

# TENDER NO. 47Q/2022/23



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

SCM – 509 | Approved by Branch Manager: 03/04/2020

Version: 5

Page 1 of 247

## CONTRACT DOCUMENT

FOR THE

## THE REPAIR OF THE TOWN CENTRE, MITCHELLS PLAIN PEDESTRIAN BRIDGE.

### VOLUME 1: TENDERING PROCEDURES

**NOTE:**

- The Form of Offer and Acceptance (C1.1) is on **page 36** of this document
- Table 1: Preference Schedule (B-BBEE contribution) is on **page 89** of this document

|                                                                                                    |
|----------------------------------------------------------------------------------------------------|
| <b>ISSUED BY:</b>                                                                                  |
| <b>URBAN MOBILITY<br/>DIRECTORATE:<br/>ROADS INFRASTRUCTURE<br/>MANAGEMENT DEPARTMENT</b>          |
| <b>CITY OF CAPE TOWN</b><br>Tower Block, Civic Centre<br>12 Hertzog Boulevard<br>CAPE TOWN<br>8001 |

|                                                                                                    |
|----------------------------------------------------------------------------------------------------|
| <b>COMPILED BY:</b>                                                                                |
| <b>INFRASTRUCTURE SYSTEMS:<br/>STRUCTURES SECTION</b>                                              |
| <b>CITY OF CAPE TOWN</b><br>Tower Block, Civic Centre<br>12 Hertzog Boulevard<br>CAPE TOWN<br>8001 |

|                                                           |
|-----------------------------------------------------------|
| <b>For official use.</b>                                  |
| <b>TENDER SERIAL No.:</b>                                 |
| <b>SIGNATURES OF CITY OFFICIALS<br/>AT TENDER OPENING</b> |
| 1.                                                        |
| 2.                                                        |
| 3.                                                        |

JULY 2022

|                                                       |  |
|-------------------------------------------------------|--|
| <b>NAME OF TENDERING<br/>ENTITY</b>                   |  |
| <b>EMAIL ADDRESS OF<br/>TENDERING ENTITY</b>          |  |
| <b>FAX NUMBER OF<br/>TENDERING ENTITY</b>             |  |
| <b>NATURE OF TENDER OFFER (please indicate below)</b> |  |
| <b>Main Offer (see clause<br/>C.2.12)</b>             |  |
| <b>Alternative Offer (see<br/>clause C.2.12)</b>      |  |

Making progress possible. Together.

CITY OF CAPE TOWN

URBAN MOBILITY: ROADS INFRASTRUCTURE MANAGEMENT: INFRASTRUCTURE SYSTEMS:  
STRUCTURES SECTION

CONTRACT NO. 47Q/2022/23

THE REPAIR OF THE TOWN CENTRE, MITCHELLS PLAIN PEDESTRIAN BRIDGE.

## General Tender Information

|                                               |   |                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|-----------------------------------------------|---|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| TENDER ADVERTISED                             | : | 29 July 2022                                                                                                                                                                                                                                                                                                                                                                                                                          |
| ESTIMATED CIDB CONTRACTOR GRADING DESIGNATION | : | 4CE or higher                                                                                                                                                                                                                                                                                                                                                                                                                         |
| SITE VISIT/CLARIFICATION MEETING              | : | 11h00 on 11 August 2022<br>(Compulsory)                                                                                                                                                                                                                                                                                                                                                                                               |
| VENUE FOR SITE VISIT/CLARIFICATION MEETING    | : | Corner Seventh Avenue and 3 <sup>rd</sup> Avenue, Station Plaza, Town Centre, Mitchells Plain.                                                                                                                                                                                                                                                                                                                                        |
| CLOSING DATE                                  | : | 07 September 2022                                                                                                                                                                                                                                                                                                                                                                                                                     |
| CLOSING TIME                                  | : | 10h00                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| TENDER BOX & ADDRESS                          | : | <b>Tender Box 141</b> at the <b>Tender &amp; Quotation Box Office</b> , 2 <sup>nd</sup> Floor (Concourse Level), Civic Centre, 12 Hertzog Boulevard, Cape Town.                                                                                                                                                                                                                                                                       |
|                                               | : | The Tender Document (which includes the Form of Offer and Acceptance) completed in all respects, plus any additional supporting documents required, must be submitted in a sealed envelope with the name and address of the tenderer, the tender No. and title, the tender box No. and the closing date indicated on the envelope. The sealed envelope must be inserted into the appropriate official tender box before closing time. |

If the tender offer is too large to fit into the abovementioned box or the box is full, please enquire at the public counter (Tender Distribution Office) for alternative instructions. The onus remains with the tenderer to ensure that the tender is placed in either the original box or as alternatively instructed.

Bids must be compliant with the Preferential Procurement Regulations, 2017 including but not limited to local content, price and preference, eligibility criteria and relevant statutory criteria. The details of this are contained in the tender document.

**TENDERERS MUST NOTE THAT WHEREVER THIS DOCUMENT REFERS TO ANY PARTICULAR TRADE MARK, NAME, PATENT, DESIGN, TYPE, SPECIFIC ORIGIN OR PRODUCER, SUCH REFERENCE SHALL BE DEEMED TO BE ACCOMPANIED BY THE WORDS 'OR EQUIVALENT'**

CITY OF CAPE TOWN

URBAN MOBILITY: ROADS INFRASTRUCTURE MANAGEMENT SYSTEMS - STRUCTURES SECTION

CONTRACT NO. 47Q/2022/23

THE REPAIR OF THE TOWN CENTRE, MITCHELLS PLAIN PEDESTRIAN BRIDGE.

| <b>Contents</b>                              |                                                               |               |                |
|----------------------------------------------|---------------------------------------------------------------|---------------|----------------|
| <b>Number</b>                                | <b>Heading</b>                                                | <b>Colour</b> | <b>Page No</b> |
| <b>VOLUME 1</b>                              |                                                               |               |                |
| <b>The Tender</b>                            |                                                               |               |                |
| <b>Part T1: Tendering procedures</b>         |                                                               |               |                |
| T1.1                                         | Tender Notice and Invitation to Tender                        | White         | 2 to 4         |
| T1.2                                         | Tender Data                                                   | Pink          | 5 to 32        |
| <b>VOLUME 2</b>                              |                                                               |               |                |
| <b>Part T2: Returnable documents</b>         |                                                               |               |                |
| T2.1                                         | List of Returnable Documents                                  | Yellow        | 35             |
| C1.1                                         | Form of Offer and Acceptance                                  | Yellow        | 36 to 38       |
| C1.2                                         | Contract Data (data provided by the Contractor)               | Yellow        | 39             |
| C2.2                                         | Bills of Quantities (please see clause C.2.13.3)              | Yellow        | 40 to 47       |
| T2.2                                         | Returnable Schedules (please see clause C.2.13.3)             | Yellow        | 48 to 92       |
| <b>VOLUME 3</b>                              |                                                               |               |                |
| <b>Draft Contract</b>                        |                                                               |               |                |
| <b>Part C1: Agreements and Contract Data</b> |                                                               |               |                |
| C1.2                                         | Contract Data (data provided by the Employer)                 | Yellow        | 95 to 108      |
| C1.3                                         | Form of Performance Guarantee                                 | White         | 109 to 112     |
| C1.4                                         | Form of Advance Payment Guarantee                             | White         | 113            |
| C1.5                                         | Occupational Health and Safety Agreement                      | White         | 114            |
| C1.6                                         | Protection of the Environment Declaration                     | White         | 115            |
| C1.7                                         | Insurance Broker's Warranty                                   | White         | 116            |
| C1.8                                         | Contract of Temporary Employment as Community Liaison Officer | White         | 117 to 118     |
| <b>Part C2: Pricing data</b>                 |                                                               |               |                |
| C2.1                                         | Pricing Assumptions                                           | Yellow        | 120 to 121     |
| <b>Part C3: Scope of Work</b>                |                                                               |               |                |
| C3.1                                         | Description of the Works                                      | Blue          | 123 to 131     |
| C3.2                                         | Engineering                                                   | Blue          | 132            |
| C3.3                                         | Procurement                                                   | Blue          | 133 to 134     |
| C3.4                                         | Construction                                                  | Blue          | 135 to 198     |
| C3.5                                         | Management                                                    | Blue          | 199 to 232     |
| C3.6                                         | Annexes                                                       | Blue          | 233 to 239     |
| <b>Part C4: Site information</b>             |                                                               |               |                |
| C4                                           | Site Information                                              | Green         | 240 to 247     |

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# Part T1: Tendering procedures

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|                                                  | Pages  |
|--------------------------------------------------|--------|
| T1.1 Tender Notice and Invitation to Tender..... | 2 – 4  |
| T1.2 Tender Data .....                           | 5 – 32 |

CITY OF CAPE TOWN

URBAN MOBILITY: ROADS INFRASTRUCTURE MANAGEMENT SYSTEMS - STRUCTURES SECTION

CONTRACT NO. 47Q/2022/23

THE REPAIR OF THE TOWN CENTRE, MITCHELLS PLAIN PEDESTRIAN BRIDGE.

## T1.1 Tender Notice and Invitation to Tender

The CITY OF CAPE TOWN, Urban Mobility, Roads Infrastructure Management: Infrastructure Systems: Structures Section, invites tenders for Tender No. 47Q/2022/23: THE REPAIR OF THE TOWN CENTRE, MITCHELLS PLAIN PEDESTRIAN BRIDGE.

Tenderers must be registered on Supplier Databases as described in the tender conditions.

Tenderers who are not registered on these Supplier Databases are not precluded from submitting tenders, but must however be registered upon being requested to do so in writing and within the period contained in such a request.

It is estimated that tenderers must have a CIDB contractor grading designation of 4CE or higher.

Preferences are offered to tenderers who tender in accordance with the Preferential Procurement Regulations, 2017.

The physical address for collection of tender documents is:

**Tender Distribution Office**, 2<sup>nd</sup> Floor (Concourse Level), Civic Centre, 12 Hertzog Boulevard, Cape Town.

Documents may be collected during working hours between 08:30 – 15:00 from **29 July 2022**.

A non-refundable tender fee of R300.00 payable by EFT or cash, is required on collection of the tender documents.

Queries relating to any issues in these documents may be addressed to Ms. W Kriel, Tel No. 021 400 3395, e-mail [Wiesaal.Kriel@capetown.gov.za](mailto:Wiesaal.Kriel@capetown.gov.za).

A compulsory site visit/clarification meeting with the Employer will take place at the Bridge in Town Centre, Mitchell's Plain (Refer to Locality Plan – Site Visit/Clarification Meeting Venue overleaf) on **11 August 2022** starting at 11:00.

The closing time for receipt of tenders is **10:00** on **07 September 2022**.

Telegraphic, telephonic, telex, facsimile, e-mail and late tenders will not be accepted.

Tenders may only be submitted on the tender documents that have been issued. Printed Bills of Quantities, in the same format (that is, layout, billed items and quantities) as those issued electronically by the Employer upon request, may be submitted as stated in the Tender Data.

Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the Tender Data.

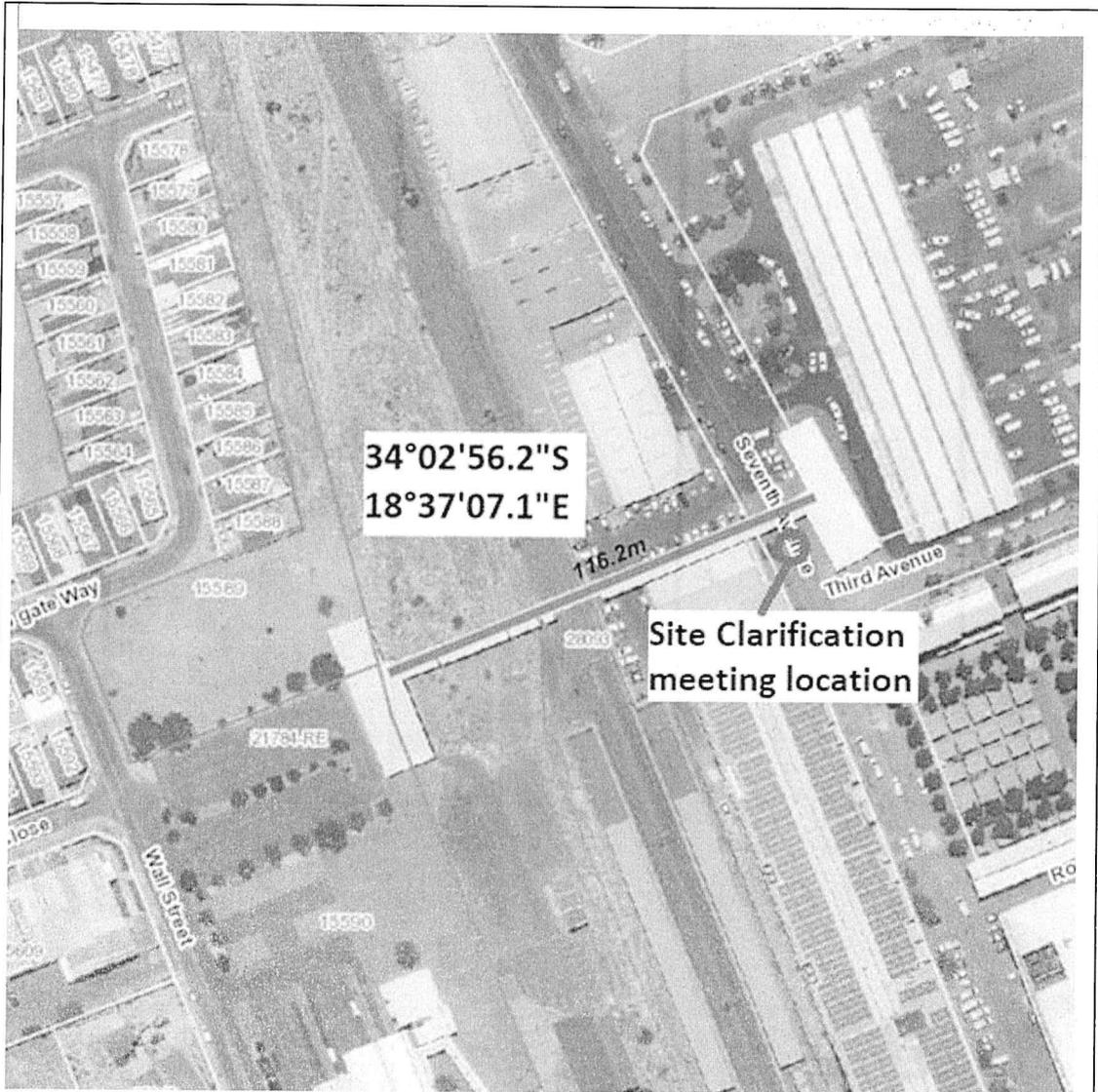
The Employers information Officer who is responsible for overseeing questions in relation to data protection, may be contacted at [Popia@capetown.gov.za](mailto:Popia@capetown.gov.za)

By submitting a tender to the City of Cape Town, (and by concluding any ensuing related agreement with the City of Cape Town, if applicable), the tenderer thereby acknowledges and unconditionally agrees:

- 1.1 that the tenderer has been informed of the purpose of the collections and processing of its personal information as defined in the Protection of Personal Information Act of 2013 ("POPIA"), which, for the avoidance of doubt is for, and in relation to, the tender process and the negotiation, conclusion, performance and enforcement of the ensuing agreement, if applicable, as well as for the City of Cape Town's reporting purposes.
- 1.2 To the collection and processing of the tenderer's personal information by the City of Cape Town and agrees to make available to the City of Cape Town, all information reasonably required by the City of Cape Town for the above purposes.
- 1.3 That the personal information the City of Cape Town collects from the tenderer or above the tenderer may be further processed for other activities and/or purposes, which are lawful, reasonable, relevant and not excessive in relation to the purposes set out above, for which it was originally collected.
- 1.4 That, the tenderer indemnifies the City of Cape Town and its officials, employees, and directors and undertakes to keep the City of Cape Town and its official, employees, and directors indemnified in respect of any claim, loss, demands, liability, costs, and expenses of whatsoever nature which may be made against the City of

Cape Town (including the costs incurred in defending or contesting any such claim) in relation to the tenderer or the tenderer's employees', representatives' and/or sub-contractors' non-compliance with POPIA and/or the City of Cape Town failure to obtain the tenderer's consent or to notify the tenderer of the reason for the processing of the tenderer's personal information;

- 1.5 To the disclosure of the tenderer's personal information by the City of Cape Town to any third party, where the City of Cape Town has a legal or contractual obligation to disclose such personal information to the third party (or a legitimate interest exists therein);
- 1.6 That, under POPIA, the tenderer may request to access, confirm, request the correction, destruction, or deletion of, or request a description of, personal information held by the City of Cape Town in relation to you, subject to applicable law, and
- 1.7 That under POPIA, subject to applicable law. The tenderer also, has the right to be notified of a personal information breach and the right to object to, or restrict, the City of Cape Town's processing of its personal information.



CITY OF CAPE TOWN

URBAN MOBILITY: ROADS INFRASTRUCTURE MANAGEMENT SYSTEMS - STRUCTURES SECTION

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## T1.2 Tender Data

The conditions of tender are the Standard Conditions of Tender as contained in Annex C of Government Gazette No. 42622 of 8 August 2019, Construction Industry Development Board (CIDB) Standard for Uniformity in Construction Procurement. (see [www.cidb.org.za](http://www.cidb.org.za)) which are reproduced without amendment or alteration for the convenience of tenderers as an Annex to this Tender Data.

The Standard Conditions of Tender make several references to the Tender Data for details that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the standard conditions of tender. Each item of data given below is cross-referenced to the clause in the Standard Conditions of Tender to which it mainly applies.

The following variations, amendments and additions to the Standard Conditions of Tender as set out in the Tender Data below shall apply to this tender:

Clause number      Tender Data

**C.1            General**

C.1.1            **Actions**

C.1.1.1         *Add the following:*

The parties agree that this tender, its evaluation and acceptance and any resulting contract shall also be subject to the Employer's Supply Chain Management Policy ('SCM Policy') that was applicable on the date the tender was advertised, save that if the Employer adopts a new SCM Policy which contemplates that any clause therein would apply to the contract emanating from this tender, such clause shall also be applicable to that contract. Please refer to this document contained on the Employer's website.

Abuse of the supply chain management system is not permitted and may result in the tender being rejected, cancellation of the contract, restriction of the supplier, and/or the exercise by the Employer of any other rights and remedies available to it as described in the SCM Policy.

The Employer is the City of Cape Town, represented by the Director (Hilton Scholtz): Urban Mobility: Roads Infrastructure Management: Infrastructure Systems

In addition to the above, the following further documents are part of the tender:

**VOLUME 4:** Drawings (listed in C3.2 Engineering)

**VOLUME 5:** The General Conditions of Contract for Construction Works, Third Edition, 2015, prepared by the South African Institution of Civil Engineering (SAICE). This publication is available and tenderers must obtain copies at their own cost from the South African Institution of Civil Engineering (SAICE), Private Bag X200, Halfway House 1685, Tel: (011) 805 5947, Fax: (011) 805 5971, e-mail: [civilinfo@saice.org.za](mailto:civilinfo@saice.org.za).

**VOLUME 6:** The COLTO Standard Specifications for Road and Bridge Works for State Road Authorities prepared by the Committee of Land Transport Officials. This publication is available and tenderers must obtain copies at their own cost from the South African Institution of Civil Engineering (SAICE), Private Bag X200, Halfway House 1685, Tel: (011) 805 5947, Fax: (011) 805 5971, e-mail: [civilinfo@saice.org.za](mailto:civilinfo@saice.org.za).

Volumes 5 and 6 may also be inspected, by appointment, at the offices of the Employer's agent during normal office hours.

C.1.4            **Communication and employer's agent**

*Delete the first sentence of the clause and replace with the following:*