

BID NO: COM156/2025

SUPPLY, DELIVERY AND SUPPORT OF MULTIFUNCTION PRINTERS AND PRINT MANAGEMENT SOFTWARE FOR A PERIOD OF 36 MONTHS

| CLOSING DATE: 19 JA | NUARY 2026 AT 11:00 |
|---------------------|---------------------|
| NAME OF BIDDER: | |
| CSD REG NO: MAAA | |



| INDEX | PAGE |
|--|-----------|
| Invitation to Bid | 3 – 5 |
| Special Conditions | 6 – 8 |
| Terms of reference, evaluation criteria and pricing schedule | 9 – 20 |
| Check list / Notes for applicable special conditions | 21 – 29 |
| Pricing Schedule – Firm Prices | 30 |
| Declaration of interest | 31 – 33 |
| Declaration for procurement above 10 million (MBD 5) | 34 – 35 |
| Preference Points Claim Form in terms of the | |
| Preferential Procurement Regulations 2022 (Purchases) | 36 – 40 |
| Contract Form – Rendering of services | 41 – 42 |
| Declaration of Bidder's Past Supply Chain Management Practices | 43 – 44 |
| Certificate of independent bid determination | . 45 – 48 |
| Authority to sign a bid | 49 – 50 |
| Certificate of authority for joint ventures | 51 |
| PPPFA: Preferential Point System | 52 |
| ANNEXURE A | |
| Tax clearance certificate application form | |
| | |

ANNEXURE B

General conditions of contract

| | | INVI | PAR I | N TO BIE |) | | |
|---|--|----------------------|---------|--------------------------|---------|---|---|
| YOU ARE HERE | BY INVITED TO BID FOR | REQUIREMENT | rs of 1 | THE CIT | Y OF M | BOMBELA | |
| BID NUMBER: | COM156/2025 CLOSING | | | NUARY | | | SING TIME: 11:00 |
| DESCRIPTION | SUPPLY, DELIVERY A MANAGEMENT SOFT\ | | | | | | S AND PRINT |
| | FUL BIDDER WILL BE REC | | | | | | ACT FORM (MBD7). |
| BID RESPONSE | DOCUMENTS MUST BE | SUBMITTED IN | THE T | ENDER | | | O: 1 NEL STREET; MBOMBELA; |
| SUPPLIER INFO | ELA CIVIC CENTRE NEXT TO CENTRE NEXT | O THE MAIN E | NIKAN | ICE. | | | |
| NAME OF BIDD | ER | | | | | | |
| POSTAL ADDRE | ESS | | | | | | |
| STREET ADDRE | ESS | | | | | | T |
| TELEPHONE NU | JMBER | CODE | | | | NUMBER | |
| CELLPHONE NU | JMBER | | | | | | 1 |
| FACSIMILE NUM | MBER | CODE | | | | NUMBER | |
| E-MAIL ADDRES | SS | | | | | | |
| VAT REGISTRA | TION NUMBER | | | | | | T |
| TAX COMPLIAN | ICE STATUS | TCS PIN: | | | OR | CSD No: | |
| B-BBEE STATU | S LEVEL VERIFICATION | ☐ Yes | | | | E STATUS SWORN | ☐ Yes |
| [TICK APPLICA | BLE BOX] | □No | | | | FFIDAVIT No | |
| | ATUS LEVEL VERIFICATION QUALIFY FOR PREFERENCE | | | | FIDAVIT | (FOR EMES | & QSEs) MUST BE SUBMITTED |
| ARE YOU THE A | ACCREDITED | | | | | ARE YOU FOREIGN BASED | |
| OFFERED? | OS /SERVICES /WORKS | □Yes [IF YES ENCL | .OSE P | □No ROOF] | | SUPPLIE FOR THE GOODS /SERVICE /WORKS OFFEREI | ES ☐Yes ☐No |
| | | | .OSE P | _ | | FOR THE GOODS /SERVICE /WORKS | ES Yes No [IF YES, ANSWER PART B:3] |
| | R OF ITEMS OFFERED | | OSE P | _ | | FOR THE GOODS /SERVICE /WORKS OFFEREI | ES Yes No [IF YES, ANSWER PART B:3] |
| TOTAL NUMBE | R OF ITEMS OFFERED | | OSE P | _ | | FOR THE GOODS /SERVICE /WORKS OFFEREI TOTAL B PRICE | ES Yes No [IF YES, ANSWER PART B:3] |
| TOTAL NUMBE SIGNATURE OF CAPACITY UND SIGNED BIDDING PROC | DS /SERVICES /WORKS R OF ITEMS OFFERED BIDDER DER WHICH THIS BID IS EDURE ENQUIRIES MAY | [IF YES ENCL | | ROOF] | | TOTAL B PRICE DATE | ES Yes No [IF YES, ANSWER PART B:3] |
| TOTAL NUMBE SIGNATURE OF CAPACITY UND SIGNED BIDDING PROCE Financial Man | R OF ITEMS OFFERED F BIDDER DER WHICH THIS BID IS EDURE ENQUIRIES MAY agement Services | [IF YES ENCL | | ROOF] TECHN Corpo | rate Se | TOTAL B PRICE DATE DATE | ES Yes No [IF YES, ANSWER PART B:3] RID R |
| TOTAL NUMBE SIGNATURE OF CAPACITY UND SIGNED BIDDING PROC | R OF ITEMS OFFERED BIDDER BER WHICH THIS BID IS EDURE ENQUIRIES MAY agement Services Management | [IF YES ENCL | | TECHN Corpo Inform | rate Se | TOTAL B PRICE DATE DATE DEFINITION OF THE GOODS /SERVICE /WORKS OFFEREI | ES Yes No [IF YES, ANSWER PART B:3] RID R |

Email Address:

dennies.sithole@mbombela.gov.za

Email Address:

christopher.nkambule@mbombela.gov.za

PART B TERMS AND CONDITIONS FOR BIDDING

| | TERMS AND CONDITIONS | 5 FOR BIDDING | | | |
|------|---|---------------------------|--------------|--|--|
| | BID SUBMISSION: | | | | |
| 1.1. | BIDS MUST BE SUBMITTED ELECTRONICALLY BY THE STREAM PLATFORM. LATE BIDS WILL NOT BE ACCEPTED FOR CONSI | | MANAGEMENT | | |
| 1.2. | ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE | | | | |
| 1.3. | . THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT. | | | | |
| 2. | TAX COMPLIANCE REQUIREMENTS | | | | |
| 2.1 | BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBL | IGATIONS. | | | |
| 2.2 | BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSON TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER | , , | SUED BY SARS | | |
| 2.3 | APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CEIN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED THE WEBSITE WWW.SARS.GOV.ZA. | | | | |
| 2.4 | FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QU | JESTIONNAIRE 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 | 7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED. | | | | |
| 3. | QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS | | | | |
| 3.1. | IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AF | RICA (RSA)? | ∕ES □ NO | | |
| 3.2. | DOES THE ENTITY HAVE A BRANCH IN THE RSA? | □ Y | ES □ NO | | |
| 3.3. | DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN | THE RSA? | ŒS □ NO | | |
| 3.4. | DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE R | SA? | ŒS □ NO | | |
| 3.5. | IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXAT | ΓΙΟΝ? □ Υ | ES □ NO | | |
| COI | THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS MPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH GISTER AS PER 2.3 ABOVE. | | | | |
| | NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICU NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE | _ |). | | |
| | SIGNATURE OF BIDDER: | | | | |
| | CAPACITY UNDER WHICH THIS BID IS SIGNED: | | | | |

DATE:



BID NO: COM156/2025 CLOSING DATE: 19 JANUARY 2026 AT 11:00

SUPPLY, DELIVERY AND SUPPORT OF MULTIFUNCTION PRINTERS AND PRINT MANAGEMENT SOFTWARE FOR A PERIOD OF 36 MONTHS

Bids are hereby invited from experienced service providers for supply, delivery and support of multifunction printers and print management software for City of Mbombela for a period of 36 months.

It is compulsory that service providers download a copy of the bid document that will <u>ONLY</u> be available as from 9 December 2025 on the City's website: <u>www.mbombela.gov.za</u> on the tenders and notices' folder, and e-Tender Portal: <u>www.etenders.gov.za</u>, free of charge.

Duly completed bid documents and supporting documents which are, CERTIFIED ID COPIES OF BUSINES OWNERS, COPY OF TAX COMPLIANCE STATUS, CERTIFIED COPY OF B-BBEE CERTIFICATE OR SWORN AFFIDAVID FOR B-BBEE, CURRENT MUNICIPAL RATES AND TAXES STATEMENTS FROM RELEVANT LOCAL AUTHORITY OR PROOF OF RES FROM A TRIBAL AUTHORITY OR LEASE AGREEMENT WITH THE LESSOR'S UP-TO-DATE MUNICIPAL RATES AND TAXES STATEMENTS FOR BOTH THE BUSINESS AND ITS ACTIVE DIRECTORS INCLUDING JV AND CONSORTIUM PARTNERS, CSD REGISTRATION FULL REPORT (Summary Report will not be considered) and a copy of the COMPANY REGISTRATION CERTIFICATE, together with the bid document must be sealed in an envelope clearly marked: "BID NUMBER, BID DESCRIPTION AND CLOSING DATE" with the name of the bidder shall be placed in the bid box at MBOMBELA CIVIC CENTRE at 1 NEL STREET, MBOMBELA, before 11:00 on the closing date.

Bids received by telegram, fax or e-mail will not be considered. Late bids shall not be accepted or considered.

No briefing session shall be conducted for this tender. Technical enquiries may be directed to the project manager on the below contact details.

Bidders are advised not to commit fraudulent activities or forge documents. All abusers of the SCM system, including forging or faking of returnable documents, may be reported to SAPS and restricted from doing business with any Public Institutions for a period NOT exceeding 10 years which is in line with section 28 and 29 of the Prevention and Combating of Corrupt Activities Act 12 of 2004.

A preferential point system shall apply whereby this contract will be allocated to a bidder in accordance with the Preferential Procurement Policy Framework Act, No 5 of 2000 and as defined in the conditions of bid in the bid document, read in conjunction with the Preferential Procurement Regulations, 2022 and the City's Preferential Procurement Policy, where 80 points will be allocated in respect of price and 20 points in respect of targeted goals.

Supply Chain Management : Christopher Nkambule (013) 759 2358
Project Manager : Dennies Sithole (013) 759 2009
Employer : City Manager: Mr Wiseman Khumalo

City of Mbombela

Po Box 45; Mbombela; 1200

NB: The results of this bid will be published on council website as prescribed on the MFMA sec 75 (1) (g) and SCM regulations, sec. 23 (c).

SPECIAL CONDITIONS OF THE BID

1. SUBMISSION OF TENDERS

The tender is to be made out on the tender form attached hereto, which must not be detached from this document, and the completed document, fully priced, extended and totalled, completed in all respects, signed and is to be sealed in an envelope which is to be enclosed and delivered in accordance with the instructions contained on the Invitation to Tender.

Proof of posting of a tender will not be accepted as proof of delivery to the appropriate place for the receipt of tender.

Tenders will be opened in public immediately after the advertised closing date.

The information to be submitted by prospective bidders will only be used for tender purposes taking into consideration the Protection of Personal Information Act (POPI Act).

2. TENDER DEPOSIT

Tender documents can be downloaded from the following link: www.mbombela.gov.za, in the tenders and notices folder free of charge and National Treasury e-Tender Portal: www.etenders.gov.za, free of charge.

3. ADJUDICATION OF TENDER

The City of Mbombela will not be bound to accept the lowest or any tender and also reserves the right to cancel the tender when deemed necessary.

The tender will be adjudicated by the City in terms of the Preferential Procurement Policy Framework Act, no. 5 of 2000 and as defined in the conditions of bid in the bid document, read in conjunction with the Preferential Procurement Regulations, 2022 and the City's Preferential Procurement Policy, where 80 points will be allocated in respect of price and 20 points in respect to specific targeted goals.

Prospective service providers may not make any alterations or additions to the Bid document, except to comply with instructions issued by the employer. The tender document must be furnished with non-erasable black ink and all corrections made by the service provider should be dated and signed by the authorised signatory. Erasures and the use of masking fluid, tippex, pencil or erasable ink are prohibited and failure to adhere to this condition will render your submission non responsive.

A bid not complying with the mandatory requirements stated in the bid document will be regarded as non-responsive and as such will be rejected. If a Bid has not been properly signed by a party having the authority to do so, according to the example of "Authority for Signatory" will be rejected. This condition will not apply to companies owned by one director / member / sole proprietorship.

A bid will be rejected if any municipal rates and taxes or municipal service charges owed by the bidder (business) or any of its directors to the municipality, or to any other municipality or municipal entity, are in arrears for more than three months. Similarly, none submission of proof of valid and up-to-date rates and taxes statement will render the submission non-responsive.

Bids will be rejected if the bidders or any of the directors are listed on the Register of Bid Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector. Bids will be rejected if the bidder has abused the CoM's Supply Chain Management System or SCM Processes of any state institutions.

MBD 1 will regarded as a FORM OF OFFER and if the forms is not completed in full and signed by the authorised signatory, the submission will be regarded as non-responsive

4. COMPLETION OF TENDER DOCUMENTS

Tenders will only be considered on receipt of this tender document correctly completed with all insertions in black ink and signed.

The following compulsory documentation **MUST** be attached in order for the bid to be considered:

- Copy of a valid Tax Compliance Status (TCS)
- Proof of company registration
- Certified ID copies of business directors
- CSD full registration report must **NOT** be older than **30 days** from closing date and summary report will NOT be considered)
- The bidder must provide a valid copy of current municipal rates and taxes statement from relevant local authority / proof of residential from tribal authority (if the business is operating in a rural area) / lease agreement with the lessor's up-to-date municipal rates and taxes statement for the business. Prospective bidders should ensure that the physical address details of the company on the CSD are similar to the one reflected on the company registration certificate. The municipality reserves the right to verify both the municipal rates and taxes of the company details reflected on the CSD and company registration certificates. It is prudent and remains the responsibilities of the prospective bidders to ensure that the company is cleared with regards to the municipal rates and taxes.
- The bidder must provide valid copy of current municipal rates and taxes statement(s) from relevant local authority / proof of residential from tribal authority (if the director(s) is/are residing in rural areas) / lease agreement with the lessor's up-to-date municipal rates and taxes statements for the director(s) including consortium and JV partners. Prospective bidders should ensure that the physical address / addresses details of the director(s) reflected on the company registration certificate are aligned to the address / addresses on the municipal rates and taxes statement(s) attached. The municipality further reserves the right to use ID numbers of the directors to verify if any municipal rates and taxes are not owned by each director. It is prudent and remains the responsibilities of the prospective bidders to ensure that each director or lessor's municipal rates are cleared with regards to the municipal rates and taxes.
- Comprehensive company profile.
- Submit copies of relevant Annual Financial Statements (last 3 Financial Years, consecutively). For JV, relevant Annual Financial Statements from all parties are required. Failure to provide for all the service Providers will results in disqualification.

NB: Certified copies of documentation must not be older than three months to be regarded as valid. Copies of "**certified copies**" will not be acceptable as true copies of original documents. Failure to adhere will lead to immediate disqualification.

5. COMPULSORY BRIEFING SESSION

NONE

6. TAXES AND DUTIES PAYABLE

Bidders shall allow in their tender for the payment and recovery of all taxes and other duties. No claims for additional payment in this respect will be considered. Prices and rates quoted shall be inclusive of Value Added Tax (VAT). VAT shall be recorded as a lump sum in the tender summary and the total inclusive of VAT carried to the Form of Tender.

7. WITHDRAWAL OF TENDER

In the event of the successful tender failing to execute the service in terms of this tender, the Municipality shall be entitled to cancel the contract summarily, in which event the Bidder shall be liable for any additional expense incurred by reason of the Municipality having to call for fresh tenders or having to accept any less favourable tender.

8. NOTICE OF BIDDERS

Should any additions or alterations to the document as issued to Bidders be deemed necessary prior to the date for submission of tenders, these will be issued to Bidders in the form of Notices to Bidders and will form part of the tender document.

The Notices to Bidders shall be completed where applicable by Bidders, signed, dated and returned with the tender documents.

9. PERIOD OF VALIDITY OF TENDERS

The period of validity of tenders shall be **120** days as stated in the tender form and be calculated from the closing date for submission of tenders.

10. BID PRICE

All prices must include disbursement and VAT where applicable.

All prices must be stated in South African currency (ZAR) and will be regarded firm for the first 12 months. Escalation will be considered as stipulated under 13.2 (z).

Bid prices must include SUPPLY, DELIVERY AND SUPPORT OF MULTIFUNCTION PRINTERS AND PRINT MANAGEMENT SOFTWARE at City of Mbombela.

11. CONTRACT DURATION

The contract duration of this project will be three (3) years after acceptance and signing of the Service Level Agreement.

12. CESSION OF ASSIGNMENT

Neither the Council nor the bidder shall cede or assign a contract for the required rendering of services or any part thereof or any benefit or interest therein or there under to third parties without having obtained written permission from the Council.

TERMS OF REFERENCE

13.1. DESCRIPTION:

Supply, delivery, and support of multifunction printers and print management software for a period of 36 months.

Bidders must submit proposals for the supply, delivery, and support of multifunction printers and print management software for the City of Mbombela. Bidders must not cost the server and operating system for hosting the print management software. The City of Mbombela will provide the required server and Windows Server 2019 operating system for hosting the print management software. The successful bidder shall do the setup, installation, and maintenance of the print management software at no additional cost to the municipality during the contract period.

All multifunction printers leased from the successful bidder shall be maintained and supported by the successful bidder for the duration of the contract.

Network points for the equipment will be provided by the municipality and do not form part of this bid.

13.2. PRODUCTS/SERVICES FOR THE BID (All the terms on this bid document are binding and will take precedence over any SLA/contract to be signed between the Municipality and the successful bidder)

- a) This bid document shall form the basis of the service level agreement for the successful bidder.
- b) The successful bidder will be required to sign a service level agreement with the municipality.
- c) The successful bidder shall install, support, maintain, and service all the devices on this contract.
- d) All consumables, parts, and spares are to be available at all times and be replaced as part of preventative maintenance at no additional cost to the Municipality.
- e) It is the duty of the bidder to check and ensure compatibility of all the proposed equipment with the existing IT systems in the Municipality.
- f) After the initial 36-month period, the municipality <u>may</u>, in the event of a delay in concluding a new contract, extend the contract on a month-to-month basis.
- g) The successful bidder shall provide an on-site technician to support and maintain all the devices in this contract at no additional cost to the municipality.
- h) The City of Mbombela will provide the technician with working space, a computer, a telephone, and a printer. All resources provided to the technician shall remain

- the property of the Municipality and are to be used strictly for municipal business purposes only.
- i) Working hours for the technician will be from 07:30 to 16:00 with a 30-minute lunch from 13:30 to 14:00 Monday to Friday. The working hours are linked to City of Mbombela's working hours and shall change if City of Mbombela changes its working hours. The technician will be required to work after hours and on weekends where there is a need.
- j) The successful bidder shall be compliant with all legislation governed by the Republic of South Africa and all applicable policies, bylaws, and procedures from the City of Mbombela.
- k) In the event that personnel are formally recruited, employed, or contracted, from the successful bidder to the City of Mbombela or vice versa, there shall be no compensation or liability whatsoever to any Party.
- I) The successful bidder shall provide transport for the on-site technician to attend remote site calls at no additional cost to the municipality.
- m) The successful bidder must transport all equipment to the municipal head office or remote sites at the bidder's cost as and when requested.
- n) All printer incidents shall be logged on the City of Mbombela's IT call logging system.
- A loan device of similar specifications and functionality must be provided to the Municipality in the event that a breakdown incident lasts longer than 24 hours at no additional cost.
- p) The successful bidder must relocate and install the leased devices within the municipal boundaries at no additional costs as and when required.
- q) All services to be provided to current and future municipal offices, including current and future remote sites.
- r) Provide toner cartridge for the duration of the contract at no additional cost.
- s) Indicate the monthly cost per page per model based on actual usage, in Table B.
- t) Any damage that may occur to any devices on this contract during maintenance and support shall be at the successful bidder's account.
- u) The successful bidder must provide comprehensive insurance coverage for all devices included in the contract. The cost of this insurance must be incorporated into each device's monthly rental fee.
- v) The successful bidder shall ensure that all devices are adequately protected against power surges.

- w) The successful bidder must provide a full set of spare toners for each device on the contract.
- x) The successful bidder shall submit monthly billing documents that include a status page and detailed meter readings for each device. The documents must also reflect the monthly rental amount per machine. Invoicing shall only be permitted after all submitted documents have been verified and signed off by the Project Manager. The serial number of each device shall serve as a unique identifier.
- y) If the proposed **print management software** requires a **license**, payment of the license fees shall only be made **after successful installation**, **configuration**, **and activation** of the software. **No upfront license payments** will be permitted. The **successful bidder** shall ensure that the license is **renewed annually**, at least **one** (1) **month prior to its expiry date**. The **annual license fee** shall be **billed once**, during the month in which the renewal occurs.

 All software licenses shall be **registered in the name of the Municipality**.
- z) The annual price adjustment shall be based on the Consumer Price Index (CPI) as published by Statistics South Africa (Stats SA). The adjustment shall be calculated using the average CPI over the preceding twelve (12) months, measured against the anniversary date of the contract.
- aa) No price increases shall be implemented before the contract's first anniversary. Thereafter, the price increase shall take effect annually on the contract anniversary date, subject to prior written approval by the Municipality.
- bb) In the event that the CPI reflects a negative or zero movement, **no price increase shall be applied** for that period.
- cc) All calculations must be **transparent and verifiable**, with supporting CPI data provided by the bidder upon request.
- dd) The proposed devices must be the latest available models.
- ee) Bidders must be approved and registered reseller or dealer of the proposed devices. Bidders must provide letters from the registered manufacturers/suppliers or wholesalers of the proposed devices confirming the bidder's authorization to sell/distribute and maintain the proposed devices. If no proof is provided, the bidder will be disqualified.
- ff) Bidders with fewer than 3 references on similar projects will be disqualified.
- gg) Reference letters submitted for projects with fewer than 100 devices will not be considered and will lead to disqualification.
- hh) Handwritten notes that are in contradiction to this bid document shall invalidate the bid.

- ii) The municipality reserves the right to negotiate the prices on the items specified in the pricing schedule before awarding the tender.
- jj) All devices and software required under this contract must be <u>delivered between</u> <u>1 February 2026 and 7 February 2026.</u> Failure to meet this deadline may result in the termination of the appointment with no liability to the Municipality, and the contract will be awarded to the second-best bidder.

13.3. PENALTIES:

| DESCRIPTION | PENALTY (All penalties will be calculated and deducted from the invoice during the billing cycle where penalties are due) |
|---|---|
| Failure to deliver all the devices as stipulated in the pricing table, Table B, between 2 February 2026 and 6 February 2026. | May result in the termination of the appointment, with no liability to the Municipality, and the award of the contract to the second-best bidder. |
| Failure to deliver additional devices within two weeks of the date of the request. Failure to provide a full set of spare toners per device. | R5 000 per month per device. Penalty will be deducted from the monthly invoice until the device is delivered. R500 per week per device until full sets of spare toners are provided. |
| Failure to attend and resolve reported incidents in accordance with the service levels as stipulated in Section 2.6. | R 1 000 per incident. |
| Failure to provide a loan device when a device cannot be repaired within 24 hours. | R500 per day for the faulty device. |
| Failure to resolve reported print quality issues within 24 hours. | R 1 000 per call not addressed within 24 hours. |
| Providing a device that does not meet the minimum specifications as per the bid response. | 10 % of the monthly rental for each device that does not meet the minimum specifications as per the bidder's response. |

13.4. PRINT MANAGEMENT SOFTWARE MINIMUM REQUIREMENTS:

- a) Manage printing centrally.
- b) Server-based software to manage all printing devices.
- c) Compatible with Windows 10 or later for desktop clients
- d) Secure printed documents.
- e) Centrally manage user PIN codes for printing, scanning, and copying.
- f) Tracking and monitoring printing jobs.
- g) Automated meter collection.
- h) Device discovery.
- i) Usage reports per device, per user, or per department.

- j) Automated notification of consumable replacement.
- k) Print volumes analysis.
- I) Follow the user printing.
- m) Generate billing reports for all devices on the contract.
- n) Functionality to restrict or enforce monochrome (black and white) printing for specific users, user groups, or devices.

13.5. DUTIES OF THE ON-SITE PRINTER TECHNICIAN:

- a) Train users on how to operate the devices
- b) Resolve technical errors on printers
- c) Repair, service, and maintain all devices on the contract
- d) Compile standard monthly reports for billing
- e) Attend and address all logged incidents within specified service levels
- f) Assist the municipality's asset unit with all required information pertaining to all the devices on this bid
- g) Install or move printers to allocated offices
- h) Attend meetings within the IT unit in relation to this contract
- i) Be available during municipal working hours and standby after hours
- j) Configure printers and issue printing codes to users
- k) Install and commission new printers
- I) Create and manage user printing profiles
- m) Register and follow up on insurance claims
- n) Relocate devices to new locations as and when required
- o) Install printer drivers and troubleshoot printing problems for all users.
- p) Remove and decommission redundant printers (attached to the contract) from the site.

13.6. TRAINING AND CHANGE MANAGEMENT:

- a) Workshop for councillors and senior management 1 day
- b) Advanced training to printing room users 3 days
- c) General training to personnel (group size determined by council 2hr session / 3 sessions/day 15 days
- d) Hand-holding on-site session, including remote sites support 2 weeks
- e) The above training may continue on an ad hoc basis through the on-site technician during the contract period at no additional cost to the Municipality.

13.7. SERVICE LEVELS:

| Sites | Response time | Resolution |
|--------------------------------|--------------------------------------|------------|
| | | time |
| Mbombela civic center | Within 15 minutes after the fault is | 1 hours |
| | reported | |
| Local remote sites (all sites | Within 1 hour after the fault is | 2 hours |
| within 10km from the Mbombela | reported | |
| civic center) | | |
| Remote sites beyond 10 km | Within 2 hours after the fault is | 4 hours |
| from the Mbombela civic center | reported | |

13.8. TECHNICAL EVALUATION:

Evaluation of the responses will be done in the 3 categories indicated below. Evaluation will be based on the quality of responses informed in the response sheet, overall Services requested, offering and Service Level compliance, proposed value added, adherence to guidelines, overall plans, knowledge displayed of the COM sector, company's track record, business and plans, knowledge displayed of local government in general, previous and current services in a Municipal environment and experience and skills with references.

The following major categories are used, but not limited to, for the evaluation of the responses:

a) Company profile and track record:

The company's track record in implementing a large-scale enterprise comprehensive set of similar projects. A comprehensive history of all the projects, scope of work, location, cost of the project, and reference contact details must be provided.

b) Accreditation:

Bidder must be an authorized reseller or distributor of the proposed devices and certified proof must be attached to be regarded as responsive.

c) Staff experience, skills, qualifications:

Detailed CVs with certified ID copies and certified copies of certification/s (in relation to the proposed printers) and experience of staff in relation to the proposed solution.

EVALUATION CRITERIA

The functionality component carries a maximum of 80 points, with a minimum threshold of 70 points required for further consideration; bids failing to meet this minimum will be eliminated.

SECTION A [40 POINTS]

Company track record in relation to multifunction printers and print management software.

Bidders must demonstrate relevant experience by submitting appointment letters and corresponding reference letters as proof of completed projects.

Purchase orders will not be considered for point allocation. 1 client, Reference letter and appointment letter for a project of less than 2 points 3 YEARS (1 point for each appointment letter and 1 point for a corresponding reference letter for each client) 2 clients, Reference letters and appointment letters for projects of less 4 points than 3 YEARS (2 points for each appointment letter and 2 points for a corresponding reference letter for each client) 3 clients, Reference letters and appointment letters for projects of 3 30 points YEARS OR MORE (5 points for each appointment letter and 5 points for a corresponding reference letter for each client) 4 or more clients, Reference letters or appointment letters for projects of 3 40 points YEARS OR MORE (5 points for each appointment letter and 5 points for a corresponding reference letter for each client)

SECTION B [25 POINTS]

Authorized Distributor or Reseller Status

The bidder must be an authorized distributor or reseller of the proposed devices. Bidders are required to submit official authorization letters issued by the manufacturer or national distributor, confirming their authorized status for the specific products being proposed and also indicating a credit limit of not less than R30 000 000.00.

Failure to provide such authorization letters will result in non-allocation of points.

An authorization letter corresponding to the proposed devices will be awarded maximum points.

| No letter | 0 Points |
|--|-----------|
| OR | |
| Letter does not correspond to the proposed devices | 5 |
| OR | |
| Authorization letter/s corresponding to the proposed devices | 25 Points |

SECTION C [15]

Staff Certification and Experience (More than one CV may be attached if the bidder intends to use multiple technicians to support different brands and models.)

For each brand proposed in the bid, the bidder must assign a qualified and certified technician to provide support.

Staff skills and certification must be aligned with the functions and requirements of the proposed devices and software.

Bidders must attach a CV and certified copies of certification and ID document for the resource who will be assigned to this project.

Attached certification must relate directly to the proposed devices.

| 0 points |
|----------|
| 1 point |
| |
| |
| 2 points |
| |
| 8 Points |
| |
| • |
| 7 Points |
| |

13.9. DEVICE SPECIFICATIONS (ALL DEVICES MUST SUPPORT NETWORK PRINTING)

| | | TABLE A | | | | |
|--------|---|------------|------------------------------------|------------------|-------------------|--------------------------|
| Device | Device Type | Paper Size | Minimum Papers per minute | Scan Res | Paper Capacity | Monthly Duty Cycle |
| A | Low Volume Color Multifunction Printer | A4 | 25 | 600 x 600 dpi | 250 Sheets | 10 000 |
| В | Medium Volume Color Multifunction Printer | A4 A3 | 30 | 600 x 600 dpi | 500 Sheets | 25 000 |
| C** | Production Printer Mono | A4 A3 | 100 | 600 x 600 dpi | 4 000 Sheets | 100 000 |
| D** | Production Printer Color | A4 A3 | 100 | 600 x 600 dpi | 4 000 Sheets | 100 000 |
| Е | A4 Laser Printer Mono | A4 | 40 | | 250 sheets | 10 000 |
| F | Wide format Multifunction Pinter/Plotter | A0 | | | | |

NB** the device must have the following options: High-capacity Feeder & Stacking, Punching, Stapling, Folding, Booklet Making, and custom output tray selection

13.10. PRICING, PLEASE USE THE SPREADSHEET PROVIDED WITH THIS DOCUMENT TO PERFORM ACCURATE CALCULATIONS BEFORE COMPLETING THE CALCULATION TABLES

| | TABLE B: PRICING (DEVICE SPECIFICATIONS ON TABLE A) PRICING MUST EXCLUDE VAT | | | | | | | | |
|---------------|--|--|---|---------------------|--|-------------------|--|----------|---|
| Device | Device Type | Monthly Copies | Brand and model of the proposed DEVICE | Cost Per Copy | COPY CLICKS = Monthly Copies MULTIPLY BY Cost per Copy | Monthly Rental | Sub Total = COPY CLICKS + Monthly Rental | Quantity | Total = Sub Total MULTIPLY BY Quantity |
| A | Low Volume Color Multifunction Printer | 200 (black) 400 (color) | | R | R R | R | R | 90 | R |
| В | Medium Volume Color Multifunction Printer | 1 000 (black) 2 000 (color) | | R | R | R | R | 60 | R |
| C** | Production Printer Mono | 20 000 | | R | R | R | R | 2 | R |
| D** | Production Printer Color | 20 000 (black) 25 000 (color) | | R | R | R | R | 2 | R |
| E | A4 Laser Printer Black | 100 | | R | R | R | R | 10 | R |
| F | Wide format Multifunction Pinter/Plotter | 0 | | 0 | 0 | R | R | 2 | R |
| TOTAL TABLE B | | | | | | R | | | |

^{**} the device must have the following options: High-capacity Feeder & Stacking, Punching, Stapling, Folding, Booklet Making, and custom output tray selection

| TABLE C: PRINT MANAGEMENT SOFTWARE PRICING MUST EXCLUDE VAT | | | | | | |
|---|-----------------|---|--|--|--|--|
| Proposed print management software (Product Name) One year license fee for 1000 users/150 devices TOTAL | | | | | | |
| | R | R | | | | |
| TOTAL TA | TOTAL TABLE C R | | | | | |

| TABLE D: COSTS AT THE SUCCESSFUL BIDDER'S ACCOUNT | |
|---|----------------------------|
| DEVICE TRANSPORTATION, DELIVERY, INSTALLATION, AND TRAINING | FREE (INCLUDED IN COSTING) |
| SALARY, OVERTIME AND TRAVEL RELATED COSTS FOR TECHNICIAN | FREE (INCLUDED IN COSTING) |

| | TABLE E: PRICING FOR CONSUMABLES (Devices as proposed in TABLE A) PRICING MUST EXCLUDE VAT | | | | | | |
|--------|--|---------------------------|--------------------|-------|--|--|--|
| DEVICE | DEVICE TYPE | NAME AND MODEL OF PRINTER | CONSUMABLE | PRICE | | | |
| С | Production Printer Mono | | Staples Quantity: | R | | | |
| D | Production Printer Color | | Staples Quantity: | R | | | |
| | | | Full Set of toners | R | | | |
| | | | Toner: Black | R | | | |
| _ | Wide format Multifunction | | Toner: Yellow | R | | | |
| Г | Pinter/Plotter | | Toner: Cyan | R | | | |
| | | | Toner: Magenta | R | | | |
| | | | Toner: | R | | | |

NB. THE PRICING IN TABLE E WILL BE USED TO PURCHASE THE CONSUMABLES FOR THE DURATION OF THE CONTRACT. ANNUAL PRICE INCREASE WILL BE BASE ON CPI. The Municipality reserves the right to test the market-related pricing of the rates listed in Table E and, at its sole discretion, to procure such consumables from other suppliers should the rates be found to be non-market-related.

Please use the spreadsheet provided with this document to perform accurate calculations before completing the pricing tables

| TABLE F: PRICING TOTALS FOR THREE-YEAR CONT | RACT |
|---|------|
| TOTAL TABLE B (R) X 36 (MONTHS) | R |
| TOTAL TABLE C (R) X 3 (YEARS) | R |
| VAT | R |
| TOTAL VAT INCL | R |

**** The total VAT inclusive in TABLE F must be taken to Part A MDB1 – FORM OF OFFER

NOTES / CHECKLIST FOR RETURNABLE DOCUMENTS STIPULATED UNDER SPECIAL CONDITIONS OF TENDER DOCUMENTS AS MANDATORY REQUIREMENTS. THIS DOCUMENT SHALL BE APPLICABLE TO ALL TENDER DOCUMENTS OF THE CITY.

Preamble

The objective of this checklist is aimed at ensuring that interpretation and application of the special conditions and other mandatory requirements at Bid Evaluation Committee (BEC) & Bid Adjudication Committee (BAC) are aligned as envisaged by the Bid Specification Committee (BSC). This will enhance consistency and uniformity in the entire bid committee system whilst promoting "user friendly" principles by simplifying tender requirements to all interested prospective bidders.

| ITEM | DESCRIPTION / RETURNABLE | NOTES | FOR OFFICE USE ON | LY |
|------|----------------------------------|---|---------------------------|--------|
| NO: | DOCUMENTS | | CHECKLIST | YES or |
| | | | | NO or |
| | | | | N/A |
| 1. | Company Registration Certificate | a) It's a certificate issued by the Companies and | Has the bidders attached | YES |
| | | Intellectual Property Commission in line with | a valid company | |
| | | section 14 of the Companies Act 78 of 2008 | registration document in | |
| | | b) A Certificate issued by CIPRO in line with section 2 | line with the applicable | |
| | | of the Close Corporation Act 69 of 1984 | legislation? | |
| | | NB: The registration of Close Corporations (CCs) was | | |
| | | replaced by introduction of the New Companies Act which | | |
| | | came to effect in April 2011. CCs to be recognized as valid | | |
| | | registration certificate will be up to 2010. | | |
| 2. | Company Profile | a) A Company Profile is a professional introduction of | Has the bidder attached | YES |
| | | your Business that aims to inform Clients about its | a company profile and its | |
| | | purpose, vision, trustworthiness, products and | experience is relevant to | |
| | | services, and experience of your Company. It is | add value on this | |
| | | basically a "CV for your Business/Company" | project? | |

| 3. | Certification of documents to be submitted together with the tender document. I.e. ID Copies of business owners, qualifications, Licenses and certificates, accreditation by professional bodies, proof of ownership document, appointment letters, completion certificates, etc. | a) The certification of documents must be done by a commissioner of oath as prescribed in the Justices of the Peace and Commissioners of Oaths Act 16 of 1963 and its Regulations. b) Acceptable certified copies are copies originally certified from any police station, post office, Lawyers or notary public (who are members of a recognised professional body), Actuaries or accountants (who are members of a recognised professional body), Members of the judiciary, Directors, managers or company secretaries of a banks or regulated financial services business. c) Commissioner of Oaths stamps can be purchased at Stationary shops, but it can be custom made following the below example: CERTIFIED TRUE COPY OF THE ORIGINAL DOCUMENT. THERE ARE NO INDICATIONS THAT THE ORIGINAL DOCUMENT HAS BEEN ALTERED BY UNAUTHORISED PERSONS. Designation (rank) | Has the bidder certified all documents to be certified as per special conditions of bid? Check validity on the date, check if the commissioner of oaths stamp is compliant as per example copied from the Regulations. | YES |
|----|--|---|--|-----|
| | | NB: All certified copies must NOT exceed three months and be originally certified. | | |
| 4. | Central Supplier Database (CSD) Full report, (Summary report will NOT be acceptable). N/B CSD Report date should not be more than 30 days before Bid closing date. | a) The City requires that all prospective bidders should be registered on CSD. This is aimed at verification of email addresses, phone numbers, banking details, company registration numbers, tax status with SARS, state employees, etc. | Has the bidder attached a full CSD report, are tax matters in good order, are the directors not in the employment of any state and the CSD report | YES |

| | | | is not older than 30 days from the closing date? | |
|----|----------------------------|--|---|-----|
| 5. | Tax Compliant Status (TCS) | a) Prospective bidders are required to attach a valid TCS together with the tender document. | Has the bidder attached a valid (not expired) TCS? The designated official should verify the bidder's tax compliance status prior to finalization of the award of a bid or prize quotation. Where the recommended bidder is not tax compliant, the bidders should be notified of their noncompliant status and the bidder must be requested to submit to the City within 7 working days, written proof from SARS of their tax compliance status or proof from SARS that they have made arrangements to meet their outstanding tax obligations. The proof of tax compliance status submitted by the bidder | YES |

| | | | to the City must be verified via the CSD report or e-Filing. The City should reject a bid submitted by the bidder if such a bidder fails to provide proof of tax compliance status within the timeframe stated above (See MFMA Circular No: 90). | |
|----|---|---|---|-----|
| 6. | Certified copy of B-BBEE Certificate / affidavit for B-BBEE status level of contributor (to claim points only). | a) EMEs in terms of the B-BBEE Act 53 of 2003 may submit a sworn affidavit confirming annual total revenue and level of black ownership or Certified Copy of B-BBEE Certificate. b) Bidders other than EMEs and QSEs MUST submit their certified copies of valid B-BBEE status level verification certificate, substantiating their B-BBEE rating issued by a registered auditor approved by IRBA or a verification agency accredited by SANAS. c) 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. NB: There is NO consolidated affidavit for B-BBEE status level of contributor. Only consolidated B-BBEE certificate will be considered for JVs / Consortium & large companies that are making an annual turnover in access of R50 million including value added tax (VAT). This is not a | Is the copy B-BBEE Certificate valid? Is the sworn affidavit for EME / QSE in line with the threshold for EME and EME and valid? If the tendering entity is a JV / Consortium / Large company, has the bidder attached a certified copy of a valid and consolidated B-BBEE certificate in order to claim points as prescribed by the MSCM Regulations? Is the copy of B-BEE certificate certified by the Commissioner of Oaths reflects as prescribe on the regulations of the Act? | YES |

| | | allocati | lifying factor, non-adherence will lead to no on of B-BBEE points. | Is the affidavit for B-BBEE stamped and signed by commissioner of oaths? I.e. full names and signature, force/practice number, designation / rank, date and address. Is the certification date not older than 3 months and original ink is clear on the document to confirm if it is originally certified? | |
|----|---|----------|---|--|-----|
| 7. | Formal agreement must be attached in case of a joint venture (JV) or consortium. | a) | The JV/consortium must amongst others, reflect clear profit and loses sharing percentages. It is compulsory that the lead partner must have at least 51% majority shares in the JV/consortium. | If the tendering entity / bidder is a JV/Consortium, has the bidder attached a detailed JV/Consortium agreement with all critical information? | YES |
| 8. | In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit separate required returnable documents. | a) | This will not be applicable to functionality and B-BBEE requirements. | If the tendering entity / bidder is a JV/Consortium, have the parties involved attached all individual required documents as per special condition of bid? | YES |
| 9. | Latest municipal rates and taxes certificates from relevant local authority for the business and all business directors OR | a) | If the business is operated and its director(s) are residing within a municipal area, bidders are expected to attach latest municipal rate and taxes certificates for the business and ALL its directors. | Has the bidder attached latest municipal rates and taxes from relevant local authority for the company / business and | YES |

Proof of resident from tribal authority for the business and all business directors

OR

Lease agreement with the Lessor's latest municipal rates and taxes certificates from relevant local authority.

NB: All accounts owing any municipality for more than 90 days will be disqualified as prescribed on the MSCM Regulations.

- b) If the business is operated and its director(s) are residing within a tribal authority. Bidders are expected to attach proof of resident for the business and ALL its directors.
- c) If the business directors are leasing a facility for residential purposes, they are required to attach individual lease agreement with lessor's latest municipal rates and taxes for a facility is within a Municipal boundary and if the business is renting office / business facility, the bidders are required to attach lease agreement for the business with lessor's latest municipal rates and taxes for a facility within a municipal boundary. If the facility leased is in a rural area, lease agreement will be accompanied with the lessor's proof of residential from a tribal authority.

NB: *Domicilium citandi at executandi*: Domicilium citandi et executandi is a Latin legal term meaning the address nominated by a bidder in a legal contract where legal notices may be sent.

Bidders are encouraged to update their addresses when they relocate their businesses and the preferred address on the CSD should be in line with the address on the Company Registration Document. It is the responsibility of the bidder to ensure that all physical addresses reflected either on the company registration document and CSD are not owing any municipal rates and taxes for more than three months including the Lessor's municipal account in case of lease. The rationale behind this requirement is the enhance revenue in RSA municipalities as enshrined on the Municipal Systems Act 32, 2000. Alignment of physical addresses must be as stipulated on the special conditions of the tender document in two folds i.e. director(s) & company.

all company directors / owners?
In case of lease, has the bidders attached lease agreements and lessor's proof of res from a tribal authority or latest municipal rates and taxes certificate?
Is the account not in areas for more than 90 days (3 months)?

| 10. | Forging of documents/certificates The City has noted that prospective bidders are allegedly submitting fraudulent and forged documents when bidding for tenders. Bidders are advised not to commit fraudulent activities and forge documents. The City will ensure that this Act is adhered to by reporting all abusers of the SCM system to SAPS and enlist them on the Register of Tender Defaulters as prescribed on section 29 of the Prevention and Combating of Corrupt Activities Act 12 of 2004. Abusers of the SCM system. | Section 34(1)(b) of the Prevention and Combating of Corrupt Activities Act 12 of 2004, stipulates that: "any person who holds a position of authority and who knows or ought reasonably to have known or suspected that any other person has committed the offence of theft, fraud, extortion, forgery or uttering a forged document involving an amount of R100 000 or more, must report such knowledge or suspicion or cause such knowledge or suspicion to be reported to any police official". Section 34(2) of the same Act stipulates that: "subject to the provision of section 37(2), any person who fails to comply with subsection (1), is guilty of an offence". | Are there any suspicious / alleged fraudulent or forged documents? If yes, has the matter been reported to the nearest SAPS following correct institutional protocol? Has the matter been registered with the Registrar to enable due processes and per the Act? NB: The minutes of the BEC / BAC should detail all the elements of | YES |
|-----|---|---|--|-----|
| | fraudulent activities and forge documents. The City will ensure that this Act is adhered to by reporting all abusers of the SCM system to SAPS and enlist them on the Register of Tender Defaulters as prescribed on section 29 of the Prevention and Combating of Corrupt Activities Act 12 of 2004. Abusers of the SCM system, amongst other penalties, may be restricted to do business with any | an amount of R100 000 or more, must report such knowledge or suspicion or cause such knowledge or suspicion to be reported to any police official". Section 34(2) of the same Act stipulates that: "subject to the provision of section 37(2), any person who fails to | correct institutional protocol? Has the matter been registered with the Registrar to enable due processes and per the Act? NB: The minutes of the | |
| | Public Institutions for a period NOT exceeding 10 years (see section 28 of this Act). | | | |
| 11. | Copy of Public Liability insurance. Only insurance covers from registered and authorized financial service providers will be accepted. | a) Public liability insurance may vary from one project to another on the basis of the level of risk and complexity of the project. Minimum cover to be determined by the BSC prior consultation with the project manager if deemed necessary. | If applicable, is the bidder compliant with the minimum cover stipulated in the bid document? Is the public liability insurance from a registered financial institution? | N/A |
| 12. | Recent audited / independently reviewed financial statements for three consecutive years. | a) Applicable to private companies that are not managed by its owners, if: | Has the bidder furnished MBD 5 as mandatory for all projects estimated to | YES |

| | NB: if a company provides any financial statements in terms of section 29 of the Companies Act, such statements must comply with the provision of the Act. | It compiles its financial statement internally and its public interest score is less than 100. It has its financial statements compiled independently and its public interest score is between 100 and 349. the public interest score is 350 points or more, is required for an audit to be conducted. | be in excess of R10 million? Has the bidder attached the relevant AFS as required by law and is it aligned with his/her declaration on MBD 5? False / mismatched / inconsistent declaration may lead to immediate disqualification. | |
|-----|--|---|---|-----|
| 13. | Recent annual financial statement (AFS) for three consecutive years (unaudited AFS). NB: if a company provides any financial statements in terms of section 29 of the Companies Act, such statements must comply with the provision of the Act. | a) Applicable to private companies with a public interest score of less than 100. b) If, with respect to a particular company, every person who is a holder of, or has a beneficial interest in, any securities issued by that company is also a director of the company, that company is exempt from the requirements in this section to have its annual financial statements audited or independently reviewed. NB: An independent review will suffice if the company has opted to have its financial statement audited or is required by its Memorandum of Incorporation (MOI) to do so. | Has the bidders furnished MBD 5 as mandatory? Has the bidder attached the relevant AFS as required by law in line with his/her declaration on MBD 5? | YES |
| 14. | Functionality / Quality for evaluation of complex projects | a) Functionality test refers to evaluation of bidders on various aspects of the contract to establish if the bidders has the capabilities to execute the contract or not. The various aspect may include but not limited to: track record and experience on similar projects, human resource and their individual experience, financial capabilities, relevant technology, etc. NB: Functionality will not be compulsory for all projects but for complex projects. Functionality criteria will vary from one project to another. | Has the bidder met the minimum threshold on functionality in order to qualify for further evaluation on price and B-BBEE? Has the bidders been scored in line with the evaluation criteria set on the tender document? | YES |

| | | | All portfolio of evidence attached and certified as stated on the bid document? | |
|-----|---|---|--|-----|
| 15. | The Compensation for Occupation Injuries and Diseases Act 130 of 1993 (COIDA) | a) The COIDA provides for compensation for disablement caused by occupational injuries or diseases sustained or contracted by employees in the course of their employment, or for death resulting from such injuries or diseases, hence bidders are expected to attach COIDA certificates in line with their specialize area aligned to the type/nature of business. | If applicable, is the COIDA certification / letter of good standing attached, valid and reflects the nature of work in line with the scope of works? | YES |

PRICING SCHEDULE - FIRM PRICES (PURCHASES)

NOTE: ONLY FIRM PRICES WILL BE ACCEPTED, NON-FIRM PRICES (INCLUDING PRICES

SUBJECT TO RATES OF EXCHANGE VARIATIONS) WILL NOT BE CONSIDERED

IN CASE WHERE DIFFERENT DELIVERY POINTS INFLUENCES THE PRICING, A SEPARATE PRICING SCHEDULE MUST BE SUBMITTED FOR EACH DELIVERY POINT

| Name | of bidder | | Bid number: COM156/2025 |
|-----------------|---|------------------------------------|--|
| Closin | g Time 11:00 on 19 | JANUARY 2026 | |
| OFFE | R TO BE VALID FOR | R <u>120</u> DAYS FROM T | THE CLOSING DATE OF BID. |
| ITEM I | NO. QTY | DESCRIPTION | BID PRICE IN RSA CURRENTLY (INCLUDING VAT) |
| - | Required by | | |
| - | At: | | |
| | | | |
| - | Brand and model | | |
| - | Country of origin | | |
| - | Does the offer con | nply with specification | ? *YES/NO |
| - | If not to specification | on, indicate deviation | (s) |
| - | Period required for | delivery | *Delivery: Firm/not firm |
| - | Delivery basis (all included in the bid | delivery costs must be I price) | e |
| Note: | All delivery costs n | nust be included in the | e bid price, for delivery at the prescribed destination. |
| Christ Suppl | rement Related Er opher Nkambule y Chain Managem o: 013 759 2358 | | Technical Enquiries: Dennies Sithole Corporate Service (Information Technology) Tel No: 013 759 2009 |

 $\underline{christopher.nkambule@mbombela.gov.za} \quad \underline{dennies.sithole@mbombela.gov.za}$

Email address:

Email address:

MBD 4 DECLARATION OF INTEREST

- 1. No bid will be accepted from persons in the service of the state¹.
- 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/adjudicating 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, hareholder²): |
| 3.4 Company Registration Number: |
| 3.5Tax Reference Number: |
| 3.6VAT 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? |
| 3.8.1lfyes, furnish particulars |
| 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. |
| ² 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. |
| 3.9Have you been in the service of the state for the past twelve months? YES / NO |
| 3.9.1lfyes, 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 |
| | 1207110 |
| 3.11.1Ifyes, furnish particulars | |
| | |
| | |
| 3.12Are 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 |
| | |
| 3.13.1Ifyes, 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 |
| 2.14.1 If you furnish particulars | |
| 3.14.1 If yes, furnish particulars: | |
| | |
| | |

| 1 | Full detaile | of directors | / trustage | / mambara | shareholders |
|---|--------------|--------------|------------|-----------|--------------|
| 4 | Full details | or directors | irusiees i | members / | snarenoiders |

| Full Name | Identity Number | State Employee Number |
|-----------|-----------------|--------------------------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

| Signature | Date | | |
|-----------|----------------|--|--|
| | | | |
| Capacity | Name of Bidder | | |

MBD 5

DECLARATION FOR PROCUREMENT ABOVE R10 MILLION (VAT INCLUDED)

For all procurement expected to exceed R10 million (VAT included), bidders must complete the following questionnaire:

| 1 | Are you by law required to prepare annual financial statements for auditing? | YES/NO |
|-----|--|----------------------|
| 1.1 | If yes, submit audited annual financial statements for the past three years establishment if established during the past three years. | or since the date of |
| | | |
| 2 | Do you have any outstanding undisputed commitments for municipal services tow any other service provider in respect of which payment is overdue for more than | |
| | | YES / NO |
| 2.1 | If no, this serves to certify that the bidder has no undisputed commitments f towards a municipality or other service provider in respect of which payment is a 30 days. | |
| 2.2 | If yes, provide particulars. | |
| | | |
| | | |
| | | |
| | | |
| 3 | Has any contract been awarded to you by an organ of state during the past particulars of any material non-compliance or dispute concerning the execution of | |
| 3.1 | If yes, furnish particulars | YES/NO |
| | | |

| 4. Will any portion of goods or services whether any portion of payment from of the Republic? | be sourced from outside the Republic, and, if so, what portion and not the municipality / municipal entity is expected to be transferred out YES/NO |
|---|---|
| 4.1 If yes, furnish particulars | |
| | |
| | |
| | CERTIFICATION |
| I, THE UNDERSIGNED (NAME) | |
| | |
| CERTIFY THAT THE INFORMATION | ON FURNISHED ON THIS DECLARATION FORM IS CORRECT. |
| I ACCEPT THAT THE STATE MAY BE | ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO |
| 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.
- 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 | 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

$$Ps = 80\left(1 - \frac{Pt - Pmin}{Pmin}\right)$$
 or $Ps = 90\left(1 - \frac{Pt - Pmin}{Pmin}\right)$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = 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

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

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 both the 90/10 and 80/20 preference point system.

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

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

| Item no. | The specific goals allocated points in terms of this tender | Number of points allocated (80/20 system) | Number of points claimed (80/20 system) (To be completed by the tenderer) |
|-------------|---|--|--|
| 1. | 100% Black owned enterprises within the definition of the HDI | 2 | |
| 2. | At least 30% women owned enterprises | 2 | |
| 3. | At least 30% youth owned enterprises | 2 | |
| 4. | At least 30% enterprises people living with disabilities | 2 | |
| 5. | Enterprises regarded as EMEs located within the City of Mbombela | 2 | |
| 6 | Enterprise who will sub-contract minimum of 30% of the contract value to EME's in the ward or local communities where the services to be rendered of works to be undertaken (Bidders shall list sub-contracting works or items) | 2 | |
| 7 | Corporate Social Investment (CSI) Plan. (see notes below) | 5 | |
| 8 | B-BBEE level 1 contribution (SANAS verified B-BBEE certificate for generic enterprise, and for EME and SME a sworn affidavit or CIPC issued certificate confirming annual turnover and level of Black Ownership | 3 | |

The City will utilize the CSD Full report for the above-mentioned information Corporate Social Investment (CSI)

NB: The minimum total value of the CSI should not be less than 2% of the total project value excluding vat and contingencies. The CSI project should be delivered concurrently with the project. The final product should be delivered prior to the issuing of completion certificate. The nature of the CSI project must benefit the community at large. (1 page, Arial font size 12) Prospective bidders will be expected to provide the City with a written explanation on how to implement the Corporate Service Investment on that particular ward, community or region. The investment must benefit the community at large. In order to claim points, a detailed one page report must be included in the list of returnable documents. The corporate social investment initiates must be implemented by the company/successful bidder. The final details of the CSI project will be finalized prior to the signing of the contract in consultations with relevant stakeholders.

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: | |
| | |
| | |
| | |
| | |
| | |

THIS MBD FORM MUST NOT BE COMPLETED PRIOR TO APPOINTMENT. IT WILL BE ONLY BE FURNISHED AND SIGNED BY THE SUCCESSFUL BIDDER/SERVICE PROVIDER

CONTRACT FORM - PURCHASE OF GOODS/WORKS

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

PART 1 (TO BE FILLED IN BY THE BIDDER)

- 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 2017:
 - 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 fulfillment 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) | |
|--------------|-----------|
| , , | WITNESSES |
| CAPACITY | |
| SIGNATURE | 1 |
| NAME OF FIRM | 2 |
| DATE | DATE: |

(BIDDERS / SERVICE PROVIDERS MUST NOT FILL THIS PART TWO OF THIS MBD 7)

CONTRACT FORM - PURCHASE OF GOODS/WORKS

PART 2 (TO BE FILLED IN BY THE PURCHASER /CITY OF MBOMBELA)

| 1. | | | | in | my | capacity |
|-------------|--------|--|-----------------------|--------------------|---|--|
| | acc | ept your bid under | | d | atedfied in the annexure(s | |
| 2. | An | official order indica | iting delivery instru | ctions is forthco | oming. | |
| 3. | con | | | | ered in accordance w ceipt of an invoice acc | |
| ITEI NO. | M | 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 co | nfirm that I am dul | y authorized to sigr | n this contract. | | |
| SIGNE | D AT | - | Ol | N | | |
| NAME | (PRI | NT) | | | | |
| I V/ AIVIL | (1 1 1 | | | | | |
| SIGNA | TUR | E | | | | |
| OFFIC | IAL S | STAMP | | | WITNESSES | |
| | | | | | 1 | |
| | | | | | 2 | |
| | | | | | DATE | |

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 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.
- 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).
- In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

| ltem | Question | Yes | No |
|-------|--|-----|----|
| 4.1 | Is the bidder or any of its directors listed on the National Treasury's | Yes | No |
| | database as a company or person prohibited from doing business with the | | |
| | public sector? | | Ì |
| | (Companies or persons who are listed on this database were informed | | |
| | in writing of this restriction by the National Treasury after the audi | | |
| | alteram partem rule was applied). | | i. |
| 4.1.1 | If so, furnish particulars: | | |
| 4.2 | Is the bidder or any of its directors listed on the Register for Tender Defaulters | Yes | No |
| | in terms of section 29 of the Prevention and Combating of Corrupt Activities | | |
| | Act (No 12 of 2004)? | | |
| | (To access this Register enter the National Treasury's website, | . | |
| | www.treasury.gov.za, click on the icon "Register for Tender Defaulters" | . | Ì |
| | or submit your written request for a hard copy of the Register to | | |
| | facsimile number (012) 3265445). | | |
| 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 | Yes | No |
| | court of law outside the Republic of South Africa) for fraud or corruption | | |
| | during the past five years? | | |
| | | | |
| 4.3.1 | If so, furnish particulars: | • | |
| | | | |
| | | | |
| | | | |
| ltem | Question | Yes | No |
| 4.4 | Does the bidder or any of its directors owe any municipal rates and taxes or | Yes | No |
| | municipal charges to the municipality / municipal entity, or to any other | | |
| | municipality / municipal entity, that is in arrears for more than three months? | . – | |
| | | | |
| 4.4.1 | If so, furnish particulars: | | |
| | | | |
| | | | |
| | | | |

| 4.5 | Yes | No | | |
|--------|---|--|---------|-------|
| 4.7.1 | If so, furnish particulars: | | | |
| | С | ERTIFICATION | | |
| ĆEF | HE UNDERSIGNED (FULL NAME) RTIFY THAT THE INFORMATION FU RRECT. | IRNISHED ON THIS DECLARATION FO | RM TRU | E AND |
| | | ANCELLATION OF A CONTRACT, AC ECLARATION PROVE TO BE FALSE. | TION MA | AY BE |
| Signa | iture | Date | | |
| Positi | ion | Name of Bidder | | |

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 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). Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 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.
- 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.
- In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

² 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: |
| in response to the invitation for the sia made sy. |
| (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 consortium³ 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.

³ 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.

| restrictive practices related to bids and the Competition Commission for inverse penalties in terms of section 59 of the Country to the National Prosecuting Authority (National Conducting business with the public to the National Prosecuting Section 2015). | t prejudice to any other remedy provided to combat any contracts, bids that are suspicious will be reported to estigation and possible imposition of administrative Competition Act No 89 of 1998 and or may be reported IPA) for criminal investigation and or may be restricted lic sector for a period not exceeding ten (10) years in g of Corrupt Activities Act No 12 of 2004 or any other |
|---|--|
| | |
| Signature | Date |
| | |
| Position | Name of Bidder |
| | |

AUTHORITY TO SIGN A BID

1. COMPANIES AND CLOSE CORPORATIONS

- a. If a Bidder is a COMPANY, a certified copy of the resolution by the board of directors, duly signed, authorising the person who signs this bid to do so, as well as to sign any contract resulting from this bid and any other documents and correspondence in connection with this bid and/or contract on behalf of the company must be submitted with this bid, that is, before the closing time and date of the bid
- b. In the case of a **CLOSE CORPORATION (CC)** submitting a bid, **a resolution by its members**, authorizing a member or other official of the corporation to sign the documents on their behalf, **shall be included with the bid.**

PARTICULARS OF RESOLUTION BY BOARD OF DIRECTORS OF THE COMPANY / MEMBERS OF THE CC

| 0 | | | | | | |
|--|----------------|---------|------|---------|----|--|
| Date Resolution was taken | | | | | | |
| Resolution signed by (name and su | urname) | | | | | |
| Capacity | | | | | | |
| Name and surname of delegated A Signatory | uthorized | | | | | |
| Capacity | | | | | | |
| Specimen Signature | | | | | | |
| Full name and surname of ALL Dire | ector(s) / Mem | nber(s) | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| Is a CERTIFIED COPY of the res | solution atta | ched? | | YES | NO | |
| SIGNED ON BEHALF OF COMPANY/CC: | | | DATI | E: | | |
| PRINT NAME: | | | | | | |
| WITNESS 1: | | | WITN | IESS 2: | | |

2. SOLE PROPRIETOR (SINGLE OWNER BUSINESS)

| 1. | | | . the u | ındersigned, hereby | | |
|---|-----------------------|---------------|-----------|---|--|--|
| confirm | | | <u>,</u> | , | | |
| that I am the sole owner of the | business trading as | | | <u></u> | | |
| | | | | 3. PARTNERSHIP | | |
| We, the undersigned partners i | n the business tradir | ng as | | — | | |
| hereby authorize Mr/Ms_ contract resulting from the bid a this bid and /or contract for and | nd any other docum | ents and corr | esponder | bid as well as any ace in connection with ship. | | |
| The following particulars in respertner: | spect of every partn | ner must be f | urnished | and signed by every | | |
| Full name of partner | | | Signature | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| CIONED ON DELIAL E OF | | | | | | |
| SIGNED ON BEHALF OF PARTNERSHIP: | | DATE: | | | | |
| PRINT NAME: | | | | | | |
| WITNESS 1: | | WITNESS 2: | | | | |

CERTIFICATE OF AUTHORITY FOR JOINT VENTURES

This returnable schedule is to be completed by JOINT VENTURES

| We, the undersigned, are submitting this tender offer in joint venture and hereby authorize Mr/Ms | | | | | | |
|---|---------------------------|-----------------------|--------------|-----------|-----------------------|--|
| | authoriz | ed signatory | of | the | Company/Close | |
| | ership (name) | | | | | |
| | gn all documents in conne | ection with the tende | er offer and | d any cor | ntract resulting from | |
| it on our behalf. | | | | | | |
| 1. Name offirm (Lead partner) | | | | | | |
| Address | | | | | | |
| Address | | 7 | Геl. No. | | | |
| Signature | | С | Designation | | | |
| 2. Name of firm | | | | | | |
| | | | | | | |
| Address | | 7 | Tel. No. | | | |
| Signature | | С | Designation | | | |
| 3. Name of firm | | | | | | |
| Address: | | | | | | |
| | | 1 | Геl. No. | | | |
| Signature | | | Designation | | | |
| 4. Name of firm | | | | | | |
| Addross | | | | | | |
| Address | | 1 | Геl. No. | | | |
| Signature | | [| Designation | | | |

NOTE: A copy of the Joint Venture Agreement showing clearly the percentage contribution of each partner to the Joint Venture, shall be appended to this Schedule.

SUPPLY CHAIN POLICY USING 80/20 PREFERENCE POINT SYSTEM

| | | MAXIMUM POINTS TO BE ALLOCATED | POINTS CLAIMED BY BIDDER | ALLOCATED POINTS |
|--|-------------------------------------|---|--------------------------------|---------------------|
| IND ENCE S VTS) | Price | 80 | | |
| PRICE AND COMPETENCE GOALS (80 POINTS) | SUB TOTAL | 80 | | |
| | | | | |
| GOALS | | | | |
| EQUITY PROMOTION GOALS (20 POINTS) | B-BBEE STATUS LEVEL OF CONTRIBUTION | 20 | | |
| / Prov | | | | |
| Equity | | | | |
| | SUB TOTAL | 20 | | |
| | TOTAL | 100 | | |