



The Petroleum Oil and Gas Corporation
Of South Africa (SOC) Ltd
Reg. No. 1970/008130/30

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Our Ref: **AD0070**
Date: 27 April 2022

All Tenderers

Dear Sir/Madam,

INVITATION TO TENDER: ENQUIRY NO: AD0070

TENDER CLOSING DATE: 2.00 PM, FRIDAY 27 MAY 2022

TENDER SALE OF ORCA BUOYED-OFF ANCHORS (9 X 12T STEYPRIS) AND CHAINS (NINE DIFFERENT LENGTHS OF 76mm STUD LINK) IN MOSSEL BAY SEA WATERS

1. Introduction

PetroSA recently sold their FPSO that was anchored in Mossel Bay seawater area. The nine (9) off Anchor Chains were not retrieved at the departure of the ORCA FPSO, due to equipment in-efficiencies. The anchor chains were subsequently cut and attached to Marker buoys for manual retrieval at a later stage.

Permission, with a grace period of 12 months, for a delayed recovery of anchor spread was obtained from Department of Forestry and Fisheries (DFFE) and South African Maritime Safety Authority (SAMSA).

The material is located in Mossel Bay, South Africa and are now offered for sale through a tender process.

You are hereby invited to submit a tender for purchase and removal, at their own cost, 9 off 12T Stevpris anchors complete with 76mm stud link anchor chains (~ 120 kg/m) in-situ on seabed, from PetroSA. The buyer will be responsible for the safe removal and recovery of all the equipment as specified in Scope of Supply, on or **before 30 December 2022**, in compliance to DFFE and SAMSA guidelines and conditions.

Directors:

Mr Nkululeko Poya (Chairperson),
Mr Llewellyn Delpont, Mr Leon Haywood, Ms Nolubabalo Sondlo, Mr Mthozami Xiphu,
Group Chief Executive Officer: Mr Pragasen Naidoo
Group Company Secretary: Ms Marlene Khumalo

Tenders must be submitted electronically in the tender box on tenders@petrosa.co.za

Your tender must be submitted in accordance with the requirements stipulated in the documentation listed below, which all form an integral part of this Invitation to Tender:

- This Letter of Invitation to Tender and Tender Form
- Standard Terms & Conditions for PetroSA (Rev 02) (available on <http://www.procurement.petrosa.com/terms.aspx>)

The following documents are attached for easy reference:

- a) Invitation to Tender
- b) Commercial Bid spreadsheet
- c) Anchors and Chains information

IMPORTANT NOTICE

Please note that your tender will not be considered if it is not submitted and received electronically in the electronic tender box on tenders@petrosa.co.za

Please use the attached EXCEL spreadsheet for your commercial proposal.

PetroSA may issue Bulletins from time to time to clarify certain aspects or to provide additional information on this RFT. It is the Tenderer's responsibility to check the procurement website (link above) to establish whether any bulletins were issued on this RFT, prior to submitting your tender.

In keeping with the principles of good corporate governance, which includes adequate fraud prevention measures as required by the Public Finance Management Act (PFMA), PetroSA has established toll free hotlines,

Telephone No: 0800 602 603, Whatsapp No: 0860 004 004, Sms No: 49017

Email: petrosa@behonest.co.za, where any act of fraud should be reported. This "whistleblower" facility is managed by an independent company that will ensure the anonymity of the whistleblowers and establish the substance of any allegations made.

2. Exchange Rate Variation

From the date of an order or award of a contract emanating from this RFT, the Tenderer accepts the risk of any additional cost due to exchange rate variation on the imported content of the order or contract.

Any additional cost due to exchange rate variation between the quotation/ tender date and receipt of the order or contract award shall be for the account of PetroSA.

In order to claim any additional cost as a result of currency variation the Tenderer shall clearly state the value of the imported content on the RFT.

The cost resulting from such exchange rate variation will be based on the difference between the relevant exchange rates at the closing date of the quotation/tender and the date of the order or contract award, as published by the South African Reserve Bank (<https://www.resbank.co.za>).

3. Declaration

By submitting a RFT (offer to purchase the goods referred to above) the Tenderer declares that:

- (a) the information provided is true and correct;
- (b) the person submitting the RFT is duly authorised to submit the RFT on behalf of the Supplier;
- (c) the RFT is completed independently from, and without consultation, communication, agreement or arrangement with any competitor. Communication between parties in a joint venture or consortium will not be construed as collusive tendering (As detailed in the Certificate of Independent Bid Determination-SBD 9, available from National Treasury's website);
- (d) documentary proof regarding any quotation will be submitted to the satisfaction of PetroSA when called upon to do so;
- (e) the Supplier consents to a "due diligence" being conducted on it by PetroSA or its authorised representatives regarding the Supplier's legal and empowerment status, technical ability, creditworthiness, security clearance, etc., and the Supplier undertakes to co-operate fully in this regard, within two days of receiving notification from PetroSA; and
- (f) the Supplier understands and acknowledges that any award made to it will be subject to the conclusion of an agreement between the Supplier and PetroSA. The Supplier understand and acknowledge that the PetroSA's Standard Terms and Conditions shall be applicable and shall take precedence over the Supplier's own terms and conditions of supply (if any). The Supplier further acknowledge that it is its responsibility to peruse same prior to making any proposal to PetroSA. It is an express condition that any comments and/or qualification on PetroSA's Standard Terms and Conditions, must be submitted with the Supplier's quotation. Any negotiations shall solely be conducted on the basis of such Supplier's comments and/or qualifications

4. Enquiries

Technical enquiries regarding this quotation should be addressed to **Hennie Fortuin** on martinhennie.fortuin@petrosa.co.za

5. **Order or Contract Award**

PetroSA reserves the right to withdraw RFTs, reissue RFTs and/or divide the scope and award to more than one Tenderer.

PetroSA shall not be obliged to accept the lowest or part or all of any quotation submitted. No agreement between PetroSA and the Supplier shall come into existence until such time as a written contract/agreement signed by PetroSA and the Supplier is concluded, or an official purchase order is issued to the Supplier, and becomes unconditional in accordance with its terms. The Supplier should not and cannot rely on any communication to the Supplier of a successful quotation by PetroSA staff and representatives as no legally binding agreement will come into existence until a formal written and legally binding and enforceable agreement is validly concluded and executed. Please further take note that even if a Supplier scores the highest points in an RFT/auction the award is subject to a due diligence before a purchase order or contract can be concluded with PetroSA.

PetroSA reserves the right not to award any quotation, including a quotation that is technically compliant, if the quotation is found to be commercially unattractive.

C Bunting
Group Supply Chain Manager