

Reference: N.002-330-2016/1R_1

Date: 01 December 2023

Email: ProcurementNR4@sanral.co.za

Fax Number: 27 (0) 12 426 6232

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Dear Tenderers

CONTRACT NUMBER: SANRAL N.002-330-2016/1R

CONTRACT TITLE: THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET RETIEF (63.3)

ADDENDUM NO.1

This Addendum is issued in terms of Clause C.3.2 of the Tender Data and must be read in conjunction with and shall be deemed to form part of the Tender Document.

Kindly acknowledge receipt of this addendum by completing the ACKNOWLEDGEMENT OF ADDENDUM below. Failure to acknowledge this addendum may invalidate the Tender.

Yours sincerely,

A handwritten signature in blue ink, appearing to read "B. Mdziniso", is positioned above a solid black horizontal line.

Brian Mdziniso
PG 3 CHAIRPERSON
SANRAL NORTHERN REGION

Part 1: AMENDMENTS TO TENDER DOCUMENT.

Pages	Clause / Item	Amendment / Addition
1. Entire Tender Document (Volumes 3, 4, 5, 6 and 7)		
All	All	<p>Delete all references to the project number: "SANRAL N.002-330-2016/1"</p> <p>And replace with the following new project number: "SANRAL N.002-330-2016/1R"</p>
Front Pages	Project Base Date	<p>Delete on both the front page and overleaf title page for each tender document volume: "DATE: NOVEMBER 2023"</p> <p>And replace with the following: "DATE: DECEMBER 2023"</p>
2. Volume 3 Book 1 Part T1		
T1-4	T1.1 Tender Notice and Invitation to Tender	<p>Delete the following paragraph: "It is a requirement of this project that the successful tenderer subcontract a minimum of 40 percent (40%) or higher as tendered of the work by the end of the contract to Targeted Enterprise(s) as defined in the Contract Data."</p> <p>And replace it with the following: "It is a requirement of this project that the successful tenderer subcontract a minimum of 30 percent (30 %) or higher as tendered of the work by the end of the contract to Targeted Enterprise(s) as defined in the Contract Data."</p> <p>TENDER DOCUMENTS</p> <p>Delete the date from which the tender documents are available: "13 October 2023"</p> <p>And replace it with the following: "1 December 2023"</p> <p>Delete the following paragraph: "Tenderers must submit, via email, the duly completed Form A1.1 Certificate of Intention to Submit a Tender prior to 20 October 2023. Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive."</p> <p>And replace it with the following: "Tenderers must submit, via email, the duly completed Form A1.1 Certificate of Intention to Submit a Tender prior to 8 December 2023. Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive, if "any material amendment/s" contained in the addenda or additional information is not included in the tender offer/submission."</p>

Pages	Clause / Item	Amendment / Addition
		<p>TENDERER'S MEETING</p> <p><i>Delete the date on which the clarification briefing meeting will be held:</i> "26 October 2023"</p> <p><i>And replace it with the following:</i> "11 December 2023"</p> <p>COMPLETION AND DELIVERY OF TENDERS</p> <p><i>Delete the closing time for receipt of tenders:</i> "(AT 11:00): 8 December 2023"</p> <p><i>And replace it with the following:</i> "11h00 on 26 January 2024"</p>
T1-7	T1.2 Tender Data Clause C.1.6.2.1	<i>Delete the clause in its entirety.</i>
T1-9	T1.2 Tender Data Clause C.2.7	<p>Clarification meeting</p> <p><i>Delete the date on which the clarification briefing meeting will be held:</i> "26 October 2023"</p> <p><i>And replace it with the following:</i> "11 December 2023"</p>
T1-9	T1.2 Tender Data Clause C.2.8	<p>Seek clarification</p> <p><i>Delete the data:</i> "Request clarifications at least 12 (twelve) working days before the closing date."</p> <p><i>And replace it with the following:</i> "Request clarifications at least 12 (twelve) working days before the closing date."</p>
T1-13	T1.2 Tender Data Clause C.3.1.1	<p>Respond to requests from the tenderer</p> <p><i>Delete the data:</i> "The employer shall respond to clarifications received up to twelve (12) working days before tender closing date."</p> <p>The Employer shall respond to any clarifications from the tenderers emanating from the addenda until 3 working days before tender closing date."</p> <p><i>And replace it with the following:</i></p>

Pages	Clause / Item	Amendment / Addition
		<p>"The Employer shall respond to clarifications received up to 12 (twelve) working days before tender closing date.</p> <p>The Employer shall respond to any clarifications from the tenderers emanating from the addenda until 3 (three) working days before tender closing date."</p>
T1-13	T1.2 Tender Data Clause C.3.2	<p>Issue Addenda</p> <p><i>Delete the data:</i> "The employer shall issue addenda until ten (10) working days before tender closing date."</p> <p><i>And replace it with the following:</i> "The employer shall issue addenda until 10 (ten) working days before tender closing date."</p>
T1-13	T1.2 Tender Data Clause C.3.4.1	<p>Opening of tender submissions</p> <p><i>Delete the opening time of tender submissions:</i> "11h00 on 8 December 2023"</p> <p><i>And replace it with the following:</i> "11h00 on Friday 26 January 2024"</p>
T1-14	T1.2 Tender Data Clause C.3.9.4	<p><i>Add the following:</i> "Should the original price not be retained after balancing, the tenderer will be rendered non responsive."</p> <p><i>The above to be added just below:</i> "Where there is an omission of a line item, no correction is possible, and the offer may be declared non-responsive."</p> <p><i>Add the following sentence:</i> "During testing of tender responsiveness, clause C.3.8 of CIDB tender conditions will be applicable."</p> <p><i>The above be added below:</i> "Declare as non-responsive and reject any offer from a tenderer who elects not to accept the proposed correction of the; errors, omissions or imbalanced rates."</p> <p><i>Delete the following:</i> "Declare as non-responsive and reject any offer from a tenderer who elects not to accept the proposed correction of the; errors, omissions or imbalanced rates, and subject the tenderer to the sanction under C.2.16.2."</p> <p><i>Replace with the following:</i> "Declare as non-responsive and reject any offer from a tenderer who elects not to accept the proposed correction of the; errors, omissions or imbalanced rates."</p>

Pages	Clause / Item	Amendment / Addition																																								
T1-15	T1.2 Tender Data Clause C.3.11	<p>Delete all information in the data column and replace with the following:</p> <p>“Evaluating price and preference</p> <p>i. 80/20 preference point system for acquisition of goods and services for Rand value equal to or above R2 000 and up to R50 million</p> <p>The following formula will be used to calculate the points out of 80 for price:</p> <p>$Ps = 80(1 - (Pt - Pm) / Pm)$</p> <p>Where:</p> <p>Ps is the points scored for price of tender under consideration. Pt is the price of the tender under consideration; and Pm is the price of the lowest acceptable tender.</p> <p>ii. 90/10 preference point system for acquisition of goods and services for Rand value above R50 million</p> <p>The following formula will be used to calculate the points out of 90 for price:</p> <p>$Ps = 90(1 - (Pt - Pm) / Pm)$</p> <p>Where:</p> <p>Ps is the points scored for price of tender under consideration. Pt is the price of the tender under consideration; and Pm is the price of the lowest acceptable tender.</p> <p>In the event that the calculated value is negative, the allocated score shall be 0 (zero).</p> <p>Scoring preference (Specific Goals):</p> <p>Points for specific goals will be awarded according to the table below:</p> <table><tr><th rowspan="2">Specific goals</th><th rowspan="2">Criteria</th><th colspan="2">10 points</th><th colspan="2">20 points</th></tr><tr><th>Point allocation</th><th>Maximum points</th><th>Point allocation</th><th>Maximum points</th></tr><tr><td rowspan="9">B-BBEE Level</td><td>Level 1</td><td>10.00</td><td rowspan="9">10.00</td><td>20.00</td><td rowspan="9">20.00</td></tr><tr><td>Level 2</td><td>9.00</td><td>18.00</td></tr><tr><td>Level 3</td><td>6.00</td><td>14.00</td></tr><tr><td>Level 4</td><td>5.00</td><td>12.00</td></tr><tr><td>Level 5</td><td>4.00</td><td>8.00</td></tr><tr><td>Level 6</td><td>3.00</td><td>6.00</td></tr><tr><td>Level 7</td><td>2.00</td><td>4.00</td></tr><tr><td>Level 8</td><td>1.00</td><td>2.00</td></tr><tr><td>Non-compliant contributor</td><td>0.00</td><td>0.00</td></tr></table> <p><i>A valid B-BBEE verification certificate must be submitted.</i></p>	Specific goals	Criteria	10 points		20 points		Point allocation	Maximum points	Point allocation	Maximum points	B-BBEE Level	Level 1	10.00	10.00	20.00	20.00	Level 2	9.00	18.00	Level 3	6.00	14.00	Level 4	5.00	12.00	Level 5	4.00	8.00	Level 6	3.00	6.00	Level 7	2.00	4.00	Level 8	1.00	2.00	Non-compliant contributor	0.00	0.00
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Sinomtha Linda

Reg. No. 1998/009584/30

Pages	Clause / Item	Amendment / Addition
		<p>1. The tenderer's scorecard shall be a B-BBEE Certificate issued in accordance with:</p> <ul style="list-style-type: none"> - the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 1 December 2017 by the Department of Trade and Industry; or - in the event that the Measured Entity operates in more than one sector or a sub-sector, the scorecard for the sector or sub-sector in which the majority of its core activities (measured in terms of annual revenue) are located will be acceptable. The tenderer must comply with the annual revenue thresholds for EME or QSE or Generic in accordance with the amended Construction Sector Codes; and <p>i. The scorecard shall be submitted as a certificate attached to Returnable Schedule Form C1; and</p> <p>ii. The certificate shall:</p> <ul style="list-style-type: none"> - be valid at the tender closing date; and - have been issued by a verification agency accredited by the South African National Accreditation System (SANAS); or - be in the form of a sworn affidavit or a certificate issued by the Companies and Intellectual Property Commission in the case of an Exempted Micro Enterprise (EME) with a total annual revenue of less than R3 million if issued in accordance with the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 1 December 2017 by the Department of Trade and Industry; and - have a date of issue less than 12 (twelve) months prior to the original advertised tender closing date (see Tender Data C.2.15); and <p>iii. A valid BBBEE Certificates shall contain:</p> <ul style="list-style-type: none"> - Name of enterprise as per enterprise registration documents issued by CIPC, and enterprise business address. - Value-Added Tax number, where applicable. - The B-BBEE Scorecard against which the certificate is issued, indicating all elements and scores achieved for each element. The actual score achieved must be linked to the total points as per the relevant Codes. - B-BBEE status with corresponding procurement recognition level. - The relevant Codes used to issue the B-BBEE verification certificate. - Date of issue and expiry (e.g. 9 June 2018 to 8 June 2019). Where a measured entity was subjected to a re-verification process, due to material change, the B-BBEE Verification Certificate must reflect the initial date of issue, date of re-issue and the initial date of expiry. Re-verification does not extend the lifespan of the B-BBEE Verification Certificate. - Financial period which was used to issue the B-BBEE Verification Certificate. <p>iv. A valid Sworn Affidavit shall contain:</p> <ul style="list-style-type: none"> - Name/s of deponent as they appear in the identity document and the identity number. - Designation of the deponent as either the director, owner or member must be indicated in order to know that person is duly authorised to depose of an affidavit. - Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address. - Percentage black ownership, black female ownership and whether they fall within a designated group. - Indicate total revenue for the year under review and whether it is based on audited financial statements or management accounts. - Financial year-end as per the enterprise's registration documents, which was used to determine the total revenue. The valid format of the

Pages	Clause / Item	Amendment / Addition
		<p>Financial Year-End is Day/Month/Year</p> <ul style="list-style-type: none"> - B-BBEE status level. An enterprise can only have one status level. - Date deponent signed and date of Commissioner of Oath must be the same. - Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest, and Compliance with any other information requested to be attached to Returnable Schedule Form C1; and <p>v. Compliance with any other information requested to be attached to Returnable Schedule Form C1; and</p> <p>vi. In the event of a Joint Venture (JV), a project-specific consolidated (SANRAL project number indicated) valid B-BBEE verification certificate in the name of the JV, issued by a verification agency accredited by the South African National Accreditation System (SANAS) shall be submitted.</p> <p>Sub-contracting</p> <p>If the tender documents indicate that the tenderer intends sub-contracting more than 25% of the value of the contract to any other person not qualifying for at least the status level that the tenderer qualifies for, 0 (zero) points for B-BBEE level (under Specific Goals) shall be awarded, unless the intended sub-contractor is an EME that has the capacity to execute the sub-contract.</p> <p>Criteria for breaking deadlock</p> <p>If two or more tenders score the same number of points and these tenders are also the highest ranked tenders, the tender with the highest preference points will be recommended for award.</p> <p>If functionality is part of the evaluation process and two or more tenders score equal total points and equal preference points, the tender that scored the highest points for functionality will be recommended for award.</p> <p>If two or more tenders score the same number of financial points and preference points and these tenders are also the highest ranked tenders, the tenderer to be recommended for award will be decided by the drawing of lots.”</p>
T1-17	T1.2 Tender Data Clause C.3.13	<p><i>Replace “C.3.13(g) to (k)” in the first paragraph with “C.3.13(g) to (l)”</i></p> <p><i>Add the following after k):</i></p> <p>“l) Price negotiations.</p> <ol style="list-style-type: none"> 1. If the price offered by a tenderer scoring the highest points is not market related, the Organ of state may not award the tender to that tenderer. 2. The Organs of state may – <ol style="list-style-type: none"> i. Negotiate a market related price with the tenderer scoring the highest points or cancel the tender; ii. 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; iii. 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; 3. If a market related price is not agreed as envisaged in paragraph 2(iii), the organ of state must cancel the tender.”

Pages	Clause / Item	Amendment / Addition	
3. Volume 3 Book 1 Part T2			
T2-4	Table of contents	<p>Add Form A14: DECLARATION OF TENDERER'S FINANCIAL SUBMISSION</p> <p>Delete Form C1.3 and Form C1.4 from the table of contents.</p>	
T2-5	Form A1	<p>Delete the date on which the clarification briefing meeting was held: "26 October 2023"</p> <p>And replace it with the following: "11 December 2023"</p>	
T2-6	Form A1.1	Replace the Notes to Tenderer in Form A1.1 with attached Appendix J format	
T2-25	Form A3.5	<p>Replace the date of advertisement of the bid under Point 3.1: "13 October 2023"</p> <p>And replace it with the following: "1 December 2023"</p>	
T2-33	Form A8	Replace Form A8 with attached Appendix F	
T2-41	Form A13	<p>Replace Form A13 with attached Appendix A</p> <p>The title of the forms is not changed.</p>	
T2-43	Form A14	Add Form A14 by utilizing attached Appendix I format	
T2-47	Form C1.2	<p>Replace Form C1.2 with attached Appendix B</p> <p>Amend the title.</p> <p>"FORM C1.2 PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022 (INCORPORATING SBD6.1)"</p>	
T2-51	Form C1.3	Delete the entire Form C1.3: BLACK OWNERSHIP DECLARATION	
T2-52	Form C1.4	Delete the entire Form C1.4: SUB-CONTRACTING DECLARATION	
T2-81	Form F1	Add the following row beneath the row for Form A13:	
		<table> <tr> <td>A14</td><td>DECLARATION OF TENDERER'S FINANCIAL SUBMISSION</td><td></td></tr> </table>	A14
A14	DECLARATION OF TENDERER'S FINANCIAL SUBMISSION		
T2-82	Form F1	Delete the rows for Forms C1.3 and C1.4	
4. Volume 3 Book 2 Part C1			

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Pages	Clause / Item	Amendment / Addition												
C1-10	C1.1.3 Appendix to Form of Acceptance	<i>Delete the last sentence of Notes to Compiler Nr. 3:</i> “This shall include the contractual required subcontracting percentage if the tendered subcontract percentage is less than the minimum prescribed 40%.”												
C1-51	Clause 15.2	Termination by the Employer <i>Delete the word “or” at the end of sub-paragraph (g).</i> <i>Add the word “or” at the end of sub-paragraph (h).</i> <i>Add the following after sub-paragraph (h):</i> “(i) In the event that its director/s are found guilty by a Court of Law on the counts of fraud charges against them, SANRAL reserves the right to terminate the contract and to assert all legal recourse available to it.”												
C1-57	C1.2.2 Appendix to Tender: Contract Data – Information provided by the Employer	<i>Replace the data for Clause A4.4 with the following:</i> “The percentage of the contract value that may be sublet is dependent on the Minimum Targeted Enterprise subletting targets and shall not exceed the Maximum Subcontracting allowed % as per the following table: <table><tr><th>Minimum Targeted Enterprise (TE) subletting (%)</th><th>Maximum Subcontracting allowed (%)</th></tr><tr><td>≤30</td><td>50</td></tr><tr><td>>30 to ≤40</td><td>60</td></tr><tr><td>>40 to <45</td><td>65</td></tr><tr><td>≥45 to <50</td><td>70</td></tr><tr><td>≥50</td><td>80</td></tr></table> “	Minimum Targeted Enterprise (TE) subletting (%)	Maximum Subcontracting allowed (%)	≤30	50	>30 to ≤40	60	>40 to <45	65	≥45 to <50	70	≥50	80
Minimum Targeted Enterprise (TE) subletting (%)	Maximum Subcontracting allowed (%)													
≤30	50													
>30 to ≤40	60													
>40 to <45	65													
≥45 to <50	70													
≥50	80													
5. Volume 3 Book 3 Part C3 Scope of Works: Section B: Specification Data														
C3-139	SANRAL Standard Specification Sections Clause D1003.04	<i>Delete the Specification Data for Sub-Clause “CPG for Targeted Enterprises” (but keep the minimum contribution by target groups unchanged):</i> “Minimum percentage of the greater of either 40% or the C1.1.1 Form of Offer stated percentage, of the Final Contract Value by the end of the contract to Targeted Enterprises. The Final Contract Value is defined in clause D1003.04” <i>And replace with the following:</i> “Minimum of 30% of the Final Contract Value by the end of the contract to Targeted Enterprises. The Final Contract Value for purposes of this clause, is defined in clause D1003.04.”												

APPENDIX A

FORM A13: FORM SBD1 – INVITATION TO BID AND TERMS AND CONDITIONS FOR BIDDING

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	SANRAL N.002-330-2016/1R	CLOSING DATE:	26 January 2024	CLOSING TIME:	11h00
DESCRIPTION	THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET RETIEF (63.3)				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Procurement Office		CONTACT PERSON	Procurement Office	
TELEPHONE NUMBER	N/A		TELEPHONE NUMBER	N/A	
FACSIMILE NUMBER	N/A		FACSIMILE NUMBER	NO CHANGE REQUIRED	
E-MAIL ADDRESS	Procurementnr4@sanral.co.za		E-MAIL ADDRESS	Procurementnr4@sanral.co.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 SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED? <input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]		
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE A BRANCH IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?				<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 REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.					

PART B
TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
2. TAX COMPLIANCE REQUIREMENTS
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA .
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
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.
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."

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

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

DATE:

APPENDIX B

FORM C1.2 PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022 (INCORPORATING SBD6.1)

CONTRACT SANRAL N.002-330-2016/1R
FOR THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET RETIEF (63.3)

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

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

1.2 **To be completed by the organ of state**

- a) The applicable preference point system for this tender is the 90/10 preference point system.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
(b) Specific Goals.

1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	90
SPECIFIC GOALS	10
Total points for Price and Specific Goals	100

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

80/20	or	90/10
$Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$	or	$Ps = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
 - (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
 - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system, then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

The specific goals allocated points in terms of this tender	Criteria	Number of points allocated (90/10 system)	Number of points claimed (90/10 system) (To be completed by the tenderer)
B-BBEE level scorecard of the tendering entity.	B-BBEE Level 1	10.00	
	B-BBEE Level 2	9.00	
	B-BBEE Level 3	6.00	
	B-BBEE Level 4	5.00	
	B-BBEE Level 5	4.00	
	B-BBEE Level 6	3.00	
	B-BBEE Level 7	2.00	
	B-BBEE Level 8	1.00	
	Non-compliant contributor	0.00	

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.

5. DECLARATION WITH REGARD TO COMPANY/FIRM

5.1. Name of company/firm.....

5.2. Company registration number:

5.3. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

5.4. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;

- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the audi alteram partem (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

.....	
SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:
DATE:
ADDRESS:

APPENDIX F

FORM A8: TENDERER'S REGISTERED FINANCIAL SERVICE PROVIDER LETTER AND BANK DETAILS

CONTRACT SANRAL N.002-330-2016/1R
FOR THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET
RETIEF (63.3)

Notes to tenderer:

1. The tenderer shall attach to this form:
 - 1.5 a letter (dated less than 3 months prior to the tender closing date) from a registered Financial Service Provider (registered with the FSB) which :
 - 1.5.1 Provides banking details and declares how the entity conducts its account; and
 - 1.5.2 confirms that the Tenderer has the financial means net of current commitments (independent of any contractual advance payment) available to meet the construction cash flow requirements estimated for the subject contract, or a written confirmation from any registered financial institution; or
 - 1.6 a letter (dated less than 3 months prior to the tender closing date) from the tenderer's independent registered accountant confirming that the Tenderer has the financial means net of current commitments (independent of any contractual advance payment) to meet the construction workflow requirements estimated for the subject contract. The confirmation by an independent registered accountant must indicate that the review, to be conducted in terms of ISRS4400, was done in terms of the Section 30 and Regulation 29 of the Companies Act No. 71 of 2008; or
 - 1.7 a letter (dated less than 3 months prior to the tender closing date) from the tenderer's financial sponsorship confirming that the Tenderer has the financial means net of current commitments (independent of any contractual advance payment) to meet the construction workflow requirements estimated for the subject contract
2. If the Tenderer does not have financial means, the tender may be declared non-responsive in terms of clause C.3.13(b) of the Tender Data.
3. The Tenderer (and in the event of a joint venture, the joint venture member's combined) shall have available capital in excess of R 48 055 000,
4. In the event that the tenderer is a joint venture enterprise, details of all the members of the joint venture shall be similarly provided and attached to this form.

Option 1 - Letter to be on the tenderer's registered Financial Service Provider's letter head

RE: ACCOUNT CONDUCT AND/OR CASHFLOW CONFIRMATION

To Whom It May Concern:

We hereby confirm that *(Insert Tenderer's Name)* has been banking with *xxxx* Bank for a period of *xxx years* and the account has been conducted in a satisfactory manner.

The *(Insert Tenderer's Name)* has the financial means, net of current commitments, available to meet the construction cash flow requirements to the value of R..... for contract..... *(insert contract number), (Note to tenderer; if cashflow confirmation is provided by another institution, delete this paragraph).*

- i) Name of Account Holder:
- ii) Account number:.....
- iii) Bank name:.....
- iv) Branch number:
- v) Bank and branch contact details:

Option 2 - Letter to be on the tenderer's independent registered accountant letter head

RE: CASHFLOW CONFIRMATION (independent registered accountant)

To Whom It May Concern:

The *(Insert Tenderer's Name)* has the financial means, net of current commitments, available to meet the construction cash flow requirements to the value of R..... for contract..... *(insert contract number)*.

Option 3 - Letter to be on tenderer's financial sponsorship letter head

RE: CASHFLOW CONFIRMATION (Financial sponsorship)

To Whom It May Concern:

The *(Insert Tenderer's Name)* has the financial means, net of current commitments, available to meet the construction cash flow requirements to the value of R..... for contract..... *(insert contract number)* through a financial sponsorship from *(Insert Financial Sponsor's Name)*.

APPENDIX I

FORM A14: DECLARATION OF TENDERER'S FINANCIAL SUBMISSION

CONTRACT SANRAL N.002-330-2016/1R
FOR THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET
RETIEF (63.3)

Note to Tenderer:

1. The signatory for the tenderer shall complete and sign this form declaring his/her understanding of the declaration form taking note of the points extracted below as contained in the tender document.

2. I, the undersigned, declare that:

I have submitted a balanced tender and have not tendered any negative rates, besides of Combined Site Laboratory contribution . I accept the risk of doing any work at our own tendered rates. However, I will rebalance my unit rates on request from the Employer where any unduly low or high rates are pointed out. I realise that by balancing my unit rates my tender amount will remain unchanged as prescribed in clause C.3.9 of the tender document.

The above information is to the best of my knowledge true and accurate.

SIGNATURE:

Signed and sworn before me at on the day of 20...

The deponent having:

- (I) acknowledged that he/she knows and understands the contents hereof;
- (ii) confirmed that he/she has no objection to the taking of the prescribed oath;
- (iii) that he/she considered the prescribed oath as bidding upon his/her conscience; and

COMMISSIONER OF OATHS

APPENDIX J

FORM A1.1: CERTIFICATE OF INTENTION TO SUBMIT A TENDER

CONTRACT SANRAL N.002-330-2016/1R
FOR THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET
RETIEF (63.3)

Notes to tenderer:

1. The duly completed certificate of intention to submit a tender must be submitted by whoever intends to tender for this particular tender prior to 8 December 2023. Failure to submit the certificate of intention to tender within the required period may render the tenderer non-responsive and SANRAL does not accept responsibility for any communication not received by the tenderer timeously.
2. Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive if “any material amendment/s” contained in the addenda or additional information is not included in the tender offer/submission.
3. Late notification of intention to tender by a prospective tenderer will not necessarily result in the tender closing date being extended.
4. Should you intend to submit a tender for this particular tender please sign the certificate, scan and email the completed document to the email address indicated in T1.1 of this tender document.
5. The Employer shall send all correspondences, including Addenda, only to the Tenderer’s email address as provided herein; in addition, the Employer shall upload all correspondences on SANRAL website and National Treasury eTender Portal.

The South African National Roads Agency SOC Limited
P.O. Box 415
Pretoria
0001

CONTRACT SANRAL N.002-330-2016/1R

FOR THE IMPROVEMENT OF NATIONAL ROUTE N2 SECTION 33 BETWEEN BLOEMENDAL (KM34) TO PIET
RETIEF (63.3)

ACKNOWLEDGEMENT OF ADDENDUM NO.1

I _____

Representing Messrs _____

Hereby acknowledge that I have received the above Addendum and that I am conversant with the contents thereof.

SIGNATURE: _____

DATE: _____

This Addendum is to be read in conjunction with and shall be deemed to form part of the Contract Documents.

You must therefore acknowledge receipt of this addendum by emailing this form to the South African National Roads Agency SOC Limited at ProcurementNR4@sanral.co.za and the original must be attached to the Returnable Schedules.

Failure to acknowledge receipt of this addendum may invalidate the Tender.