



**GAUTENG PROVINCE**

**INFRASTRUCTURE DEVELOPMENT**  
**REPUBLIC OF SOUTH AFRICA**

**TENDER NO: DIDM22/10/2023**

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF  
SERVICE PROVIDERS**

**FOR**

**MEDICAL GAS**

*NB! bidders that are already in Medical Gas Panel need not to re-apply*

**ISSUED BY:**

Department of Infrastructure Development  
Chief Directorate Maintenance  
Private Bag X83  
Marshalltown  
2107

**Oct-23**

**NAME OF TENDERING ENTITY:**



# GAUTENG PROVINCE

INFRASTRUCTURE DEVELOPMENT  
REPUBLIC OF SOUTH AFRICA

## PART A INVITATION TO BID

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (GAUTENG DEPARTMENT OF INFRASTRUCTURE)</b>					
BID NUMBER:	<b>DIDM22/10/2023</b>	CLOSING DATE:	23-Nov-23	CLOSING TIME:	11:00 AM
DESCRIPTION	<b>ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS</b>				
<b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</b>					

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

The Department of Infrastructure Development, Tender box, Corner House Building, Corner Commissioner & Sauer Street, Marshalltown  
The bid box is generally open 24 hours a day, 7 days a week.

<b>SUPPLIER INFORMATION</b>					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
COIDA REGISTRATION NUMBER					
CIDB CRS NUMBER		TCS PIN:	OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	Yes <input type="checkbox"/> No <input type="checkbox"/>	B-BBEE STATUS LEVEL SWORN AFFIDAVIT		Yes <input type="checkbox"/> No <input type="checkbox"/>	
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX		<input type="checkbox"/>	A SWORN AFFIDAVIT SIGNED BY THE COMMISSIONER OF OATH		
		<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)		
		NAME:			

[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]			
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	Yes <input type="checkbox"/> No <input type="checkbox"/> [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	Yes <input type="checkbox"/> No <input type="checkbox"/> [IF YES ANSWER PART B:3 BELOW ]
SIGNATURE OF BIDDER	.....	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE (ALL INCLUSIVE)	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY	Department of Infrastructure Development	CONTACT PERSON	Radithalo Moses
CONTACT PERSON	Fukulile Mohlala	TELEPHONE NUMBER	
TELEPHONE NUMBER	N/A	FACSIMILE NUMBER	
E-MAIL ADDRESS	<a href="mailto:fukulile.mohlala@gauteng.gov.za">fukulile.mohlala@gauteng.gov.za</a>	E-MAIL ADDRESS	<a href="mailto:moses.radithalo@gauteng.gov.za">moses.radithalo@gauteng.gov.za</a>

QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	YES		NO		
DOES THE ENTITY HAVE A BRANCH IN THE RSA?	YES		NO		
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	YES		NO		
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	YES		NO		
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	YES		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.					

TERMS AND CONDITIONS FOR BIDDING	
<b>1. BID SUBMISSION:</b>	
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, 2017, 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 SHOULD SUBMIT A TCS PIN 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: .....



## GAUTENG PROVINCE

INFRASTRUCTURE DEVELOPMENT  
REPUBLIC OF SOUTH AFRICA

### INVITATION TO TENDER

<b>Short description of requirements:</b>	ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS : MEDICAL GAS	
<b>Tender number:</b>	DIDM22/10/2023	
<b>Tender documents available from:</b>	e-Tender publication portal of National Treasury or GPG e-tender portal <a href="https://etenders.treasury.gov.za">https://etenders.treasury.gov.za</a> <a href="http://e-tenders.gauteng.gov.za">http://e-tenders.gauteng.gov.za</a>	
<b>Price of tender documents:</b>	Bid documents must be downloaded and printed on the e-Tender portal at bidders cost.	
<b>Closing date:</b>	23-Nov-23	
<b>Closing time:</b>	11:00 AM	
<b>Address for submission of tenders:</b>	Department of Infrastructure Development (GDID Tender Box) Corner House Building, Corner Commissioner and Pixley Ka Isaka Seme Street (Sauer Street) Marshalltown Johannesburg	
<b>Evaluation Steps:</b>	1) Mandatory and Administration requirements 2) Functionality	
<b>Non-Compulsory pre-bid meeting/site meeting</b>	Details of the non-compulsory pre-bid meeting/site meeting is indicated below.	
	Venue	Corner Tennyson drive and Elgar place, Thulisa Park
	Date of the meeting	31-Oct-23
	Time of meeting:	10:00AM

<b>MANDATORY / COMPULSORY ADMINISTRATIVE REQUIREMENTS</b> <i>(Failure to submit / meet or comply with the following requirements constitute automatic disqualification of tender offer)</i>	Only Tenderers having a Valid CIDB Grade 3ME TO 5ME will be considered for Evaluation. (CIDB Certificates or CRS Numbers must be provided).
	Submission of completed and signed SBD forms (SBD 1 and SBD 4)
	Submission of an undertaking or commitment letter to ensure creation of job opportunities to local people who are Youth, Woman, Military Veterans and people with disabilities
	Submission of valid COIDA certificates or Letter of good standing
	Submission of Valid SAHPRA licence for manufacturing and handling medical devices (Licence must be in the company name)
	Submission of signed Joint Venture agreement or Consortia agreement in case of Joint Venture or Consortium

ADMINISTRATIVE COMPLIANCE THAT WILL BE APPLICABLE TO THIS PROCUREMENT	
Submission of the proof of registration with CSD (CSD registration number (MAAA number or CSD Summary 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	

<b>Applicable Functionality Criteria:</b> 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.  <b>Bidders must obtain a minimum of 70 points to be considered for further evaluation (price and preference) Total Functionality: 100 points.</b>	
	<b>Functionality Criteria:</b>	
	<b>Functionality Criteria</b>	<b>Weighting Factor</b>
	Company Experience	40 Points
	Key staff	30 Points
	Township Economy Revitalisation	30 Points

<b>Enquiries technical:</b>	Moses Radithalo <a href="mailto:Moses.Radithalo@gauteng.gov.za">Moses.Radithalo@gauteng.gov.za</a>	
<b>Enquiries general:</b>	Fukulile Mohlala <a href="mailto:fukulile.mohlala@gauteng.gov.za">fukulile.mohlala@gauteng.gov.za</a>	
<b>Last date for accepting queries is</b>	<b>10 days before closing date</b>	

<b>Note to tenderers:</b> All successful service providers will be subjected to signing of SLA and standard Rates as prescribed by the department and the Preferential Procurement Policy Framework Act no 5 of 2000 and its Regulations of 2022 apply.		
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**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

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## **Part T1.1 Tender Notice and Invitation to Tender**

The initial term contract period was 36 **months** from conclusion of the contract. This contract end on the same date as the existing contract

It is estimated that Tenderers should have a CIDB contractor grading designation of 3 ME TO 5 ME only.

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

Tender documents will be available from 20 OCTOBER 2023

A non-compulsory clarification meeting with representatives of the Employer will take place as per below details:  
[Date 31 OCTOBER 2023: Venue: Coner Tennyson drive and Eglgar place, thulisa Park, Time: 10:00AM](#)

The closing time and date for receipt of tenders is 11:00AM on the 23 NOVEMBER 2023

Enquiries: Technical enquires: [moses.radithalo@gauteng.gov.za](mailto:moses.radithalo@gauteng.gov.za) and for General enquires: [fukulile.mohlala@gauteng.gov.za](mailto:fukulile.mohlala@gauteng.gov.za)

Telegraphic, telephonic, telex, facsimile, electronic and/or late tenders will not be accepted.

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





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### T1.2 Tender Data

The conditions of tender are the Standard Conditions of Tender as contained in Annex C of the CIDB Standard for Uniformity in Engineering and Construction Works of August 2019 and as amended from time to time. (See [www.cidb.org.za](http://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 data given below is cross-referenced to the clause in the Standard Conditions of Tender to which it mainly applies.

**The additional conditions of tender are:**

#### C.3.13 Acceptance of tender offer

Accept the tender offer; if in the opinion of the employer, it does not present any risk and only if the tenderer:

- a) is not under restrictions, or has principals who are under restrictions, preventing participating in the employer's procurement;
- b) can, as necessary and in relation to the proposed contract, demonstrate that he or she possesses the professional and technical qualifications, professional and technical competence, financial resources, equipment and other physical facilities, managerial, capability, reliability, experience and reputation, expertise and personnel, to perform the contract;
- c) has a legal capacity to enter into a contract;
- d) is not; insolvent, in receivership, under Business Rescue as provided for in chapter 6 of the Companies Act No. 2008, bankrupt or being wound up, has his or her affairs administered by a court or a judiciary officer, has suspended his or her business activities or is subject to legal proceedings in respect of any foregoing;
- e) complies with legal requirements, if any, stated in the tender data; and
- f) is able, in the opinion of the employer, to perform the contract free of conflicts of interest

Clause	Tender Data
C.1.1	The employer is the Department of Infrastructure Development: Chief Directorate Maintenance of the Gauteng Provincial Government
C.1.2	<p>The Tender Documents issued by the employer comprise the following documents:</p> <p><b>THE TENDER</b></p> <p><b>Part T1: Tendering procedures</b></p> <p>T1.1 - Tender notice and invitation to tender T1.2 - Tender data</p> <p><b>Part T2: Returnable documents</b></p> <p>T2.1 - List of returnable documents T2.2 - Returnable schedules T2.3 - SBD Forms</p> <p><b>THE CONTRACT</b></p> <p><b>Part C1: Agreements and Contract data</b></p> <p>C1.2 - Contract data</p>
	<p><b>Part C4: Site information</b></p> <p>C4.1 - Site Information</p> <p><b>ANNEXURES</b></p> <p>A - Calculations of penalties</p>
C.1.4	<p>The Employer's Agent is :</p> <p>Name: Address: Tel: Fax: E-mail:</p>

C.2.1	<p>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 3ME to 5ME only class of construction work, are eligible to have their tenders evaluated.</p> <p>Joint ventures or consortia (including unincorporated consortia and joint ventures) are eligible to submit tenders provided that:</p> <ol style="list-style-type: none"> <li>every member of the joint venture or consortia (including unincorporated consortia and joint ventures) is registered with the CIDB;</li> <li>the lead partner has a contractor grading designation in the 3ME to 5ME class of construction work; and</li> <li>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 3ME to 5ME class of construction work or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations</li> </ol>
C.2.2	<p><b>Cost of Tendering</b></p> <p>The tenderer accept that the Employer will not compensate the tenderer for any costs incurred in the preparation and submission of a tender offer, including the costs of any testing necessary to demonstrate that aspects of the offer satisfy requirements.</p>
C.2.7	<p>The clarification meeting is non-compulsory</p> <p>The arrangements for the compulsory clarification meeting are as stated in the Invitation to Tender.</p>
C.2.11	Do not make any alterations or additions to the tender documents, except to comply with instructions issued by the Employer, or necessary to correct errors made by the Tenderer. All signatories to the tender offer shall initial all such alterations.
C.2.12	No alternative tender offers will be considered
C.2.13.3	Parts of each tender offer communicated on paper shall be submitted as an original, and no copies.
C.2.13.5	Sealed original tender documents must be submitted by no later than the closing date and time
C.2.13.6	A two-envelope procedure will not be followed
C.2.15	<p>Tenderers are to ensure that the employer receives the tender offer at the address specified in the Invitation to Tender not later than the closing time stated in the tender data.</p> <p>Telegraphic, telephonic, telex, facsimile or electronic tender offers will not be accepted.</p>
C.2.15.1	<p>The employer's details and address for delivery of tender offers and identification details that are to be shown on each tender offer package are:</p> <p><b>Location of tender box:</b> Foyer of Corner House</p> <p><b>Physical Address:</b> Corner Commissioner and Pixley Ka Isaka Seme (Sauer Street), Marshalltown, Johannesburg</p>
C.2.16	The tender offer validity period is 180 days
C.2.16.3	Accept that a tender submission that has been submitted to the employer may only be withdrawn or substituted before the closing time by giving the employer's agent written notice for tenders that a tender is to be withdrawn or substituted.
	At contracting stage, the tenderer must submit to the Employer, names of all management and supervisory staff that will be employed to supervise the labour-intensive portion of the works together with satisfactory evidence that such staff members satisfy the eligibility requirements.

C.2.20	The tenderer is required to submit with his tender a letter of intent from either an insurance company duly registered in terms of the Short-Term Insurance Act of 1998 (Act 35 of 1998) or by a bank duly registered in terms of the Banks Act of 1990 (Act 94 of 1990) undertaking to provide the Performance Bond without any alteration or amendment of the wording of the pro-forma indicated in Part T2.2 of this procurement document= <b>Not applicable at tender stage (only applicable as and when appointed for work where</b>
C.2.23	The tenderer is required to submit with his tender a Tax Compliance Status PIN in the name of the tendering entity as issued by the South African Revenue Services
C.3.4	Tenders will be opened immediately at 11:00 am on the bid closing date
C.3.11	Functionality will be scored out of 100 points and a minimum points to score for qualification to be listed on the panel is 70 points
C.3.17	The number of paper copies of the signed contract to be provided by the employer is one

The functionality criteria and maximum score in respect of each of the criteria are as follows:		
Functionality Criteria	Points allocation for sub criteria	Weighting Factor:
<b>1. COMPANY EXPERIENCE</b> <b>Demonstrate company experience of tendering entity with respect to relevant projects.</b> <b>Bidder must provide appointment letters or purchase orders (on client's letterhead) with a corresponding completion reference letter or completion certificate in medical gas.</b> <b>NB! Points will not be allocated for non-corresponding documents.</b>  5 Appointment letters or Purchasing Orders or Contract agreement / SLA with 5 Corresponding Completion Certificates or completion reference letters in medical gas 4 Appointment letters or Purchasing Orders or Contract agreement / SLA with 4 Corresponding Completion Certificates or completion reference letters in medical gas 3 Appointment letters or Purchasing Orders or Contract agreement / SLA with 3 Corresponding Completion Certificates or completion reference letters in medical gas 2 Appointment letters or Purchasing Orders or Contract agreement / SLA with 2 Corresponding Completion Certificates or completion reference letters in medical gas 1 Appointment letters or Purchasing Orders or Contract agreement / SLA with 1 Corresponding Completion Certificates or completion reference letters in medical gas 0 Appointment letters or Purchasing Orders or Contract agreement / SLA with 0 Corresponding Completion Certificates or completion reference letters in medical gas  <b>Note: Submission of completion certificate /completion reference letter without corresponding appointment letter / purchase order or submission of appointment letter / purchase order without corresponding completion certificate/completion reference letter will not be considered for scoring purposes. Points will be forfeited.</b> <b>NB: The completion certificates/ completion reference letters and appointment letters must be signed.</b>		
	40 points	<b>40 points</b>
	32 points	
	24 points	
	16 points	
	8 points	
	0 point	

<b>2. KEY STAFF</b>		
Submit CV with relevant Qualifications for key staff as listed below OR Submit/attach a commitment letter or undertaking signed by authorised person to provide the following staff as and when appointed for work		
•1 Qualified Artisan with a trade test certificate	10 points	30 points
•1 Technician with NQF Level 6 or higher qualification	10 points	
•1 Professional Engineer / Technologist registered with ECSA as Professional Engineer / Technologist (Candidate / technician will score zero point)	10 points	
NB! A bidder will forfeit points for failure to submit CV with relevant qualification for each key staff OR commitment letter or undertaking to provide key staff.		
<b>3. TOWNSHIP ECONOMY REVITALISATION</b>		
Submit/attach any bill or proof of company operational address in the company name or letter from ward Councillor confirming the company address or affidavit from SAPS confirming the company address (e.g. Municipal Rate & Taxes or Telkom/phone bill or lease agreement in the name of the company not director/owner/shareholder) confirming the business address and must not be older than 6 months		
SMMEs Company with Gauteng township address	30 points	30 points
SMMEs Company with a SA (South Africa) township address	20 points	
SMMEs Company with Gauteng address in developed or urban area	10 points	
Company address not meeting or within the above mentioned requirements	0 point	
All successful service providers will be subjected to signing of SLA and standard Rates as prescribed by the department.		



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<b>T2.1 List of Returnable Documents</b>
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**1 Returnable Schedules required for tender evaluation purposes (Mandatories)**

The tenderer must complete the following returnable schedules as relevant:

- Only tenderers having a valid CIDB grade 3ME to 5ME will be considered for evaluation (CIDB certificate or CRS number must be provided)
- Submission of completed Invitation to bid (SBD 1)
- Submission of completed Declaration of interest (SBD 4)
- Submission of signed Joint venture agreement or consortia agreement in case of joint venture / consortium
- COIDA certificate or letter of good standing
- Submission of Valid SAHPRA licence for manufacturing and handling medical devices in the company name
- Submission of an undertaking or commitment letter to ensure creation of job opportunities to local people who are Youth, Woman, Military Veterans and people with disabilities

**2 Other documents required for tender evaluation purposes**

The tenderer must complete the following returnable documents

- Submit proof of registration with CSD (CSD report or MAAA number)
- Submission of a Tax Compliance Status PIN that will grant a third-party access to the bidder's Tax Compliance Status.
- Submit company registration documents (founding statement -CK, Certificate of incorporation CM1, etc)
- Submit certified copies of Identity documents for members / directors / shareholders or owners

**3 Returnable Schedules that will be incorporated into the contract**

- Compulsory Enterprise Questionnaire
- Record of Addenda to tender documents
- Schedule of recently completed and current contracts
- List all current contracts not complete at the time
- Evaluation Schedule: Tenderer's Experience
- Evaluation Schedule: Experience of Key Staff
- Tax Compliance Status PIN for Tenders
- Proof of Registration with the CIDB
- CSD Registration Report / MAAA CSD registration number

**5 C1.2 Contract Data**

**C4.1 Site Information**





# GAUTENG PROVINCE

INFRASTRUCTURE DEVELOPMENT  
REPUBLIC OF SOUTH AFRICA

TENDER NO DIDM22/10/2023

## ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS

### 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 in the 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 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 |
| <input type="checkbox"/> a member of any provincial legislature                                | <input type="checkbox"/> within the meaning of the Public Finance Management  |
| <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  |
| <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

\*insert separate page if necessary

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

- i) authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;
- ii) 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;
- iii) 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;
- iv) 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; and
- v) 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 \_\_\_\_\_



**GAUTENG PROVINCE**  
 INFRASTRUCTURE DEVELOPMENT  
 REPUBLIC OF SOUTH AFRICA

**TENDER NO DIDM22/10/2023**

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

**Record of Addenda to tender documents**

We confirm that the following communications received from the Employer before the submission of this tender offer, amending the tender documents, have been taken into account in this tender offer:

	Date	Title or Details
1		
2		
3		
4		
5		
6		
7		
8		

Attach additional pages if more space is required.

Signed \_\_\_\_\_ Date \_\_\_\_\_  
 Name \_\_\_\_\_ Position \_\_\_\_\_  
 Enterprise name \_\_\_\_\_  
 Enterprise name \_\_\_\_\_



## GAUTENG PROVINCE

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**TENDER DIDM22/10/2023**

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

### Certificate of Authority for Joint Ventures

This Returnable Schedule is to be completed by joint ventures.

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Mrs ....., authorised signatory of the company ....., acting in the capacity of lead to sign all documents in connection with the tender offer and any contract resulting from it on our behalf.		
NAME OF FIRM	ADDRESS	DULY AUTHORISED SIGNATORY
Lead partner		Signature .....
CIDB registration number: .....		Name .....
		Designation .....
CIDB registration number: .....		Signature .....
		Name .....
		Designation .....
CIDB registration number: .....		Signature .....
		Name .....
		Designation .....
CIDB registration number: .....		Signature .....
		Name .....
		Designation .....



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**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

**Schedule of recently completed and current contracts**

List not more than seven contracts completed in the last ten years

Contract title:	Employer (name) Place (town)	Reference person		Contract Amount (R million)	Contract Period (months)	Date of Completion*
		Name	Tel			
1						
2						
3						
4						
5						
6						
7						

\*Completed means that a certificate has been issued in terms of a contract by the employer, signifying that the whole of the construction works have reached a state of readiness for occupation or use for the purposes intended, although some minor work may be outstanding.

## List all current contracts not complete at the time

Project	Employer (name) Place (town)	Reference person		Contract Amount (R million)	Contract Period (months)	Date of Commencement	Date of Completion*
		Name	Tel				
1							
2							
3							
4							
5							
6							
7							
9							
10							

\*Date when defects liability period commenced (period after completion)

Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_

Enterprise name \_\_\_\_\_

**DIDM22/10/2023**

### Schedule of Plant and Equipment

(a) Details of major equipment that is owned by and immediately available for this contract.

Quantity (owned or leased)	Description, size, capacity, etc.

Attach additional pages if more space is required

(b) Details of major equipment that will be hired or acquired for this contract if my/our tender is acceptable

Quantity (hired)	Description, size, capacity, etc.

Attach additional pages if more space is required

Signed \_\_\_\_\_ Date \_\_\_\_\_  
 Name \_\_\_\_\_ Position \_\_\_\_\_  
 Enterprise name \_\_\_\_\_





TENDER NO

DIDM22/10/2023

## ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS

COMPANY EXPERIENCE		40 points
Demonstrate company experience of tendering entity with respect to relevant projects.		
Bidder must provide appointment letters or purchase orders (on client's letterhead) and corresponding completion reference letter or completion certificate,		
NB! Points will not be allocated for non-corresponding documents.		
5 Appointment letters or Purchasing Orders or Contract agreement / SLA with 5 Corresponding Completion Certificates or completion reference letters in medical gas	40 points	
4 Appointment letters or Purchasing Orders or Contract agreement / SLA with 4 Corresponding Completion Certificates or completion reference letters in medical gas	32 points	
3 Appointment letters or Purchasing Orders or Contract agreement / SLA with 3 Corresponding Completion Certificates or completion reference letters in medical gas	24 points	
2 Appointment letters or Purchasing Orders or Contract agreement / SLA with 2 Corresponding Completion Certificates or completion reference letters in medical gas	16 points	
1 Appointment letters or Purchasing Orders or Contract agreement / SLA with 1 Corresponding Completion Certificates or completion reference letters in medical gas	08 points	
0 Appointment letters or Purchasing Orders or Contract agreement / SLA with Corresponding Completion Certificates or completion reference letters in medical gas	0 point	

The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise, confirms that the contents of this schedule are within my personal knowledge and are to the best of my belief both true and correct.

Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_

Enterprise name \_\_\_\_\_



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ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS

KEY STAFF		30 points
Submit CV with relevant Qualifications for key staff as listed below OR Submit/attach a commitment letter or undertaking signed by authorised person to provide the following staff as and when appointed for work		
1 Qualified Artisen with a trade test certificate	10 points	
1 Technician with NQF Level 6 or higher qualification	10 points	
1 Professional Engineer / Technologist registered with ECSA as Professional Engineer / Technologist (candidate / technician will score zero point)	10 points	
NB! A bidder will forfeit points for failure to submit relevant qualification for each key staff or commitment letter or undertaking to provide key staff.		

The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise, confirms that the contents of this schedule are within my personal knowledge and are to the best of my belief both true and correct.

Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_

Enterprise name \_\_\_\_\_



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3. TOWNSHIP ECONOMY REVITALISATION

<b>Submit/attach any bill or proof of company operational address in the company name or letter from ward Councillor confirming the company address or affidavit from SAPS confirming the company address (e.g. Municipal Rate &amp; Taxes or Telkom/phone bill or lease agreement in the name of the company not director/owner/shareholder) confirming the business address and must not be older than 6</b>	
<b>SMMEs Company with Gauteng township address</b>	<b>30 points</b>
<b>SMMEs Company with a SA (South Africa) township address</b>	<b>20 points</b>
<b>SMMEs Company with Gauteng address in developed or urban area</b>	<b>10 points</b>
<b>Company address not meeting or within the above mentioned requirements</b>	<b>0 point</b>

The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise, confirms that the contents of this schedule are within my personal knowledge and are to the best of my belief both true and correct.

Signed \_\_\_\_\_ Date \_\_\_\_\_

Name \_\_\_\_\_ Position \_\_\_\_\_

Enterprise name \_\_\_\_\_



**TENDER NO**

**DIDM22/10/2023**

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

**Tax Clearance Compliance status pin for Tenders**

The tenderer is to affix to this page:

A Tax Compliance Status PIN that will grant a third-party access to the bidder's Tax Compliance Status. ☐

**Note:**

No contract will be awarded to bidder whose tax matters are not in order.



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**Proof of Registration with the CIDB**

The tenderer is to affix to this page:

CIDB Certificates or CRS Numbers must be provided

**Notes:**

- 1 The Department will verify the validity of the certificate on the CIDB's website.
2. No contract will be awarded to bidder whose CIDB status is not in order



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**Proof of registration with CSD**

The tenderer is to affix to this page:

A valid CSD Registration Report / MAAA Number

**Note:**

No contract will be awarded to bidder who is no registered with CSD

the award of the contract.



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**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

**Annual financial Statements**

The tenderer is to affix to this page:

Annual financial statements that comply with companies act and must not older than 18 months

**Notes:**

1. Failure to submit such statements may result in this tender not being further considered for the award of the contract.



**TENDER NO** **DIDM22/10/2023**

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

**COIDA CERTIFICATE OR LETTER OF GOOD STANDING**

The tenderer is to affix to this page:

Occupational Health and Safety Certificate

**Notes:**

1. Failure to affix such a certificate may result in this tender not being further considered for the award of the contract.





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**Submission of valid SAHPRA Licence**

The tenderer is to affix to this page:

Valid SAHPRA Licence

**Notes:**

1. The department will verify the validity of the SAHPRA licence



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**Submission of an undertaking or commitment letter to ensure creation of job opportunities to local people who are Youth, Woman, Military Veterans and people with disabilities**

The tenderer is to affix to this page:

**Notes:**

1. failure to submit such commitment letter or undertaking will lead to disqualification



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**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS**

**Part C1.2 Contract Data**

The Conditions of Contract are the NEC3 Engineering and Construction Contract - Option A: Priced contract with activity schedule (Third edition of June 2005 with amendments June 2006 - see [www.neccontract.com/useful\\_downloads/NEC\\_Amendments\\_June\\_2006.asp](http://www.neccontract.com/useful_downloads/NEC_Amendments_June_2006.asp)) copies of which may be obtained from the South African Institution of Civil Engineering (telephone 011-805 5947) or Engineering Contract Strategies (telephone 011-803 3008).

The NEC3 Engineering and Construction Contract makes several references to the Contract Data for specific data, which together with these conditions collectively describe the risks, liabilities and obligations of the contracting parties and the procedures for the administration of the Contract. The Contract Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the general conditions of contract.

Each item of data given below is cross-referenced to the clause in the NEC3 Engineering and Construction Contract to which it mainly applies.

**Part one: Data provided by the Employer**

Clause	Statements / Data
1	<b>General</b>
	<p>The <i>conditions of contract</i> are the core clauses and the clauses for main Option A, Priced contract with activity schedule, dispute resolution Option W1 and the following Secondary Option Clauses, indicated below, of the NEC3 Engineering and Construction Contract (June 2005 with amendments).</p> <p><b>Secondary Option Clauses</b></p> <p>X1 Price adjustment for inflation</p> <p>X2 Changes in the law</p> <p>X5 Sectional Completion</p>

	<p>X7 Delay damages</p> <p>X13 Performance Bond</p> <p>X15 Limitation of the <i>Contractor's</i> liability for his design to reasonable skill and care</p>
--	--

	<p>X16 Retention</p> <p>X17 Low performance damages</p> <p>X18 Limitation of liability</p> <p>Z Additional conditions of contract</p>
10,1	<p>The <i>Employer</i> is The Department of Infrastructure Development: Chief Directorate Maintenance of</p> <p>Physical address: 4th Floor, 18 Rissik Street Marshalltown</p> <p>Postal address : Private Bag X83, Marshalltown, 2107</p> <p>Telephone:</p> <p>Facsimile:</p>
10,1	<p>The <i>Project Manager</i> is</p> <p>Name</p> <p>Address</p>
10,1	<p>The <i>Supervisor</i> is</p> <p>Name</p> <p>Address</p> <p>.....</p>

11.2(13)	<p>The works include but are not limited to the following:</p> <p><i>#REF!</i></p>
11.2(14)	<p>The following matters will be included in the Risk Register:</p> <p>.....</p>
11.2(15)	<p>The boundaries of the site are the external walls of Various Institutions in the gauteng</p>
11.2(16)	<p>The Site Information is in Part C4: Site Information</p>
11.2(19)	<p>The Works Information is determined as and where need arise</p>
12,2	<p>The <i>law of the contract</i> is the law of the Republic of South Africa subject to the jurisdiction of the Courts of South Africa</p>
13,1	<p>The <i>language of this contract</i> is English</p>
13,3	<p>The <i>period for reply</i> is two days</p>

2	<b>The Contractor's main responsibilities</b>						
	No data is required for this section of the <i>conditions of contract</i>						
3	<b>Time</b>						
11.2(3)	The <i>completion date</i> for the whole of the works is the same as existing contract						
11.2(9)	<p>The <i>key dates</i> and the <i>conditions</i> to be met are:</p> <table> <tr> <th>Condition to be met</th><th>Key date</th></tr> <tr> <td>1 .....</td><td>.....</td></tr> <tr> <td>2 .....</td><td>.....</td></tr> </table>	Condition to be met	Key date	1 .....	.....	2 .....	.....
Condition to be met	Key date						
1 .....	.....						
2 .....	.....						
30,1	<p>The <i>access dates</i> are</p> <table> <tr> <td><b>Whole of the Site</b></td><td>Within two weeks of the Starting date</td></tr> </table>	<b>Whole of the Site</b>	Within two weeks of the Starting date				
<b>Whole of the Site</b>	Within two weeks of the Starting date						

31,1	The Contractor is to submit a first programme for acceptance within two weeks of the Contract Date
31,2	<i>Starting date:</i> The contractor shall, within two weeks of the written acceptance by the employer of the contractor's tender offer, deliver an acceptable performance bond and provide proof of requested insurances to the employer after which the starting date will commence upon the contractor's receipt of one fully completed signed copy of this document, including the schedule of deviations (if any) as contained in the Form of Offer and Acceptance
32,2	The <i>Contractor</i> submits revised programmes at intervals no longer than one week.
35,1	The <i>Employer</i> is not willing to take over the works before the Completion Date.
4	<b>Testing and Defects</b>
40,5	The <i>defects date</i> is thirteen weeks after completion of the whole of the <i>works</i>
43,2	The <i>defect correction period</i> is four weeks
5	<b>Payment</b>
50,1	The <i>assessment interval</i> is four weeks
51,1	The <i>currency of this contract</i> is the South African Rand
51,2	The period within which payments are made is within five weeks after the assessment date
51,4	The <i>interest rate</i> applicable will be the rate as determined by the Minister of Finance, from time to time, in terms of section 80(1)(b) of the Public Finance Management Act, 1999 (Act No. 1 of 1999)
6	<b>Compensation events</b>
60.1(13)	<p>The <i>weather measurements</i> to be recorded for each calendar month are:</p> <p>the cumulative rainfall (mm)</p> <p>the number of days with rainfall more than 10 mm</p> <p>The place where weather is to be recorded (on the Site) is on the site of an identified project in close proximity to the major portion of building works</p>

	The <i>weather data</i> are the records of past <i>weather measurements</i> for each calendar month which were recorded at a site nearest to that of the <i>site</i> and which are available from the South African Weather Service
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<b>7</b>	<b>Title</b>
	No data is required for this section of the <i>conditions of contract</i>
<b>8</b>	<b>Risks and insurance</b>
80,1	These are additional <i>Employer's</i> risks 1 ..... 2 .....
84,1	The <i>Contractor</i> provides these additional insurances: 1) A Coupon Policy for Special Risks Insurance issued by the South African Special Risks Insurance Association 2) .....
84,2	The minimum limit of indemnity for insurance in respect of loss of or damage to property (except the <i>works</i> , Plant and Materials and Equipment) and liability for bodily injury to or death of a person (not an employee of the <i>Contractor</i> ) caused by activity in connection with this contract for any one event
84,2	The minimum limit of indemnity for insurance in respect of death of or bodily injury to employees of the <i>Contractor</i> arising out of and in the course of their employment in connection with this contract for any one event is R 5 000 000.00
84,2	The insurance against loss of or damage to the <i>works</i> , Plant and Materials is to include cover for Plant and Materials provided by the <i>Employer</i> for an amount of R 3 000 000.00
<b>9</b>	<b>Termination</b>
	No data is required for this section of the <i>conditions of contract</i>
<b>10</b>	<b>Data for main option clauses</b>
<b>A</b>	<b>Priced contract with activity schedule</b>
11.2(20)	SLA and agreed Rates

<b>11</b>	<b>Data for Option W1</b>
W1.1	The <i>Adjudicator</i> is appointed when a dispute arises

W1.2(3)	The <i>Adjudicator nominating body</i> is the South African Institution of Civil Engineering															
W1.4(2)	The <i>tribunal</i> is a South African court of law															
12	<b>Data for secondary Option clauses</b>															
X1	<b>Price adjustment for inflation</b>															
X1.1(a)	The <i>base date</i> for indices is the month during which the closing date for tenders falls															
X1.2	<p>Price adjustment for inflation is in accordance with the JBCC Contract Price Adjustment Provisions CPAP Indices Application Manual as calculated and published by Stats SA and distributed through JBCC (May 2005 Edition)</p> <p>The listing of additional items for exclusion by Contractors, as contained in clause 3.4.3 of the CPAP Indices Application Manual, will only be permitted where the Schedule for Imported Material and Equipment form provided in Part T2.2 has been fully completed</p>															
X2	<b>Changes in the law</b>															
	No data is required for this Option															
X5, X7	<b>Sectional Completion and delay damages used together</b>															
X5.1	<p>The <i>completion date</i> for each <i>section</i> of the <i>works</i> is</p> <table><thead><tr><th><i>Section</i></th><th><i>Description</i></th><th><i>Completion date</i></th></tr></thead><tbody><tr><td>1</td><td>.....</td><td>Within ..... weeks of the Starting date</td></tr><tr><td>2</td><td>.....</td><td>Within ..... weeks of the Starting date</td></tr><tr><td>3</td><td>.....</td><td>Within ..... weeks of the Starting date</td></tr><tr><td>4</td><td>.....</td><td>Within ..... weeks of the Starting date</td></tr></tbody></table>	<i>Section</i>	<i>Description</i>	<i>Completion date</i>	1	.....	Within ..... weeks of the Starting date	2	.....	Within ..... weeks of the Starting date	3	.....	Within ..... weeks of the Starting date	4	.....	Within ..... weeks of the Starting date
<i>Section</i>	<i>Description</i>	<i>Completion date</i>														
1	.....	Within ..... weeks of the Starting date														
2	.....	Within ..... weeks of the Starting date														
3	.....	Within ..... weeks of the Starting date														
4	.....	Within ..... weeks of the Starting date														
X7.1	Delay damages for each <i>section</i> of the <i>works</i> are ..... cents per R100.00 of the value of the															

<b>X7</b>	<b>Delay damages (but not if Option X5 is also used)</b>
X7	Delay damages for Completion of the whole of the <i>works</i> are 16.5 cents per R100.00 of the offered
<b>X13</b>	<b>Performance bond</b>
X13	The amount of the performance bond is five per cent (5%) of the offered total of prices inclusive of value added tax

X15	<b>Limitation of the <i>Contractor's</i> liability for his design to reasonable skill and care</b>
	No data is required for this Option
X16	<b>Retention</b>
X16.1	The <i>retention percentage</i> is 10% of such work done up to a limit of 5% of the offered total of the prices exclusive of value added tax
X17	<b>Low performance damages</b>
X17	<p>The low performance damage in Rands relating to the failure to attain a tendered contract</p> $1,5 \times PP \frac{(D - D_0)}{100 \times D_0} \times CA$ <p>where</p> <p>D = tendered Contract Participation Goal percentage in Preferencing Schedule.  D<sub>0</sub> = the Contract Participation Goal which the Employer's representative based on the  PP = number of tender evaluation points granted as a preference  CA = contract amount as determined in accordance with the Works Information</p>
X18	<b>Limitation of liability</b>
X18.1	The <i>Contractor's</i> liability to the <i>Employer</i> for indirect or consequential loss is unlimited.

X18.2	The <i>Contractor's</i> minimum amount of liability in respect of loss of or damage to property (except the works, Plant and Materials and Equipment) and liability for bodily injury to or death of a person (not an employee of the <i>Contractor</i> ) arising from or in connection with the <i>Contractor's</i> Providing the works for any one event is unlimited with cross liability so that the insurance applies to the Parties separately
X18.3	The <i>Contractor's</i> minimum amount of liability in respect of death of or bodily injury to employees of the <i>Contractor</i> arising out of and in the course of their employment in connection with this contract for any one event is R5 000 000.00
X18.4	The <i>Contractor's</i> total liability to the <i>Employer</i> for all matters arising under or in connection with this contract, other than the excluded matters, is limited to R nil
X18.5	The <i>end of liability date</i> is thirteen weeks after the Completion of the whole of the works
Z	<b><i>Additional conditions of contract</i></b>
Z1	Clause 13.1 is amended by the addition of the following:



	Communication by cell phone SMS's is not acceptable
Z2	Clause 61.3 is amended by replacing "eight weeks" with "four weeks"
Z3	<p>The <i>Contractor</i> submits his valid tax invoice and valid Tax Clearance pin one week prior receiving a payment certificate from the <i>Project Manager</i> in terms of clause 51.1. Where the <i>Contractor</i> does not submit his valid tax certificate and valid Tax Clearance pin within the time required:</p> <ul style="list-style-type: none"> <li>the period within which payment is made in terms of clause 51.2 and</li> <li>the time allowed in clause 91.4</li> </ul> <p>are extended by the length of time from the date when the <i>Contractor</i> should have submitted his</p>

### Part two: Data provided by the *Contractor*

Note: The tendering contractor is advised to read both the NEC3 Engineering and Construction Contract (June 2005) and the relevant parts of its Guidance Notes (ECC3-GN) in order to understand the implications of this Data which the Tenderer is required to complete.

Clause	Statements / Data
10,1	<p>The <i>Contractor</i> is</p> <p>Name .....</p> <p>Address .....</p> <p>Telephone: .....</p> <p>Facsimile: .....</p>
11.2(8)	The <i>direct fee percentage</i> is 0.05%
11.2(8)	The <i>subcontracted fee percentage</i> is ..... %
11.2(18)	The <i>working areas</i> are the Site and .....
24,1	<p>The key people are</p> <p>1 Name .....</p> <p>Job .....</p> <p>Responsibilities .....</p>

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11.2(19)	The Works Information for the <i>Contractor's</i> design is in .....N/A.....															
31,1	The programme identified in the Contract Data is in .....															
	<b>Data for the Shorter Schedule of Cost Components</b>															
41 in SSCC	The percentage for people overheads is ..... %															
21 in SSCC	<p>The published list of Equipment is the last edition of the list published by the Contractor's Plant Hire Association in their publication Hire SA in Africa (Tel (011) 293 7457)</p> <p>The percentage for adjustment for Equipment in the published list is ..... % (state plus or minus)</p>															
22 in SSCC	<p>The rates for other Equipment are</p> <table border="1"> <thead> <tr> <th>Equipment</th><th>Size or capacity</th><th>Hourly Rate</th></tr> </thead> <tbody> <tr><td>.....</td><td>.....</td><td>.....</td></tr> <tr><td>.....</td><td>.....</td><td>.....</td></tr> <tr><td>.....</td><td>.....</td><td>.....</td></tr> <tr><td>.....</td><td>.....</td><td>.....</td></tr> </tbody> </table>	Equipment	Size or capacity	Hourly Rate	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
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.....	.....	.....														
.....	.....	.....														
.....	.....	.....														
.....	.....	.....														
61 in SCC and SSCC	<p>The hourly rates for Defined Cost of design outside the Working Areas are</p> <table border="1"> <thead> <tr> <th>Category of Employee</th><th>Hourly rate</th></tr> </thead> <tbody> <tr> <td>Professional engineer or professional engineering technologists</td><td>.....</td></tr> <tr> <td>Technically qualified staff</td><td>.....</td></tr> <tr> <td>Draughts person</td><td>.....</td></tr> </tbody> </table>	Category of Employee	Hourly rate	Professional engineer or professional engineering technologists	.....	Technically qualified staff	.....	Draughts person	.....							
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62 in SCC and SSCC	The percentage for design overheads is ..... %															
63 in SCC and SSCC	The categories of design employees whose travelling expenses to and from the Working Areas are included in Defined Cost are professional engineer or professional engineering technologists, technically qualified staff and draughts person															

SBD4

**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 interest<sup>1</sup> 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

<sup>1</sup> 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.

SBD4

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:

.....

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. DECLARATION

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 consortium<sup>2</sup> 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.

3.5. 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.

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<sup>2</sup> 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.

SBD4

3.6. 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.

3.7. 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



TENDER NO DIDM22/10/2023

ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE PROVIDERS: MEDICAL GAS

## Part C4.1 Site Information

### C4.1 THE SITE

*The site is at Various institutions maintained by GDID within Gauteng Province*

### C4.2 WORK AREA

*The working area will be the ducting to all building maintenance in the GDID Institutions*

*The works undertaken will affect operations in the institution and as such the contractor will be required to provide equipment to isolate areas been worked on so that operations in the site continue during the project implementation.*

### C4.3 ACCESS

*accessing or exiting sites. The contractor must arrange temporary access cards for all his/her employees during the project implemetations as access may be denied for unauthorised personnel. The Client reserves the right of admission to the premises.*

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE  
PROVIDERS: MEDICAL GAS**

**CALCULATION OF PENALTIES**

**CALCULATION OF PENALTY PER DAY (EXCLUDING VAT)**

CONTRACT PERIOD	RATE PER R100 OF ESTIMATE
1 month	27,5 cents
1,5 months	22 cents
2 months	16,5 cents
2,5 months	13,5 cents
3 months	11 cents
3,5 months	9,5 cents
4 months	8,5 cents
4,5 months	7,5 cents
5 months	6,25 cents
6 months	5,75 cents
7 months	4,75 cents
8 months	4 cents
9 months	3,75 cents
10 months	3,5 cents
11 months	3 cents
12 months	2,75 cents
14 months	2,5 cents
15 months	2,25 cents
16 months	2 cents
18 months	1,75 cents
20 months	1,5 cents
21 months	1,5 cents
24 months	1,25 cents
30 months	1 cent
36 months	1 cent
42 months	1 cent

**PENALTY PER DAY ROUNDED OFF AS FOLLOWS:**

R0	-	R500	nearest	R5
R501	-	R1 000	nearest	R10
R1 001	-	R5 000	nearest	R50
R5 001	-	and above	nearest	R100

**ADDITION TO EXISTING MAINTENANCE TERM CONTRACT PANEL OF SERVICE  
PROVIDERS: MEDICAL GAS**

**EXAMPLE**

$$\begin{aligned}
 \text{Estimated contract value} &= \text{R2 500 000 (excluding VAT)} \\
 \text{Contract period} &= 12 \text{ months} \\
 &= \text{R2 500 000} \times \frac{0,0275}{100} \\
 &= \text{R687,50/day}
 \end{aligned}$$

Therefore rounded off to the nearest R10.00

$$= \text{R690,00/day}$$

**PENALTIES ON CONTRACTS IN PHASES**

Penalties must be calculated proportionally on the estimated contract value of each phase