



agriculture, land reform & rural development

Department:
Agriculture, Land Reform and Rural Development
REPUBLIC OF SOUTH AFRICA

PROVINCIAL SHARED SERVICES CENTRE: GAUTENG, 524 STANZA BOPAPE STREET, ANCARDIA, PRETORIA, ACARDIA, PRIVATE BAG X09, HATFIELD, 0028; Tel: 012 337 3600

REQUEST FOR QUOTATION: CASE NO: 006/05/2024

SUBJECT: APPOINTMENT OF A CONTRACTOR TO SUPPLY AND INSTALL 0,3KM x 2,4M HIGH SECURITY WELDED MESH FENCE FOR SOKHULUMI FARMER PRODUCTION SUPPORT UNIT, UNDER CITY OF TSHWANE METROPOLITAN MUNICIPALITY IN GAUTENG PROVINCE.

PROJECT:	SUPPLY AND INSTALL 0,3KM x 2,4M HIGH SECURITY WELDED MESH FENCE
SITUATED	SOKHULUMI FARMER PRODUCTION SUPPORT UNIT, SOKHULUMI VILLAGE
LOCAL MUNICIPALITY	CITY OF TSHWANE METROPOLITAN MUNICIPALITY
DISTRICT	CITY OF TSHWANE METROPOLITAN MUNICIPALITY
PROVINCE	GAUTENG PROVINCE
DESCRIPTION:	THE SUPPLY AND INSTALLATION OF 0,3KM X 2,4M HIGH SECURITY FENCE FOR TSHWANE FARMER PRODUCTION SUPPORT UNIT IN SOKHULUMI VILLAGE METROPOLITAN MUNICIPALITY, GAUTENG PROVINCE.
SCM CONTACT PERSON:	JANE MPEPELE 012 337 3700 / 071 878 9095 OR Jane.mpepele@dalrrd.gov.za ABSALOM MAREMA (012) 337 3634 amarema@dalrrd.gov.za
ENQUIRIES RELATING TO THE SCOPE OF WORK/ TECHNICAL	Mr. Mayibongwe Kunene Tel: (012) 337 3775 OR Cell: 082 577 5708 Email: MayibongweK@dalrrd.gov.za Kgaugelo Ramoabi (012) 337 3698 071 878 8524 KgaugeloRa@dalrrd.gov.za
ADDRESS FOR SUBMISSION	DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT: PSSC:GP 524 STANZA BOPAPE STREET (CNR STANZA BOPAPE AND STEVE BIKO) SUNCARDIA BUILDING ,6 TH FLOOR PRETORIA (ARCADIA) FOR ATTENTION: JANE MPEPELE OR ABSALOM MAREMA
COMPULSORY QUOTATION CLARIFICATION MEETING	Date : 16 MAY 2024 Venue : Sokhulumi Village: 25°36'12.4"S 28°53'30.6"E Time: 11H00
VALIDITY PERIOD	90 DAYS
CLOSING DATE AND TIME	23 MAY 2024 11:00 AM

1 EMPLOYER'S OBJECTIVES

This invitation is for the appointment of a service provider for the supply and installation of 0,3 km x 2,4m high security welded mesh at Sokhulumi Farmer Production Support Unit, Sokhulumi Village, in Bronkhorspruit under City of Tshwane Metropolitan Municipality within Gauteng Province

2 PROJECT DESCRIPTION

2.1 SCOPE OF WORK

The Department of Agriculture, Land Reform and Rural Development wishes to appoint a suitably qualified Service provider for the supplying and installation of 0,3 km x 2,4m high security welded mesh for Sokhulumi FPSU situated in Sokhulumi Village in Bronkhorspruit under City of Tshwane Metropolitan Municipality within Gauteng Province.

2.2 INTRODCUTION

2.2.1 The main purpose of this document is to outline the detailed design specifications and Bill of quantities (BOQ) required for supplying of material and installation of security welded mesh fence for the remaining portion of the FPSU. The FPSU occupies about (4) hectares, with (2) hectares already fenced.

2.3 SAFETY PRECAUTIONS FOR SITE WORKERS

2.3.1 It is the responsibility of the Contractor that the team on site is aware of all health and safety procedures and policies. The construction site must have an updated set of policies and procedures regarding safety and health. Contractors and personnel without the required Personnel Protective Equipment (PPE) must not be allowed on site. Specifications mentioned in the SABS 1200 series must be complied with. The following regulations must be strictly adhered to in order to ensure worker safety:

- Minimum wearing apparel – All site workers involved in the installation of the fence must wear as a minimum protection the following: full length pants and short sleeve shirt or t-shirt. Cutoffs, tank tops, or modified shirts, etc., are not acceptable wearing apparel.
- Foot protection – All site workers must wear safety boots to protect their feet and ankles.
- Eye protection – Workers must wear protective goggles or protective spectacles.
- Skin protection – Workers must wear protective gloves.
Ear protection – Heavy duty ear plugs.
- A basic medical kit must be available on A basic medical kit must be available on site.

2.4. FENCE SPECIFICATIONS

2.4.1 All construction notes, instructions, references, requirements, and preparations of works are detailed on the specification below. The detailed required works are as detailed in the following subsections of this chapter. It is essential that quality products be used on the fence, thus all material must comply with specifications set by the South African National Standards institute. Installation and construction work to be done according to the following standards:

- SANS 1200 A: General
- SANS 1200 C: Site Clearance
- SANS 1200 DA: Earthworks (small works)
- SANS 1200 GA: Concrete (small works)
- SANS 1200 H: Structural Steelwork
- SANS 1200 HC: Corrosion Protection of Steelwork

Variations and additions to the SABS 1200 Standardised Specifications are given in Section in the specification/ pricing schedule.

Copies of the above listed SABS specifications are not bound into this document but may be purchased by Tenderers at their own cost from :-

SA Bureau of Standards
Private Bag X191
PRETORIA
0001

For all Building Works, the latest edition (1999) of the "Model Preambles for Trades" as recommended and published by the Association of South African Quantity Surveyors shall apply. This Standardised Specification is not bound into this Document but may be purchased by Tenderers from the Master Builders Association, Natal Building Centre, 40 Essex Terrace, Westville (031 - 266 70706).

In the event of any discrepancy between the "Model Preambles for Trades" and the SABS 1200 Standardised Specifications or Project Specifications, the SABS 1200 Standardised and Project Specifications shall take precedence.

2.4.2 Earth Works

- Removal of existing fence and safekeeping for re-use.
- Clearing should be 2m wide for the fence line, 1 m should be outside the farm and 1 m inside the farm.
- Excavations must be 450mm x 450mm x 600mm (l x b x h) for concrete foundations of posts.

2.4.3 Foundations and Concrete

- 25 MPa concrete strength with 19 mm stone aggregates is to be used for all foundations, below for different foundation sizes for different posts
- Foundation for all posts must be filled with 13/19 mm in diameter stone aggregates up to a depth of 50 mm prior to planting of posts.
- Concrete foundation for all posts must be as per the manufacturer's specification.
- All posts requiring concrete foundation should protrude below the concrete, as shown on the drawings.
- After placing the pole, the remaining excavated foundation should be filled with 25 MPa concrete with 19 mm aggregates.
- All foundations must be allowed seven (7) days for concrete to cure before the straining of wire strands.

Table Summary table for dimensions of posts concrete foundation and strength.

Fence Posts	Concrete Foundation dimensions (l x b x h)	Concrete Strength or Mix Ratio
Locking posts	450 x 450 x 600	25MPa / 1:3:3
Gate Post	600 x 450 x 600	25MPa / 1:3:3

Note: 25 MPa concrete mix is 1: 3: 3 (cement: sand: stone), that is:

- 1 wheelbarrow (2 x 50 kg pockets) cement,
- 3 wheelbarrows sand, and
- 3 wheelbarrows stone

Or:

- 1 cement bag (50 kg) cement,
- 1.5 wheelbarrows of sand, and
- 1.5 wheelbarrows of stone

2.4.5 General

- The invisible wall panels must be fully galvanised and coated with an aluminium coating matching the existing fence. The panels will be locked to the tapping posts with tech clams and bolts as per the manufacturer's specification.

2.4.6 Fence Posts and Gates Specifications

A Post:

- Post shall be 3m long Post.
- Post width shall be 85mm – tapering to 45mm with a depth of 85mm.
- Post shall include 'Locking Recess Mechanism' to ensure panel edge.
- Post shall be sealed with a UV stabilized polymer cap.
- Post finish shall be fully galvanized.
- Post foundation shall be 450mm x 450mm x 600mm (l x b x d) 25Mpa Concrete.

B Panel:

- Panel shall be 3m or 3,305m width and 2,4m in height above ground level and fully galvanised coated.
- Panel aperture size (centres) shall be 12,7mm x 76,2mm OR 76,2mm x 12,7mm.
- The panel shall be reinforced with 4 x 'V' formation horizontal recessed bands (rigidity).
- Panel post shall have a flush panel post finish with no climbing aid.
- Panel shall be affixed to post over 48 line wires using 8 x Double bolt comb clamps and 8 x Single bolt clamps using 24 x Anti vandal bolts OR aluminium fixator and tek screws.
- Panel and fixtures shall be fully galvanized.

2.4.7. Pegging Out of Fence

- Fences must follow a straight line between posts and/or corner posts. It is essential that the fence alignment be pegged out before construction workers start erecting the fence.

2.4.8. Planting of Posts

- Foundation for all posts must be filled with 13 or 19 mm diameter stones up to a depth of 50 mm prior to plantation of posts. In Figure 5.1, it is shown how posts should be planted.

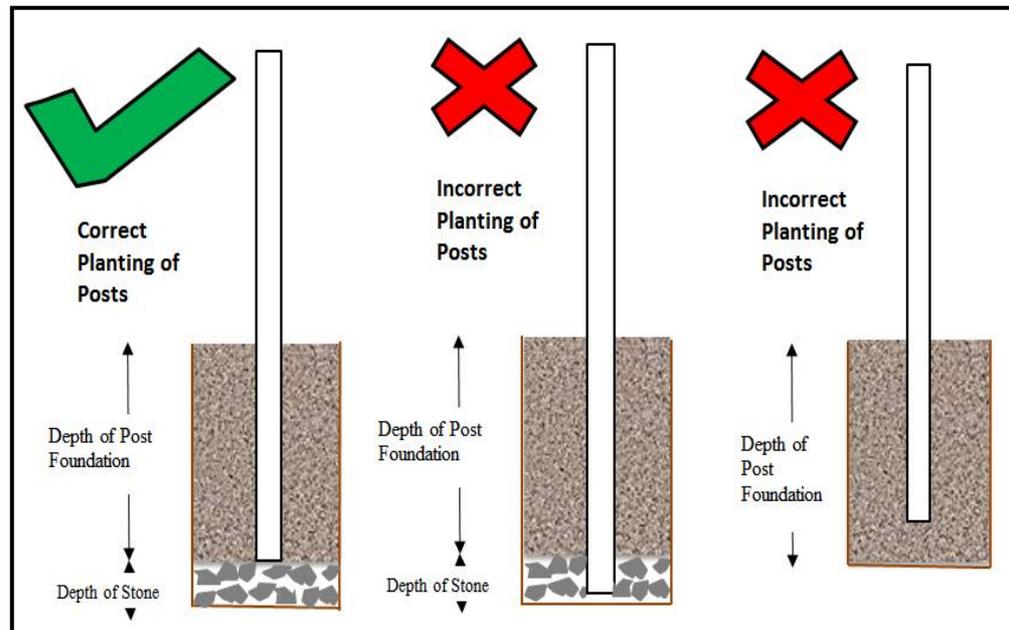


Figure 5.1: Planting of Posts

2.5. WORKS SPECIFICATION

2.5.1. Temporary Works

Contractor's offices, storage sheds, latrines, barricading of Works shall be located in an approved position and subject to the approval of all authorities concerned. Safety & Security of the contractor's temporary works shall be to his own discretion. The safety of the Employer and Employer's staff will also be the responsibility of the Main Contractor. All reasonable steps should be taken to ensure the safety of all persons on site. The Contractor shall make his own arrangements with the necessary authorities for the supply of electricity and telephones.

2.5.2. Site Activities

- Site Establishment
- Removal of existing fence and reinstalling the to the specified position.
- Clearing of the fence line, 2m.
- Excavation of holes for the post as per the specification.
- Planting of post in concrete
- Installation of the wall panels.
- Inspection of the completed works, at milestone intervals.
- Practical completion inspection and hand over.
- De-establishment of site.

2.6. DESIGN SCHEDULE OF QUANTITIES

2.6.1 A detailed project schedule of quantities for the Installation of the 0,3 KM Fence.

NOTE: Site briefing is compulsory. Only quote for applicable expectation as indicated during site briefing, only actuals will be paid for. Quotation per item must include supply, delivery, and installation.

2.6.2 Location

The site located as follows:

Local Municipality	Nearest Town	Co-ordinates	Nature of Work
Tshwane Metropolitan	Bronkhorspruit	25°36'12.4"S 28°53'30.6"E	Construction

3 CONTRACT DATA

3.1 CONTRACT DATA AND STANDARD CONDITIONS OF TENDER

CONDITIONS OF CONTRACT

The General Condition of Contract for Construction Works (2015), published by the South African Institution of Civil Engineering, is applicable to this Contract. Copies of these conditions of contract may be obtained from the South African Institution of Civil Engineering (Tel 011-805 5947)

REF CLAUSE No.	VARIATIONS AND ADDITIONS TO CONDITIONS OF THE CONTRACT
1.1.1.13	The Defect Liability Period is 6 months.
1.1.1.14	The time for achieving practical completion is 1,5 months.
1.1.1.15	Name of Employer: Department of Agriculture Land Reform and Rural Development
1.2.1.2	Address of Employer: Physical 524 Stanza Bopape, Cnr Stanza Bopape & Steve Biko Str PRETORIA 0083 Postal Private Bag X09 Hatfield, PRETORIA 0028
	The Pricing strategy is Re-measurable Contract.
5.3.1	The Documentation required before commencement with Works execution are: Health and Safety Plan (Refer to Clause 4.3) Initial program (Refer to Clause 5.6) Security (Refer to Clause 6.2) Insurance (Refer to Clause 8.6)
5.3.2	The time to submit documentation required before commencement with Works execution is 14 Calendar days.
5.4.2	The access and possession of Site shall not be exclusive to the Contractor but as set out in the Site information.
5.8.1	The non-working days are Sundays. The special non-working days are: All statutory holidays as declared by national or Regional Government. The year –end break commencing on the first working day after 15 December and ending on the first working day after 01 January of the next year.
5.13.1	The penalty for failing to complete the Works is: the lesser of R1500.00 or 1/20 of 1% of the offered total of prices excluding VAT per calendar day”
5.16.3	The latent defect period is 12 months.
6.3.1	ADD FOLLOWING Variations that have financial implication will be approved by the department in line with the departmental approved Supply Chain Management Delegation of Authority.

	Contingencies: Contingencies are under the sole control of the department and upon approval in line with the departmental approved Supply Chain Management Delegation of Authority.
6.10.3	The limit of retention money is 10% of the net tender amount.
8.2.1	<p>The Contractor shall protect the Works properly and shall so arrange his operations that the minimum danger and inconvenience are caused to the public and vehicle and pedestrian traffic. For this purpose, he shall, inter alia, provide and maintain sufficient roads sign, lights, barricades, fencing, and guarding as may be necessary or required by the engineer or by any act, regulation, or statutory authorities.</p> <p>All operations required in connection with the execution and completion of the works and temporary works shall, as far as the provisions for the Contract permit, not unnecessarily or in any improper manner encroach upon the use of public roads or upon access to private property and the Contractor hereby indemnifies the employer against any claims, demands, damage and cost that may arise in this regard.</p> <p>Compensation for such obligations shall be included in the Contractors prices for provision and general costs, except in as provision is made in the specifications for payment in respect of specific items pertaining to those obligations.</p>
8.6.1.1.2	The value of plant and materials supplied by the Employer to be included in the insurance sum is nil.
8.6.1.3	The limit of indemnity for liability insurance is R 5000.00

SECTION B: DATA TO BE PROVIDED BY CONTRACTOR

CONDITION OF CONTRACT

The General Conditions of Contract for Construction Works (2010), published by the South African Institution of Civil Engineering, is applicable to this Contract. Copies of these conditions of contract may be obtained from the South African Institution of Civil Engineering (Tel 011-805 5947).

REF CLAUSE No.							
1.1.1.1 9	Name of Contractor.....						
1.2.1.2	Address of Contractor: Physical:..... Postal:..... e-mail:.....Telephone no.:..... Fax No:.....						
6.2.1	The security to be provided by the Contractor shall be one of the following:						
	<table border="1"> <thead> <tr> <th>Types of security (VAT shall be excluded from the Contract Sum and the value of the works for calculating the percentage)</th> <th>Contractor's choice (Indicate "Yes" or "No")</th> </tr> </thead> <tbody> <tr> <td>Retention of 10% of the Contract Sum</td> <td></td> </tr> <tr> <td>Performance guarantee of 10% of the Contract Sum</td> <td></td> </tr> </tbody> </table>	Types of security (VAT shall be excluded from the Contract Sum and the value of the works for calculating the percentage)	Contractor's choice (Indicate "Yes" or "No")	Retention of 10% of the Contract Sum		Performance guarantee of 10% of the Contract Sum	
Types of security (VAT shall be excluded from the Contract Sum and the value of the works for calculating the percentage)	Contractor's choice (Indicate "Yes" or "No")						
Retention of 10% of the Contract Sum							
Performance guarantee of 10% of the Contract Sum							

1.2.1	<p>Employer: DEPARTMENT OF AGRICULTURE LAND REFORM AND RURAL DEVELOPMENT AND LAND REFORM</p> <p>Postal address: Private Bag X09 Hatfield 0001</p> <p>Physical address: 524 Stanza Bopape, Cnr Stanza Bopape & Steve Biko Str PRETORIA 0083</p> <p>Telephone no: 012 337 3700 E-mail: Jane.Mpepele@dalrrd.gov.za or Absolom.Marema@dalrrd.gov.za</p>
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1.2.2	<p>Project Manager: Name: Mayibongwe Kunene Postal address: Private Bag X09 Hatfield 0028 Telephone no: 012 337 3751 Mobile no: 082 577 5708 E-mail: MayibongweK@dalrrd.gov.za</p> <p style="text-align: center;">OR</p> <p>NAME: Kgaugelo Ramoabi Postal address: Private Bag X09 Hatfield 0028 Telephone no: 012 337 3698 Mobile no: 071 878 8524 E-mail: KgaugeloRa@dalrrd.gov.za</p>
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4 EVALUATION CRITERIA

Tenders will be evaluated in terms of the evaluation criteria stipulated below:

- (a) Evaluation for mandatory criteria
- (b) Evaluation in terms of 80/20 preference point system as prescribed in the Preferential Procurement Regulations 2022.

(a) EVALUATION FOR MANDATORY CRITERIA

- i) Only those Tenderers who are registered with the CIDB in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a 2SQ or Higher Class of construction work, are eligible to submit tenders.
- ii) Attendance of the Compulsory Tender Clarification meeting as stipulated above.
- iii) Correction in terms of price must not be made by means of a correction fluid such as Tippex or similar product. If correction fluid has been used on any specific item price, such item will not be considered. No correction fluid must be used in a Bill of Quantities where prices are calculated to arrive at a total amount. If correction fluid has been used the task order as a whole will not be considered.
- iv) In the event of mistakes having been made on the Form of Offer it must be crossed out in ink and be accompanied by an initial at each and every price alteration.
- v) Form of offer must be completed and signed by duly authorized person.
- vi) Attach a Compensation for Occupational Injuries and Diseases Act (COIDA) for Building and Construction, with Department of Labour or with a licensed compensation insurer. A Tenderer who presently do not have any labour in their employ must submit a Tender Letter obtainable from the Department of Labour.

NOTE: Additional Required Documents (Not for elimination/disqualification)

- a) Valid Tax Clearance Certificate and/or SARS issued pin code.

TAX COMPLIANCE STATUS

Bids received from bidders with a non-compliant tax status may be disqualified with failure to update the Tax Status within 7 days.

(b) EVALUATION IN TERMS OF 80/20 PREFERENCE POINT SYSTEM AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS 2022.

Apply the **80/20 Preference Point system** where a maximum of Eighty (80) tender adjudication points will be awarded for price. Twenty (20) points will be awarded for preference in terms of the Preferential Procurement Policy Framework Act (Act 5 of 2000) and Preferential Procurement Regulation, 2022

POINTS AWARDED FOR PRICE

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

80/20

$$P_s = 80 \left(1 + \frac{P_t - P_{max}}{P_{max}} \right)$$

Where

- P_s = Points scored for price of tender under consideration
 P_t = Price of tender under consideration
 P_{max} = Price of highest acceptable tender

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

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.

Specific goals for the tender and points claimed are indicated per the table below. *(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.)*

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Who had no franchise in national elections before the 1983 and 1993 Constitution				
Who is female				
Who has a disability				
Specific goal: Youth				

5. PRICING SCHEDULES

ITEM NO.	PAYMENT REFER.	DESCRIPTION	UNIT	QTY	RATE	AMOUNT
1.	SABS 1200C	SECTION 1: PRELIMINARY AND GENERAL				
1.1.		Contractor's Establishment on Site and General Obligations	Sum	1		
1.2.		<u>Allowance for Dayworks. Provisional</u>	Sum	1		
1.3.		Provisional Sum for the provision of a Community Liaison Officer (CLO) sourced from the target community	Prov Sum	1		R 15 000,00
1.4.		Contractor's markup for handling charges, profit etc. on item 1.3 above	%	15 000,00		
1.5.		Training of labours (Accredited Institution)	Prov Sum			R 20 000,00
1.6.		Contractor's markup for handling charges, profit etc. on item 1.5 above	%	20 000,00		
1.7.		OHS Compliance including Safety officer and personal protective clothing and equipment	Sum	1		
1.8.		Environmental Management Compliance	Sum	1		
1.9.		Supply and erect name board 2400mm x 1230mm,	No	1		
TOTAL Ps & Gs CARRIED FORWARD TO SUMMARY						

ITEM NO.	PAYMENT REFER.	DESCRIPTION	UNIT	QTY	RATE	AMOUNT
2.		SECTION 2: SITE WORKS				
2.1.	SANS 1200C	Site Clearance				
2.1.1.		Clearing the fence line, 2 m wide strip NB: Cleared as specified in subclause 5.3 and 5.4 of SABS 1200C and also stripped of all remaining vegetation matter	m	300		
2.1.2.		Remove and reinstate of existing fence (35 x posts planted in concrete and 34 panels)	m	105		
2.2.	SANS 1200 DA PSD 8.3.2	Earthworks (small works)				
2.2.1.		Main Post Excavations Excavate 450mm x 450mm x 600mm deep trenches for the posts. <i>Stockpile all the excavated soil for backfilling of trenches if necessary.</i>	m ³	15		
2.2.2.		Extra-over items 2.2.1 for hard rock excavation.	m ³	5		
2.3.	SANS 1200 GA PSD 8.3.2	Concrete Works				
2.3.1		Concrete Backfilling Backfill the fencing upright poles with a 25 Mpa concrete. Aggregate used for concrete must be 19 mm diameter stone and sand. <i>Foundation for all poles must be filled with a 50mm layer of 19 or 13mm stone up to a depth of 50mm prior to post planting.</i> <i>All Poles must protrude through the concrete.</i>	m ³	15		
TOTAL SITE PREPERATION CARRIED FORWARD TO SUMMARY						

ITEM NO.	PAYMENT REFER.	DESCRIPTION	UNIT	QTY	RATE	AMOUNT
3.	1200H	SECTION 3: FENCING INSTALLATION Supply and install and the fencing material following the provided specifications. Benchmarks for fencing must be installed as per survey points and drawings and agreed with the beneficiaries and the Engineer				
3.1.	PSD 8.3.1.2	POSTS: Heavy duty galvanised square tube (76mm x 76mm x 2mm) 3m high steel post.				
3.1.1.		OR, Taper locking posts, galvanised 85mm x 45mm x 85mm aluminium coated 3m high post OR, Similar approved.	No	68		
3.1.2.		PANELS: Heavy Galvanised Hi Security Ref 577 vertical aperture 12.7mm x 76.2mm, (Ø3mm x Ø4mm), H 2,4m x W 3m, 4 V-bends. OR, Galvanised Aluminium coated High Security W 3,305m x H 2.4m (Ø3mm vertical, Ø3mm horizontal wire. Aperture size (centres) shall be 76.2mm x 12,7mm, reinforced with 4 x 50mm deep 'V' formation horizontal recessed bands (rigidity). OR Similar approved.	No	67		
3.1.3		Pole Caps.	No	68		
3.1.4		Aluminium fixator	No	670		
3.1.5		Tek Screws	No	670		
TOTAL SITE PREPERATION CARRIED TO THE NEXT PAGE						

SUMMARY

ITEM	DESCRIPTION	AMOUNT
Section 1:	Preliminaries and General	
Section 2:	Site Preparation	
Section 3:	Fence Installation	
SUB TOTAL		
ADD 10% CONTINGENCIES		
SUB TOTAL		
ADD 15% VAT		
TOTAL CONTRACT AMOUNT		

FORM OF OFFER AND ACCEPTANCE

FORM OF OFFER AND ACCEPTANCE (AGREEMENT)

OFFER

SUPPLY AND INSTALLATION OF 0,3KM X 2,4M HIGH SECURITY WELDED MESH AT SOKHULUMI FARMER PRODUCTION SUPPORT UNIT, SOKHULUMI VILLAGE, IN BRONKHORSPRUIT UNDER CITY OF TSHWANE METROPOLITAN MUNICIPALITY WITHIN GAUTENG PROVINCE

The Employer, identified in the Acceptance signature block, has solicited offers to enter into a contract in respect of the following works:

The Bidder, identified in the Offer signature block below, has examined the documents listed in the Bid Data and addenda thereto as listed in the Bid Schedules, and by submitting this Offer has accepted the Conditions of Bid.

By the representative of the Bidder, deemed to be duly authorised, signing this part of this Form of Offer and Acceptance, the Bidder offers to perform all of the obligations and liabilities of the Contractor under the relative Contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the quotation.

THE OFFERED TOTAL OF THE PRICES INCLUSIVE OF VALUE ADDED TAX IS

_____ Rand *[in words]*;
R _____ *[in figures]*.

(Should there be a discrepancy between the amount in words and the amount in figures then the amount in figures shall govern.)

This Offer may be accepted by the Employer by signing the Acceptance part of this Form of Offer and Acceptance and returning one copy of this document to the Bidder before the end of the period of validity stated in the Bid Data, whereupon the Bidder becomes the party named as the Contractor in the Conditions of Contract identified in the quotation.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the Bid documents and the receipt by the Bidder of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this Agreement.

FOR THE TENDERER:

Signature(s) _____

Name(s) _____

Capacity _____

(Name and address of organisation)

Name and Signature
Of Witness _____

Date _____

<input type="text"/>					
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

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

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

2. Bidder's declaration

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

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

Full Name	Identity Number	Name of State institution

2.2 Do you, or any person connected with the bidder, have a relationship

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

2 Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract . 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:

.....
.....

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

.....
Signature Date

.....
Position Name of bidder

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL
PROCUREMENT REGULATIONS 2022**

PRICE QUOTATION PROCESS (UP TO R 1 MILLION)

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. 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 tender 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;
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000); and
- (f) "Historically Disadvantaged individuals" means a person historically disadvantaged by unfair discrimination on the basis of race: Provided that a person historically disadvantaged on the basis of race refers to Africans, Coloureds, Indians and people of Chinese descent who are South African citizens by birth or descent; or who became citizens of the Republic of South Africa by Naturalisation -
- Before 27 April 1994; or
 - On or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date.

2. GENERAL CONDITIONS

2.1 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

2.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the 80/20 preference point system.
- b) 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

2.3 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.

2.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

- 2.5 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.
- 2.6 Tenderers that fail to claim points for specific goals or that fail to fully complete the table in paragraph 2.12 below, will not be awarded points for specific goals.
- 2.7 Tenderers that make a calculation error when claiming points as per the table in paragraph 2.12 below, will not be awarded points for specific goals. Please take note of the examples on how to calculate points for specific goals as per paragraph 2.12 below.
- 2.8 Tenderers that fail to submit the correct SBD 6.1 form as issued by the Department of Agriculture, Land Reform and Rural Development, will not be awarded points for specific goals.
- 2.9 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.

2.10 Tenderers who wish to claim points in terms of the table in paragraph 2.12 below need to provide proof for each point claimed as guided below:

2.10.1 Historically Disadvantaged individuals (HDI):

- **Attach a copy of Identity Document (ID) and company registration document.**

2.10.2 Who is female:

- **Attach a copy of Identity Document (ID) and company registration document.**

2.10.3 Who has a disability:

- **Attach a certified copy or original doctor's letter confirming the disability.**

2.10.4 Who is youth (a person that is not older than 35 years on the closing date of a bid):

- **Attach a copy of Identity Document (ID) and company registration document.**

2.11 The Department will use the Central Supplier Database and documents submitted by the tenderer to verify the points claimed for specific goals.

2.12 **Specific goals for the tender and points claimed are indicated per the table below.**

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

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

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Percentage ownership equity (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
I. HDI	10		
II. Who is female	5		
III. Who has a disability	2		
IV. Specific goal: Who is youth	3		

The number of points claimed for specific goals, are calculated as follow:

- (I) A maximum of 10 points may be allocated to tenderers who had no franchise in national elections before the 1983 and 1993 Constitution, on the following basis:

• **Percentage ownership equity** x 10 ÷ 100 = number of points claimed.

- (II) A maximum of 5 points may be allocated for to tenderers who is female, on the following basis:

• **Percentage ownership equity** x 5 ÷ 100 = number of points claimed.

- (III) A maximum of 2 points may be allocated to tenderers who has a disability, on the following basis:

• **Percentage ownership equity** x 2 ÷ 100 = number of points claimed.

- (IV) A maximum of 3 points may be allocated to tenderers who are youth, on the following basis:

• **Percentage ownership equity** x 3 ÷ 100 = number of points claimed.

2.13 It is important to note that failure by a tenderer to complete the table in paragraph 2.12 in full, will result in points for specific goals not to be allocated.

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

$$Ps = 80 \left(1 + \frac{Pt - Pmax}{Pmax} \right)$$

Where

- Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = Price of highest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

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

80/20

$$Ps = 80 \left(1 + \frac{Pt - Pmax}{Pmax} \right)$$

Where

- Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = Price of highest 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 the table in paragraph 2.12 above 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.
- 4.3 A consortium or joint venture may, based on the percentage of the contract value managed or executed by their members, be entitled to claim points in respect of specific contract participation goals.
- 4.4 A tenderer will not be awarded points for HDI if it is indicated in the tender documents that such a tenderer intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for the same number or more points for equity ownership.
- 4.5 A tenderer awarded a contract as a result of preference for contracting with, or providing equity ownership to a HDI, may not subcontract more than 25% of the value of the contract to a tenderer who is not a HDI or does not qualify for the same number or more preference for equity ownership.

5. SUB-CONTRACTING

5.1 Will any portion of the contract be sub-contracted?
(*Tick applicable box*)

YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>
-----	-------------------------------------	----	--------------------------

5.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted:%
- ii) The name of the sub-contractor:
- iii) Points claimed for HDI by the sub-contractor:

6. DECLARATION WITH REGARD TO COMPANY/FIRM

6.1. Name of company/firm:

6.2. Company registration number:

6.3. 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]

6.4. 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) been applied 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; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

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

SBD 6.2

Guidance Document for the Calculation of Local Content

1. DEFINITIONS

Unless explicitly provided in this guideline, the definitions given in SATS 1286:2011 apply.

2. GENERAL

2.1. Introduction

This guideline provides tenderers with a detailed description of how to calculate local content of products (goods, services and works) by components/material/services and enables them to keep an updated record for verification requirements as per the SATS 1286:2011

Annexure A and B.

The guideline consists of two parts, namely:

- a written guideline; and
- three declarations that must be completed:
 - Declaration C: “Local Content Declaration – Summary Schedule” (see Annexure C);
 - Declaration D: “Imported Content Declaration – Supporting Schedule to Annex C” (see Annexure D); and
 - Declaration E: “Local Content Declaration – Supporting Schedule to Annex C” (see Annexure E).

The guidelines and declarations should be used by tenderers when preparing a tender. A tenderer must complete Declarations D and E, and consolidate the information on Declaration C.

Annexure C must be submitted with the tender by the closing date and time as determined by the Tender Authority. The Tender Authority reserves the right to request that Declarations D and E also be submitted. If the tender is successful, the tenderer must continuously update Declarations C, D and E with actual values for the duration of the contract.

NOTE:

Annexure A is a note to the purchaser in SATS 1286:2011; and Annexure B is the Local Content Declaration IN SATS 1286:2011.

2.2. What is local content?

According to SATS 1286:2011, the local content of a product is the tender price less the value of imported content, expressed as a percentage. It is, therefore, necessary to first compute the imported value of a product to determine the local content of a product.

2.3. Categories: Imported and Local Content

The tenderer must differentiate between imported content and local content. Imported content of a product by components/material/services is separated into two categories, namely:

- products imported directly by the tenderer; and
- products imported by a third party and supplied to the tenderer.

2.3.1. Imported Content

Identify the imported content, if any, by value for products by component/material/services. In the case of components/materials/services sourced from a South African manufacturer, agent, supplier or subcontractor (i.e. third party), obtain that information and Declaration D from the third party.

Calculate the imported content of components/materials/services to be used in the manufacture of the total quantity of the products for which the tender is to be submitted.

As stated in clause 3.2.4 of SATS 1286:2011: "If information on the origin of components, parts or materials is not available, it will be deemed to be imported content." 2.3.1.1. Imported directly by the tenderer:

When the tenderer imports products directly, the onus is on the tenderer to provide evidence of any components/materials/services that were procured from a non-domestic source. The evidence should be verifiable and pertain to the tender as a whole. Typical evidence will include commercial invoices, bills of entry, etc.

When the tenderer procures imported services such as project management, design, testing, marketing, etc and makes royalty and lease payments, such payments relating to the tender must be included when calculating imported content.

2.3.1.2. Imported by a third party and supplied to the tenderer: When the tenderer supplies components/material/services that are imported by any third party (for example, a domestic manufacturer, agent, supplier or subcontractor in the supply chain), the onus is on the tenderer to obtain verifiable evidence from the third party.

The tenderer must obtain Declaration D from all third parties for the related tender. The third party must be requested by the tenderer to continuously update Declaration D. Typical evidence of imported content will include commercial invoices, bills of entry etc.

When a third party procures imported services such as project management, design, testing, marketing etc. and makes royalty and lease payments, such payments relating to the tender must be included when calculating imported content.

2.3.1.3. Exempt Imported Content:

Exemptions, if any, are granted by the Department of Trade and Industry (the DTI). Evidence of the exemptions must be provided and included in

Annexure D.

2.3.2. Local Content

Identify and calculate the local content, by value for products by components/materials/services to be used in the manufacture of the total quantity of the products.

ANNEXURE C

3.1. Guidelines for completing Annexure C: Local Content Declaration – Summary Schedule

Note: The paragraph numbers correspond to the numbers in Annexure C.

C1. Tender Number

Supply the tender number that is specified on the specific tender documentation.

C2. Tender description

Supply the tender description that is specified on the specific tender documentation.

C3. Designated products

Supply the details of the products that are designated in terms of this tender (i.e. buses).

C4. Tender Authority

Supply the name of the tender authority.

C5. Tendering Entity name

Provide the tendering entity name (for example, Unibody Bus Builders (Pty) Ltd).

C6. Tender Exchange Rate

Provide the exchange rate used for this tender, as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

C7. Specified local content %

Provide the specified minimum local content requirement for the tender (i.e. 80%), as per the Standard Bidding Document (SBD) and Municipal

Bidding Document (MDB) 6.2.

C8. Tender item number

Provide the tender item number(s) of the products that have a local content requirement as per the tender specification.

List of items

Provide a list of the item(s) corresponding with the tender item number. This may be a short description or a brand name.

Calculation of local content

C10. Tender price

Provide the unit tender price of each item excluding VAT.

C11. Exempted imported content

Provide the ZAR value of the exempted imported content for each item, if applicable. These value(s) must correspond with the value(s) of column D16 on Annexure D.

C12. Tender value net of exempted imported content

Provide the net tender value of the item, if applicable, by deducting the exempted imported content (C11) from the tender price (C10).

C13. Imported value

Provide the ZAR value of the items' imported content.

C14. Local value

Provide the local value of the item by deducting the Imported value (C13) from the net tender value (C12).

C15. Local content percentage (per item)

Provide the local content percentage of the item(s) by dividing the local value (C14) by the net tender value (C12) as per the local content formula in SATS 1286.

Tender Summary

C16. Tender quantity

Provide the tender quantity for each item number as per the tender specification.

C17. Total tender value

Provide the total tender value by multiplying the tender quantity (C16) by the tender price (C10).

C18. Total exempted imported content

Provide the total exempted imported content by multiplying the tender quantity (C16) by the exempted imported content (C11). These values must correspond with the values of column D18 on Annexure D.

C19. Total imported content

Provide the total imported content of each item by multiplying the tender quantity (C16) by the imported value (C13).

C20. Total tender value

Total tender value is the sum of the values in column C17.

C21. Total exempted imported content

Total exempted imported content is the sum of the values in column

C18. This value must correspond with the value of D19 on Annexure D.

C22. Total tender value net of exempted imported content

The total tender value net of exempt imported content is the total tender value (C20) less the total exempted imported content (C21).

C23. Total imported content

Total imported content is the sum of the values in column C19. This value must correspond with the value of D53 on Annexure D.

C24. Total local content

Total local content is the total tender value net of exempted imported content (C22) less the total imported content (C23). This value must correspond with the value of E13 on Annexure E.

C25. Average local content percentage of tender

The average local content percentage of tender is calculated by dividing total local content (C24) by the total tender value net of exempted imported content (C22).

ANNEXURE D

4.1. Guidelines for completing Annexure D: “Imported Content Declaration – Supporting Schedule to Annexure C”

Note: The paragraph numbers correspond to the numbers in Annexure D.

D1. Tender number

Supply the tender number that is specified on the specific tender documentation.

D2. Tender description

Supply the tender description that is specified on the specific tender documentation.

D3. Designated products

Supply the details of the products that are designated in terms of this tender (i.e. buses).

D4. Tender authority

Supply the name of the tender authority.

D5. Tendering entity name

Provide the tendering entity name (i.e. Unibody Bus Builders (Pty) Ltd).

D6. Tender exchange rate

Provide the exchange rate used for this tender, as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

Table A. Exempted Imported Content

D7. Tender item number

Provide the tender item number(s) of the product(s) that have imported content.

D8. Description of imported content

Provide a list of the exempted imported product(s), if any, as specified in the tender.

D9. Local supplier

Provide the name of the local supplier(s) supplying the imported product(s).

D10. Overseas supplier

Provide the name(s) of the overseas supplier(s) supplying the exempted imported product(s).

D11. Imported value as per commercial invoice

Provide the foreign currency value of the exempted imported product(s) disclosed in the commercial invoice accepted by the South African Revenue Service (SARS).

D12. Tender exchange rate

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D13. Local value of imports

Convert the value of the exempted imported content as per commercial invoice (D11) into the ZAR value by using the tender exchange rate(D12) disclosed in the tender documentation.

D14. Freight costs to port of entry

Provide the freight costs to the South African Port of the exempted imported item.

D15. All locally incurred landing costs and duties

Provide all landing costs including customs and excise duty for the exempted imported product(s) as stipulated in the SATS 1286:2011.

D16. Total landed costs excl VAT

Provide the total landed costs (excluding VAT) for each item imported by adding the corresponding item values in columns D13, D14 and D15. These values must be transferred to column C11 on Annexure C.

D17. Tender quantity

Provide the tender quantity of the exempted imported products as per the tender specification.

D18. Exempted imported value

Provide the imported value for each of the exempted imported product(s) by multiplying the total landed cost (excl. VAT) (D16) by the tender quantity (D17). The values in column D18 must correspond with the values of column C18 of Annexure C.

D19. Total exempted imported value

The total exempted imported value is the sum of the values in column D18. This total must correspond with the value of C21 on Annexure C.

Table B. Imported Directly By Tenderer

D20. Tender item numbers

Provide the tender item number(s) of the product(s) that have imported content.

D21. Description of imported content:

Provide a list of the product(s) imported directly by tender as specified in the tender documentation.

D22. Unit of measure

Provide the unit of measure for the product(s) imported directly by the tenderer.

D23. Overseas supplier

Provide the name(s) of the overseas supplier(s) supplying the imported product(s).

D24. Imported value as per commercial invoice

Provide the foreign currency value of the product(s) imported directly by tenderer disclosed in the commercial invoice accepted by the South African Revenue Service (SARS).

D25. Tender rate of exchange

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D26. Local value of imports

Convert the value of the product(s) imported directly by the tenderer as per commercial invoice (D24) into the ZAR value by using the tender exchange rate (D25) disclosed in the tender documentation.

D27. Freight costs to port of entry

Provide the freight costs to the South African Port of the product(s) imported directly by the tenderer.

D28. All locally incurred landing costs and duties

Provide all landing costs including customs and excise duty for the product(s) imported directly by the tenderer as stipulated in the SATS 1286:2011.

D29. Total landed costs excl VAT

Provide the total landed costs (excluding VAT) for each item imported directly by the tenderer by adding the corresponding item values in columns D26, D27 and D28.

D30. Tender quantity

Provide the tender quantity of the product(s) imported directly by the tenderer as per the tender specification.

D31. Total imported value

Provide the total imported value for each of the product(s) imported directly by the tenderer by multiplying the total landed cost (excl. VAT) (D29) by the tender quantity (D30).

D32. Total imported value by tenderer

The total value of imports by the tenderer is the sum of the values in column D31.

Table C. Imported by Third Party and Supplied to the Tenderer**D33. Description of imported content**

Provide a list of the product(s) imported by the third party and supplied to the tenderer as specified in the tender documentation.

D34. Unit of measure

Provide the unit of measure for the product(s) imported by the third party and supplied to tenderer as disclosed in the commercial invoice.

D35. Local supplier

Provide the name of the local supplier(s) supplying the imported product(s).

D36. Overseas supplier

Provide the name(s) of the overseas supplier(s) supplying the imported products.

D37. Imported value as per commercial invoice

Provide the foreign currency value of the product(s) imported by the third party and supplied to the tenderer disclosed in the commercial invoice accepted by SARS.

D38. Tender rate of exchange

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D39. Local value of imports

Convert the value of the product(s) imported by the third party as per commercial invoice (D37) into the ZAR value by using the tender exchange rate (D38) disclosed in the tender documentation.

D40. Freight costs to port of entry

Provide the freight costs to the South African Port of the product(s) imported by third party and supplied to the tenderer.

D41. All locally incurred landing costs and duties

Provide all landing costs including customs and excise duty for the product(s) imported by third party and supplied to the tenderer as stipulated in the SATS 1286:2011.

D42. Total landed costs excluding VAT

Provide the total landed costs (excluding VAT) for each product imported by third party and supplied to the tenderer by adding the corresponding item values in columns D39, D40 and D41.

D43. Quantity imported

Provide the quantity of each product(s) imported by third party and supplied to the tenderer for the tender.

D44. Total imported value

Provide the total imported value of the product(s) imported by third party and supplied to the tenderer by multiplying the total landed cost (D42) by the quantity imported (D43).

D45. Total imported value by third party

The total imported value from the third party is the sum of the values in column D44.

Table D. Other Foreign Currency Payments**D46. Type of payment**

Provide the type of foreign currency payment. (i.e. royalty payment for use of patent, annual licence fee, etc).

D47. Local supplier making the payment

Provide the name of the local supplier making the payment.

D48. Overseas beneficiary

Provide the name of the overseas beneficiary.

D49. Foreign currency value paid

Provide the value of the listed payment(s) in their foreign currency.

D50. Tender rate of exchange

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D51. Local value of payments

Provide the local value of each payment by multiplying the foreign currency value paid (D49) by the tender rate of exchange (D50).

D52. Total of foreign currency payments declared by tenderer and/or third party

The total of foreign currency payments declared by tenderer and/or a third party is the sum of the values in column D51.

D53. Total of imported content and foreign currency payment

The total imported content and foreign currency payment is the sum of the values in column D32, D45 and D52. This value must correspond with the value of C23 on Annexure C.

5. ANNEXURE E

5.1. Guidelines to completing Annexure E: “Local Content Declaration-Supporting Schedule to Annexure C”

The paragraph numbers correspond to the numbers in Annexure E

E1. Tender number

Supply the tender number that is specified on the specific tender documentation.

E2. Tender description

Supply the tender description that is specified on the specific tender documentation.

E3. Designated products

Supply the details of the products that are designated in terms of this tender (for example, buses/canned vegetables).

E4. Tender authority

Supply the name of the tender authority.

E5. Tendering entity name

Provide the tendering entity name (for example, Unibody Bus Builders (Pty) Ltd) Ltd).

Local Goods, Services and Works

E6. Description of items purchased

Provide a description of the items purchased locally in the space provided.

E7. Local supplier

Provide the name of the local supplier that corresponds to the item listed in column E6.

E8. Value

Provide the total value of the item purchased in column E6.

E9. Total local products (Goods, Services and Works)

Total local products (goods, services and works) is the sum of the values in E8.

E10. Manpower costs:

Provide the total of all the labour costs accruing only to the tenderer (i.e. not the suppliers to tenderer).

E11. Factory overheads:

Provide the total of all the factory overheads including rental, depreciation and amortisation for local and imported capital goods, utility costs and consumables. (Consumables are goods used by individuals and businesses that must be replaced regularly because they wear out or are used up. Consumables can also be defined as the components of an end product that are used up or permanently altered in the process of manufacturing, such as basic chemicals.)

E12. Administration overheads and mark-up:

Provide the total of all the administration overheads, including marketing, insurance, financing, interest and mark-up costs.

E13. Total local content:

The total local content is the sum of the values of E9, E10, E11 and E12. This total must correspond with C24 of Annexure C

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS (SBD 6.2)

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

General Conditions

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8. (2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.5. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - x / y] * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on http://www.thedti.gov.za/industrial_development/ip.jsp at no cost.

- 1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation;

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

Description of services, works or goods	Stipulated minimum threshold
Steel Products and Components for Construction:	
• Wire Products	100%
• Ducting and Structural Pipework	100%

3. Does any portion of the goods or services offered have any imported content?
(Tick applicable box)

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the DTI must be informed accordingly in order for the DTI to verify and in consultation with the AO/AA provide directives in this regard.

**LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)**

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

ISSUED BY: (Procurement Authority / Name of Institution):
.....

NB

The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder. Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on [http://www.thdti.gov.za/industrial development/ip.jsp](http://www.thdti.gov.za/industrial%20development/ip.jsp). Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below. Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names),
do hereby declare, in my capacity as
of(name of bidder entity), the following:

The facts contained herein are within my own personal knowledge.

I have satisfied myself that:
the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.

The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.
I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE:

DATE: _____

WITNESS No. 1

DATE: _____

WITNESS No. 2

DATE: _____

Annex C

CASE STUDY ONE

Local Content Declaration - Summary Schedule

(C1) Tender No. GP 100010
 (C2) Tender description: Office Desks and Chairs
 (C3) Designated product(s) Office Furniture
 (C4) Tender Authority: Gauteng Purchasing Department
 (C5) Tendering Entity name: Rainbow Office Furniture
 (C6) Tender Exchange Rate: USD R 9.00 EU R 12.00 GBP R 14.00
 (C7) Specified local content % 85%

Note: VAT to be excluded from all calculations

Tender item no's	List of items	Calculation of local content						Tender summary			
		Tender price - each (excl VAT)	Exempted imported value per unit	Tender value net of exempted imported content	Imported value	Local value	Local content % (per item)	Tender Qty	Total tender value	Total exempted imported content	Total Imported content
(C8)	(C9)	(C10)	(C11)	(C12)	(C13)	(C14)	(C15)	(C16)	(C17)	(C18)	(C19)
GP 100011	Melamine Office Desks with Drawers	R 12 000	R 0	R 12 000	(Annexure D M31+P50+P60)	R 12 000	100%	100	R 1 200 000	R 0	R 123 200
GP 100012	Office desk with drawers on timber top with steel frame	R 15 000.00	R 1 650.00	R 13 350.00	(Annexure D M34+P50+P60)	R 12 118.00	91%	50	R 750 000	R 82 500	R 116 850
GP 100013	Side upholstered chair - Sleigh base with arms	R 10 450.00	R 2 170.00	R 8 280.00		R 5 663.00	68%	100	R 1 045 000	R 217 000	R 261 700
GP 100014	Highback upholstered chair with arms on 5 star base	R 12 200.00	R 2 720.00	R 9 480.00		R 6 943.00	73%	50	R 610 000	R 231 000	R 31 950

(C20) Total tender value R 3 605 000

(C21) Total Exempt imported content R 530 500

(C22) Total Tender value net of exempt imported content (C20-C21) R 3 074 500

(C23) Total Imported content R 533 700

(C24) Total local content (C22-C23) R 2 540 800

(C25) Average local content % of tender (C24/C22) 82.64%

Signature of tenderer from Annex B

Date:

EXAMPLE

Annex D RAINBOW CASE STUDY ONE SATS 1286-2011

Imported Content Declaration - Supporting Schedule to Annex C

(D3) Tender No.	GP 100010			Note: VAT to be excluded from all calculations		
(D2) Tender description:	Office Desks and Chairs					
(D3) Designated Products:	Office furniture					
(D4) Tender Authority:	Existing Purchasing Department					
(D5) Tendering Entity name:	Rainbow Office Furniture					
(D6) Tender Exchange Rate:	USD	R 9.00	EUR	R 12.00	GBP	R 14.00

A. Exempted Imported content

Tender Item no's	Description of Imported content	Local supplier	Overseas Supplier	Calculation of imported content						Summary	
				Foreign currency value as per Commercial Invoice	Tender Exchange Rate	Local value of Imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Tender Qty	Exempted Imported value
(D7)	(D8)	(D9)	(D10)	(D11)	(D12)	(D13)	(D14)	(D15)	(D16)	(D17)	(D18+D16+35)
GP 100012	Primary Steel	Accelor Metall	Accelor - USA	5100	R 9.00	R 300	R 300	R 350	R 1 650	50	R 43 500
GP 100013	Primary Steel	United Steel	United Steel USA	5150	R 9.00	R 3 350	R 420	R 400	R 2 170	100	R 217 000
GP 100014	Primary Steel	Afrox Steel	Afrox UK	£150.00	R 12.00	R 3 800	R 350	R 570	R 2 720	50	R 136 000
GP 100014	5 star lease	Each	Bazo Specialist - Germany	€80.00	R 12.00	R 960	R 460	R 480	R 1 900		R 95 000
(D29) Total exempt imported value											R 530 500

This data must correspond with Annex C - C21

B. Imported directly by the Tenderer

Tender Item no's	Description of Imported content	Unit of measure	Overseas Supplier	Calculation of imported content						Summary	
				Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of Imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Tender Qty	Total Imported value
(D20)	(D21)	(D22)	(D23)	(D24)	(D25)	(D26)	(D27)	(D28)	(D29)	(D30)	(D31)
GP 100011	Melamine	Each	MM Melamine USA	525	R 9.00	R 225	R 120	R 250	R 595	100	R 59 500
GP 100012	Timber Top	Each	Timber City - Germany	€75.00	R 11.00	R 900	R 300	R 300	R 1 500	50	R 85 000
GP 100013	Slatex base	Each	Timber Fork - USA	\$100	R 9.00	R 900	R 420	R 640	R 1 960	300	R 158 000
(D32) Total imported value by tenderer											R 342 500

C. Imported by a 3rd party and supplied to the Tenderer

Description of Imported content	Unit of measure	Local supplier	Overseas Supplier	Calculation of imported content						Summary	
				Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of Imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Quantity Imported	Total Imported value
(D33)	(D34)	(D35)	(D36)	(D37)	(D38)	(D39)	(D40)	(D41)	(D42)	(D43)	(D44)
Sheet steel	tonne	Accelor SA	Accelor Belgium	€75.00	R 12.00	R 900	R 350	R 350	R 1 600	100	R 110 000
Hinges	each	Ramsey SA	Hogus GB	€2.50	R 14.00	R 35	R 10	R 5	R 50	1 200	R 60 000
Other - nuts and bolts	each	Mac Steel	TTC - UK	value too small to Revalue							R 2 800
(D45) Total imported value by 3rd party											R 172 000

D45 Apportioned per unit

D. Other foreign currency payments

Type of payment	Local supplier making the payment	Overseas beneficiary	Calculation of foreign currency payments		Summary of payments	
			Foreign currency value paid	Tender Rate of Exchange	Local value of payments	
(D46)	(D47)	(D48)	(D49)	(D50)	(D51)	(D52)
Royalty payment for use of patent	Rainbow Office Furniture	Osman USA	\$800	R 9.00	R 7 200	R 7 200
Annual licence fees - pre-erited	Rainbow Office Furniture	MB - Germany	€3 000.00	R 12.00	R 36 000	R 36 000
(D52) Total of foreign currency payments declared by tenderer and/or 3rd party						R 43 200
(D53) Total of imported content & foreign currency payments - (D29), (D45) & (D52) above						R 515 700

This total must correspond with Annex C - C21

Signature of tenderer from Annex B

Date: _____

Steel Products and Components for Construction – Annex D

(100%) – Refer to the following items in BOQ: Section No 3: items 3.1.1; 3.1.2, 3.1.4 & 3.1.4

ANNEX D - IMPORTED CONTENT DECLARATION - SUPPORTING SCHEDULE TO ANNEX C												
NOTE: VAT TO BE EXCLUDED FROM ALL CALCULATIONS												
D1 TENDER NO.: _____ D2 TENDER DESCRIPTION: _____ D3 DESIGNATED PRODUCT: _____ D4 TENDER AUTHORITY: _____ D5 TENDERING ENTITY NAME: _____ D6 TENDER EXCHANGE RATE: _____ D7 SPECIFIED LOCAL CONTENT%: _____												
			PULA		EU		GBP					
A. EXEMPTED IMPORTED CONTENT			CALCULATION OF IMPORTED CONTENT						SUMMARY			
TENDER ITEM NO (D7)	DESCRIPTION OF IMPORTED CONTENT (D8)	LOCAL SUPPLIER (D9)	OVERSEAS SUPPLIER (D10)	FOREIGN CURRENCY VALUES AS PER COMMERCIAL INVOICE (D11)	TENDER EXCHANGE RATE (D12)	LOCAL VALUE OF IMPORTS (D13)	FREIGHT COSTS TO PORT OF ENTRY (D14)	ALL LOCALLY INCURRED COSTS & DUTIES (D15)	TOTAL LANDED COST EXCL VAT (D16)	TENDER QUANTITY (D17)	EXEMPTED IMPORTED VALUE (D18)	
48												R
(D19) TOTAL EXEMPT IMPORTED VALUE												R
This total must correspond with Annex C-C21												
B. IMPORTED DIRECTLY BY THE TENDERER			CALCULATION OF IMPORTED CONTENT						SUMMARY			
TENDER ITEM NO (D20)	DESCRIPTION OF IMPORTED CONTENT (D21)	UNIT OF MEASURE (D22)	OVERSEAS SUPPLIER (D23)	FOREIGN CURRENCY VALUES AS PER COMMERCIAL INVOICE (D24)	TENDER EXCHANGE RATE (D25)	LOCAL VALUE OF IMPORTS (D26)	FREIGHT COSTS TO PORT OF ENTRY (D27)	ALL LOCALLY INCURRED COSTS & DUTIES (D28)	TOTAL LANDED COST EXCL VAT (D29)	TENDER QUANTITY (D30)	TOTAL IMPORTED VALUE (D31)	
												R
(D32) TOTAL IMPORTED VALUE BY TENDERER												R

