

ADDENDUM



GAUTENG PROVINCE

INFRASTRUCTURE DEVELOPMENT
REPUBLIC OF SOUTH AFRICA



PART A INVITATION TO BID

| | | | | | |
|--|--|---------------|---|---|-----------------|
| YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE DEPARTMENT OF INFRASTRUCTURE DEVELOPMENT | | | | | |
| BID NUMBER: | DID23/02/2023 | CLOSING DATE: | 23 March 2023 | CLOSING TIME: | 11:00 AM |
| DESCRIPTION | FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB TO 9GB) | | | | |
| BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS) | | | | | |
| GAUTENG DEPARTMENT OF INFRASTRUCTURE DEVELOPMENT GROUND FLOOR CORNERHOUSE BUILDING CORNER COMMISSIONER AND PRINGLEY KA ISAKA SEME (SAUER) STREET MARSHALLTOWN, JOHANNESBURG | | | | | |
| BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO: | | | TECHNICAL INFORMATION MAY BE DIRECTED TO: | | |
| CONTACT PERSON | Gopolang Monkwe | | CONTACT PERSON | Obed Madzini | |
| TELEPHONE NUMBER | | | TELEPHONE NUMBER | | |
| FACSIMILE NUMBER | | | FACSIMILE NUMBER | | |
| E-MAIL ADDRESS | Gopolang.monkwe@gauteng.gov.za | | E-MAIL ADDRESS | Obed.madzini@gauteng.gov.za | |
| 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 | | | | | |
| SUPPLIER COMPLIANCE STATUS | TAX COMPLIANCE STATUS PIN: | | OR | CSD NUMBER: | |
| [| | | | | |
| ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS / SERVICES / | <input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF] | | ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS / SERVICES / WORKS | <input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ANSWER FOREIGN SUPPLIERS] | |

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| WORKS OFFERED? | | OFFERED? | QUESTIONNAIRE BELOW] |
| QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS | | | |
| IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? | | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| DOES THE BIDDER HAVE A BRANCH IN THE RSA? | | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? | | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? | | <input type="checkbox"/> YES | <input type="checkbox"/> 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. | | | |

PART B

TERMS AND CONDITIONS FOR BIDDING

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| 1. BID SUBMISSION: |
| <p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED – (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</p> <p>1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.</p> <p>1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</p> |
| 2. TAX COMPLIANCE REQUIREMENTS |
| <p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.</p> <p>2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</p> <p>2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</p> <p>2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."</p> |

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

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CAPACITY UNDER WHICH THIS BID IS SIGNED:

(Proof of authority must be submitted e.g., company resolution)

.....

DATE:

.....

INVITATION TO TENDER

| | | | |
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| Short description of requirements: | Framework contract panel for construction work of General Building projects on a selection and instruction basis for a period of 3 years (6GB TO 9GB) <i>Note: The panel will be updated on a yearly basis</i> | | |
| Tender Number: | DID23/02/2023 | | |
| Tender Validity Period: | 180 Calendar Days | | |
| Tender Documents available from: 3 March 2023 | e-Tender publication portal of National Treasury or GPG e-tender portal https://www.etenders.gov.za OR http://e-tenders.gauteng.gov.za | | |
| Price of Tender documents: | Bid documents must be downloaded and printed on the e-Tender portal at bidder's cost. | | |
| Closing Date: | 23 March 2023 | | |
| Closing Time: | 11:00am | | |
| Address for submission of tenders: | Department of Infrastructure Development (GDID Tender Box) Corner House Building, Corner Commissioner and Pixley Ka Isaka Seme Street (Sauer Street) Marshalltown, Johannesburg | | |
| Evaluation Steps: | 1) Mandatory and Administration requirements 2) Functionality | | |
| Pre-bid meeting: Non-compulsory | Details of the Pre-bid meeting is indicated below: The pre-bid meeting is non-compulsory NB: Bidders who do not attend the compulsory site briefing meeting will <u>NOT</u> be disqualified. | | |
| | Meeting address | Department of Infrastructure Development (Ground Floor Auditorium) Corner House Building, Corner Commissioner and Pixley Ka Isaka Seme Street (Sauer Street) Marshalltown, Johannesburg | |
| | Date of Meeting: | 9 March 2023 | |
| | Time of meeting | 10:00am | |
| | | | |
| MANDATORY / COMPULSORY ADMINISTRATIVE REQUIREMENTS (Failure to submit / meet or comply with the following requirements constitute automatic disqualification of | Only Tenderers having a Valid CIDB Grade of 6GB to 9GB or higher will be considered for Evaluation. (CRS Numbers must be provided) or Confirmation Letter from CIDB confirming that the bidder's application for the required CIDB grade is being considered [However, should the bidder's application not be approved at the time of evaluation the bidder will be disqualified.] | | |
| | Registration with the National Home Builders Registration Council (NHBRC) (Original or certified copy of registration) – Optional for bidders who are interested in the building of houses/ homes | | |

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| tender offer) | Note: Bidders who do not meet this requirement will not be considered for the construction of houses projects. |
| | Submission of completed and signed SBD forms (SBD 1 and SBD 4) |
| | Submission of signed Joint Venture agreement or Consortia agreement in case of Joint Venture or Consortium (Signed by all parties) |
| | Submission of COIDA certificate (letter of good standing) |

| ADMINISTRATIVE COMPLIANCE THAT WILL BE APPLICABLE TO THIS PROCUREMENT | |
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| Submission of the proof of registration with CSD (CSD registration number (MAAA number or CSD registration report) | |
| Submission of a Tax Compliance Status PIN that will grant a third-party access to the bidder's Tax Compliance Status. | |
| Submission of company registration documents (Founding Statement – CK1 or Certificate of Incorporation – CM1, etc). | |
| Submission of certified copies of the Identity Document for members / directors / shareholders or owners | |

| Applicable Functionality Criteria: Failure to meet the prescribed minimum functionality of 70 points will result in automatic disqualification: | This tender will be evaluated against functionality and only tenderers that obtain the required minimum score indicated in the Tender documents will be further evaluated on price and preference. Bidders must obtain a minimum of 70 points to be considered for further evaluation (price and preference) Total Functionality: 100 points. | |
|--|---|------------------|
| | FUNCTIONALITY CRITERIA | |
| | Functionality Criteria | Weighting Factor |
| | Company Experience | 40 |
| | Key Staff | 50 |
| | Locality | 2 |
| | A company which is at least 51% owned by black people | 1 |
| | Companies situated in a Township or under-developed areas with the business address based in Gauteng | 1 |
| | A company which is at least 51% owned by women | 3 |
| | A company which is at least 51% owned by Military Veterans | 1 |
| | A company which is at least 51% owned by people with disabilities | 1 |
| | A company which is at least 51% owned by youth | 1 |

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| Special Conditions of Contract: | Once appointed, the Contractor is compelled to submit all EPWP required documentation monthly. This information must be provided at a prescribed period as well as templates which will be issued on appointment. |
| | A checklist will be provided to Contractors upon appointment. |
| | Failure to submit this information as prescribed shall lead to payments to the contractor being withheld until the necessary documentation is submitted. |
| | Submission of the performance bond required before any project appointments (Performance bond fixed at 7.5%) |
| | Submission of insurances to be submitted before any projects appointments (Loss or damage to the Work, Plant & Material Insurance & Public Liability Insurances) |
| | Submission of an undertaking or commitment letter to ensure creation of job opportunities to the local people who are Youth, Woman, Military Veterans and people with disabilities. |
| | On award (appointment of a project), for projects that are R 30 million and above , bidders are required to sub-contract work that is feasible for sub-contracting to local SMME's whose business address are based where the projects will be implemented; |
| | On award (appointment of a project), for projects that are below R 30 million , bidders are encouraged to sub-contract work that is feasible for sub-contracting to local SMME's whose business address are based where the projects will be implemented; |
| | Submission of the performance bond required before any project appointments (<i>Performance bond fixed at 7.5%</i>) |
| | Bidders are required to submit bank guarantees before any project appointments |
| Technical Enquiries: | Submission of insurances to be submitted before any projects appointments (<i>Loss or damage to the Work, Plant & Material Insurance & Public Liability Insurances</i>) |
| | On award/ appointment of a project, bidders will be provided with standard bills of rates. |
| | Mr Obed Madzhini obed.madzini@gauteng.gov.za |

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|---------------------------|---|
| General Enquiries: | Gopolang Monkwe Gopolang.monkwe@gauteng.gov.za |
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Note to tenderers:

This tender is subject to NEC3 Option B, Special Conditions of Contract, General Condition of Contract, Preferential Procurement Policy Framework Act no 5 of 2000 and its Regulations of 2022.

TENDER: DID23/02/2023

PROCUREMENT DOCUMENTS

FOR

**FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING
PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB to
9GB)**

ISSUED BY:

Department of Infrastructure Development
Chief Directorate Health Infrastructure
Private Bag x 83
MARSHALLTOWN
2107

File: _____

FEBRUARY 2023

Name of tendering entity:

CIDB Registration Number:

FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB to 9GB)

| Contents | | | |
|---|--|--------|---------|
| Number | Heading | Colour | Page no |
| The Tender | | | |
| Part T1: Tendering procedures | | | |
| T1.1 | Tender Notice and Invitation to Tender | White | |
| T1.2 | Tender Data | Pink | |
| Part T2: Returnable documents | | | |
| T2.1 | List of Returnable Documents | Yellow | |
| T2.2 | Returnable Schedules | Yellow | |
| The Contract | | | |
| Part C1: Agreement and Contract Data | | | |
| C1.1 | Form of Offer and Acceptance | Yellow | |
| C1.2 | Contract Data | Yellow | |

TENDER: DID23/02/2023

FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB to 9GB)

Part T1.1 Tender Notice and Invitation to Tender

The Gauteng Department of Infrastructure Development invites tenders for General Buildings construction works on a framework contract basis, with no guarantee of any quantum of work. The objective is to have a readily available pool of contractors which can be called upon to perform the work as and when required. The contract will be valid for a period of three (3) years. CIDB Contractor Grading: 6GB to 9GB and above.

All successful bidders in the panel should ensure creation of job opportunities for local residents in case they get appointment for work. Targeted groups are, Youth, Woman, Military Veterans and people with disabilities. Service providers are required to submit an undertaking or commitment letter to ensure creation of job opportunities to local people who are Youth, Woman, Military Veterans and people with disabilities

Successful bidders who gets appointed contracts that are R 30 million and above must sub-contract 30% or the works to companies which are from CIDB level 1 to 5 (for CIDB grade 6-7) and level 1 to 7 (for grade 8-9). And for projects that are below R 30 million, bidders are encouraged to sub-contract some of the works to advance local SMME's.

The physical address for submission of tender documents is:

Gauteng Department of Infrastructure Development (Tender Box)
Ground Floor, Corner House Building
Corner Commissioner and Pixley ka Seme Street
Marshalltown
Johannesburg

Tender documents will only be available on GPG e-tender portal: <http://e-tenders.gauteng.gov.za> and National Treasury e-Tender Portal: <https://etenders.treasury.gov.za>. Bidders must download and print tender documents at their own cost.

Tender documents will be available as per the invitation to tender.

A compulsory pre-bid meeting with representatives of the Employer will take place as per the invitation to tender.

The closing time and date for receipt of tenders is as per the invitation to tender.

Note: There will be no public opening of bids. However, closing registers will be uploaded on the e-tender portal 10 days after the closing of bids.

Enquiries:

Technical:

Obed Madzhini
obed.madzini@gauteng.gov.za

General

Gopolang Monkwe
gopolang.monkwe@gauteng.gov.za

TENDER: DID23/02/2023

FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB to 9GB)

PART T1.2. TENDER DATA

1. GENERAL

The conditions of tender are the Standard Conditions of Tender as contained in Annex C of the CIDB Standard for Uniformity in Construction Procurement of August 2019 and as amended from time to time. (See www.cidb.org.za).

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 Tender Data given below is cross-referenced to the relevant clause in the Standard Conditions of Tender.

2. TENDER DATA APPLICABLE TO THIS TENDER

C.1.1 The Employer for this Contract is:

The Gauteng Department of Infrastructure Development

C.1.2 Tender Documents:

The tender documentation consists of the following:

(a) This Tender Document:

THE TENDER

T1: Tendering Procedures

- T1.1: Tender Notice and Invitation to Tender
- T1.2: Tender Data

T2: Returnable Documents

- T2.1: List of Returnable Documents
- T2.2: Returnable schedules and forms

THE CONTRACT

Part 1: Agreements and Contract Data (Not Applicable)

- C1.2: Contract Data

C.1.4 The Employer's agent is:

The duties of the Employer's agent shall be fulfilled by designated officials from the Department.

C.2.1 Eligibility

Only those tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations, for a 6GB – 9GB class of construction work, are eligible to have their tenders evaluated.

Joint ventures are eligible to submit tenders provided that:

1. every member of the joint venture is registered with the CIDB;
2. the lead partner has a contractor grading designation in the GB class of construction work; or not lower than one level below the required grading designation in the class of works construction works under considerations and possess the required recognition status.
3. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a GB class of construction work or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations.

C.2.10 Pricing the tender offer

Bidders are not required to price this tender document.

C.2.12 Alternative tenders

Alternative tender offers from tenderers will not be considered.

C.2.13 Submitting a tender offer

C2.13.3 Parts of each tender offer communicated shall be submitted as an original. No copies are required.

C2.13.5 Sealed original tender documents must be submitted by no later than the closing date and time stipulated in the invitation to tender.

C2.13.6 A two-envelope procedure will not be required.

C2.15 The address for delivery and the closing time is stated in the invitation to tender.

Telegraphic, telephonic, telex, facsimile or electronic tender offers will not be accepted

C.2.16 Tender offer validity

C2.16.1 The tender offer validity period is 180 calendar days from the closing time for submission of tenders.

C2.23 Certificates

All certificates and other documents to be submitted by the tenderer are stated in Part T2.1 - List of Returnable Documents

C3.4 Opening of tender submissions

Tenders will be opened immediately after the tender closing time, on the tender closing date at the Department of Infrastructure Development, Corner House Building. **There will not be public opening of bids. However, closing registers will be published on the e tender portals 10 days after the closing of tender.**

C3.13 Evaluation of Tender Offers

Tenders will be evaluated for functionality and bidders must meet a minimum functionality threshold of 70 points. Tenderers scoring less than 70 points will be disqualified. The functionality criteria and maximum score in respect of each of the criteria are as follows:

| Quality criteria | Sub criteria | Points | Maximum number of points |
|------------------------------|--|--------|--------------------------|
| 1. Company Experience | Demonstrate a proven capacity and capability to complete works of similar nature. | | |
| | 5 completion certificates or final completion certificates relevant to the type of the contract indicating the completion of the project and 5 corresponding appointment letters on client's letter head of similar projects | 40 | |
| | 4 completion certificates or final completion certificates relevant to the type of the contract indicating the completion of the project and 4 corresponding appointment letters on client's letter head of similar projects | 32 | |
| | 3 completion certificates or final completion certificates relevant to the type of the contract indicating the completion of the project and 3 corresponding appointment letters on client's letter head of similar projects | 24 | |
| | 2 completion certificates or final completion certificates relevant to the type of the contract indicating the completion of the project and 2 corresponding appointment letters on client's letter head of similar projects. | 16 | 40 |
| | 1 completion certificate or final completion certificate relevant to the type of the contract indicating the completion of the project and 1 corresponding appointment letter on client's letter head of similar projects | 8 | |
| | No completion certificates and corresponding appointment letters on the client's letter head of similar project | 0 | |
| | Note: Submission of completion certificate without corresponding appointment letter or submission of appointment letter without corresponding completion certificate will not be considered for scoring purposes. Points will be forfeited. | | |

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| 2. Key Staff | <p>Key staff (assigned personnel) in relation to the scope of infrastructure construction works. Attach CV's, copies of qualifications and professional registration (PR).</p> <p>Key Staff refers to the following:</p> <p><u>FOR BIDDERS WHO ARE GRADE 6GB – 7GB</u></p> <ol style="list-style-type: none"> 1 x Professional Construction Project Manager with a B tech/ Degree in Construction related Studies and also Registration with the South African Council for the Project and Construction Management Profession (SACPCMP) 1 x Construction Health and Safety Officer/manager/ Agent – with a Diploma or Higher and also Registration with the South African Council for the Project and Construction Management Profession (SACPCMP) <p>Key Staff Experience in General Building Construction Works</p> <p>Professional Construction Project Manager (25 points)</p> <ul style="list-style-type: none"> 10 years or more experience post registration 7 to less than 10 years' experience post registration 5 to less than 7 years' experience post registration 3 to less than 5 years' experience post registration 1 to less than 3 years' experience post registration Less than 1-year experience post registration <p>Professional Construction Health & Safety Officer/ Agent/ Manager (25 points)</p> <ul style="list-style-type: none"> 10 years or more experience post registration 7 to less than 10 years' experience post registration 5 to less than 7 years' experience post registration 3 to less than 5 years' experience post registration 1 to less than 3 years' experience post registration Less than 1-year experience post registration <p><u>FOR BIDDERS WHO ARE GRADE 8GB– 9GB</u></p> <ol style="list-style-type: none"> 1 x Professional – Construction Project Manager with a B tech/ Degree in Construction related Studies and also Registration with the South African Council for the Project and Construction Management Profession (SACPCMP) 1 x Professional Engineer (Civil, structural, electrical or mechanical) with a B tech/ Degree in Construction related Studies and also Registration with the Engineering Council of South Africa (ECSA) 1 x Construction Health and Safety Officer/manager/ Agent – with a Diploma or Higher and also Registration with the South African Council for the Project and Construction Management Profession (SACPCMP) 1 x Professionally Registered Quantity Surveyor - | <p>25</p> <p>20</p> <p>15</p> <p>10</p> <p>5</p> <p>0</p> <p>25</p> <p>20</p> <p>15</p> <p>10</p> <p>5</p> <p>0</p> | <p>50</p> |
|---------------------|--|---|------------------|

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|---|---|---|----|---|----|--|----|--|---|--|---|---|---|---|----|---|---|--|---|--|---|--|---|---|---|---|----|---|---|--|---|--|---|--|---|---|---|---|----|---|---|--|---|--|---|--|---|---|---|--|--|
| | <p>Registration with the South African Council for the Quantity Surveying Profession (SACQSP)</p> <p>Professional Construction Project Manager (20 points)</p> <table><tr><td>▪ 10 years or more experience post registration</td><td>20</td></tr><tr><td>▪ 7 to less than 10 years' experience post registration</td><td>16</td></tr><tr><td>▪ 5 to less than 7 years' experience post registration</td><td>12</td></tr><tr><td>▪ 3 to less than 5 years' experience post registration</td><td>8</td></tr><tr><td>▪ 1 to less than 3 years' experience post registration</td><td>4</td></tr><tr><td>▪ Less than 1-year experience post registration</td><td>0</td></tr></table> <p>Professional Engineer (10 points)</p> <table><tr><td>▪ 10 years or more experience post registration</td><td>10</td></tr><tr><td>▪ 7 to less than 10 years' experience post registration</td><td>8</td></tr><tr><td>▪ 5 to less than 7 years' experience post registration</td><td>6</td></tr><tr><td>▪ 3 to less than 5 years' experience post registration</td><td>4</td></tr><tr><td>▪ 1 to less than 3 years' experience post registration</td><td>2</td></tr><tr><td>▪ Less than 1-year experience post registration</td><td>0</td></tr></table> <p>Professional Construction Health & Safety Officer/ Agent/ Manager (10 points)</p> <table><tr><td>▪ 10 years or more experience post registration</td><td>10</td></tr><tr><td>▪ 7 to less than 10 years' experience post registration</td><td>8</td></tr><tr><td>▪ 5 to less than 7 years' experience post registration</td><td>6</td></tr><tr><td>▪ 3 to less than 5 years' experience post registration</td><td>4</td></tr><tr><td>▪ 1 to less than 3 years' experience post registration</td><td>2</td></tr><tr><td>▪ Less than 1-year experience post registration</td><td>0</td></tr></table> <p>Professionally Registered Quantity Surveyor (10 points)</p> <table><tr><td>▪ 10 years or more experience post registration</td><td>10</td></tr><tr><td>▪ 7 to less than 10 years' experience post registration</td><td>8</td></tr><tr><td>▪ 5 to less than 7 years' experience post registration</td><td>6</td></tr><tr><td>▪ 3 to less than 5 years' experience post registration</td><td>4</td></tr><tr><td>▪ 1 to less than 3 years' experience post registration</td><td>2</td></tr><tr><td>▪ Less than 1-year experience post registration</td><td>0</td></tr></table> | ▪ 10 years or more experience post registration | 20 | ▪ 7 to less than 10 years' experience post registration | 16 | ▪ 5 to less than 7 years' experience post registration | 12 | ▪ 3 to less than 5 years' experience post registration | 8 | ▪ 1 to less than 3 years' experience post registration | 4 | ▪ Less than 1-year experience post registration | 0 | ▪ 10 years or more experience post registration | 10 | ▪ 7 to less than 10 years' experience post registration | 8 | ▪ 5 to less than 7 years' experience post registration | 6 | ▪ 3 to less than 5 years' experience post registration | 4 | ▪ 1 to less than 3 years' experience post registration | 2 | ▪ Less than 1-year experience post registration | 0 | ▪ 10 years or more experience post registration | 10 | ▪ 7 to less than 10 years' experience post registration | 8 | ▪ 5 to less than 7 years' experience post registration | 6 | ▪ 3 to less than 5 years' experience post registration | 4 | ▪ 1 to less than 3 years' experience post registration | 2 | ▪ Less than 1-year experience post registration | 0 | ▪ 10 years or more experience post registration | 10 | ▪ 7 to less than 10 years' experience post registration | 8 | ▪ 5 to less than 7 years' experience post registration | 6 | ▪ 3 to less than 5 years' experience post registration | 4 | ▪ 1 to less than 3 years' experience post registration | 2 | ▪ Less than 1-year experience post registration | 0 | | |
| ▪ 10 years or more experience post registration | 20 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 7 to less than 10 years' experience post registration | 16 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 5 to less than 7 years' experience post registration | 12 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 3 to less than 5 years' experience post registration | 8 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 1 to less than 3 years' experience post registration | 4 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ Less than 1-year experience post registration | 0 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 10 years or more experience post registration | 10 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 7 to less than 10 years' experience post registration | 8 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 5 to less than 7 years' experience post registration | 6 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 3 to less than 5 years' experience post registration | 4 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 1 to less than 3 years' experience post registration | 2 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ Less than 1-year experience post registration | 0 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 10 years or more experience post registration | 10 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 7 to less than 10 years' experience post registration | 8 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 5 to less than 7 years' experience post registration | 6 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 3 to less than 5 years' experience post registration | 4 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 1 to less than 3 years' experience post registration | 2 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ Less than 1-year experience post registration | 0 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 10 years or more experience post registration | 10 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 7 to less than 10 years' experience post registration | 8 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 5 to less than 7 years' experience post registration | 6 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 3 to less than 5 years' experience post registration | 4 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ 1 to less than 3 years' experience post registration | 2 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ▪ Less than 1-year experience post registration | 0 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | <p>For bidders that are CIDB Grade 6GB-7GB</p> <p>The team must include:</p> <ol style="list-style-type: none">Professional Construction ManagerProfessional Construction Health & Safety Officer/ Manager/ Agent, <p>For bidders that are CIDB Grade 8GB – 9GB</p> <ol style="list-style-type: none">Construction Project ManagerProfessional Engineer (Civil, structural, electrical, or mechanical)Professional Construction Health & Safety Officer/ Manager/ Agent,Professional Quantity Surveyor <p>Note:</p> <ul style="list-style-type: none">Failure to submit all the key staff will lead to disqualificationCandidate registrations will not be considered for evaluation | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 3. Locality | Bidders to submit Proof of residence/operation in Gauteng Province and this can include verifiable Water, Electricity or Levy account in the name of the company/firm, Lease agreement | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

| | | | |
|---|---|--------|-----------|
| | accompanied by Landlord affidavit. - Bidders who are from Gauteng - Bidders who are not from Gauteng | 2 0 | 10 |
| 4. A company which is at least 51% owned by black people | Submit the bidder's ID copy and Share certificate. | 1 | |
| 5. Companies situated in a Township or under-developed area with the business address based in Gauteng | Bidders to submit proof of residence/operation in Gauteng Province and this can include verifiable Water, Electricity or Levy account in the name of the company/firm, Lease agreement accompanied by Landlord affidavit. | 1 | |
| 6. A company which is at least 51% owned by women | Bidders to submit the bidder's ID copy and Share certificate. | 3 | |
| 7. A company which is at least 51% owned by Military Veterans | Bidders to submit proof of membership, with the membership number for the Military Veterans and Share certificate. | 1 | |
| 8. A company which is at least 51% owned by people with disabilities | Bidders to submit a signed letter from the registered doctor/ medical facility proving/ confirming the bidder's disability status and Share certificate. | 1 | |
| 9. A company which is at least 51% owned by people with disabilities | Bidders to submit ID copy and Share certificate. | 1 | |
| Note: Failure to submit the required supporting documents/ proof for items 3 to 9, the bidder will forfeit points. | | | |

• FORMULA TO CALCULATE FUNCTIONALITY

The following formula should be used to convert the total score to percentage for functionality:

90/10 preference point system for acquisition of goods or services with Rand value above R50 million

The following formula must be used to calculate the points out 90 for price in respect of an invitation for tender with a Rand value above R50 million, inclusive of all applicable taxes:

$$P_s = 90 \left[1 - \frac{P_t - P_{\min}}{P_{\min}} \right]$$

Where- P_s = Points scored for price of tender under consideration;

P_t = Price of tender under consideration; and

P_{\min} = Price of lowest acceptable tender.

A maximum of 10 points must be awarded to tenderers for the specific goal specified for the tender.

The points scored for the specific goal must be added to the points scored for price and the total must be rounded off to the nearest two decimal places.

TENDER: DID23/02/2023

FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB to 9GB)

T2.1 List of Returnable Documents

The tenderer must complete and return the following documents with its tender:

Returnable documents / schedules required for tender purposes

- (i) Certificate of Authority of an entity
- (ii) Compulsory Enterprise Questionnaire
- (iii) Proof of registration with the Construction Industry Development Board (CIDB)
- (iv) Registration Certificates of entities – Joint Ventures / Close Corporation/ Partnership/ Company/ Sole Proprietor
- (v) Copy of the Workmen's Compensation Registration Certificate (or proof of payment of contributions in terms of the Compensation for Occupational Injuries and Diseases Act No. 130 of 1993)
- (vi) Schedule of the Tenderer's Experience
- (vii) Schedule of Key Personnel
- (viii) Curriculum Vitae format of key personnel
- (ix) Tax Compliance Status PIN that will grant a third-party access to the bidder's Tax Compliance Status
- (x) SBD 1
- (xi) SBD 4
- (xii) Schedule for classification of works

2. The offer portion of the C1.1

3. C1.2 Contract Data

A- CERTIFICATE OF AUTHORITY OF AN ENTITY

Indicate the status of the tenderer by ticking the appropriate box hereunder. The tenderer must complete the certificate set out below for the relevant category.

| (I) Company | (II) Close Corporation | (III) Partnership | (IV) Joint Venture | (V) Sole Proprietor |
|----------------|------------------------------|----------------------|-----------------------|------------------------|
| | | | | |

(I) CERTIFICATE FOR COMPANY

I, chairperson of the Board of Directors of, hereby confirm that by resolution of the Board (copy attached) taken on 20.....,

Mr/Ms, acting in the capacity of, was authorised to sign all documents in connection with this tender and any contract resulting from it on behalf of the company.

Signature of Chairman:

Signature of Signatory:

As Witnesses:

1..... Name in Block Letters.....

2..... Name in Block Letters

Date:

(II) CERTIFICATE FOR CLOSE CORPORATION

We, the undersigned, being the key members in the business trading as.....

.....

hereby authorises Mr/Ms.,

acting in the capacity of,

to sign all documents in connection with the tender for Contract No

and any contract resulting from it on our behalf.

Signature of Signatory:

As Witnesses:

1..... Name in Block Letters

2..... Name in Block Letters

Date:

| NAME | ADDRESS | SIGNATURE | DATE |
|------|---------|-----------|------|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

Note: *This certificate is to be completed and signed by all of the key members upon whom rests the direction of the affairs of the Close Corporation as a whole.*

(III). CERTIFICATE FOR PARTNERSHIP

We, the undersigned, being the key members in the business trading as.....

 hereby authorises Mr/Ms
 acting in the capacity of
 to sign all documents in connection with the tender for Contract No
 and any contract resulting from it on our behalf.

Signature of Signatory:

As Witnesses:

1..... Name in Block Letters.....

2..... Name in Block Letters

Date:

| NAME | ADDRESS | SIGNATURE | DATE |
|------|---------|-----------|------|
| | | | |
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| | | | |
| | | | |

Note: *This certificate is to be completed and signed by all of the key partners upon who rests the direction of the affairs of the Partnership as a whole.*

(IV) CERTIFICATE FOR JOINT VENTURE

We, the undersigned, being the key members in the business trading as.....
.....

hereby authorises Mr/Ms.....,
acting in the capacity of
to sign all documents in connection with the tender for Contract No
and any contract resulting from it on our behalf.

This authorization is evidenced by the attached power of attorney signed by legally authorized signatories of all the partners to the Joint Venture.

Signature of Signatory:

As Witnesses:

1..... Name in Block Letters.....

2..... Name in Block Letters.....

Date:

| NAME OF FIRM | ADDRESS | AUTHORISING SIGNATURE, NAME AND CAPACITY |
|--------------|----------------|---|
| Lead partner | | |
| | | |
| | | |

Note: *This certificate is to be completed and signed by all of the key partners upon who rests the direction of the affairs of the Partnership as a whole.*

V) CERTIFICATE FOR SOLE PROPRIETOR

I....., hereby confirm that I am the sole owner of the
business trading as:.....

Signature of Sole owner:

As Witnesses:

1..... Name in Block Letters.....

2..... Name in Block Letters.....

Date:

B. COMPULSORY ENTERPRISE QUESTIONNAIRE

The following particulars must be furnished. In the case of a joint venture, **separate** enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: CIDB registration number, if any:

Section 4: Particulars of sole proprietors and partners in partnerships

| Name* | Identity number* | Personal income tax number* |
|-------|------------------|-----------------------------|
| | | |
| | | |
| | | |

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 5: Particulars of companies and close corporations

Company registration number

.

Close corporation number

.

Tax reference number

.

Section 6: Record of service of the state

Indicate by marking the relevant boxes with a cross, if any sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months in the service of any of the following:

- | | |
|--|---|
| <input type="checkbox"/> a member of any municipal council | <input type="checkbox"/> an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999) |
| <input type="checkbox"/> a member of any provincial legislature | <input type="checkbox"/> a member of an accounting authority of any national or provincial public entity |
| <input type="checkbox"/> a member of the National Assembly or the National Council of Province | <input type="checkbox"/> an employee of Parliament or a provincial legislature |
| <input type="checkbox"/> a member of the board of directors of any municipal entity | |
| <input type="checkbox"/> an official of any municipality or municipal entity | |

If any of the above boxes are marked, disclose the following:

| Name of sole proprietor, partner, director, manager, principal shareholder or stakeholder | Name of institution, public office, board or organ of state and position held | Status of service (tick appropriate column) | |
|---|---|---|-----------------------|
| | | current | Within last 12 months |
| | | | |
| | | | |
| | | | |
| | | | |

*insert separate page if necessary

Section 7: Record of spouses, children and parents in the service of the state

Indicate by marking the relevant boxes with a cross, if any spouse, child or parent of a sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months been in the service of any of the following:

- | | |
|--|---|
| <input type="checkbox"/> a member of any municipal council | <input type="checkbox"/> an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999) |
| <input type="checkbox"/> a member of any provincial legislature | |
| <input type="checkbox"/> a member of the National Assembly or the National Council of Province | <input type="checkbox"/> a member of an accounting authority of any national or provincial public entity |
| <input type="checkbox"/> a member of the board of directors of any municipal entity | <input type="checkbox"/> an employee of Parliament or a provincial legislature |
| <input type="checkbox"/> an official of any municipality or municipal entity | |

| Name of spouse, child or parent | Name of institution, public office, board or organ of state and position held | Status of service (tick appropriate column) | |
|---------------------------------|---|---|-----------------------|
| | | current | Within last 12 months |
| | | | |
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| | | | |

*insert separate page if necessary

The undersigned, who warrants that he/she is duly authorized to do so on behalf of the enterprise:

- authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;
- confirms that neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;
- confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;
- confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest;
- confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed _____

Date _____

Name _____

Position _____

*Enterprise
name* _____

**C. PROOF OF REGISTRATION WITH THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD
(CIDB)**

***[Certified copy of a valid Construction Industry Development Board (CIDB) certificate should be
inserted here]***

**D. COPY OF WORKMENS' COMPENSATION REGISTRATION CERTIFICATE (OR PROOF OF
PAYMENT OF CONTRIBUTIONS IN TERMS OF THE COMPENSATION FOR OCCUPATIONAL
INJURIES AND DISEASES ACT NO. 130 OF 1993)**

*[Certified Copy of the Certificate or Proof of Payment thereof obtained from the Workmen's
Compensation Commissioner to be inserted here]*

E. SCHEDULE OF THE TENDERER'S EXPERIENCE

The following is a statement of work of similar nature recently successfully executed by myself / ourselves

| Employer: Contact Person and Telephone Number | Principal Agent: Contact Person and Telephone Number | Nature of Work | Value of Work (inclusive of VAT) | Date Completed |
|--|---|-----------------------|---|-----------------------|
| | | | | |
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NB: Attach a separate sheet if above is insufficient

SIGNATURE:
(of person authorised to sign on behalf of the Tenderer)

DATE:

F. SCHEDULE OF KEY PERSONNEL

The Tenderer shall list below the key personnel which he intends to utilize on the Works. The tenderer must attach the employee's CV and certified copies of the employees qualification and professional registration certificates (where applicable)

| Category of Employee | Name | Qualification | Professional registration (where applicable) |
|---|------|---------------|--|
| Professional Construction Manager or Construction Project Manager | | | |
| Professional Quantity Surveyor | | | |
| Professional Health & Safety Officer | | | |
| Site Foreman | | | |
| Mechanical Site Foreman | | | |
| Electrical Site Foreman | | | |

SIGNATURE:
(of person authorised to sign on behalf of the Tenderer)

DATE:

G. CURRICULUM VITAE FORMAT OF KEY PERSONNEL

[illegible]

Certification:

I, the undersigned, certify that, to the best of my knowledge and belief, this data correctly describes me, my qualifications and my experience.

.....
Signature of person named in the schedule

.....
Date

TAX CLEARANCE CERTIFICATE/ TAX COMPLIANCE STATUS PIN THAT WILL GRANT A THIRD-PARTY ACCESS TO THE BIDDER'S TAX COMPLIANCE STATUS.

[Tax Clearance Certificate obtained from SARS to be inserted here]

TENDER : DID23/02/2023

FRAMEWORK CONTRACT PANEL FOR CONSTRUCTION WORK OF GENERAL BUILDING PROJECTS ON A SELECTION AND INSTRUCTION BASIS FOR A PERIOD OF 3 YEARS (6GB to 9GB)

Part C1.2 Contract Data

Part one- Data provided by the Employer

The Data which will apply to all work under the Framework Contract is

| Core clauses | |
|---------------------|---|
| | The conditions of this contract are the clauses of the NEC3 Framework Contract (April 2013) |
| 10.1 | The Employer is the Department of Infrastructure Development Physical address: 63 Fox Street, Marshalltown, 2001 |
| 11.2(2) | The Framework Information is contained in the tender advert |
| 20.1 | The scope is as follows: The employer's objectives are to deliver public infrastructure using labour-intensive methods in accordance with the latest EPWP Guidelines issued by National Department of Public Works and Infrastructure. The classification of the work is reflected on Schedule N: Classification of Works |
| 20.1 | The selection procedure is as follows: Based on the estimated value of a work package the Employer shall provide the additional Contract Data to all contractors on the Framework Contract Panel that falls within the CIDB grading classes and grading designations of the specific work package, with an instruction to submit a quotation on the date, time and place indicated in the instruction. |
| 22.2 | The quotation procedure will be indicated in the instruction to submit a quotation, for a specific work package. |
| 30.1 | The end date is 3 years from the date that the Framework Contract is signed by both parties. |

The Data which will apply to all Package Orders

| | |
|--|--|
| | The Contract Data for the NEC3 main option clauses, dispute resolution and secondary option clauses for a specific work package will be provided with the instruction to submit a quotation. |
|--|--|

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. BIDDER'S DECLARATION

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state? **YES/NO**

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

| Full Name | Identity Number | Name of State institution |
|-----------|-----------------|---------------------------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

- 2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

- 2.2.1 If so, furnish particulars:

.....
.....

- 2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

YES/NO

- 2.3.1 If so, furnish particulars:

31_____

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

.....
.....

3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 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 consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 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.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 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.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

32_____

² 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.

