Invitation to bid

|  |  |
| --- | --- |
| **YOU ARE HEREBY INVITED TO BID FOR THE REQUIREMENTS OF THE**  **South African Nuclear Energy Corporation SOC Ltd** | |
| **BID NUMBER:** | FIN-SCM-TEN-0022 |
| **BID DESCRIPTION:** | Request for Proposal (RFP) for Radiopharmaceuticals Production Lines (Iodine 131 and Molybdenum-99/Technetium-99m Generator Production) |
| **CLARIFICATION MEETING.** | A non-compulsory clarification meeting will be held virtually on **28 July 2023** at 14:00 pm South African Time. [Click here to join the meeting](https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODM1YzI2ZjMtYWVmMi00NmE1LWIzYzEtYjM3OWY0NWFhMDM1%40thread.v2/0?context=%7b%22Tid%22%3a%224887db8a-a02b-42d5-bfe5-952a86e61210%22%2c%22Oid%22%3a%225ca9d7cd-2d3e-4e67-8c04-f8f358241ec6%22%7d) |
| **CLOSING DATE:** | 18 August 2023 |
| **CLOSING TIME:** | 11:00am |
| **BID VALIDITY PERIOD:** | 90 Days (Commencing the bid Closing Date) |
| **DELIVERY ADDRESS:** | **BID DOCUMENTS MUST BE DEPOSITED IN THE BID BOX SITUATED AT:**  Necsa Gate 3  R104 Elias Motsoaledi Street (Church Street West Ext)  Pelindaba  Brits Magisterial District  Madibeng Municipality  North West  0240  The physical size of the Bid Response must be limited to 400mm x 100mm x 150mm as the Tender Box aperture cannot accommodate larger sizes.  **For international Suppliers submit your Bid / Response to:** [scm@necsa.co.za](mailto:scm@necsa.co.za) (if the file is more than 50MB please send it via OneDrive link to the same provided email address) |
| **ENQUIRES:** | Mr. Buyani Nsibande  **Email**: [scm@necsa.co.za](mailto:Buyani.nsibande@necsa.co.za)  **Tel:** +27 (0) 12 305 6072  Clarity seeking question must be sent at least three (3) working days before the closing date. |

**THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.**

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1. 1. Introduction

Company Overview

The South African Nuclear Energy Corporation Limited (Necsa) is a state-owned public company (SOC), registered in terms of the Companies Act, (Act No. 61 of 1973), registration number 2000/003735/06.

The Necsa Group engages in commercial business mainly through its wholly-owned commercial subsidiaries: NTP Radioisotopes SOC Ltd (NTP), which is responsible for a range of radiation-based products and services for healthcare, life sciences and industry, and Pelchem SOC Ltd (Pelchem), which supplies fluorine and fluorine-based products. Both subsidiaries, together with their subsidiaries, supply local and global markets, earning valuable foreign exchange for South Africa and are among the best in their field in their respective world markets.

Necsa’s safety, health, environment and quality policies provides for top management commitment to compliance with regulatory requirements of ISO 14001, OHSAS 18001 and RD 0034 (Quality and Safety Management Requirements for Nuclear Installations), ISO 9001 and ISO 17025.

Necsa promotes the science, technology and engineering expertise of South Africa and improves the public understanding of these through regular communications at various forums and outreach programmes to the community. We are a proudly South African company continuously striving, and succeeding in many respects, to be at the edge of science, technology and engineering related to the safe use of nuclear knowledge to improve our world.

Background

NTP Radioisotopes SOC Ltd is a subsidiary of the South African Nuclear Energy Corporation (Necsa) and is a leading manufacturer and supplier of radiation-based products and services including essential medical radioisotopes. This proudly South African corporate citizen is situated at Necsa’s nuclear facility at Pelindaba west of Pretoria, and serves customers in 50 countries around the world. NTP has strategic partners and associates ranking among the world’s leading providers of nuclear technology products, nuclear imaging services, and pharmaceutical producers and suppliers.

**NTP’s subsidiaries**

* AEC-Amersham SOC Ltd (100% shareholding) – marketing & sales of radiopharmaceutical products and solutions
* NTP Logistics SOC Ltd (51%) – transportation of hazardous goods world-wide
* Gammatec SOC Ltd (55%) – non-destructive testing (NDT)

For more information on NTP Radioisotopes SOC Ltd visit: [www.ntp.co.za](http://www.ntp.co.za)

**NTP Radioisotopes & Nuclear Medicine**

* NTP Radioisotopes, a subsidiary of Necsa, is a leading global manufacturer and supplier of the key medical radioisotopes used in nuclear medicine procedures,and produces these essential radioisotopes for all the nuclear medicine departments in South Africa’s public and private healthcare sector.
* Nuclear medicine is a minimally invasive practice that uses small of amounts of radioactive isotopes, mostly for medical imaging procedures to allow physicians to view the structure and the function of organs or systems in the human body. Tiny amounts of labelled radioisotopes (also known as radiopharmaceuticals) are ingested or injected into the patient. The labelling (pairing the isotope with a pharmaceutical agent) allows physicians to target specific areas or systems in the body, and exclude other systems. As these doses move through the body they emit low levels of gamma rays, which can be detected by gamma cameras such as those used in SPECT (single-photon emission computerized tomography) imaging.
* Unlike X-rays and other radiological imaging, nuclear medicine allows doctors to observe the bodily functions right down to a molecular level. As a result, imaging obtained from nuclear medicine often allows a disease to be identified at a much earlier stage, before anatomical changes become visible. The same technology also allows physicians to target and treat certain conditions using certain medical radioisotopes.
* South Africa currently has the largest body of nuclear medicine practitioners and nuclear medicine centres in sub-Saharan Africa, including nuclear medicine departments at 12 tertiary and quaternary state hospitals including Steve Biko Academic Hospital in Pretoria, Charlotte Maxeke Johannesburg Academic Hospital, Tygerberg Academic Hospital in the Western Cape, and Inkosi Albert Luthuli Central Hospital in Durban.
* Globally, demand for nuclear medicine is being driven by increases in the incidence of cancers and cardiovascular disease, and by the growing number of new applications for medical radioisotopes including the study of neurological and psychiatric diseases. Medical radioisotopes are used in a number of branches of medicine including oncology, cardiology, neurology, and endocrinology specifically thyroid conditions. Around 90% of all nuclear medicine procedures performed each year are for diagnosis or evaluation.
* Underpinning the nuclear medicine market is one key medical radioisotope: molybdenum-99 (Mo-99). The daughter product of Mo-99, technetium-99m (Tc-99m) is used in over 40 million nuclear medicine procedures every year. Tc-99m is produced in a medical device called a ‘generator’, which contains a feedstock of Mo-99 from which patient doses of Tc-99m are eluted as required.
* Because the isotopes have short half-lives – just 66 hours for Mo-99 and only six hours for Tc-99m – they cannot be stored or stockpiled, and must be produced daily in order to meet clinical demand.
* There are currently fewer than five sites in the world capable of producing commercial volumes of Mo-99. NTP Radioisotopes is one of these; and currently, with global partnership agreements, supplies between a quarter and a third of the entire global demand of Mo-99. The group’s role has become even more significant with the 2016 exit of the Canadian NRU reactor from production.
* NTP manufactures two other important medical radioisotopes, iodine-131 (I-131) and beta-emitter lutetium-177 n.c.a. (Lu-177), which have both diagnostic and therapeutic applications. NTP also produces a number of non-reactor based medical radioisotopes, and pioneered the use of cyclotron-based FDG F-18 in South Africa, which is used for cancer diagnosis.
  1. Scope of Work

The RFP scope must cover the following aspects underpinned by the specifications below.

* Design.
* Manufacturing.
* Installation.
* Commissioning.
* Qualification.
* Training and handover.

The detailed specifications are provided in the following attached document:

* **RPH-SPE-4000- NovaTec-P User Requirements Specification.**
* **RPH-SPE-4002- I-131 User Requirements Specification.**

**Note: The service provider must submit the conformance matrix demonstrating compliance to the requirements of RPH-SPE-4000 and RPH-SPE-4002 as part of the RFP.**

* + - 1. The bidder shall, based on the overall objective of the scope of work to be performed and the bidders expertise, identify any obvious omissions from the scope that they believe to be essential for meeting the overall objectives. The bidder shall include this into the price of the work to be performed and submit it for negotiation.
      2. The bidder shall, based on the overall objective of the scope of work to be performed and the bidders expertise specify the following:
      3. The bidder shall strictly comply with all technical and commercial requirements of this bid.
      4. A bid with a deviation shall be considered as an alternative bid. These may be evaluated provided that the main bid complies with all requirements supplied. Hourly labour rates shall include all charges and overheads associated with labour, e.g. bonus, overtime or other incentive payments necessary to attract and retain sufficient workforce during the contract period. It shall include daily allowances, fares, transport, subsistence allowances, condition money, national insurance, sick pay and leave, industrial training levy, redundancy payment contribution, provision for protective clothing-tools-and-equipment.
      5. Any materials ordered during the execution of the work will be paid for at the price as invoiced to the contractor, less any discount, plus the percentage as detailed. Any materials provided ex the contractor’s own work shall be charged at the selling price or a price agreed between the contractor and Necsa.
      6. Bill of Quantities.

Project Plan and Schedule

* + - 1. The bidder is required to provide a detailed project plan and schedule based on manufacturing, delivery, installation, commissioning, and training periods. The schedule shall be from the date of awarding of contract.
      2. The final delivery date, start and end dates or duration will be negotiated and fixed once the contract is awarded.

Applicable Necsa Policies

* + - 1. The following Necsa policies must be adhered to:

|  |  |
| --- | --- |
| SHEQ-INS-0100 | Necsa General Safety, Health and Environmental Policy. |
| SHEQ-INS-0102 | Necsa Alcohol and Drug Policy. |
| FBD-SCM-2017-PRO-0001 | Procedure for Necsa’s Supply Chain Management Process. |

* 1. Applicable Necsa Procedures

Requirements to Access Necsa Site

* + - 1. As Necsa site is a National Key Point, access for tenderers is restricted to the building where the equipment will be housed.
      2. Access to any other area will only be allowed when escorted by a Necsa staff member who is conversant with the security and safety requirements and conditions of the specific area.
      3. The system will be installed in a radiological area (currently white contamination and radiation).
      4. The Necsa Contact Person for this bid will make arrangements for site access after receipt of the following information, which shall be verified on the provision of a South African Identification Document or Driver’s License:

|  |
| --- |
| Full names and surname |
| ID or passport number |
| Mobile or work telephone number |
| Employer name and phone number |
| Vehicle registration number |

* + - 1. In the case of foreign citizens, whether visitors to South Africa or residents in the country, a copy or scan of the passport must be submitted at least four (4) weeks before the date required to enter the Necsa site.
      2. Nobody will be allowed to enter the site if they are not in possession of a valid identification document.

Emergencies, Incidents, Accidents

Necsa Health, Safety and Environmental Requirements

* + - 1. The bidder shall submit its company Health, Safety and Environmental (SHE) Policy with the bid. It shall reflect the intention to submit a SHE Plan in relation to the work that will be performed.

Necsa Requirements for Quality

* + - 1. The bidder shall submit its company Quality Policy with its bid. It shall reflect the intention to submit a Quality Plan for ensuring all deliverables comply with the bid specifications.

Necsa Requirements for Project SHEQ

* + - 1. Necsa’s SHEQ Project Approval Process prescribes that all planned projects or project phases be assessed for compliance with Necsa’s SHEQ requirements (SHEQ-INS-0823).

Confidentiality

* + - 1. Bidders shall handle the contents of this document as confidential and private and may not disclose it to a third party or publish it in any way whatsoever.
      2. The signing of Necsa’s Confidentiality agreement will only be required if information of a confidential nature is provided to the bidders. Normally this is only required on entering into a contract, and is not part of the bid documentation.

1. 1. Instruction to Bidders

General

* + - 1. Bidders must familiarise themselves with and comply with the mandatory requirements as required, on the appropriate dates.

Bidder Information

* + - 1. The required information on the bidder must be completed as stipulated in Paragraph 7. Failure to do so may result in disqualification.
      2. Bidder to provide solvency statement signed by a qualified authority that the financial position of the bidder is sound and that the company will be able to mobilise the required resources for the execution of this contract.
      3. The successful bidder shall demonstrate to Necsa that adequate pre-employment screening, including security screening, was performed on their employees/ sub-contractors (staff). Note: this is only applicable to employees or sub-contractors that will be involved in installation, commissioning and training.
      4. The pre-employment screening shall as a minimum be able to:
         1. Authenticate that staff are who they claim to be;
         2. Confirm that staff have a right to work in the RSA;
         3. Obtain written declaration from staff of any criminal record; and
         4. Confirm that staff possesses the relevant qualifications to undertake the duties effectively and safely.
      5. The successful bidder shall deploy competent staff, supervision and labour who are appropriately experienced and trained for the work they are to undertake.
      6. Necsa and its representatives may seek formal assurance to this effect (including a formal audit) at any time during the contract period.

Consortium

* + - 1. Bidders forming part of a Consortium must submit with their bid a copy of their Consortium agreement in a separate attachment. This must clearly indicate:
         1. The form of agreement;
         2. The respective roles and responsibilities of the members;
         3. The identity of the lead company which will have the overall project responsibility;
         4. The name and address of the officer acting as the single point of contact for all communications between NECSA and the tenderers. He shall be fully empowered to act on behalf of all members; and
         5. The member’s agreement to be jointly and severally liable to NECSA for the performance of the contract.

Sub-contracting

* + - 1. Bidders must detail any work to be sub-contracted, and the proposed sub-contractor(s) to be used.
      2. Necsa reserves the right to reject the use of any of the bidder’s proposed subcontractors and any subcontractor proposed during the contract term.
      3. Bidders are advised that Necsa will not respond to any direct approach from potential sub-contractors for details in respect of any particular item in this bid.

Necsa’s Bidding Rights

* + - 1. Necsa reserves the right to:
         1. Extend the closing date;
         2. Verify any information contained in a proposal;
         3. Request documented proof regarding any bid issue;
         4. Give preference to locally manufactured goods or locally sourced services;
         5. Issue follow-up or supplementary questions during the response period or after receipt of tenders;
         6. Make known to all bidders any questions submitted by a bidder including commercial and technical clarifications, together with the answers given to any individual bidder, if it is considered to be relevant to the tender; and
         7. Cancel or withdraw this request for tender as a whole or in part.
      2. As part of the evaluation process, NECSA may require bidders to arrange and/ or participate in one or more of the following:
         1. Interviews with, or written references from, nominated reference;
         2. Reference site visits to the location(s) of nominated reference;
         3. Interviews with bidder personnel who would be involved in the contract execution (day-to-day operations of the site);
      3. Negotiations with the bidders.
      4. The successful bidder shall deploy competent staff, supervision and labour who are appropriately experienced and trained for the work they are to undertake.
      5. Necsa and its representatives may seek formal assurance to this effect (including a formal audit) at any time during the contract period.
      6. Should a Bidder have reasons to believe that the Technical Specification is not open and/ or is written for a particular brand or product; the Bidder shall notify SCM before closing date.
      7. Necsa will not necessarily accept the lowest or any tender, and it reserves the right to accept a tender as a whole or in part.
      8. Necsa shall accept no liability in respect of any loss or damage which may incur in the preparation and admission of this tender.
      9. Bidders shall handle the contents of this document as confidential and private and may not disclose it to a third party or publish in any way whatsoever.
      10. Your designation as a successful bidder creates no legal connection with Necsa until such time as a written agreement/order has been negotiated and conducted with you. This tender document will form part of the agreement.
      11. Bidders shall ensure that they are fully informed on the service which must be rendered and what is required from the tenderer.
      12. The successful bidder will be required to register as a supplier/service provider of Necsa if not already registered as a supplier.
      13. Necsa is under no obligation to award a purchase order as a result of this tender.

Bidding Process

* + - 1. Bidders must familiarise themselves with and comply with the procurement timetable as required, on the appropriate dates. Necsa is unlikely to be able to offer much flexibility to this timetable.
      2. Bidders are required to:
         1. Respond in the English language;
         2. A cover letter on the bidders company letterhead with clear reference to the bid of interest should accompany both the technical and pricing proposals;
         3. All copies of the tender response must have signatures on the Declaration of Compliance to the Necsa Contact Person;
         4. Ensure that all document attachments are clearly marked and bound in a clear, logical and well-marked format with a table of contents ensuring ease of finding individual documents or sections; and
         5. The original document must be signed in black ink by an authorised person, agent or representative and each and every page of the bidding documents shall contain the initials of the same signatory.
      3. All costing and information must be typed and signed by the bidder; no hand written costing/ pricing will be accepted.
      4. All bids in this regard shall be accepted if they have been placed in the tender box by the closing date stipulated. **Late bid submissions will not be considered.**

Bid Submission Requirements

* + - 1. Bidders must submit their responses and all supporting documents in properly labelled and sealed envelopes clearly as follows:
         1. Technical Proposal – Envelope One must include:

|  |  |
| --- | --- |
|  | a set of four (4) hard copies (one (1) original and three (3) copies) and one (1) electronic copy (on disk or memory stick).  **No pricing information must be included in Envelope One.**  The physical size of the Response must be limited to 400mm x 100mm x 150mm as the Tender Box aperture cannot accommodate larger sizes. |

* + - * 1. Pricing Proposal – Envelope Two must include:

|  |  |
| --- | --- |
|  | a set of two (2) hard copies (one (1) original and one (1) copy) and one (1) electronic copy (on disk or memory stick).  **All compulsory returnable documents must be included in Envelope Two.**  **The physical size of the Response must be limited to 400mm x 100mm x 150mm as the Tender Box aperture cannot accommodate larger sizes.** |

* + - 1. No proposal shall be accepted by Necsa if submitted in any manner other than as prescribed above.
  1. Eligibility Requirements

Pre-qualification Criteria

Non-compliance to the following pre-qualification criteria will result in automatic disqualification:

| # | **Capacity** | **Weight** | **Allocation of Points** | ***Contractor***  **Score Points** | **Requirements** |
| --- | --- | --- | --- | --- | --- |
| **HURDLE REQUIREMENTS** | | | | | |
| 2 | Compliance to Technical Specification Requirements as per **RPH-SPE-4000 Rev.1** User Requirement Specification for a NovaTec-P  Compliance to Technical Specification Requirements as per **RPH-SPE-4002 Rev.1** User Requirement Specification for I-131 | Yes or No | Yes |  | Comply with all Requirements |
| No | Partial Compliance with justification to be provided by the supplier |
| No | Automatically Disqualification |
| 3 | If operating as an Agency, kindly submit letter from manufacturer (OEM) indicating that you are authorised to distribute their product and also provide aftersales support (Training, Service and Maintenance) | Yes or No | Yes |  | Manufactures letter submitted |
| No | Automatically Disqualification |
| 4 | Proof of quality management system which is equivalent to the ISO 9001:2015. | Yes or No | Yes |  | Submit proof of quality management system |
| No | Automatically Disqualification |
| 5 | Minimum of 12 months Manufacture’s Guarantee / Warrantee which includes replacements of all parts, consumables and labour | Yes or No | Yes |  | Warrantee / Guarantee Provided |
| No | Automatically Disqualification |
| **PROCEED WITH REMAINDER OF EVALUATION IF ALL ABOVE HURDLE REQUIREMENTS ARE MET** | | | | | |
| 6 | Relevant Company Experience in dealing with Radiopharmaceuticals Production Lines (Iodine 131 and Molybdenum-99/Technetium-99m Generator Production) (Company must provide proof indicating their experience in the relevant field with number of years) | 15 | 15 |  | Over 10 Years = 15 6 to 10 Years = 10  1 to 5 years = 5 0 Years = 0 |
| 7 | Similar Product Supplied to the Radiopharmaceutical Industry or any other Industries depending on the application.  (Reference to include, Project Description, Company Name, Contact Person, Contact Number and Value) | 10 | 10 |  | More than 7 Projects Referenced = 10  More than 5 Project Referenced = 5  Less than 5 projects = 0 |
| 8 | Provide list of most critical spares, consumable and turnaround time to have them ready for delivery and installation at NTP  (Include supplier details if operating as an agency or distributor) | 10 | 10 |  | List of Critical Spares with turnaround time of up to 24 hours = 10  List of Critical Spares with turnaround time of more than 1 day up to 1 week = 6  List of Critical Spares with turnaround time of more than 1 week = 4  List of Critical Spares without turnaround time = 2  No List Submitted = 0 |
| 9 | Provide list of any spares that is not critical but can bring the system down and the turnaround time for supplying the spares | 10 | 10 |  | List with turnaround time = 10  List without turnaround time = 5  No list submitted = 0 |
| 10 | Catalogue with Datasheet must be submitted | 10 | 10 |  | Catalogue with Datasheet = 10  Catalogue / Datasheet only = 5  No submission = 0 |
| 11 | Provide details regarding the useful lifespan of the equipment | 10 | 10 |  | Lifespan of 10 years and above = 10  Lifespan of 5 to 9 years = 7  Lifespan of less than 5 years = 2  No details provided regarding lifespan of the equipment = 0 |
| 12 | Training of Operators and Technicians | 10 | 10 |  | Training Included = 10  No Training = 0 |
| 13 | Support Turnaround time for Sudden Breakdowns | 10 | 10 |  | Within 12 hours = 10  12 to 24 hours = 6  24 to 36 hours = 4  Over 36 Hours = 0 |
| 14 | Delivery Period | 10 | 10 |  | Delivery from 6 - 12 Months = 10  Delivery within 12 - 18 months = 6  Delivery within 18 – 24 months = 4  No submission of delivery schedule = 0 |
| 15 | Detailed Project Schedule/Plan  Which includes the activities with timelines from project initiation to handover. | 5 | 5 |  | Detailed Schedule Provided=5  Detailed Schedule not provided=0 |
|  | **Grand Total** | **100** | **100** |  |  |

**Note: Bidders that score < 75 out of a 100 in respect of Technical / Functional Evaluation Criteria will be regarded as submitting a non-responsive bid and will not be evaluated further.**

Tenders to be evaluated on functionality (B-BBEE and Price Evaluation Criteria)

* + - 1. An organ of state must state in the tender documents if the tender will be evaluated on functionality.
      2. The evaluation criteria for measuring functionality must be objective.
      3. The tender documents must specify –

1. The evaluation criteria for measuring functionality;
2. The points for each criteria, if any, each sub-criterion; and
3. The minimum qualifying score for functionality.
   * + 1. The minimum qualifying score for functionality for a tender to be considered further –
4. Must be determined separately for each tender; and
5. May not be so –
6. Low that it may jeopardise the quality of the required goods or services; or
7. High that it is unreasonably restrictive.
   * + 1. Points scored for functionality must be rounded off to the nearest two decimal places.
       2. A tender that fails to obtain the minimum qualifying score for functionality as indicated in the tender documents is not an acceptable tender.
       3. Each tender that obtained the minimum qualifying score for functionality must be evaluated further in terms of price and the preference point system and any objective criteria envisaged in regulation 11.

80/20 preference point system for acquisition of goods or services for Rand value equal to or above R30 000 and up to R50 million

5.4.1 The following formula must be used to calculate the points out of 80 for price in respect of a tender with a Rand value equal to or above R30 000 and up to a Rand value of R50 million, inclusive of all applicable taxes:

Where-

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration; and

Pmin = Price of lowest acceptable tender.

5.4.2 The following table must be used to calculate the score out of 20 for B-BBEE:

|  |  |
| --- | --- |
| B-BBEE Status Level of Contributor | Number of Points |
| 1 | 20 |
| 2 | 18 |
| 3 | 14 |
| 4 | 12 |
| 5 | 8 |
| 6 | 6 |
| 7 | 4 |
| 8 | 2 |
| Non-compliant contributor | 0 |

5.4.3 A tenderer must submit proof of its B-BBEE status level of contributor.

5.4.4 A tenderer failing to submit proof of B-BBEE status level of contributor or is a non-compliant contributor to B-BGBEE may not be disqualified, but –

1. May only score points out of 80 for price; and
2. Score 0 points out of 20 for B-BBEE.

5.4.5 A tenderer may not be awarded points for B-BBEE Status level of contributor if the tender documents indicate that the tenderer intends subcontracting more than 25% of the value of the contract to any other person not qualifying for at least the points that the tenderer qualifies for, unless the intended subcontractor is an EME that has the capability to execute the subcontract.

5.4.6 The points scored by a tenderer for B-BBEE in terms of sub regulation (2) must be added to the points scored for price under sub regulation (1).

5.4.7 The points scored must be rounded off to the nearest two decimal places.

5.4.8 Subject to sub regulation (9) and regulation (11), the contract must be awarded to the tenderer scoring the highest points.

5.4.9 If the price offered by a tenderer scoring the highest points is not market-related, the organ of state may not award the contract to that tenderer.

a) The organs of state may –

1. Negotiated a market-related price with the tenderer scoring the highest points or cancel the tender;
2. If the tenderer does not agree to a market-related price, negotiate a market-related price with the tenderer scoring the second highest points or cancel the tender;
3. If the tenderer scoring the second highest points does not agree to a market-related price, negotiate a market-related price with the tenderer scoring the third highest points or cancel the tender.
4. If a market-related price is not agreed as envisaged in paragraph (a) (iii), the organ of state must cancel the tender.

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

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

Where –

Ps = Points scored for price of tender under consideration;

Pt = Price of tender under consideration; and

Pmin = Price of lowest acceptable tender.

5.5.2 The following table must be used to calculate the points out of 10 for B-BBEE:

|  |  |
| --- | --- |
| B-BBEE Status Level of Contributor | Number of Points |
| 1 | 10 |
| 2 | 9 |
| 3 | 6 |
| 4 | 5 |
| 5 | 4 |
| 6 | 3 |
| 7 | 2 |
| 8 | 1 |
| Non-compliance contributor | 0 |

5.5.3 A tenderer must submit proof of its B-BBEE status level of contributor

5.5.4 A tenderer failing to submit proof of B-BBEE status level of contribution or is a non-compliant contributor of B-BBEE may not be disqualified, but –

1. May only score points out of 90 for price; and
2. Scores 0 points out of 10 for B-BBEE.

5.5.5 A tenderer may not be awarded points for B-BBEE status level of contributor if the tender documents indicate that the tenderer intends subcontracting more than 25% of the value of the contract to any other person not qualifying for at least the points that the tenderer qualifies for, unless the intended subcontractor is an EME that has the capability to execute the subcontract.

5.5.6 The points scored by a tenderer for B-BBEE contribution in terms of sub regulation (2) must be added to the points scored for price under sub regulation (1).

5.5.7 The points scored must be rounded off to the nearest two decimal places.

5.5.8 Subject to sub regulation (9) and regulation 11, the contract must be awarded to the tenderer scoring the highest points.

5.5.9 If the price offered by a tenderer scoring the highest points is not market-related, the organ of state may not award the contract to that tenderer.

a) The organs of state may –

1. Negotiate a market-related price with the tenderer scoring the highest points or cancel the tender.
2. If the tenderer does not agree to a market-related price, negotiate a market-related price with the tenderer scoring the second highest points or cancel the tender.
3. If the tenderer scoring the second highest points does not agreed to a market-related price, negotiate a market-related price with the tenderer scoring the third highest points or cancel the tender.

b) If a market-related price is not agreed as envisaged in paragraph (a)(iii), the organ of state must cancel the tender.

1. 1. Returnable documents Checklist

Please indicate that all mandatory documents are included in this bid by ticking the boxes in the checklist below. Responses received without all required documents will be considered invalid. Please also indicate where additional documents have been submitted to the main tender response.

Mandatory Documents

* + - 1. ☐ Bidder’s Information (Paragraph 7)
      2. ☐ Original good standing letter from SARS (Tax clearance) OR a letter from SARS with PIN number issued for TAX compliance status.
      3. ☐ If a Consortium, Joint Venture or Sub-contractor, a valid Tax Clearance Certificate for each member.
      4. ☐ Bidder Company to provide at least 12 month guarantee after commissioning.
      5. ☐ Bidder Company to clearly indicate and proof that the proposed system complies with the specification provided. Any alternative to be clearly defined and motivated.
      6. ☐ Valid Compensation Commissioner Fund: Letter of good standing (COIDA).
      7. ☐ Proof of National Treasury Central Supplier Database registration/summary report (refer to SBD1).

Price

* + - 1. ☐ Price Breakdown.

Compliance Documents

* + - 1. ☐ SBD 1 Invitation to Bid.
      2. ☐ SBD 3.1 Pricing Schedule – Firm Prices.
      3. ☐ SBD 4 Declaration of Interest.
      4. ☐ SBD 5 National Industrial Participation Programme.
      5. ☐ SBD 6.1 Preference points claim form in terms of the preferential procurement regulations 2017.
      6. ☐ SBD 7.1 Contract Form – Purchase of Goods/ Works.
      7. ☐ SBD 8 Declaration of Bidder’s Past Supply Chain Management Practices.
      8. ☐ SBD 9 Certificate of Independent Bid Determination.
      9. ☐ Necsa Terms and Conditions of Contract.
      10. ☐ Necsa Confidentiality Agreement.
      11. ☐ Necsa Alcohol and Drug Control Policy.
      12. ☐ Necsa Safety, Health and Environmental Policy.
  1. Bidder Information

The following information must be completed. Failure to do so may result in disqualification.

|  |  |
| --- | --- |
| **BIDDER INFORMATION** | |
| Bidder Name: |  |
| Registration Number: |  |
| VAT Registration Number: |  |
| Bidding Structure (Individual, Joint Venture, Consortium, Sub-contractors) |  |
| Contact Person: |  |
| Telephone Number: |  |
| Fax Number: |  |
| Email Address: |  |
| Postal Address: |  |
| Physical Address: |  |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **HAS A TAX CLEARANCE AND PIN BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |
|  | | | | | | | | |
| **IS A VALID BBBEE CERTIFICATE BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |

If bidding as a Joint Venture, Consortium or Sub-Contractors, complete the following company information.

|  |  |
| --- | --- |
| **Name of Company (1):** | |
| Registration Number: |  |
| VAT Registration Number: |  |
| Contact Person: |  |
| Telephone Number: |  |
| Fax Number: |  |
| Email Address: |  |
| Postal Address: |  |
| Physical Address: |  |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **HAS A TAX CLEARANCE AND PIN BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |
|  | | | | | | | | |
| **IS A VALID BBBEE CERTIFICATE BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |

|  |  |
| --- | --- |
| **Name of Company (2):** | |
| Registration Number: |  |
| VAT Registration Number: |  |
| Contact Person: |  |
| Telephone Number: |  |
| Fax Number: |  |
| Email Address: |  |
| Postal Address: |  |
| Physical Address: |  |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **HAS A TAX CLEARANCE AND PIN BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |
|  | | | | | | | | |
| **IS A VALID BBBEE CERTIFICATE BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |

|  |  |
| --- | --- |
| **Name of Company (3):** | |
| Registration Number: |  |
| VAT Registration Number: |  |
| Contact Person: |  |
| Telephone Number: |  |
| Fax Number: |  |
| Email Address: |  |
| Postal Address: |  |
| Physical Address: |  |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **HAS A TAX CLEARANCE AND PIN BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |
|  | | | | | | | | |
| **IS A VALID BBBEE CERTIFICATE BEEN SUBMITTED?** | | | **Yes** | |  | **No** | |  |
|  | | | | | | | | |
| **IF YES, PLEASE INDICATE THE EXPIRY DATE** | **D** | **D** | **M** | **M** | **Y** | **Y** | **Y** | **Y** |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| I CERTIFY THAT THE INFORMATION PROVIDED ON THIS FORM IS TRUE AND CORRECT.  I FURTHER ACCEPT THAT, IN ADDITION TO CANCELLATION OF CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE. | | | | |
|  | |  |  | |
| **SIGNATURE OF BIDDER (DULY AUTHORISED)** | |  | **DATE** | |
|  |  | | |  |
| **CAPACITY UNDER WHICH THIS BID IS SIGNED** | | | | |