

REQUEST FOR PROPOSAL (RFP) DOCUMENT

DESCRIPTION	SUPPLY AND DELIVER PERSONAL PROTECTIVE EQUIPMENT (PPE) AT VLAKFONTEIN MINE ON AN AS AND WHEN REQUIRED FOR A PERIOD OF THREE (3) YEARS.
Bid number:	AE/VLAK022/2021
Bid Issue Date	17 November 2021
Bid Available	This RFP may be downloaded directly from National Treasury's e-Tender Publication Portal at www.etenders.gov.za , and African Exploration Mining and Finance Corporation at www.aemfc.co.za . Free of charge.
Briefing Session	A compulsory pre-proposal RFP briefing will be conducted via Microsoft Teams on the, on the 25 November 2021, at 11:00am for a period of ± 2 hours. The briefing session will start punctually, and information will not be repeated for the benefit of Respondents arriving late. All interested bidders must register their interests by completing "Registration of Prospective Bidders Form" that will be attached on the advertisement and return to tender@aemfc.co.za. Bidders are expected to fill in and sign the "Certificate Of Briefing Session Attendance" during the briefing session together with the signature of AEMFC representative. The signed form shall form part of the tender submission. Any organization wishing to bid must send at least one representative but not more than two representatives per bidder. A Consortium or Joint Venture must be represented by at least one of the Consortium or Joint Venture members. <i>Failure to submit "Registration of Prospective Bidders Form" for the briefing session attendance by 23 November 2021 will lead to bidder not being able to attend RFP briefing.</i>
Closing Date	07 December 2021
Closing Time	12:00 Bidders must ensure that bids are delivered timeously to the correct address. As a general rule, if a bid is late or delivered to the incorrect address, it will not be accepted for consideration.
Clarification on enquiry documents	Bidders will notify AEMFC of any clarifications required before the closing time for clarification queries, which is 04 working days before the deadline for tender submission.
Bid validity period:	120 days. Bidders are to note that they may be requested to extend the validity period of their bid, at the same terms and conditions, if the internal evaluation process has not been finalised within the validity period. However, once the adjudication body has approved the process and award of the business to the successful bidder(s), the validity of the successful bidder(s)' bid will be deemed to remain valid until a final contract has been concluded.
Delivery Instructions By Hand	Bid documents should be deposited in the Bid Box situated at: African Exploration Mining and Finance Corporation (SOC) Ltd Building 1, 1st Floor 74 Waterfall Drive Waterfall City Gauteng 2090 Access to the Bid Box is limited to the following hours: Monday to Friday: 08:30 to 16:00 Late Tenders will not be accepted. Bidders must ensure that bids are delivered on time to the correct address. Bids received late shall not be accepted for consideration. All Bids must be submitted on the official forms provided by AEMFC – (not to be modified)

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Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	AE/VLAK022/2021	CLOSING DATE:	07 December 2021	CLOSING TIME:	12H00
DESCRIPTION	APPOINTMENT OF A SUITABLE SERVICE PROVIDERS TO SUPPLY AND DELIVER PERSONAL PROTECTIVE EQUIPMENT (PPE) AT VLAKFONTEIN MINE AS AND WHEN REQUIRED FOR A PERIOD OF THREE (3) YEARS.				
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX
SITUATED AT (STREET ADDRESS)

African Exploration Mining and Finance Corporation (SOC) Ltd
Building 1, 1 st Floor
74 Waterfall Drive
Waterfall City
Gauteng
2090

SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
TCS PIN:			OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	☐ Yes	
	☐ No			☐ No	
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	☐	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	☐	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	☐	A REGISTERED AUDITOR			
		NAME:			

[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT (FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]

Respondents Signature

Date

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ANSWER PART B:3 BELOW]
SIGNATURE OF BIDDER		DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE (ALL INCLUSIVE)	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY	AEMFC SOC LTD	CONTACT PERSON	Procurement
CONTACT PERSON	Procurement	TELEPHONE NUMBER	067 411 0001
TELEPHONE NUMBER	067 411 0001	FACSIMILE NUMBER	N/A
FACSIMILE NUMBER	N/A	E-MAIL ADDRESS	tender@aemfc.co.za
E-MAIL ADDRESS	tender@aemfc.co.za		

Respondents Signature

Date

PART B

TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION. 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR ONLINE 1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION. 1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION. 1.5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
2. TAX COMPLIANCE REQUIREMENTS
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS. 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS. 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA. 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID. 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER. 2.6 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 BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? ☐ YES ☐ NO 3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO 3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? ☐ YES ☐ NO 3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? ☐ YES ☐ NO IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

Respondents Signature

Date

1 TERMS OF REFERENCE (Confidential Information Disclosure Notice)

- 1.1 This document may contain confidential information that is the property of African Exploration Mining and Finance Corporation (AEMFC) SOC Ltd.
- 1.2 No part of the contents may be used, copied, disclosed or conveyed in whole or in part to any party in any manner whatsoever other than for preparing a proposal in response to this bid, without prior written permission from African Exploration Mining and Finance Corporation SOC Ltd.
- 1.3 All copyright and intellectual property herein vests with African Exploration Mining and Finance Corporation SOC Ltd.

2 INTRODUCTION

- 2.1 African Exploration Mining and Finance Corporation (SOC) Ltd ("AEMFC") is a state-owned Mining Company established to secure South Africa's energy supply primarily through the mining and supply of coal for the generation of electricity, as well as securing other resources that will provide energy for the future, including key minerals for beneficiation in the energy and steel value chain. As a growing company, AEMFC is currently operating an opencast coal mine (Vlakfontein Mine- Coordinates: **Latitude 26° 0'42.15"S, Longitude 28°57'47.72"E**) established in 2011 which is located near Ogies in Mpumalanga Province with its Head Office at Waterfall City in Johannesburg.
- 2.2 AEMFC Vlakfontein Mine requires Personal Protective Equipment (PPE) for its employees to meet the mine health and safety requirements and its code of practices and the procedures. The PPE required must be in line with the mine standard.
- 2.3 Thus, the Service Provider is requested to provide a proposal based on the Scope Of Work (SOW) **Section 5**.

3 PRE-QUALIFICATION

The pre-qualification criteria in accordance with the Preferential Procurement Regulations 2017 will apply as follows:

- 3.1 Respondents with a minimum B-BBEE status level1.
 - a) The B-BBEE status level issued by an authorised body or person;
 - b) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
 - c) Any other requirements prescribed in terms of the Broad-Based Black Economic Empowerment Act.
- 3.2 Exempted Micro Enterprise (EME's) which is 51% owned by black people.

3.3 Compulsory Local Content

In terms of section 8(1) the Preferential Procurement Regulations, 2017 and the Instruction Note issued by National Treasury on the Invitation and Evaluation of Bids based on the stipulated minimum threshold for local content for the production of Personal Protective Equipment (PPE) Sector, AEMFC is required to set a stipulated minimum threshold be set for this RFP which is as follows:

- a) A Local Content threshold of 100% (hundred percent) will be required for the goods specified in SBD 6.2 to be manufactured by a success respondent for the remainder of the contract term.

Note: "A bidder that fails to meet the minimum stipulated threshold for local production and content is an unacceptable bid."

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

3.4 For further guidance with regards to determination of “Local Content” Respondents must refer to the following documentation:

- a) SABS approved technical specification number SATS 1286:2011
- b) Guidance on the calculation of Local Content.

[available on the DTI website: <http://www.thedti.gov.za>]

3.5 Local content Notes

- 3.6 The exchange rate to be used for the calculation of local production and content must be the exchange rate published by the South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid; and
- 3.7 Only the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 must be used to calculate local content.
- 3.8 The Local content (LC) expressed as a percentage will be calculated in accordance with the following formula:

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

Where

x is the imported content in Rand

y is the bid price in Rand excluding VAT

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by the SARB at 12:00 on the date of advertisement of the bid.

3.9 Mandatory RFP Annexures

The regulatory and mandatory RFP Annexures, which must be completed by all Respondents in order to declare Local Content, are as follows:

- Annexure B – Declaration Certificate for Local Production and Content [SBD 6.2]
- Annexure C – Local Content Declaration: Summary Schedule

Annexures D and E are Supporting Schedules to Annexure C. They are named as follows:

- Annexure D – Imported Content Declaration: Supporting Schedule to Annexure C
- Annexure E – Local Content Declaration: Supporting Schedule to Annexure C

After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. Declaration C should be submitted with the bid documentation at the closing date and time of the bid. Declarations D and E should be kept by Respondents for verification purposes for a period of at least 5 years. The successful Respondent is required to continuously update Declarations C, D and E with the actual values for the duration of the contract. In addition to what is stated above regarding Annexures D and E, please note that these declarations are to be submitted as part of the Essential Returnable Documents.

Although Annexure D and Annexure E need not be submitted with Proposals, AEMFC reserves the right to call for these Supporting Schedules if required.

Respondents Signature

Date

3.10 Challenges meeting the Local Content Threshold

Should, after the award of a Bid, the Supplier experience challenges in meeting the stipulated minimum threshold for Local Content, AEMFC is required to inform the DTI accordingly in order for the DTI to verify the circumstances and provide directives in this regard.

3.11 Local Content Obligations

Respondents are to note that the Local Content commitments made by the successful Respondent(s) will be incorporated as a term of the contract and monitored for compliance. Should the successful Respondent fail to meet its Local obligations, non-compliance penalties shall be applicable as per the contract or Standard Terms and Conditions of Contract. Breach of Local Content obligations also provide AEMFC cause to terminate the contract in certain cases where material non-compliance with Local Content requirements are not achieved.

4 OBJECTIVE CRITERIA

- 4.1 Not Applicable (N/A)

5 MULTIPLE BIDDING

- 5.1 AEMFC does not allow bidders to do multiple bidding.

*Note: Bidders submitted multiple bidding **will** be deemed to be non-responsive).*

6 SCOPE OF WORK (SOW) (REQUIREMENTS)

AEMFC is looking to appoint a Service Provider to Supply and Deliver Personal Protective Equipment (PPE) as and when required for a period of three (3) years.

- 6.1 The mine will notify the service provider to deliver the PPE
- 6.2 PPE must be delivered by the service provider to the mine.
- 6.3 PPE for women ranging from size 32 to 50
- 6.4 PPE for men ranging from size 32 to 50
- 6.5 PPE must be delivered within 30 days after notification by the mine.
- 6.6 PPE sample must be provided to the mine for approval for all the items before a delivery made to the mine

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

SPECIFICATIONS AND CONDITIONS

Items	Specifications	Sizes
Two-piece female overalls	➤ Jacket and pants – Design and cut comply with SANS 511: 2011- Button / slide fastener, ➤ Two-piece work wear suits used shall be in accordance with SANS 1387-4 standards. ➤ The material of both Jacket and Pants shall be pre-shrunk 100% woven cotton fabric in accordance with SANS D59 material type. ➤ Stitching shall comply with SANS 10101 ➤ The thread shall comply with SANS 1362 ➤ The AEMFC SOC LTD logo shall appear on the left-hand top pocket in orange and blue and shall be in accordance with AEMFC 's corporate identity. ➤ All personal protective clothing to be fitted with flame retro reflective material stripes on one sleeve circumference on the inner upper arm (both arms), reflective stripes on both legs above the knees of the pants. ➤ The zip fastener shall comply with SANS 1882 and shall be non-conductive material ➤ The pants shall be long and comply with the size specifications in SANS 434. ➤ The pants shall be a standard five pocket style ➤ Long pants shall have reserve pleats ➤ The pants must have 2 sides pockets. ➤ The thread used shall with SANS 1362 ➤ Colour is ROYAL BLUE	➤ PPE for women ranging from size 32 to 50.
Two-piece male overalls	➤ Two-piece work wear suits used shall be in accordance with SANS standards ➤ The material shall be pre-shrunk 100% woven cotton fabric in accordance with SANS D59 material type ➤ Stitching shall comply with SANS 10101 ➤ The thread shall comply with SANS 1362 ➤ The AEMFC SOC LTD logo shall appear on the left-hand top pocket in orange and blue and shall be in accordance with AEMFC 's corporate identity. ➤ All personal protective clothing to be fitted with flame retro reflective material stripes on one sleeve circumference on the inner upper arm (both arms), reflective stripes on both legs above the knees. ➤ The reflective stripes must be LIME in colour ➤ The zip fastener shall comply with SANS 1882 and shall be non-conductive material ➤ . The pants shall be long and comply with the size specifications in SANS 434.	➤ PPE for men ranging from size 32 to 50.

Respondents Signature

Date

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

	➤ The pants shall be a standard five pocket style ➤ Colour is ROYAL BLUE	
One-piece overalls (Heat resistant)	➤ The front shall be shirt style open fronts with collar ➤ The material shall be pre-shrunk 100% woven cotton fabric in accordance with SANS D59 material type ➤ The top section, if not cut in one with trouser section, shall be joined by means of a seam at waist level. ➤ The waistline shall be required elasticized from side seam to side seam ➤ All raw edges shall be turned in and stitched fly front shall be fastened with a slide fastener as per SANS 1882 ➤ All personal protective clothing to be fitted with flame retro reflective material stripes on one sleeve circumference on the inner upper arm (both arms), reflective stripes on both legs above the knees. ➤ The AEMFC SOC LTD logo shall appear on the left-hand top pocket in orange and blue and shall be in accordance with AEMFC 's corporate identity. ➤ This shall be ROYAL BLUE	➤ PPE for men ranging from size 32 to 50.
Two-piece overalls (Acid proof)	➤ Two-piece work wear suits used shall be in accordance with SANS standards ➤ The material shall be pre-shrunk 100% woven cotton fabric in accordance with SANS D59 material type ➤ Stitching shall comply with SANS 10101 ➤ The thread shall comply with SANS 1362 ➤ The AEMFC SOC LTD logo shall appear on the left-hand top pocket in orange and blue and shall be in accordance with AEMFC 's corporate identity. ➤ All personal protective clothing to be fitted with flame retro reflective material stripes on one sleeve circumference on the inner upper arm (both arms), reflective stripes on both legs above the knees. ➤ The reflective stripes must be LIME in colour ➤ The zip fastener shall comply with SANS 1882 and shall be non-conductive material ➤ . The pants shall be long and comply with the size specifications in SANS 434. ➤ The pants shall be a standard five pocket style ➤ Colour is GREEN	➤ PPE for men ranging from size 32 to 50.
Safety boots (with lace)	➤ Shall be BLACK in colour (Richmond (MTO)) ➤ Upper • Full grain leather, • 5 pair D-Ring lace-up	➤ Sizes range from 3 to 12 UK sizes

Respondents Signature

Date

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

	• Bellows tongue • Padded collar for comfort • Reflective safety tab on rear for enhanced visibility ➤ Lining • The quarter lining is from an industrial quality ferrabelle non-woven material • The vamp lining is from a high-tech needle-fibre lend with excellent perspiration absorbency. ➤ In-Sock & Top Sock • Anti-static non-woven in sock for flexibility, comfort and stability • Anti-bacterial Energiser wollen top stock with anti-microbial properties ➤ Midsole • Shank reinforcement for arch support • Steel midsole available - (90704) • APT midsole available – (90604) ➤ Toe Cap • Steel ➤ Sole • Dual Density PU/PU (Heat -resistant up to 95°C) ➤ The safety boots must comply with THE SABS SANS 20345:Mark for approval	
Welding Apron	➤ Kevlar® stitched and 42.1 in. long ➤ Dromex ACE Leather 60 x 90cm one piece ➤ Must provide complete front body protection ➤ The apron shall be rubber coated or heavy-duty polyester viscose material. ➤ The apron must be full length and hang to the knees or below the knees.	N/A
Welding gloves	➤ Pinnacle Green lined Welding gloves shoulder length 16" premium grade	N/A
Welding helmet filter Arc welding shades	➤ Welding helmet shade Din 3-11 ➤ Heat resistant shell, material black nylon ➤ Filter lens to have been tested/certified to AS/NZS 1338: 1992 ➤ Impact protection on complete assembly to AS/NZS 1337: 1:2010 and TA500 Series safety helmet. ➤ Welding helmet Filter Welding clear ➤ Adjustable welding cap protective hat scarf welders retardant cotton helmet 55 to 61 cm	N/A
White hard hat	➤ All hard hat must be of the type that has an adjustable three-point webbing chin strap as prescribed in accordance with SANS 1397	N/A

Respondents Signature

Date

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

	➤ Must BE WHITE in colour ➤ Have a shortened sun peak ➤ Have a webbing suspension harness. ➤ Have adjustable head bands of standard size 53 cm to 63cm. ➤ Have limited side rims/gutter	
Dust mask	➤ FFP2 without valve ➤ White in colour ➤ Disposable particulate mask for protection against solid and non-volatile liquid particles only: EN 149:2001 + A1 2009 FFP2 NRDCE 0086 ➤ Protection factor 10 X WEL material that has low breathing resistance with effective protection against: sub-microm particles, fines dust, non-volatile ;liquid mists and biological agents	N/A
Safety Goggles	➤ SANS 1404, eye protection for industrial and non-industrial use. This code specifies the characteristics of personal eye protection for industrial and non-industrial use. The hazards covered are impact, molyenmetals, hot solids, dust, gases, liquids and any combination of these.	N/A
Safety gloves	➤ Maxi flex gloves	➤ Small to XXXL
Reflective vest:	➤ Shall comply with SANS 50471: High-visibility warning clothing for professional use ➤ The reflective tape (retro reflective material) shall comply with SANS 50471 and shall be a minimum of 50mm in width ➤ The front shall be closed by a zip faster which shall comply with SANS 1822 and be of a non-conductive material ➤ Lime in colour	➤ Small to XXXL
Corporate Shirts	➤ Ladies cut with long sleeves ➤ Male cut with long sleeves ➤ clothing to be fitted with flame retro reflective material stripes on one sleeve circumference on the inner upper arm (both arms), reflective stripes on both legs above the knees. ➤ The colours must be royal blue and orange ➤ The AEMFC SOC LTD logo shall appear on the left-hand top pocket in orange and blue and shall be in accordance with AEMFC 's corporate identity.	➤ Small to XXXL

7 SERVICES, FACILITIES, AND INFORMATION TO BE SUPPLIED BY AEMFC (to the winning

Respondents Signature

Date

Supply and Deliver Personal Protective Equipment (PPE) at Vlaktefontein Mine as and when required for a period of three (3) years.

bidder)

- 7.1 Parking area
- 7.2 Security service for main security check points.

8 SERVICES, FACILITIES, AND INFORMATION TO BE SUPPLIED BY THE BIDDER

- 8.1 N/A.

9 PROPOSAL SUBMISSION AND OPENING OF BIDS

Bids should be sealed and externally endorsed:

CLIENT NAME: African Exploration Mining and Finance Corporation (AEMFC)

BID DESCRIPTION: Appointment of a suitable Service Provider to Supply and Deliver Personal Protective Equipment (PPE) at Vlaktefontein Mine as and when required for a period of three (3) years.

BID NO: AE/VLAK022/2021

BIDDER NAME:

ENVELOPE TITLE: FUNCTIONAL RESPONSE/COMMERCIAL RESPONSE

- 9.1 There shall be no public opening of the Bid received, however the list of Bids received may be published on the AEMFC website or National Treasury e-tender portal unless specifically provided for in the RFP.
- 9.2 Bids submitted by means of email, telegram, telefax, facsimile or similar means shall not be considered.
- 9.3 Bidders will be disqualified in the event of there being scratching out, writing over or painting out rates or information, affecting the evaluation of the bid, without initialling next to the amended rates or information.
- 9.4 Bidders will be disqualified in the event of the use of correction fluid (e.g. tippex), any erasable ink, or any erasable writing instrument (e.g. pencil).
- 9.5 Bidders will be disqualified if the entity or any of its directors is listed on the register of Bid Defaulters in terms of the Prevention and Combating of Corruption Activities Act of 2004 as a person prohibited from doing business with the public sector.

10 FUNCTIONAL RESPONSE

The following information must be included in the functional response envelope:

FUNCTIONAL RESPONSE ENVELOPE	
Proposal documents comprising of a response to the functional evaluation criteria inclusive of the following (Refer to Section 12).	Comply [Yes/No]
Completed Functional Response	
Specification Requirement: Completed Annexure A	
Provide a signed letter from the manufacturer confirming lead time for PPE delivery after contract award or order.	

Functional response envelope shall consist of the following:

- a) **Two (2)** hard copies of which **one (1)** shall be an **original** and the remaining **one (1) copy** of the original.
- b) The original copy must be marked clearly as an original version.

Respondents Signature

Date

11 COMMERCIAL RESPONSE

11.1 OBJECTIVE CRITERIA

a) Not Applicable (N/A).

The following information must be included in the commercial response envelope:

11.2 ADMINISTRATIVE DOCUMENTS

The following information must be included in the commercial response envelope:

a) Company Registration Documents.

11.3 JOINT VENTURE /CONSORTIUM AGREEMENT

- a) If the bidder is a Joint Venture or Consortium, a Joint Venture / Consortium agreement signed by all member entities of the Joint Venture or Consortium must be attached together with the registration document of all member entities.

11.4 BROAD BASE BLACK ECONOMIC EMPOWERMENT (B-BBEE) Act

- a) Valid Original or Certified Copy of B-BBEE Certificate/ Sworn Affidavit for EMEs and QSEs.
- b) If the bidder is a Joint Venture or Consortium, a consolidated B-BBEE certificate (of the Joint Venture or Consortium (inclusive of all member entities) must be submitted.
- c) *AEMFC reserves the right to verify the B-BBEE certification against the actual turnover as per Annual Financial Statements submitted by the bidder. Any discrepancy between the certification and the actual turnover as verified by AEMFC arising out of any misrepresentation in this regard shall lead to a disqualification.*
- d) Further, the original or certified copy of an individual or consolidated B-BBEE certificate or sworn affidavit will also be used for awarding preference points. The B-BBEE certificate must be submitted on the day of bid closure.
- e) B-BBEE status will be scored out of 20 points in accordance with PPPFA. If a tenderer fails to submit proof of B-BBEE status level, the tenderer will not be disqualified (except if B-BBEE level is a pre-qualification criterion). The tenderer will, however, be awarded 80 points for price and will score 0 points for B-BBEE level /status (out of 20).

11.5 NATIONAL TREASURY'S SUPPLIER DATABASE (CSD) REGISTRATION

- a) Bidders must submit proof of registration on the National Treasury's Central Supplier Database (CSD).
- b) Bidders are requested to register on the National Treasury CSD and include the copy of supplier number in order to enable the institution to verify the supplier's tax status on CSD.
- c) Registration can be completed online at www.csd.gov.za.

11.6 FINANCIAL STATEMENTS

Bidders to proof of financial Soundness - Annual Financial Statements:

- a) If a bidder is a registered company required by law to have its annual financial statements audited or independently reviewed in compliance with the requirements of the Companies Act, Act No. 71 of 2008 , or any other law, audited or independently reviewed annual financial statements, as the case may be, prepared within six(6) months of the end of the bidder's most recent financial year together with the audited or independently reviewed annual financial statements for two immediately preceding financial years, unless the bidder was only established within the past three (3) years in which case all of its annual

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financial statements must be submitted.

- b) If a bidder is a registered close corporation, annual financial statements in compliance with the provisions of the Close Corporation, annual financial statements in compliance with the provisions of the Close Corporations Act, Act No. 69 of 1984, prepared within nine (9) months of the end of the bidders most recent financial year together with the annual financial statements for the two immediately preceding financial years, unless the bidder was only established within the past three (3) years in which all of its annual financial statements must be submitted.
- c) Annual financial statements submitted must comply with the requirements of the Companies Act or the Close Corporations Act.
- d) If the bidder only commenced business within the past three years, the bidder is required to submit annual financial statements in compliance with the provisions of (5.1) and (5.2) above for each of its financial years since commencing business.
- e) If a bidder is not required by law to have its annual financial statements audited or independently reviewed, or is not a Close Corporation, then non-audited annual financial statements for the periods referred to above must be submitted.
- f) If a bidder is a new company, an affidavit must be provided where no annual financial statements have been prepared.

12 REQUIRED DOCUMENTS

The following Standard Bidding Documents duly completed and signed:

COMMERCIAL RESPONSE	
MANDATORY RETURNABLE DOCUMENTS	SUBMITTED [Yes/No]
Bill Of Quantities <i>Note (Bids submitted without the completed BOQ will be deemed to be non-responsive).</i>	
Annexure B: SBD 6.2 (DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT) <i>(Bids submitted without the completed Annexure B will be deemed to be non-responsive).</i>	
Annexure C (LOCAL CONTENT DECLARATION: SUMMARY SCHEDULE) <i>(Bids submitted without the completed Annexure C will be deemed to be non-responsive).</i>	
A proof of valid original (or Certified) B-BBEE certificate/Sworn affidavit. <i>(Bids submitted without valid original (or Certified) B-BBEE certificate/Sworn affidavit will be deemed to be non-responsive).</i>	

COMMERCIAL RESPONSE	
ESSENTIAL RETURNABLE DOCUMENTS	SUBMITTED [Yes/No]
Schedule A: Miscellaneous Information	
SBD 9: Certificate of Independent Bid Documentation	
Resolution of Authority to Sign on behalf of the Bidding Entity / JV / Consortium	
National Treasury Registration on Central Data Base (CSD) (certificate).	

Respondents Signature

Date

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Resolution of Authority to Sign on behalf of the Bidding Entity / JV / Consortium	
Valid and Original, or certified copy of Letter of Good Standing (COID) The above document will be required to be submitted at contracting stage.	

Commercial response envelope shall consist of only **one** original hard copy

13 EVALUATION CRITERIA

The following evaluation method will be used:

- 13.1 After the closing date of the bid invitation, an appointed evaluation committee of AEMFC officials and / or external parties/ consultants (where necessary) will evaluate the proposal of the service providers.
- 13.2 The committee will evaluate each of the bid proposals received against the approved criteria as stated below:
 - a) Compliance Check of required documents
 - b) Functionality (Technical)
 - c) Price and B-BBEE status level of contribution in accordance with PPPFA and its Regulations.

13.3 PHASE1: Compliance Check of Required documents

All proposals submitted will be evaluated to establish compliance to the commercial requirements such as for completion and signing of Standard Bidding Documents (SBD) forms, and submission of Central Supplier Database (CSD) registration number.

13.4 PHASE 2: Functionality

Minimum threshold value of **75** should be obtained by the service providers to qualify for the fourth phase.

Respondents Signature

Date

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

EVALUATION CRITERIA					
NO	EVALUATION CRITERIA	SCORING PRINCIPLE	RETURNABLE SCHEDULE	RATING	WEIGHTING SCORE
1.	Specification Requirements for the Supply of PPE	Must meet all technical requirements as per specifications	Completed Annexure K: Specification Requirement Bidders must list all the non-negotiable specifications in Annexure K specifications that the PPE will contain. Failure to list all non-negotiable specifications in Annexure K will lead to bidders scoring zero points	50	50
		Not meeting technical requirements		0	
2.	Indicate ability to supply the PPE within limited lead time when the order is made	A signed letter from the manufacturer confirming ability to deliver PPE within 6 weeks of the contract award or order throughout the duration of the contract	Bidders are to provide a signed letter from confirming ability to deliver on the manufacturer's letter head. Bidders are to provide letter singed letter from the manufacturer confirming ability to deliver PPE within specific lead time on manufacturers' s letterhead	50	50
		A signed letter from the manufacturer confirming ability to deliver PPE within 7 weeks of contract award or order throughout the duration of the contract		25	
		A signed letter from the manufacturer confirming ability to deliver PPE within 8 weeks of contract award or order throughout the duration of the contract		15	
		A signed letter from the manufacturer confirming ability to deliver PPE within 9 weeks of contract award or order throughout the duration of the contract		10	
		No signed letter from the manufacturer confirming ability to deliver PPE		0	
Total Points					100
Minimum Threshold					75

5.1 PHASE 4: Price and B-BBEE

Price Quotations will be evaluated in accordance with the Preferential Procurement Policy Framework Act (PPPFA), using the 80/20 preference point system, where 80 points will be for price and the remaining 20 will be for B-BBEE Status of Level of contribution. Preference points shall be awarded as follows:

B-BBEE Status Level of Contribution	NUMBER OF POINTS (80/20)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

If particulars required in respect of the bid have not been completed, except if only the Broad Based Black Economic Empowerment Certificate as provided for in Regulation 10 of The Preferential Procurement Regulations 2017, is not submitted, the bid will not be disqualified but no preference points will be awarded, and thereby impact the total scoring negatively

14 PRICING

Arithmetic Errors, omissions, and discrepancies

- 14.1 The insurance broker will earn the broker's fees or commission from each insurer/underwriter through the rates of broker's fees or commission payable in percentage on each insurance premium payable to the insurer/underwriter on each type of insurance cover and should be included in the premium payable.
- 14.2 Bidders should clearly state the broker's fees or commission charged on each quotation (i.e. the Rate of broker's fees or commission charged in percentage of each insurance premium payable to the insurers/underwriters on each type of insurance cover).
- 14.3 Where there is a discrepancy between the amounts in figures and the amount in words, the amount in words shall govern.
- 14.4 If there is an error in the line-item total on the bill of quantities resulting from the product of the unit rate and the quantity, the rate shall govern, and the line-item total shall be corrected.
- 14.5 Where there is an error in the total of the prices either as a result of other corrections required by this checking process or in the addition of prices, the rates shall govern, and the total tendered price shall be revised to achieve an arithmetically correct total tendered price.

14.6 All prices and quotation rates shall comply with the following conditions.

- a) Quotations to be in South African Rands;
- b) Price quoted must include VAT;
- c) Zero rated services or goods to be indicated as such;
- d) Bids shall be valid for a period of 120 days from date of closing; and
- e) Quotations to be submitted on the Company's letterhead.

Note: Commission payable to broker includes all costs of services provided under scope of work.

AEMFC reserves the right to enter into mandated negotiations with any/more selected tenderers in accordance with AEMFC's approved procurement policies and procedures.

15 ADDITIONAL INFORMATION

15.1 During evaluation of the bids, additional information may be requested in writing from bidders only for the purpose of clarifying aspects mentioned in the bid. Replies to such request must be submitted, within three (3) working days or as otherwise indicated.

16 DISCLAIMERS

Notwithstanding anything else in this Request For Proposal (RFP) and without limiting its rights at law or otherwise, AEMFC reserves the right, in its absolute discretion at any time to:

- 16.1 Cancel and call for new;
- 16.2 Appoint more than one bidder or contractor;
- 16.3 Reject any tender received after the closing time;
- 16.4 Alter the structure and/ or the timing of this RFP or the tendering process;
- 16.5 Consider and accept or reject any alternative tender;
- 16.6 Reject any tender that does not comply with the requirements of this RFP;
- 16.7 Terminate the participation of any Bidder or any other person in the Tendering process;
- 16.8 Cease to proceed with or suspend the Tendering process prior to the execution of an official written contract; and
- 16.9 Request additional information or clarification from any Service Provider or any other person or provide additional information or clarification.

AEMFC is not obliged to accept the lowest or any bid thereof and reserves the right to withdraw this bid.

ANNEXURE A: SCHEDULE A (MISCELLANEOUS INFORMATION)**Schedule A – DECLARATION OF INTEREST AND CONFIRMATION OF PREVIOUS PROCUREMENT ACTIVITIES**

1. Any legal person, including persons employed by the state, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder/adjudicating authority where-
 - the bidder is employed by the state; and/or
 - the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.
2. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

2.1 Full Name of bidder or his/ her representative:

2.2 Identity Number:

2.3 Position occupied in the company (director/trustee/shareholder):

2.4 Company Registration Number:

2.5 Tax Reference Number:

2.6 VAT Registration Number:

¹"State" means:

- a. 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);
- b. any municipality or municipal entity;
- c. provincial legislature;
- d. national Assembly or the national Council of provinces; or
- e. Parliament.

²"Shareholder" means a person who owns shares in the company and is actively involved in the management of the enterprise or business and exercises control over the enterprise.

2.7 Are you or any person connected with the bidder presently employed by the state? YES / NO

2.7.1 If so, furnish the following particulars:

(a) Name of person/director/trustee/shareholder/member:

.....

(b) Name of state institution at which you or this person connected to the bidder is employed:

.....

(c) Position occupied in the state institution:

.....

(d) Any other particulars:

.....

2.7.2 If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? **YES / NO**

2.7.2.1 If yes, did you attach proof of such authority to the bid document? **YES / NO**

(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid).

2.7.2.2 If no, furnish reasons for non-submission of such proof:

.....

.....

2.8 Did you or your spouse, or any of the company's directors/ trustees/shareholders/members or their spouses conduct business with the state in the previous twelve months: **YES / NO**

2.8.1 If so, furnish particulars:

.....

.....

2.9 Do you, or any person connected to this bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudicator of this bid? **YES/NO**

2.9.1 If so, furnish particulars.

- 2.10 Are you, or any person connected to the bidder, aware of any relationship (family friend other) between any other bidder and any person employed by the state who may be involved with the evaluation and or adjudication of this bid? **YES/NO**

- 2.10.1 If so, furnish particulars.

.....

.....

- 2.11 Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies whether or not they are bidding for this contract? **YES/NO**

- 2.11.1 If so, furnish particulars:

.....

.....

3 Full details of directors/trustees/shareholders:

Full Name	Identity No	Personal Tax Reference No	State Employee No/Persal No

4 DECLARATION

I, THE UNDERSIGNED (NAME).....

CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 2 and 3 ABOVE IS CORRECT. I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

I give consent to AEMFC to use all the submitted information for the evaluation and adjudication. I further provide AEMFC with permission to confirm the validity and authenticity of the submitted information with a third party (where applicable).

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

ANNEXURE B**SBD 6.2****DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS**

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

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

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) makes provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, where in the award of bids local production and content is of critical importance, such bids must be advertised with the specific bidding condition that only locally produced goods, services or works or locally manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. In terms of Regulation 16(2) of the Preferential Procurement Regulations, 2017, any sector designated and minimum threshold determined for local production and content for purposes of regulation 9 of the 2011 Regulations and in force immediately before the repeal of the 2011 Regulations, are regarded as having been done under regulation 8(1) of the 2017 Regulations.
- 1.4. Where necessary, for bids referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.5. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.6. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

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

Where

x is the imported content in Rand

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

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on http://www.thedti.gov.za/industrial_development/ip.jsp at no cost.

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

Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

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

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

4. Does any portion of the services, works or goods offered have any imported content?
(Tick applicable box)

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

- 4.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

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

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

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

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

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

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

IN RESPECT OF BID NO. AEMFC REQUEST FOR PROPOSAL (RFP) AE/VALK022/2021

ISSUED BY: AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (AEMFC) SOC LTD
NB

- The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on http://www.thdti.gov.za/industrial_development/ip.jsp. Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then

Respondents Signature

Date

Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

consolidate the information on Declaration C. **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names), do hereby declare, in my capacity as of (name of bidder entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

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

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above. The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

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

SIGNATURE: _____

DATE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

ANNEXURE C (1):

PPE COMMODITIES REQUIRING ADHERENCE TO THE LOCAL CONTENT & PRODUCTION THRESHOLDS (EXISTING ISSUED INSTRUCTION NOTES)

Product	Standards	Threshold
Clothing and Textile: 3ply Surgical Masks	EN 14683 SANS 1866	100%
Clothing and Textiles: Respirators (e.g. FFP2 & FFP3; N95)	EN 149	100%
Clothing and Textiles: Medical Textiles (e.g. Lined, Curtains, Gowns, Coveralls, Overshoes, Swap, Suits, etc)	Department of Health Specification	100%
Clothing and Textiles: Fabric/Public usage/consumers face masks	Per the guidelines issued by DTIC	100%
Leather and Footwear: Hospital cleaners closed work shoes.	South African Military Health Services and Department of Health Specifications	100%
Leather and Footwear: Nurses Shoes	South African Military Health Services and Department of Health Specifications	100%
Leather and Footwear: Patient shower slippers/ sandals	Department of Health Specification	100%
Leather and Footwear: Service Footwear	South African Police, SANDF	100%
Furniture: Beds and Mattresses	Department of Health Specification	100%

ANNEXURE C (2):

NON-DESIGNATED PPE COMMODITIES WHICH CAN BE LOCALLY PROCURED USING REGULATION 8.4 OF PREFERENTIAL PROCUREMENT REGULATIONS, 2017

Product	Standards	Threshold
Goggles	EN 166 is SANS 1404	80%
Face Shield	EU standard directive 86/686/EEC (very broad), EN 166/2002 (Eye protection) ANSI/ISEA Z87.1-2010	100%

Respondents Signature

Date

Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

Disposable Aprons	Department of Health Specification	100%
Gloves: Surgical Examination	Department of Health Specification	100%
Body Bags	ISO 22609, ISO 13485: 2016	100%
Biohazard bags	ASTM D 1922 Tear resistance 500g. ASTM D 1709 Impact resistance 165g	100%
Ventilators CPAP	Department of Health Specification	90%
Ventilators BiPAP	Department of Health Specification	80%
Diagnostics: Molecular	Department of Health Specification	60%
Diagnostics: Serological	Department of Health Specification	70%
Sanitisers	SANAS 490: 2013. SANAS 1853	90%
Disinfectants	SANAS 490: 2013. SANAS 1853	80%

Respondents Signature

Date

ANNEXURE F**SBD 6.1****PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017**

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

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

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

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

1.2

- a) The value of this bid is estimated to **not exceed** R50 000 000 (all applicable taxes included) and therefore the **80/20.....** preference point system shall be applicable;

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:

	POINTS
PRICE	
B-BBEE STATUS LEVEL OF CONTRIBUTOR	
Total points for Price and B-BBEE must not exceed	100

1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser

2. DEFINITIONS

- (a) **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **"B-BBEE status level of contributor"** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **"bid"** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic

Empowerment Act, 2003 (Act No. 53 of 2003);

- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3) Any other requirement prescribed in terms of the B-BBEE Act;
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE

3.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

or

80/20

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

Where

Ps = Points scored for price of bid under consideration

P_t = Price of bid under consideration

P_{min} = Price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

8	1	2
Non-compliant contributor	0	0

5. BID DECLARATION

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

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

6.1 B-BBEE Status Level of Contributor: . =(maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. SUB-CONTRACTING

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

(Tick applicable box)

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

7.1.1 If yes, indicate:

i) What percentage of the contract will be subcontracted.....%

ii) The name of the sub-contractor.....

iii) The B-BBEE status level of the sub-contractor.....

iv) Whether the sub-contractor is an EME or QSE

(Tick applicable box)

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

v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

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

8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

Respondents Signature

Date

8.4 TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

.....

.....

.....

8.6 COMPANY CLASSIFICATION

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

[TICK APPLICABLE BOX]

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

8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –

(a) disqualify the person from the bidding process;

(b) recover costs, losses or damages it has incurred or suffered as a result of that person’s conduct;

(c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;

(d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution.

WITNESSES 1. 2.	 SIGNATURE(S) OF BIDDERS(S) DATE: ADDRESS
--	--

ANNEXURE G: SBD 9**SBD 9****CERTIFICATE OF INDEPENDENT BID DETERMINATION**

- 1 This Standard Bidding Document (SBD) must form part of all bids/quotes¹ 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 *per se* prohibition meaning that it cannot be justified under any grounds.
- 3 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
 - a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.
 - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
- 4 This SBD 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 (SBD 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.

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

SBD 9

CERTIFICATE OF INDEPENDENT QUOTATION/PROPOSAL DETERMINATION**APPOINTMENT OF A SUITABLE SERVICE PROVIDERS TO SUPPLY AND DELIVER PERSONAL PROTECTIVE EQUIPMENT (PPE) AT VLAKFONTEIN MINE AS AND WHEN REQUIRED FOR A PERIOD OF THREE (3) YEARS.**

I, the undersigned, in submitting the accompanying quote:

(Quote Number and Description)

in response to the invitation for the quote made by:

African Exploration Mining and Finance Corporation (SOC) Ltd

(Name of Institution)

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.

Respondents Signature

Date

SBD 9

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.**

SBD 9

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

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

ANNEXURE H: REGISTRATION OF PROSPECTIVE BIDDERS FORM

DESCRIPTION: APPOINTMENT OF A SUITABLE SERVICE PROVIDERS TO SUPPLY AND DELIVER PERSONAL PROTECTIVE EQUIPMENT (PPE) AT VLAKFONTEIN MINE AS AND WHEN REQUIRED FOR A PERIOD OF THREE (3) YEARS.

BID NUMBER: AE/VLAK022/2021

DATE OF BRIEFING SESSION: 25 November 2021

TIME: 11:00 ± 2 hours

VENUE: Microsoft Teams

REGISTRATION OF PROSPECTIVE BIDDERS FORM

All interested bidders must register their interests to attend a compulsory briefing session by completing this form and return to tender@aemfc.co.za by **23 November 2021**.

Tel/ mobile no: Email address:

.....
BIDDER'S NAME

.....
DATE

Failure to submit "REGISTRATION OF PROSPECTIVE BIDDERS FORM" for the briefing session attendance by 23 November 2021 will lead to bidder not being able to attend RFP briefing.

- ☐ Will select time slot of attending, if late AEMFC reserves the right not to attend to them
- ☐ Will agree to screen testing
- ☐ Will wear the required COVID-19 PPE
- ☐ Will not be allowed into the premises if they screen test results indicates the symptoms of COVID- 19 illness

Respondents Signature

Date

Appointment of a suitable Service Provider to Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

ANNEXURE I : RESOLUTION TO SIGN ON BEHALF OF COMPANY

Resolution to sign on behalf of Company

RESOLUTION of a meeting of the Board of "Directors / Members / Partners of:

.....
(legally correct full name and registration number, if applicable, of the Enterprise)

held at (place).....

on (date).....

RESOLVED that:

- 1 The Enterprise submits a Tender to **AEMFC** in respect of the following:

AE/VLAK022/2021

Tender Reference Number:

**SUPPLY AND DELIVER PERSONAL PROTECTIVE EQUIPMENT (PPE) AT VLAKFONTEIN MINE
ON AN AS AND WHEN REQUIRED FOR A PERIOD OF THREE (3) YEARS.**

(project description as per Tender Document)

- 2 *Mr/Mrs/Ms in *his/her capacity as:

.....(position)

And who will sign as follows: _____ (Signature)

and is hereby, authorised to sign the Tender and all other documents and/or correspondence in connection with and relating to the EOI, as well as to sign any Contract, and any and all documentation, resulting from the award of any project to the Enterprise mentioned above.

	NAME	CAPACITY	SIGNATURE
1.			
2.			
3.			
4.			
Note: *Delete which is not applicable NB: This resolution must be signed by <u>all</u> the Directors / Members / Partners of the Tendering Enterprise or majority of directors of the Tendering Enterprise. - Should the number of Directors / Members / Partners exceed the space available above, additional names and signatures must be supplied on a separate page.			ENTERPRISE STAMP

Supply and Deliver Personal Protective Equipment (PPE) at Vlakfontein Mine as and when required for a period of three (3) years.

Annexure J: Bill of Quantities (BOQ)

BILL OF QUANTITIES (BOQ)						
BOQ						
No.	Description	Colour	A Quantity	Unit Of Measure	B Price / Unit	Total Price (A*B)
1	Safety boots (size 3 to 12)	Black with lace	1600	Pair		
2	Safety boots (size 3 to 12)	Black without lace	1800	Pair		
3	Embroidered sweet-orr or equivalent One-piece overalls with reflective stripes (size 32 to 50)	Royal Blue	1400	Each		
4	Embroidered sweet-orr or equivalent One piece overall with reflective stripes (size 32 to 50)	Green	360	Each		
5	Embroidered sweet-orr or equivalent Two-piece overalls with reflective stripes (size 32 to 50)	Green	360	Each		
6	Embroidered sweet-orr or equivalent Two-piece overalls with reflective stripes (size 32 to 50)	Royal Blue	650	Each		
7	Welding Apron	Brown	100	Each		
8	Welding Gloves		300	Each		
9	Welding Helmet		150	Each		
10	Hardhat	White & Pink	2200	Each		
11	FFP 2 dust masks disposable	White	33 750	Boxes		
12	Safety Goggles	Clear	900	Boxes		
13	Reflective vest (Employee Vest) (Size small to XXXL)	Lime	900	Each		
14	Safety gloves		1000	Packs		
15	Embroidered Shirts for male and female with reflective stripes (Size S to XXXL)	Orange and Blue	1600	Each		
16	Raincoats	Orange	1600	Each		
	Total Price Excl. VAT					
	Total Price Incl. VAT					

Respondents Signature

Date

Annexure K: List of non-negotiable specifications and conditions

Bidding Company Name:			
No.	Items	Specifications	Sizes
