at:

City of Tshwane Metropolitan Municipality

**Tshwane House  
320 Madiba Street  
Pretoria  
0002**

Documents must be deposited in the bid box not later than **10:00 on 17 August 2022** when the bids will be opened in public.

**Technical enquiries:** Phildette Heunis at 012 358 1728 or [phildetteh@tshwane.gov.za](mailto:phildetteh@tshwane.gov.za)

**Supply chain enquiries:** Josia Masenya at 012 358 0658 or [josiasma@tshwane.gov.za](mailto:josiasma@tshwane.gov.za)

**Bids will remain valid for a period of 90 days after the closing date.**

- Bids received after the closing date and time will not be considered. The City of Tshwane does not bind itself to accept the lowest or any other bid in whole or in part.
- **Bid documents must be completed using a black pen (not retyped or scanned).**
- Mistakes made on the price schedule must be crossed out in ink and each price alteration must be initialled.
- Price corrections may not be made with correction fluid, such as Tipp-Ex or a similar product.
- If correction fluid was used on any specific item price, such an item will not be considered. No correction fluid may be used on a bill of quantities where prices are calculated to arrive at a total amount. If correction fluid was used, the quotation as a whole will be repudiated.
- The City of Tshwane will reject the quotation if corrections are not made in accordance with the above.

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## **ENVIRONMENT AND AGRICULTURE MANAGEMENT**

### **QUOTATION TO APPOINT A SERVICE PROVIDER FOR THE MEASUREMENT, SUPPLY AND DELIVERY OF OPERATOR PERSONAL PROTECTIVE EQUIPMENT TO THE NATURE CONSERVATION OPERATIONS SECTION AND THE RESORTS OPERATIONS SECTION WITHIN THE ENVIRONMENT AND AGRICULTURE MANAGEMENT DEPARTMENT**

#### **BID NUMBER**

(To be completed by the SCM Unit)

#### **1. INTRODUCTION AND PURPOSE**

The purpose of this letter is to request approval for a quotation to appoint a service provider for the measurement, supply and delivery of operator personal protective equipment (PPE) to the Nature Conservation Operations Section and the Resorts Operations Section.

#### **2. BACKGROUND**






In accordance with the Personal Protective Equipment Policy (Revision 2 of 8 February 2018, under revision, still to be signed) and the Occupational Health and Safety Act, 1993 (Act 85 of 1993), the employer must provide and maintain a safe and healthy work environment. In every workplace, there are hazards in many different forms: sharp edges, falling objects, flying sparks, chemicals, noise and many other potential dangers. Controlling a hazard at its source is the best way to protect employees, but if it is not reasonably practicable to eliminate or mitigate a foreseeable or potential risk, the employer must control the risk or exposure. When engineering controls, work practices and administrative controls are not feasible or do not provide enough protection, employers must provide PPE to their employees and make sure that it is correctly used and maintained.








#### **3. PROJECT SCOPE**




This request is for quotations for the measurement, supply and delivery of operator PPE for nature reserves and resorts. This includes leather leg guards, chrome leather aprons, hard hats with visors and earmuffs, hard hats, PVC aprons, herbicide applicator aprons (raincoat design), waders, brush cutter

helmets, brush cutter safety harnesses, shin pads, operator gloves, kidney belts, fire-retardant balaclavas, white butcher's gumboots, white butcher's aprons, and white, two-piece butcher's suits. The bidders should tender for all the subitems in a category or under a main item. It is against this background that the Environment and Agriculture Management Department presents the specifications for the appointment of a service provider.

The scope of work for the measurement, supply and delivery of the operator PPE items for nature reserves and resorts is outlined as follows:

NO.	DESCRIPTION	PICTURE	QUANTITY
3.1	<p><b>Measure, supply and deliver leather leg guards</b></p> <p>Knee-length leather spats:</p> <ul style="list-style-type: none"> <li>• Triple needle posting on all seams for extra strength</li> <li>• Concealed YKK zip at the back</li> </ul>		10
3.2	<p><b>Measure, supply and deliver chrome leather aprons</b></p> <ul style="list-style-type: none"> <li>• Length: 90 cm × 120 cm</li> <li>• Neck strap and buckle to adjust to the correct length</li> <li>• Made from a single piece of chrome leather</li> </ul>		10
3.3	<p><b>Measure, supply and deliver hard hats with visors and earmuffs</b></p> <ul style="list-style-type: none"> <li>• Standard colour</li> <li>• Details: <ul style="list-style-type: none"> <li>○ Bright orange polyethylene helmet</li> <li>○ Highly visible</li> <li>○ Lightweight</li> </ul> </li> <li>• Mesh face shield: Durable, flexible and easy to adjust (flip up and down)</li> <li>• Integrated neck guard protecting from debris, the sun and rain</li> </ul>		20
3.4	<p><b>Measure, supply and deliver PVC aprons</b></p> <ul style="list-style-type: none"> <li>• Fabric: 100% PVC</li> <li>• Sizes: Standard</li> <li>• Colour: Orange</li> <li>• Chemical resistant</li> </ul>		40
3.5	<p><b>Measure, supply and deliver herbicide applicator aprons (raincoat design)</b></p> <ul style="list-style-type: none"> <li>• Overall with a three-sided elasticated hood</li> <li>• Zip fastening under a double flap</li> <li>• Double elastic for the thumbs</li> <li>• Elasticated around the head, waist, cuffs and ankles.</li> <li>• Individual airtight pack</li> <li>• SMS with a double outer chemical barrier of 85 g/m<sup>2</sup></li> </ul>		30

NO.	DESCRIPTION	PICTURE	QUANTITY
3.6	<p><b>Measure, supply and deliver waders</b></p> <p>Product specifications:</p> <ul style="list-style-type: none"> <li>• PVC</li> <li>• Chest-high</li> <li>• Steel toe cap boot attached</li> <li>• Boot sizes: 5 to 12</li> </ul>		40
3.7	<p><b>Measure, supply and deliver kidney belts</b></p> <ul style="list-style-type: none"> <li>• Adjustable kidney belt with a Velcro band</li> <li>• Double elasticated band for adjustment</li> <li>• Adjustable tightening shoulder straps</li> <li>• Reinforced at the back with a system of four different stiffeners</li> <li>• Material: Canvas polyester elastane with stiffeners in polypropylene</li> <li>• Sizes: M, L, XL</li> </ul>		10
3.8	<p><b>Measure, supply and deliver fire-retardant balaclavas</b></p> <ul style="list-style-type: none"> <li>• Flame-retardant facial cover</li> <li>• Size: Standard</li> <li>• Colours: Grey and khaki</li> </ul>		80
3.9	<p><b>Measure, supply and deliver brush cutter safety harnesses</b></p> <ul style="list-style-type: none"> <li>• Comfortable, heavy-duty brush cutter harness</li> <li>• Features: <ul style="list-style-type: none"> <li>○ Padded shoulder</li> <li>○ Hip protector</li> <li>○ Quick release</li> <li>○ Fits all petrol brush cutters and trimmers</li> <li>○ Comfortable and durable</li> </ul> </li> </ul>		60
3.10	<p><b>Measure, supply and deliver brush cutter shin pads</b></p> <ul style="list-style-type: none"> <li>• Description: Shin guard leg protector</li> <li>• Physical properties: <ul style="list-style-type: none"> <li>○ Durable, high-density polyethylene outer shell for impact protection</li> <li>○ 10 mm inner foam lining for increased comfort</li> <li>○ 38 mm black webbing straps with plastic, quick-release buckles for easy adjustment</li> <li>○ Standard design</li> </ul> </li> <li>• Colours: Black and orange</li> </ul>		60
3.11	<p><b>Measure, supply and deliver brush cutter helmets</b></p> <ul style="list-style-type: none"> <li>• Size: Standard</li> <li>• Colour: Yellow</li> <li>• Details: <ul style="list-style-type: none"> <li>○ Lightweight system</li> <li>○ Designed for eye protection when clearing vegetation or trimming with power tools</li> </ul> </li> </ul>		60
3.12	<p><b>Measure, supply and deliver operator gloves</b></p> <ul style="list-style-type: none"> <li>• 100% polyester</li> <li>• Palm and fingertip reinforced with rubber pads (0,8 cm thick)</li> <li>• Thermoplastic back reinforcement</li> <li>• Gauge 7</li> </ul>		80

NO.	DESCRIPTION	PICTURE	QUANTITY
	<ul style="list-style-type: none"> <li>• Coating: Natural latex</li> <li>• Colours: Yellow and black</li> </ul>		
3.13	<p><b>Measure, supply and deliver white butcher's gumboots</b></p> <ul style="list-style-type: none"> <li>• These boots are for working conditions where hygiene is of paramount importance.</li> <li>• The Nitrile or PVC blend gives protection from corrosive materials such as blood, fats and chemicals.</li> <li>• The sole design provides maximum slip resistance.</li> <li>• The exterior is smooth, making these boots easy to clean and sanitise.</li> <li>• The finely knit nylon liner is easy to clean and dries quickly for maximum hygiene.</li> <li>• The boot design ensures that material is distributed for maximum protection where required (ankles, heel and toe areas) and minimised elsewhere for maximum flexibility and minimal mass.</li> <li>• The optimal toe spring minimises cracking at flex points while ensuring the boot is easy and comfortable to walk in.</li> </ul>		20
3.14	<p><b>Measure, supply and deliver white butcher's aprons</b></p> <ul style="list-style-type: none"> <li>• Fabric: PVC</li> <li>• Size: Standard</li> <li>• Colour: White</li> <li>• Details: <ul style="list-style-type: none"> <li>○ Easy to wipe</li> <li>○ Blood and fat resistant</li> </ul> </li> </ul>		20
3.15	<p><b>Measure, supply and deliver white two-piece butcher's suits</b></p> <ul style="list-style-type: none"> <li>• Jacket: <ul style="list-style-type: none"> <li>○ Weight: 225 g</li> <li>○ Material: 65/35 polycotton fabric</li> <li>○ Available only in long sleeves</li> <li>○ Bar tacking on all pressure points</li> <li>○ Food processing jacket</li> <li>○ Cut-away neckline</li> <li>○ Front yoke</li> <li>○ Single top stitching throughout half elasticated cuffs</li> <li>○ Inner chest pocket with pen slot</li> <li>○ Side slits</li> </ul> </li> <li>• Pants: <ul style="list-style-type: none"> <li>○ Weight: 225 g</li> <li>○ Material: 65/35 polycotton fabric</li> <li>○ Bar tacking on all pressure points</li> <li>○ Elasticated waistband and draw cord for a comfortable fit</li> <li>○ Back pocket</li> <li>○ Double top-stitched seams for added durability</li> </ul> </li> </ul>		20

#### 4. DELIVERABLES

The City of Tshwane calls for prospective service providers to bid for the measurement, supply and delivery of operator personal protective equipment for



nature reserve and resort staff according to the specifications and pictures provided. This includes the following:

- Scheduling a size-measuring session for each person at a central point in each region
- Procuring the PPE
- Scheduling a fitting session for each person at a central point in each region
- Exchanging any ill-fitting clothing or items

Prospective bidders must have experience in and knowledge of providing operator personal protective equipment and must submit proof that the operator personal protective equipment comply with the set specifications.

The successful bidder must submit a comprehensive project schedule that clearly indicates the deliverable milestones, costs, time frames, delivery dates and progress reports.

## **5. STAGES OF EVALUATION**

**The quotation will be evaluated in four stages. The evaluation will be done as follows:**

- **Administrative requirements**
- **Mandatory**
- **Local Content and production**
- **Preferential Point System**

### **5.1 ADMINISTRATIVE COMPLIANCE**

All the bids will be evaluated against the administrative responsiveness requirements as set out in the list of returnable documents.

### **5.2 MANDATORY REQUIREMENTS**

A prospective bidder must supply the following mandatory documents as failure to submit these documents will result in disqualification.

The bidder must include the following documentation with the quotation document. Failure to do so will result in immediate disqualification.

- If the Bidder is a PPE Manufacturer, then they are to provide a proof that they have a SABS approved factory facility that can manufacture the required PPE according to the specifications where applicable. A Certified copy of the SABS Manufacturing Capability Report Certificate will be required.
- If the bidder is a distributor, then provide proof that the supplier has a SABS Manufacturing Capability Report Certificate as proof that they have a SABS approved factory facility that can manufacture the required PPE according to the specifications. A Certified copy of the SABS Manufacturing Capability Report Certificate will be required and a signed letter on a letter head must also be supplied.

- Bidders who are not distributors must provide written consent from the manufacturer to supply the required PPE according to the specifications. This must be signed and on a letter head.

### 5.3 LOCAL PRODUCTION AND CONTENT

- The City shall only accept locally (within South Africa) manufactured uniform. Should a supplier claim that there is no locally produced material available, the onus shall rest with the supplier to provide sufficient proof of such a claim.
- Bidders that do not meet a stipulated minimum threshold for local production and content will automatically be disqualified.

ITEM NR	DESCRIPTION	LOCAL CONTENT
5.A	Measure, supply and deliver leather leg guards	100%
5.B	Measure, supply and deliver chrome leather aprons	100%
5.C	Measure, supply and deliver hard hats with visors and earmuffs	100%
5.D	Measure, supply and deliver PVC aprons	100%
5.E	Measure, supply and deliver herbicide applicator aprons (raincoat design)	100%
5.F	Measure, supply and deliver waders	100%
5.G	Measure, supply and deliver kidney belts	100%
5.H	Measure, supply and deliver fire-retardant balaclavas	100%
5.I	Measure, supply and deliver brush cutter safety harnesses	100%
5.J	Measure, supply and deliver brush cutter shin pads	100%
5.K	Measure, supply and deliver brush cutter helmets	100%
5.L	Measure, supply and deliver operator gloves	100%
5.M	Measure, supply and deliver white butcher's gumboots	100%
5.N	Measure, supply and deliver white butcher's aprons	100%
5.O	Measure, supply and deliver white two-piece butcher's suits	100%

### 5.4 PREFERENCE POINT SYSTEM

Indicate whether the preferential points to be used will be the 80/20 or 90/10 points system in terms of the Preferential Procurement Policy Framework Act, 2000 (Act 5 of 2000) Regulations 2017.

- 80 points for price
- 20 points for B-BBEE status (service provider to submit the certified copy of the B-BBEE level rating certificate).

## 6. VALIDITY PERIOD

The validity period for the tender after closure is 90 days.

## 7. PRICING SCHEDULE

Bidders must consider the measurement consultation, delivery and fitting to various sites across all 7 regions.

Prices are exact and fixed as no price increases will be considered over the year.

All items must be bid on otherwise the bid will not be considered and the bid will be awarded as a whole.

Specifications must be considered, and no deviations will be allowed.

Item	Description	Size	Unit	Price per unit (Vat Ex)
7.1	Measure, supply and deliver leather leg guards	Standard	1	
7.2	Measure, supply and deliver chrome leather aprons	Standard	1	
7.3	Measure, supply and deliver hard hats with visors and earmuffs	Standard	1	
7.4	Measure, supply and deliver PVC aprons	Standard	1	
7.5	Measure, supply and deliver herbicide applicator aprons (raincoat design)	Standard	1	
7.6.1	Measure, supply and deliver waders	5	1	
7.6.2	Measure, supply and deliver waders	6	1	
7.6.3	Measure, supply and deliver waders	7	1	
7.6.4	Measure, supply and deliver waders	8	1	
7.6.5	Measure, supply and deliver waders	9	1	
7.6.6	Measure, supply and deliver waders	10	1	
7.6.7	Measure, supply and deliver waders	11	1	
7.6.8	Measure, supply and deliver waders	12	1	
7.7.1	Measure, supply and deliver kidney belts	M	1	
7.7.2	Measure, supply and deliver kidney belts	L	1	
7.7.3	Measure, supply and deliver kidney belts	XL	1	

7.8	<b>Measure, supply and deliver fire-retardant balaclavas</b>	Standard	1	
7.9	<b>Measure, supply and deliver brush cutter safety harnesses</b>	Standard	1	
7.10	<b>Measure, supply and deliver brush cutter shin pads</b>	Standard	1	
7.11	<b>Measure, supply and deliver brush cutter helmets</b>	Standard	1	
7.12	<b>Measure, supply and deliver operator gloves</b>	Standard	1	
7.13.1	<b>Measure, supply and deliver white butcher's gumboots</b>	5	1	
7.13.2	<b>Measure, supply and deliver white butcher's gumboots</b>	6	1	
7.13.3	<b>Measure, supply and deliver white butcher's gumboots</b>	7	1	
7.13.4	<b>Measure, supply and deliver white butcher's gumboots</b>	8	1	
7.13.5	<b>Measure, supply and deliver white butcher's gumboots</b>	9	1	
7.13.6	<b>Measure, supply and deliver white butcher's gumboots</b>	10	1	
7.13.7	<b>Measure, supply and deliver white butcher's gumboots</b>	11	1	
7.13.8	<b>Measure, supply and deliver white butcher's gumboots</b>	12	1	
7.14	<b>Measure, supply and deliver white butcher's aprons</b>	Standard	1	
7.15.1	<b>Measure, supply and deliver white two-piece butcher's suits</b>	M	1	
7.15.2	<b>Measure, supply and deliver white two-piece butcher's suits</b>	L	1	
7.15.3	<b>Measure, supply and deliver white two-piece butcher's suits</b>	XL	1	
7.15.4	<b>Measure, supply and deliver white two-piece butcher's suits</b>	2XL	1	
7.15.5	<b>Measure, supply and deliver white two-piece butcher's suits</b>	3XL	1	
7.15.6	<b>Measure, supply and deliver white two-piece butcher's suits</b>	4XL	1	
	<b>TOTAL EXCL. VAT</b>			
	<b>VAT</b>			
	<b>TOTAL - OFFERED</b>			

## **8. MARKET ANALYSIS**

The city of Tshwane reserves the right to conduct market analysis. Should the city exercise this option, where a tenderer offers a price that is deemed not to be viable to supply goods or services as required, written confirmation will be made with the tenderer if they will be able to deliver on the price, if a tenderer confirm that they cannot, The tenderer will be disqualified on the basis of being non-responsive. If they confirm that they can deliver, a tight contract to mitigate the risk of non-performance will be entered into with the service provider. Further action on failures by the supplier to deliver will be handled in terms of the contract including performance warnings and listing on the database of restricted suppliers.

The city further reserves the right to negotiate a market related price with a tenderer scoring the highest points.

If the tenderer does not agree to a market-related price, the city reserves the right to negotiate a market-related price with the tenderer scoring the second highest points, if the tenderer scoring the second highest points does not agree to a market-related price, negotiate a market-related price with the tenderer scoring the third highest points. If a market-related price is not agreed, the city reserves the right to cancel the quotation.

**MBD1  
COMPULSORY  
PART A  
INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF MUNICIPALITY/ MUNICIPAL ENTITY)</b>					
<b>QUOTATION NUMBER:</b>	Q 8-2022-23	<b>CLOSING DATE:</b>	17 August 2022	<b>CLOSING TIME:</b>	10:00
<b>DESCRIPTION</b>	<b>QUOTATION TO APPOINT A SERVICE PROVIDER FOR THE MEASUREMENT, SUPPLY AND DELIVERY OF OPERATOR PERSONAL PROTECTIVE EQUIPMENT TO THE NATURE CONSERVATION OPERATIONS SECTION AND THE RESORTS OPERATIONS SECTION WITHIN THE ENVIRONMENT AND AGRICULTURE MANAGEMENT DEPARTMENT</b>				
<b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).</b>					
<b>BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)</b>					
City of Tshwane Metropolitan Municipality					
Tshwane House					
320 Madiba Street					
Pretoria					
<b>GPS coordinates:</b> 25.750151°S, 28.173666°E					
<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					
TAX COMPLIANCE STATUS	TCS PIN:		OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes <input type="checkbox"/> No	B-BBEE STATUS LEVEL SWORN AFFIDAVIT		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<b>[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES &amp; QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]</b>					
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER PART B:3]	
<b>SIGNATURE OF BIDDER</b>	.....	<b>DATE</b>			
<b>CAPACITY UNDER WHICH THIS BID IS SIGNED</b>					
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:</b>			<b>TECHNICAL INFORMATION MAY BE DIRECTED TO:</b>		
DEPARTMENT	Supply Chain Management		CONTACT PERSON	Phildette Heunis	
CONTACT PERSON	Josia Masenya				
TELEPHONE NUMBER	012 358 0658		TELEPHONE NUMBER	012 358 1728	
			E-MAIL ADDRESS	<a href="mailto:phildetteh@tshwane.gov.za">phildetteh@tshwane.gov.za</a>	
E-MAIL ADDRESS	<a href="mailto:josiasma@tshwane.gov.za">josiasma@tshwane.gov.za</a>				

**MBD1  
COMPULSORY**

**PART B  
TERMS AND CONDITIONS FOR BIDDING**

<b>1. BID SUBMISSION:</b>	
1.1	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2	<b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR ONLINE</b>
1.3	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
<b>2. TAX COMPLIANCE REQUIREMENTS</b>	
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3	APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
2.4	FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.
2.5	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.6	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.7	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
<b>3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>	
3.1	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.2	DOES THE ENTITY HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.3	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.4	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.5	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 ABOVE.</b>	

**NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.**

SIGNATURE OF BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....

DATE: .....

**MBD 4  
COMPULSORY**

**DECLARATION OF INTEREST**

1. No bid will be accepted from persons in the service of the state<sup>1</sup>.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudging authority.
3. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**
  - 3.1 Full Name of bidder or his or her representative: .....
  - 3.2 Identity Number: .....
  - 3.3 Position occupied in the Company (director, trustee, shareholder<sup>2</sup>) .....
  - 3.4 Company Registration Number: .....
  - 3.5 Tax Reference Number: .....
  - 3.6 VAT Registration Number: .....
  - 3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.
  - 3.8 Are you presently in the service of the state? **YES / NO**
    - 3.8.1 If yes, furnish particulars.  
.....  
.....

<sup>1</sup> MSCM Regulations: "in the service of the state" means to be –

(a) a member of –

- (i) any municipal council;
- (ii) any provincial legislature; or
- (iii) the national Assembly or the national Council of provinces;

(b) a member of the board of directors of any municipal entity;

(c) an official of any municipality or municipal entity;

(d) an employee of 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);

(e) a member of the accounting authority of any national or provincial public entity; or

(f) an employee of Parliament or a provincial legislature.

<sup>2</sup> Shareholder" means a person who owns shares in the company and is actively involved in



the management of the company or business and exercises control over the company.

3.9 Have you been in the service of the state for the past twelve months? **YES/NO**

3.9.1 If yes, furnish particulars.

.....  
.....

3.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid?  
**YES / NO**

3.10.1 If yes, furnish particulars.

.....  
.....

3.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid?  
**YES / NO**

3.11.1 If yes, furnish particulars.

.....  
.....

3.12 Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state?  
**YES / NO**

3.12.1 If yes, furnish particulars.

.....  
.....

3.13 Are any spouse, child or parent of the company's directors trustees, managers, principle shareholders or stakeholders in service of the state?  
**YES / NO**

3.13.1 If yes, furnish particulars.

.....  
.....

3.14 Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract.  
**YES / NO**

3.14.1 If yes, furnish particulars:

.....  
.....

4. Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	State Employee Number

.....  
**Signature**

.....  
**Date**

.....  
**Capacity**

.....  
**Name of Bidder**

**COMPULSORY**

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017**

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

**NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.**

**1. GENERAL CONDITIONS**

- 1.1 The following preference point systems are applicable to all bids:
  - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- 1.2 The value of this bid is estimated **not to exceed** R50 000 000 (all applicable taxes included) and therefore the **80/20** preference point system shall be applicable.
- 1.3 Preference points for this bid shall be awarded for:
  - (a) Price; and
  - (b) B-BBEE Status Level of Contribution.
- 1.4 The maximum points for this bid are allocated as follows:

	POINTS
<b>PRICE</b>	80
<b>B-BBEE STATUS LEVEL OF CONTRIBUTION</b>	20
<b>Total points for Price and B-BBEE must not exceed</b>	<b>100</b>

- 1.5 Failure on the part of a bidder to submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS), or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or a sworn affidavit confirming annual turnover and level of black ownership in case of an EME and QSE together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

**2. DEFINITIONS**

- (a) **“all applicable taxes”** includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- (b) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (c) **“B-BBEE status level of contributor”** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (d) **“bid”** means a written offer in a prescribed or stipulated form in response to an

invitation by an organ of state for the provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;

- (e) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003) as amended by Act No 46 of 2013;
- (f) **“comparative price”** means the price after the factors of a non-firm price and all unconditional discounts that can be utilized have been taken into consideration;
- (g) **“consortium or joint venture”** 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;
- (h) **“contract”** Error! Bookmark not defined. means the agreement that results from the acceptance of a bid by an organ of state;
- (i) **“EME”** means an Exempted Micro Enterprise as defines by Codes of Good Practice issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (j) **“Firm price”** means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs or excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- (k) **“functionality”** means the measurement according to predetermined norms, as set out in the bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability, viability and durability of a service and the technical capacity and ability of a bidder;
- (l) **“non-firm prices”** means all prices other than “firm” prices;
- (m) **“person”** includes a juristic person;
- (n) **“QSE”** means a Qualifying Small Enterprise as defines by Codes of Good Practice issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 ( Act No. 53 of 2003);
- (o) **“rand value”** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- (p) **“sub-contract”** means the primary contractor’s assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract;
- (q) **“total revenue”** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the *Government Gazette* on 9 February 2007;
- (r) **“trust”** means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- (s) **“trustee”** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

### 3. ADJUDICATION USING A POINT SYSTEM

- 3.1 The bidder obtaining the highest number of total points will be awarded the contract.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts;.
- 3.3 Points scored must be rounded off to the nearest 2 decimal places.
- 3.4 In the event that two or more bids have scored equal total points, the successful bid must be the one scoring the highest number of preference points for B-BBEE.
- 3.5 However, when functionality is part of the evaluation process and two or more bids have scored equal points including equal preference points for B-BBEE, the successful bid must be the one scoring the highest score for functionality.
- 3.6 Should two or more bids be equal in all respects, the award shall be decided by the drawing of lots.

### 4. POINTS AWARDED FOR PRICE

#### 4.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

##### 80/20

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

Where

P<sub>s</sub> = Points scored for comparative price of bid under consideration

P<sub>t</sub> = Comparative price of bid under consideration

P<sub>min</sub> = Comparative price of lowest acceptable bid

### 5. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTION

- 5.1 In terms of Regulation 5 (2) and 6 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

- 5.2 A bidder who qualifies as an EME in terms of the B-BBEE Act must submit a sworn affidavit confirming Annual Total Revenue and Level of Black Ownership.
- 5.3 A Bidder other than EME or QSE must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.

- 5.4 A trust, consortium or joint venture, will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.
- 5.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate bid.
- 5.6 Tertiary Institutions and Public Entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 5.7 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 5.8 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

**6. BID DECLARATION**

6.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

**7. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 5.1**

7.1 B-BBEE Status Level of Contribution: = (maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 5.1 and must be substantiated by means of a B-BBEE certificate issued by a Verification Agency accredited by SANAS or a Registered Auditor approved by IRBA or a sworn affidavit.

<b>Designated Group: An EME or QSE which is at least 51% owned by:</b>	<b>EME</b>	<b>QSE</b>
	√	√
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
<b>OR</b>		
Any EME		
Any QSE		

**8. SUB-CONTRACTING**

8.1 Will any portion of the contract be sub-contracted?

*(Tick applicable box)*

YES		NO	
-----	--	----	--

8.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted .....%
- ii) The name of the sub-contractor .....
- iii) The B-BBEE status level of the sub-contractor.....
- iv) Whether the sub-contractor is an EME.

*(Tick applicable box)*

YES		NO	
-----	--	----	--

**9. DECLARATION WITH REGARD TO COMPANY/FIRM**

9.1 Name of company/firm: .....

9.2 VAT registration number: .....

9.3 Company registration number: .....

9.4 TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
- One person business/sole propriety
- Close corporation
- Company
- (Pty) Limited

[TICK APPLICABLE BOX]

9.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....  
.....  
.....  
.....

9.6 COMPANY CLASSIFICATION

- Manufacturer
- Supplier
- Professional service provider
- Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

9.7 MUNICIPAL INFORMATION

**Municipality where business is situated:** .....

**Registered Account Number:** .....

**Stand Number:** .....

9.8 Total number of years the company/firm has been in business: .....

9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraph 7 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 paragraph 7, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contribution has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
  - (a) disqualify the person from the bidding 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) restrict the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, 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.

WITNESSES

1. ....

2. ....

.....  
SIGNATURE(S) OF BIDDERS(S)

DATE: .....

ADDRESS .....

.....

.....



## **DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS**

This Municipal Bidding Document (MBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

### **1. General Conditions**

- 1.1 Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2 Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3 Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4 A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.5 The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - x / y] * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) on the date of advertisement of the bid as indicated in paragraph 3.1 below.

**The SABS approved technical specification number SATS 1286:2011 is accessible on [http://www.thedti.gov.za/industrial\\_development/ip.jsp](http://www.thedti.gov.za/industrial_development/ip.jsp) at no cost.**

1.6 A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation;

2. **The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:**

<u>Description of services, works or goods</u>	<u>Stipulated minimum threshold</u>
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
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_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %

3. Does any portion of the goods or services offered have any imported content?

*(Tick applicable box)*

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

- 3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on [www.resbank.co.za](http://www.resbank.co.za)

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

**LOCAL CONTENT DECLARATION**  
**(REFER TO ANNEX B OF SATS 1286:2011)**

**LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)**

**IN RESPECT OF BID NO. ....**

**ISSUED BY: CITY OF TSHWANE**

NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- 2 Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on [http://www.thedti.gov.za/industrial\\_development/ip.jsp](http://www.thedti.gov.za/industrial_development/ip.jsp). Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below. Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, ..... (full names),

do hereby declare, in my capacity as .....  
of ..... (name of  
bidder entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
  - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 3.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

**If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above. The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 3.1 above and the information contained in Declaration D and E.**

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.
- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

**SIGNATURE:** \_\_\_\_\_

**WITNESS No. 1** \_\_\_\_\_

**DATE:** \_\_\_\_\_

**WITNESS No. 2** \_\_\_\_\_

**DATE:** \_\_\_\_\_

## Annexure C

### Local Content Declaration - Summary Schedule

(C1) Offer No. Q8-2022/23  
 QUOTATION TO  
 APPOINT A SERVICE  
 PROVIDER FOR THE  
 MEASUREMENT,  
 SUPPLY AND DELIVERY  
 OF OPERATOR  
 PERSONAL  
 PROTECTIVE  
 EQUIPMENT TO THE

(C2) Offer description:

(C3) Designated product(s)

(C4) Offer Authority:

(C5) Offeror Entity name:

(C6) Offered Exchange Rate: PULA  GBP

(C7) Specified local content %

**Note:** VAT to be excluded from all calculations

Calculation of local content					
Offer item no's	List of items	Offered price each (excl VAT)	Imported value	Local value	Local content % (per item)
(C8)	(C9)	(C10)	(C13)	(C14)	(C15)

Offer summary			
Offered Qty	Total offered value	Total exempted imported content	Total Imported content
(C16)	(C17)	(C18)	(C19)

Signature of offeror from Annexure B

Date: \_\_\_\_\_

(C20) Total offered value R 0

(C21) Total Exempted imported content R 0

(C22) Total Offered value net of exempted imported content R 0

(C23) Total Imported content R 0

(C24) Total local content

(C25) Average local content % of offer

**Annexure D**

**Imported Content Declaration - Supporting Schedule to Annexure C**

(D1) Offer No.	08-2022/23	Note: VAT to be excluded from all calculations
(D2) Offer description:	QUOTATION TO APPOINT A SERVICE PROVIDER FOR THE MEASUREMENT, SUPPLY AND DELIVERY OF OPERATOR PERSONAL PROTECTIVE EQUIPMENT TO THE NATURE CONSERVATION OPERATIONS	
(D3) Designated Products:		
(D4) Offer Authority:		
(D5) Offeror Entity name:		
(D6) Offered Exchange Rate:	Pula	

EUR R 9.00      GBP R 12.00

**A. Exempted imported content**

Offer item no's	Description of imported content	Local supplier	Overseas Supplier	Calculation of imported content						Summary	
				Foreign currency value as per Commercial Invoice	Offered Exchange Rate	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Offered Qty	Exempted imported value
(D7)	(D8)	(D9)	(D10)	(D11)	(D12)	(D13)	(D14)	(D15)	(D16)	(D17)	(D18)
										(D19) Total exempt imported value	R 0

This total must correspond with Annexure C - C 21

**B. Imported directly by the Offeror**

Offer item no's	Description of imported content	Unit of measure	Overseas Supplier	Calculation of imported content						Summary	
				Foreign currency value as per Commercial Invoice	Offered Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Offered Qty	Total imported value
(D20)	(D21)	(D22)	(D23)	(D24)	(D25)	(D26)	(D27)	(D28)	(D29)	(D30)	(D31)
										(D32) Total imported value by offeror	R 0

**C. Imported by a 3rd party and supplied to the Offeror**

Description of imported content	Unit of measure	Local supplier	Overseas Supplier	Calculation of imported content						Summary	
				Foreign currency value as per Commercial Invoice	Offered Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Quantity imported	Total imported value
(D33)	(D34)	(D35)	(D36)	(D37)	(D38)	(D39)	(D40)	(D41)	(D42)	(D43)	(D44)
										(D45) Total imported value by 3rd party	R 0

**D. Other foreign currency payments**

Type of payment	Local supplier making the payment	Overseas beneficiary	Calculation of foreign currency payments		Summary of payments
			Foreign currency value paid	Offered Rate of Exchange	
(D46)	(D47)	(D48)	(D49)	(D50)	(D51)
					(D52) Total of foreign currency payments declared by offeror and/or 3rd party

Signature of offeror from Annexure B

(D53) Total of imported content & foreign currency payments - (D32), (D45) & (D52) above R 0

Date: \_\_\_\_\_

This total must correspond with Annexure C - C 23

## Annexure E

### Local Content Declaration - Supporting Schedule to Annexure C

(E1)	Offer No.	Q8-2022/23
(E2)	Offer description:	APPOINT A SERVICE PROVIDER FOR THE MEASUREMENT, SUPPLY AND DELIVERY OF OPERATOR PERSONAL
(E3)	Designated products:	
(E4)	Offer Authority:	
(E5)	Offeror Entity name:	

**Note:** VAT to be excluded from all calculations

Local Products (Goods, Services and Works)	Description of items purchased	Local suppliers	Value
	(E6)	(E7)	(E8)
<b>(E9) Total local products (Goods, Services and Works)</b>			

(E10)	<b>Manpower costs</b>	( Offeror's manpower cost)	
(E11)	<b>Factory overheads</b>	(Rental, depreciation & amortisation, utility costs, consumables etc.)	
(E12)	<b>Administration overheads and mark-up</b>	(Marketing, insurance, financing, interest etc.)	
<b>(E13) Total local content</b>			
<b>This total must correspond with Annexure C - C24</b>			

**Signature of offeror from Annexure B**

\_\_\_\_\_

Date: \_\_\_\_\_

**CONTRACT FORM - PURCHASE OF GOODS/WORKS**

**THIS FORM MUST BE FILLED IN DUPLICATE BY BOTH THE SUCCESSFUL BIDDER (PART 1) AND THE PURCHASER (PART 2). BOTH FORMS MUST BE SIGNED IN THE ORIGINAL SO THAT THE SUCCESSFUL BIDDER AND THE PURCHASER WOULD BE IN POSSESSION OF ORIGINALLY SIGNED CONTRACTS FOR THEIR RESPECTIVE RECORDS.**

**PART 1 (TO BE FILLED IN BY THE BIDDER)**

1. I hereby undertake to supply all or any of the goods and/or works described in the attached bidding documents to (name of institution) ..... in accordance with the requirements and specifications stipulated in bid number..... at the price/s quoted. My offer/s remain binding upon me and open for acceptance by the purchaser during the validity period indicated and calculated from the closing time of bid.
  
2. The following documents shall be deemed to form and be read and construed as part of this agreement:
  - (i) Bidding documents, viz
    - Invitation to bid;
    - Tax clearance certificate;
    - Pricing schedule(s);
    - Technical Specification(s);
    - Preference claims for Broad Based Black Economic Empowerment Status Level of Contribution in terms of the Preferential Procurement Regulations 2011;
    - Declaration of interest;
    - Declaration of bidder's past SCM practices;
    - Certificate of Independent Bid Determination;
    - Special Conditions of Contract;
  - (ii) General Conditions of Contract; and
  - (iii) Other (specify)
  
3. I confirm that I have satisfied myself as to the correctness and validity of my bid; that the price(s) and rate(s) quoted cover all the goods and/or works specified in the bidding documents; that the price(s) and rate(s) cover all my obligations and I accept that any mistakes regarding price(s) and rate(s) and calculations will be at my own risk.
  
4. I accept full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on me under this agreement as the principal liable for the due fulfilment of this contract.
  
5. I declare that I have no participation in any collusive practices with any bidder or any other person regarding this or any other bid.
  
6. I confirm that I am duly authorised to sign this contract.

NAME (PRINT) .....

CAPACITY .....

SIGNATURE .....

NAME OF FIRM .....

DATE .....

WITNESSES	
1.	.....
2.	.....
DATE:	.....



**CONTRACT FORM - PURCHASE OF GOODS/WORKS**

**PART 2 (TO BE FILLED IN BY THE PURCHASER)**

1. I..... in my capacity as..... accept your bid under reference number .....dated.....for the supply of goods/works indicated hereunder and/or further specified in the annexure(s).
2. An official order indicating delivery instructions is forthcoming.
3. I undertake to make payment for the goods/works delivered in accordance with the terms and conditions of the contract, within 30 (thirty) days after receipt of an invoice accompanied by the delivery note.

ITEM NO.	PRICE (ALL APPLICABLE TAXES INCLUDED)	BRAND	DELIVERY PERIOD	B-BBEE STATUS LEVEL OF CONTRIBUTION	MINIMUM THRESHOLD FOR LOCAL PRODUCTION AND CONTENT (if applicable)

4. I confirm that I am duly authorized to sign this contract.

SIGNED AT .....ON.....

NAME (PRINT) .....

SIGNATURE .....

OFFICIAL STAMP

WITNESSES

1. ....

2. ....

DATE: .....

**COMPULSORY**

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

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities 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 rejected if that bidder, or any of its directors have:
  - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
  - b. been convicted for fraud or corruption during the past five years;
  - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
  - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

Item	Question	Yes	No
4.1	<p>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?</p> <p>(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 imposed the restriction after the <i>audi alteram partem</i> rule was applied).</p> <p><b>The Database of Restricted Suppliers now resides on the National Treasury's website (<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) and can be accessed by clicking on its link at the bottom of the home page.</b></p>	<p>Yes</p> <input type="checkbox"/>	<p>No</p> <input type="checkbox"/>
4.1.1	<p>If so, furnish particulars:</p>		
4.2	<p>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)?</p> <p><b>The Register for Tender Defaulters can be accessed on the National Treasury's website (<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) by clicking on its link at the bottom of the home page.</b></p>	<p>Yes</p> <input type="checkbox"/>	<p>No</p> <input type="checkbox"/>

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 of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.3.1	If so, furnish particulars:		
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.7.1	If so, furnish particulars:		

**CERTIFICATION**

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

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

.....  
**Signature**

.....  
**Date**

.....  
**Position**

.....  
**Name of Bidder**

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

- 1 This Municipal Bidding Document (MBD) 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 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
  - a. take all reasonable steps to prevent such abuse;
  - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
  - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 4 This MBD 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 bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

<sup>1</sup> Includes price quotations, advertised competitive bids, limited bids and proposals.

<sup>2</sup> 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 Municipality / Municipal Entity)

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 I 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 or not 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. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
  - (a) prices;
  - (b) geographical area where 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.
9. 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.

<sup>3</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.

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, 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 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

.....  
Position

.....  
Name of Bidder

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