

| A | B | C | D | E | F | G | H | I | J | |
|----|---|---|--|------------|---------------------|-------------------------------------|-----------------|-------------------------------------|---|--|
| 1 | Turbine Hall | |  Johannesburg Water | | | | | | | |
| 2 | 65 Ntengi Pilliso | | | | | | | | | |
| 3 | Newtown | | | | | | | | | |
| 4 | | | | | | | | | | |
| 5 | P O Box 61542 | | | | | | | | | |
| 6 | Marshalltown 2107 | | | | | | | | | |
| 7 | Tel : (011) 688-1400 Fax : (011) 688-1456 | | | | | | | | | |
| 8 | | | | | | | | | | |
| 9 | | | | | | | | | | |
| 10 | | | | | | | | | | |
| 11 | | | | | | | | | | |
| 12 | RFQJW0058KM25- Hiring of a 5 ton crane truck with a grab. | | | | | | | | | |
| 13 | | | | | | | | | | |
| 14 | | | | | | | | | | |
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| 17 | | | | | | | | | | |
| 18 | | | | | | | | | | |
| 19 | | | | | | | | | | |
| 20 | ITEM NO. | DESCRIPTION OF ITEM OFFERED | | UOM | QTY REQUIRED | PRICE QUOTED EXCL. OF V.A.T. | DISCOUNT | PRICE QUOTED INCL. OF V.A.T. | | |
| 21 | | | | | | | | | | |
| 22 | | Hiring of a 5 ton crane truck with a grab. | | | | | | | | |
| 23 | | | | | | | | | | |
| 24 | | | | | | | | | | |
| 25 | | Hiring of a 5 ton crane truck with a grab. The crane must be mounted at the rear of the truck. The crane reach (length) should be 20meters. | | | | | | | | |
| 26 | | The purpose is to clean the overgrown vegetation at the center of the clarifiers. | | | | | | | | |
| 27 | | More details will be shared at the site briefing meeting. | | | | | | | | |
| 28 | | Safety file will be required to do this work. | | | | | | | | |
| 29 | | | | | | | | | | |
| 30 | | | | | | | | | | |
| 31 | | NB: Delivery Address is Olifantsvlei Wastewater Treatment Works | | | | | | | | |
| 32 | | Cavindish Road, | | | | | | | | |
| 33 | | Nancefield Industrials | | | | | | | | |
| 34 | | | | | | | | | | |
| 35 | | Date:25 April 2025 | | | | | | | | |
| 36 | | Time : 09:00 | | | | | | | | |
| 37 | | | | | | | | | | |
| 38 | | Compulsory Site Visit will be held at Olifantsvlei Wastewater Treatment Works. | | | | | | | | |
| 39 | | | | | | | | | | |
| 40 | | CIDB REQUIREMENTS: TENDERERS SHOULD HAVE A CONTRACTOR CIDB GRADING OF 1 GB OR HIGHER. | | | | | | | | |
| 41 | | | | | | | | | | |
| 42 | | For more information contact SOPHONIA NTHEBE on 082 466 1619 | | | | | | | | |
| 43 | | EME's OR QSE's- Businesses owned by people who are black- 51% or more | 20 | | | | | | | |
| 44 | | | | | | | | | | |
| 45 | | | | | | | | | | |
| 46 | | | | | | | | | | |
| 47 | | | | | | | | | | |
| 48 | | NB: All suppliers responding to RfQs should use their own company letter head not JW RfQ Template AND MAKE SURE THEIR EMAIL ADDRESS IS VISIBLE ON THEIR QUOTATION. | | | | | | | | |
| 49 | | NB: A copy of valid lease agreement or municipal account(not older than 3 months) should be submitted with a quote | | | | | | | | |
| 50 | | NB: MBD forms attached should be completed and submitted with the quote | | | | | | | | |
| 51 | | NB: All Quotes should be on PDF (MS WORD, MS EXCEL, PICTURES ARE NOT ALLOWED) | | | | | | | | |
| 52 | | NB: Copy of valid BBBEE CERTIFICATE or SWORN AFFIDAVIT to be submitted with the quote | | | | | | | | |
| 53 | | PLEASE NOTE THAT SUBMISSIONS MUST BE MADE ON E-TENDER PORTAL | | | | | | | | |
| 54 | | SUPPLIER DETAILS | | | | | | | | |
| 55 | OFFICIAL STAMP | | | | | | | | | |
| 56 | | AUTHORISED BY: | | | | | | | | |
| 57 | | SIGNATURE:..... | | | | | | | | |
| 58 | | DATE:..... | | | | | | | | |
| 59 | | | | | | | | | | |

QUOTATIONS WILL BE EVALUATED ON THE 80/20 POINT SCORING SYSTEM. 80 POINTS WILL BE ALLOCATED TO PRICE AND THE REMAINING 20 POINTS
 ALL SUPPLIERS RESPONDING TO QUOTATIONS SHOULD BE REGISTERED ON CENTRAL SUPPLIER DATABASE (CSD)
 JW SCM Contact Person : Khutso Mookamedi
 Email:khutso.mookamedi@jwater.co.za

1. QUOTATIONS RECEIVED AFTER CLOSE OF BUSINESS ON THE CLOSING DATE WILL NOT BE ACCEPTED.
2. QUOTATIONS WITHOUT BRAND NAMES WHERE REQUIRED WILL NOT BE ACCEPTED
3. PRICES QUOTED MUST BE AS PER THE UNIT INDICATED AND BE EXCLUDED OF VAT
4. ACCEPTANCE OF A QUOTATION WILL BE SUBJECT TO JOHANNESBURG WATER'S SUPPLY CHAIN POLICY
5. TOTAL QUOTATION VALUE TO INCLUDE VAT WHERE APPLICABLE



OCCUPATIONAL HEALTH & SAFETY (OHS) SPECIFICATION: BASELINE RISK ASSESSMENT

| | |
|-------------------|---|
| PROJECT NUMBER: | RFQ JW 0KM25 |
| PROJECT LOCATION: | Olifantsvlei WWTW |
| PROJECT DESCR: | Hiring of 5-ton crane truck with a grab |

POSSIBLE RISKS FOR THIS PROJECT

| Task | Hazard | Risk | Consequence | Rating | Controls |
|---|---|---|--------------------------------------|----------|--|
| Business Management and Administration | ✓ Non-compliance by contractor, non-provision of required mandatory documents | ✓ Legal liability | ✓ Delay of the project. | M | ✓ Directors shall ensure all legal documents are in place. Ensure full compliance with JW specification, |
| | ✓ Use of incompetent workforce | ✓ Poor quality of works. | ✓ Damages of existing infrastructure | M | ✓ Contractor to ensure that all activities are done by competent personnel. ✓ Full time competent supervisor to be always available. |
| Safety file | ✓ Unapproved safety file/ working without safety file | ✓ Unsafe work conducted in the client's premises. ✓ Non-adherence to the client's safety requirements. | ✓ Injuries, damage to property | H | ✓ Compile safety file and submit it to the OHS department for approval. ✓ Ensure all employees are inducted. ✓ Risk Assessment, policies, safe working procedures to be communicated to all the workers. ✓ Ensure all inspection checklist and registers are in place and inspections are done accordingly. |
| Personnel Safety and Welfare | ✓ Potential exposure of unauthorized personnel who can be injured | ✓ Injury to persons | ✓ Public liability, | M | ✓ Site Hoarding ✓ Security measures (Visible Policing) ✓ Safety Signage ✓ Information / Induction of personnel & visitors |

| | | | | | |
|---|--|---|---|----------|--|
| | | | | | <ul style="list-style-type: none"> ✓ PPE issue, maintenance and enforcement |
| Access control / entry and exit | <ul style="list-style-type: none"> ✓ Unauthorised entry to site | <ul style="list-style-type: none"> ✓ Theft ✓ Criminal activities ✓ Injury to public ✓ Vehicle collision | <ul style="list-style-type: none"> ✓ Injuries ✓ Loss of assets ✓ Property damage | M | <ul style="list-style-type: none"> ✓ Mandatory PPE to be used ✓ Conduct induction for employees, visitors and contractors. ✓ Driving with due care & attention ✓ Adherence to site safety signage ✓ Never block access and egress routes with materials and equipment ✓ Site tidiness maintained by cleaning up during work, at end of day and(major) weekly to avoid slips and trips – Clean as you go. ✓ No protruding nails allowed: all such nails must be clawed out or hammered flat so as to foot injuries |
| Transportation of material to site | <ul style="list-style-type: none"> ✓ Unsafe road conditions ✓ Un-road worthy vehicles ✓ Equipment and material not safely secured ✓ Incompetent drivers ✓ Driving under the influence of alcohol ✓ Inclement weather ✓ Speeding | <ul style="list-style-type: none"> ✓ Vehicle accidents/collisions | <ul style="list-style-type: none"> ✓ Personal injuries ✓ Property damage ✓ Third party liability | M | <ul style="list-style-type: none"> ✓ Adherence to the speed limit ✓ Only competent/ authorised drivers should operate the vehicle ✓ Inspection of vehicles ✓ Equipment and material to be properly secured ✓ Alcohol testing to be done |

| | | | | | |
|------------------------------|--|---|--|----------|--|
| Removal of vegetation | <ul style="list-style-type: none"> ✓ Dust generation ✓ The use of crane truck | <ul style="list-style-type: none"> ✓ Inhalation of dust ✓ Incompetent Operators ✓ Accidents ✓ Unroadworthy/ crane truck in poor condition ✓ Flying objects | <ul style="list-style-type: none"> ✓ Injuries ✓ Damage to property ✓ Eye injuries | H | <ul style="list-style-type: none"> ✓ Appoint a Competent Crane Truck Operator ✓ Inspect crane truck ✓ Ensure that there are serviced records for the crane truck. ✓ The correct PPE must be worn (safety shoes, dust masks, overall and hand gloves) ✓ All workers involved shall be medically fit ✓ The crane truck must be licenced. ✓ SWL must be displayed. |
| | <ul style="list-style-type: none"> ✓ Use of tools (Hand tools/ Portable Electrical tools) | <ul style="list-style-type: none"> ✓ Exposure to flying particles. ✓ Defected tools ✓ Lack of competence | <ul style="list-style-type: none"> ✓ Eye injury-Flying particle ✓ Amputations & lacerations-contact with blade ✓ Electric shock | M | <ul style="list-style-type: none"> ✓ Discuss safe working procedures. ✓ Use of competent personnel ✓ Use of suitable PPE for the activity ✓ All tools must be suitable for the activity and in good condition. |
| | <ul style="list-style-type: none"> ✓ Vibration | <ul style="list-style-type: none"> ✓ Not following the procedure ✓ Eye penetration ✓ Cuts ✓ Over exposure | <ul style="list-style-type: none"> ✓ Injuries ✓ Property damage ✓ Damaged hearing | M | <ul style="list-style-type: none"> ✓ Only the competent personnel to perform task ✓ Works Supervisor to issue appropriate PPE for the task (Safety Goggles, gloves) ✓ Ensure that there are rest period |
| | <ul style="list-style-type: none"> ✓ Hand tools | <ul style="list-style-type: none"> ✓ Using the wrong tool for the job ✓ Using damaged tools ✓ Lack of skill | <ul style="list-style-type: none"> ✓ Injuries | L | <ul style="list-style-type: none"> ✓ All tools must be visually inspected before use ✓ Faulty tools must be replaced ✓ Use the right tool for the job ✓ Use tools according to manufacturers' specification |
| | <ul style="list-style-type: none"> ✓ Flying debris | <ul style="list-style-type: none"> ✓ Eye penetration | <ul style="list-style-type: none"> ✓ Eye injuries/ blindness` | L | <ul style="list-style-type: none"> ✓ Safety goggles shall be worn by employees when cutting |
| | <ul style="list-style-type: none"> ✓ Exposed electrical wires and equipment | <ul style="list-style-type: none"> ✓ Contact to live electrical wires and equipment. | <ul style="list-style-type: none"> ✓ Personal Injury ✓ Electrocutation | L | <ul style="list-style-type: none"> ✓ Discuss electrical and lockout/tag out safety procedure. ✓ Qualified people to do the job. |

| | | | | | |
|--|---|---|--|---|--|
| | | | | | <ul style="list-style-type: none"> ✓ Competent personnel to supervise works ✓ Switch off; disconnect power and lockout power source. ✓ Issuing of PPE, maintenance, and enforcement ✓ Provide firefighting equipment |
| | <ul style="list-style-type: none"> ✓ Use of faulty portable electrical equipment | Contact with exposed tools | <ul style="list-style-type: none"> ✓ Injuries ✓ Damage to property | L | <ul style="list-style-type: none"> ✓ Portable Electrical Equipment used must be in good working condition. ✓ Portable electrical Safe working Procedure to be discussed. ✓ Use of corrective PPE. |
| | uncontrolled or unexpected movement of the plant | <ul style="list-style-type: none"> ✓ unexpected move of the machine | <ul style="list-style-type: none"> ✓ Multiple injuries ✓ Fatality ✓ Property damage | E | <ul style="list-style-type: none"> ✓ Supervision by competent person. ✓ Follow safety procedures. ✓ Procedure to be communicated to all the workers. ✓ All equipment used shall be properly maintained. ✓ Use Proper PPE |
| | <ul style="list-style-type: none"> ✓ Lack of capacity for the plant to be slowed, stopped or immobilized | <ul style="list-style-type: none"> ✓ Crane collides with other objects or people | <ul style="list-style-type: none"> ✓ Potentially causing injuries to workers, damage to property | E | <ul style="list-style-type: none"> ✓ Work planning prior commencement. ✓ Safe working procedures to be communicated to all employees, ✓ Use correct PPE ✓ Only competent personnel to do the work. |
| Personal Protective Equipment (PPE) | <ul style="list-style-type: none"> ✓ Not wearing proper PPE | <ul style="list-style-type: none"> ✓ Non adherence to PPE procedure | <ul style="list-style-type: none"> ✓ Injuries ✓ Health conditions | M | <ul style="list-style-type: none"> ✓ All employees must be issued with the required PPE as identified in risk assessment ✓ Develop PPE procedure ✓ All employees to be trained in the use, maintenance and limitations of PPE ✓ Regular PPE inspections conducted by supervision ✓ Damaged PPE must be replaced immediately |

| | | | | | |
|--|--|---|---|----------|--|
| Stacking and storage of tools and equipment | <ul style="list-style-type: none"> ✓ Heavy material ✓ Sharp protruding edges ✓ Unstable load ✓ Exposed hands ✓ Hot work | <ul style="list-style-type: none"> ✓ Wrong lifting technique ✓ Skin contact ✓ Falling on employees ✓ Getting pinched ✓ Burns | <ul style="list-style-type: none"> ✓ Back injuries ✓ Falling objects ✓ Injuries ✓ Burns | M | <ul style="list-style-type: none"> ✓ Training in proper lifting techniques ✓ Provide employees with gloves ✓ Ensure that the load is well supported ✓ Provide lifting machinery where load is too heavy. |
| Housekeeping | <ul style="list-style-type: none"> ✓ Poor housekeeping | <ul style="list-style-type: none"> ✓ Trip and fall | <ul style="list-style-type: none"> ✓ Trip and fall injuries | L | <ul style="list-style-type: none"> ✓ Remove all equipment/ tools that will not be needed for the tasks ✓ Clean all the areas after each task |

RISK ASSESSMENT MATRIX

| Likelihood | Consequences | | | | |
|-----------------------------|---|--|---|---|--|
| | Insignificant (minor problem easily handled by normal day to day processes) | Minor (Some disruption possible e.g., damage equal to R150k) | Moderate (significant time / resources required. E.g., damage equal to R500k) | Major (Operations severely damaged. E.g., damages equal to R1m) | Catastrophic (business survival is at risk. Damage equal to R5m – 10m) |
| Almost certain (90% chance) | High | High | Extreme | Extreme | Extreme |
| Likely (between 50-90%) | Moderate | High | High | Extreme | Extreme |
| Moderate (between 10-50%) | Low | Moderate | High | Extreme | Extreme |
| Unlikely (between 3-10%) | Low | Low | Moderate | High | Extreme |
| Rare (<3%) | Low | Low | Moderate | High | High |



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1. SCOPE OF WORK:

Hiring of a 5 ton crane truck with a grab.

2. PURPOSE

The aim of the SHE specification is to ensure that any Contractor which is appointed by Johannesburg Water to conduct any work complies with the SHE requirements of the SHE specification and any other legislative requirement applicable to the contract scope.

3. APPLICABILITY

This document is applicable to all Contractors and suppliers conducting contractual activities for and on behalf of Johannesburg Water.

4. APPOINTMENTS

The contractor and its appointed sub-contractor must make the relevant legislative and non-statutory appointments, which must be maintained valid for the entire contract duration.

All appointees shall be suitably trained and found to be competent for the responsibilities there are assigned for.

Copies of all relevant appointments and the relevant competence certificates must be kept in the relevant SHE file.

- First Aider
- Incident investigator
- Risk Assessor
- Hand tools inspector
- Crane Truck Operator

5.INSURANCE

The Contractor and all its appointed sub-contractor(s) shall be registered with an appropriate compensation commissioner and have a valid letter of good standing from commissioner. The Contractor is responsible for ensuring the Letter of Good Standing is valid for the entire duration of the project/contract. A copy of the letter of Good Standing must be kept in the SHE file.

The truck/ vehicle that will be used to remove the water meters to the approved and registered waste landfill site must be ensured and have a valid disk. The Driver must have a valid SA Drivers Licence.



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6. COSTING FOR SHE REQUIREMENTS

The contractor is responsible for ensuring that SHE costing is taken into consideration for the entire project/contract as this will ensure they comply with the SHE legislative requirements

7. INDUCTION

An initial induction shall be done with key personnel to familiarize them with the requirements on site and for compiling the SHE file.

Once labourers are appointed JW will conduct an induction on SHE requirements, and the contractor is also required to conduct their company specific induction.

8. SUBMISSION OF SAFETY FILE

- Once appointed the contractor can submit their safety file for approval.
- Approval will be granted when the critical items have been sufficiently addressed.

9. RISK ASSESSMENT

- Every Contractor who has been appointed contractually to conduct work for Johannesburg water shall do compile a baseline risk assessment prior to starting with work, subject to the approval of the Client.
- Thereafter the task-based risk assessments will be done daily with every task being done.

10. SAFE WORKING PROCEDURES / METHOD STATEMENTS

The following method statements / safe working procedures must be compiled:

- Emergency preparedness plan
- Incident management
- Vehicle procedure
- Waste management plan
- Hand tool and
- Portable electrical tool procedure.

11. TOOLBOX TALKS

- The contractor shall ensure they conduct toolbox talks with their employees on a weekly basis and records of these must be kept in the SHE file.
- The objective of toolbox talks should be to communicate relevant site information to assist in improvement of occupational health and safety performance.



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- Employees must acknowledge the receipt of toolbox talks and this record must also be kept in the SHE file.

12. PERSONAL PROTECTIVE EQUIPMENT (PPE)

- Contractor must issue their employees SABS approved PPE. A copy of the PPE issue register signed by the employee issued with the PPE must be kept in the SHE file.
- Contractor Supervisor are required to conduct continuous inspections of the PPE issued to their employees to ensure that they are still in good condition to be used by the employee or they still comply with manufacture requirements.
- The contractor is responsible for ensuring that employees are trained on the safe use of the PPE issued to them, how to maintain it and the limitations of the PPE.
- NO SHORTS OR DRESSES WILL BE ALLOWED ON SITE
- All employees shall, as a minimum, be required to wear the following personal protective equipment on any of Johannesburg Water SOC Ltd.'s projects:
 - Protective overalls;
 - Hand gloves
 - Protective footwear;
 - Protective headwear; and
 - Eye, face and ear protection.

13. WORKPLACE SIGNAGE

- Appropriate symbolic signage must be displayed where it is required by legislation.
- Appropriate warning, mandatory and information signs must be placed where required.
- All signs must comply to SANS/ SABS requirements.
- Contractors shall use mandatory and prescribed symbolic safety signs at their lay down and site areas.

14. INCIDENT REPORTING AND INVESTIGATION

- All incidents shall be reported to the Client before the end of the shift or within 24hrs of occurrence.
- Section 24 incidents shall be reported to DOL using the prescribed format.
- The contractor shall develop an incident management procedure and communicate with all employees.



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15. NOTIFICATION OF CONSTRUCTION WORK

- The contractor shall notify the DOL in the prescribed format of the intended work prior to work.

16. PUBLIC HEALTH AND SAFETY

The Principal Contractor is responsible for ensuring that non-employees affected by the lifting operation are made aware of the dangers likely to arise from the construction work as well as the precautionary measures to be observed to avoid or minimise those dangers. This includes:

- Non- employees entering the site for whatever reason;
- The surrounding community; and
- Passers-by the site.
- The Principal Contractor shall organize the site in such a manner that pedestrians and vehicles can move safely and without risks to health, including sufficient and suitable traffic routes and safe walkways with relevant signage.

17. ACCOMMODATION ON SITE

No employees shall be accommodated on site.

18. WELFARE FACILITIES

The provision of toilets for each sex is required in terms of the National Building Regulations and Construction Regulation 28. Chemical toilets are allowed instead of the water borne sewerage type. Toilets have to be provided at a ratio of 1 toilet per 30 workers. The Principal Contractor shall provide flushing toilets on the construction premises.

- At least cold-water showers for each sex have to be provided at a ratio of 1 shower per 15 workers.
- Some form of screened off changing facility must be provided separately for each sex.
- Some form of eating facility sheltered from the sun, wind and rain must be provided.

The employer needs to provide his employees with the following:

- Potable water for drinking.
- Water and soap for hand washing.
- Toilet paper.



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19. HAND TOOLS

The Principal Contractor must inspect all hand tools before it is brought onto the site.

- As far as possible all hand tools must be numbered and placed on register to be inspected monthly by a person designated to do so.
- Any tools found to be in an unsafe condition must immediately be removed from service and either discarded or rectified.
- No chisels with “mushroomed” heads must be used.
- No hammer shall be used with a cracked or damaged handle.
- All files must be fitted with handles.
- All trolleys, pushcarts, etc. used on site must be identifiable, placed on register and inspected at least once every month.
- Non-sparking tools must be used in areas where the risk of fire or explosion is present.
- No homemade hand tools are allowed on the project.
- All tools shall be attached to a suitable lanyard when utilised in elevated positions.

20. CRANE TRUCK REQUIREMENTS

1. Training and Certification:

- **Driver:** The driver must have a valid certificate of training.
- **Crane Operator:** The crane operator must have a valid certificate of training.
- **Training:** Consider taking a formal training course aligned with SAQA requirements
- **Renewal/ Refresher:** Truck mounted crane license renewal or refresher courses are required every 2 years.

2. Equipment Condition and Safety:

- **Good Condition:** All equipment, including the crane, hydraulic hoses, and the truck, must be in good working order with no leaks.
- **Outriggers:** The truck must use outriggers to stabilize the vehicle while operating, and they must be placed on firm, level ground.
- **Ground Stability:** The vehicle and the outriggers must be on firm, level ground.
- **Load Capacity:** Never exceed the crane's lifting capacity.
- **Load Security:** All loads should be securely attached and balanced before lifting.
- **Safety Devices:** Sheaves, brakes, and safety devices should be inspected at least every six months.
- **Service History:** A service history register should be kept for at least 10 years.



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- **Load Indicator:** A load indicator should be fitted.
- **Checklist:** A truck-mounted crane inspection checklist should be followed, including checks for filters, structural parts, critical parts, signage, and wear and tea

21. WORKING AT HEIGHTS

- A competent person must compile a fall protection plan for all tasks which will be done at elevated position.
- The requirements as per the Construction regulations for working at heights shall be complied with by the contractor at all times.
- The fall protection plan shall be specific to the work that will be conducted at elevated position and proper provision must be made for rescue of employees at heights.
- Fall protection plan must include fall risk assessment detailing proper controls to be implemented.
- All employees who their duties entail working at heights must be declared medically fit by an Occupational Health Practitioner for working at heights.
- Employees who will be working at heights must be trained by a competent service provider for working at heights and must be trained on use of fall prevention/arrest devices to be used at heights.
- Employees working at height must be trained on the latest approved fall protection plan before work commences at height.

22. COMPLIANCE MONITORING

- Weekly inspections and monthly audits will be conducted on site.

23. PROJECT COMPLETION

- Upon completion of the project the SHE file shall be returned to the Client for retention and close out.



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Project details

Project Scope: Hiring of a 5 ton crane truck with a grab.

Depot / Site / Department: Olifantsvlei WWTW

Estimated duration: TBC

Documents required

| | | | | | | |
|-----------------------------------|-----|-------------------------------------|----|--------------------------|-----|--------------------------|
| Letter of Good Standing | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| SHE plan | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Risk Assessment | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Safe working Procedures | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Notification of Construction work | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Inspection registers | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |

Items required before starting

| | | | | | | |
|---------------------------------|-----|-------------------------------------|----|-------------------------------------|-----|--------------------------|
| Medicals | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Vaccinations | Yes | <input type="checkbox"/> | No | <input checked="" type="checkbox"/> | N/A | <input type="checkbox"/> |
| PPE (boots, hard hats, overall) | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Induction | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Approval from OHS | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |

APPOINTMENTS AND COMPETENCIES

Construction Supervisor

| | | | | | | |
|---|-----|-------------------------------------|----|--------------------------|-----|--------------------------|
| Appointment | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| CV (and/ certificates) <i>(Crane Truck Operator)</i> | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |

Vehicle Operator

| | | | | | | |
|----------------------------|-----|-------------------------------------|----|--------------------------|-----|--------------------------|
| Appointment | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| CV (and/ Driver's license) | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |

NB* Other appointments will be based on the number of employees on site as required by law.



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RETURNABLE ANNEXURE A: ACKNOWLEDGEMENT OF SHE SPECIFICATION & ANNEXURES

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|-------------|--|
| CONTRACTOR: | |
|-------------|--|

I, the undersigned, hereby acknowledge that I have obtained copies of the following listed documentation and confirm that I fully understand the contents thereof and the consequences of non-compliance. The Contractor furthermore reiterates its commitment to compliance of the requirements contained within the following provided documentation:

- Johannesburg Water SOC Ltd, Safety, Health & Environmental (SHE) Specification, Annexure 1: Baseline risk assessment conducted for or on behalf of Johannesburg Water SOC Ltd;

Signed at on this Day of 20.....

| CONTRACT MANAGER | | | |
|---------------------|-------------|------|-----------|
| NAME | DESIGNATION | DATE | SIGNATURE |
| CONTRACT SUPERVISOR | | | |
| NAME | DESIGNATION | DATE | SIGNATURE |
| WITNESS (1) | | | |
| NAME | DESIGNATION | DATE | SIGNATURE |
| WITNESS (2) | | | |
| NAME | DESIGNATION | DATE | SIGNATURE |

Guide: How to submit a response on the E-tender Portal

- Submit on E tender portal, following the below:
 1. (<https://www.etenders.gov.za/>)
 2. Search/Click Browse Opportunities by organ of state (Johannesburg Water)/search by RFQ reference number .
 3. Click the **+ sign** to expand the tender/ RFQ information.
 4. start the e submission process.
 5. Supplier login
 6. Use your CSD Credentials to Login. Contact CSD on (csd@treasury.gov.za) in case you forgot your login credentials. “My profile should show if you have logged in successfully”.
 7. select supplier.
 8. check the submission checklist and attached the compulsory documents.
 9. confirm and proceed .

If the application is not going through on the E-tender portal Contact:

eTenders Contact Centre

+27(0)12 406 9222 / 012 406-9229 / 012 312-5000

etenders@treasury.gov.za

<https://etenders.treasury.gov.za>

POPIA PRIVACY STATEMENT

Johannesburg Water SOC Limited

In terms of the Protection of Personal Information Act, 213 (Act 4 of 2013), also called the POPI Act or POPIA, Johannesburg Water SOC Limited, undertakes all reasonable measures to protect personal information and to keep it private and confidential.

1. Privacy Notice applies to:

Suppliers, vendors, contractors, service providers, etc whether appointed or prospective.

2. Definitions of personal information

According to the Act “personal information” means information relating to an identifiable living, natural person, and where it is applicable, an identifiable, existing juristic person. All addresses including residential, postal and email addresses.

3. About the Public Entity

Johannesburg Water (SOC) Limited, registration number 2000/029271/30

3.1 The information we collect

We collect information directly from you where you provide us with your personal details. Where possible, we will inform you what information you are required to provide to us and what information is optional.

3.2 How Johannesburg Water use your information

We will use your personal information only for the purposes for which it was collected and agreed with you. For example: to gather contact information, to confirm and verify your identity, for the evaluation and adjudication of bids and quotations for tenders, request for quotations, and other personal information for the procurement of goods and services by the Entity.

3.3 Disclosure of information

We may disclose your personal information to our Shareholder, the City of Johannesburg, and other Government agencies such as National Treasury, and the Auditor-General of South Africa. We have agreements in place to ensure that they comply with the privacy requirements as required by the Protection of Personal Information Act.

We may also disclose your information:

- Where we have a duty or a right to disclose in terms of law;
- Where we believe it is necessary to protect our rights.

3.4 Information Security

We are legally obliged to provide adequate protection for the personal information we hold and to stop unauthorised access and use of personal information. We will, on an ongoing basis, continue to review our security

POPIA PRIVACY STATEMENT

Johannesburg Water SOC Limited

controls and related processes to ensure that your personal information remains secure.

When we contract with third parties, we impose appropriate security, privacy and confidentiality obligations on them to ensure that personal information that we remain responsible for, is kept secure. We will ensure that anyone whom we pass your personal information agrees to treat your information with the same level of protection as we are obliged to.

3.5 Your rights: Access to Information

You have the right to request a copy of the personal information we hold about you. To do this, simply contact us at informationofficer@jwater.co.za, and specify what information you require.

3.6 Correction of your personal information

You have the right to ask us to update, correct or delete your personal information. We will require a copy of your identification document to confirm your identity before making changes to personal information we may hold about you. We would appreciate it if you would keep your personal information accurate and up to date.

3.7 How to contact us

If you have any queries about this document; you need further information about our privacy practices; wish to withdraw consent; exercise preferences or access or correct your personal information, please contact us at the numbers listed on our website or send an email to informationofficer@jwater.co.za.



a world class African city



City of Johannesburg

Johannesburg Water SOC Ltd

Turbine Hall
65 Ntsemi Piliso Street
Newtown
Johannesburg

Johannesburg Water
PO Box 61542
Marshalltown
2107

Tel +27(0) 11 688 1400
Fax +27(0) 11 688 1528

www.johannesburgwater.co.za

PLEASE SUPPLY THE FOLLOWING DOCUMENTS TO ENABLE US TO EVALUATE YOUR SUBMISSION :

| Returnable Documents | Description | Yes/No | |
|-----------------------------|---|---------------|-------------------|
| 1 | Original Valid Tax Clearance Certificate /valid SARS PIN | | COMPULSORY |
| 2 | A, certified /original/valid, BBBEE certificate /sworn affidavit (Please note that the Sworn Affidavit must be compliant as per B-BBEE Practice Guide 01 of 2018 , NON COMPLIANT AFFIDAVIT WILL BE SCORED ZERO) | | COMPULSORY |
| 3 | Municipal rates and taxes (Must not be older than 90 days in arrears in line with regulation 38. | | COMPULSORY |
| 4 | Signed Declaration of Interest form (MBD 4) | | COMPULSORY |
| 5 | Declaration of Bidders past supply chain management practices (MBD 8) | | COMPULSORY |
| 6 | Certificate of Independent Proposal Determination (MBD 9) | | COMPULSORY |
| 7 | Proof of CSD registration /MAAA Supplier Number | | COMPULSORY |
| 8 | Preference points claim form in terms of the preferential procurement regulations 2022 (MBD 6.1) | | COMPULSORY |
| 9 | Company registration documents with ID copies of directors / shareholders. | | COMPULSORY |

Directors:

Ms Gugulethu Phakathi (Chairperson), Mr Ntshavheni Mukwevho (Managing Director and Executive Director),
Mr Johan Koekemoer (Financial Director and Executive Director), Mr Phetole Modika, Mr Siphamandla Mnyani, Mr Siyabonga Mthembu,
Mrs Zandile Meeleso, Mr Pholoso Matjele, Mr Kgaile Mogoye, Mr Sandiso Mgengwana, Mr Molate Mashifane, Ms Pamela Mabece,
Mr Lunga Bernard

Ms Kethabile Mabe (Company Secretary),

Johannesburg Water SOC Ltd

Registration Number: 2000/029271/30

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:

3.5 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.

.....

¹MSCM 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.

3.9 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 |
|------------------|------------------------|------------------------------|
| | | |
| | | |
| | | |
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| | | |
| | | |
| | | |

.....
Signature

.....
Date

.....
Capacity

.....
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.

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

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 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

3.1.1. POINTS AWARDED FOR PRICE

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

80/20

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

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:

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.)

| The specific goals allocated points in terms of this tender | Number of points allocated (80/20 system) | Number of points claimed (80/20 system) | Proof of documents per specific goals |
|---|---|---|---|
| EME's OR QSE's- Businesses owned by people who are black-51% or more | 20 | | Valid BBBEE Certificate issued by SANAS accredited verification agency or DTI/CIPC BBBEE Certificate for Exempted Micro Enterprises or Affidavit sworn under oath |

DECLARATION WITH REGARD TO COMPANY/FIRM

4.2. Name of company/firm.....

4.3. Company registration number:

4.4. 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]

4.5. 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: | |
| | |
| | |
| | |

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

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>The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.</p> | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 4.1.1 | If so, furnish particulars: | | |
| 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>The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.</p> | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 4.2.1 | If so, furnish particulars: | | |
| 4.3 | <p>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?</p> | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

| | | | |
|-------------|--|---------------------------------|--------------------------------|
| 4.3.1 | If so, furnish particulars: | | |
| Item | Question | Yes | No |
| 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 bids¹ 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).² 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:

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:

(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.

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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