

**Transnet Engineering**

an Operating Division of **TRANSNET SOC LTD**

[hereinafter referred to as **Transnet**]

[Registration No. 1990/000900/30]

REQUEST FOR PROPOSAL [RFP]: SUPPLY AND DELIVERY OF VARIOUS STEEL ITEMS FOR TRANSNET ENGINEERING ON AN "AS AND WHEN" REQUIRED BASIS FOR A PERIOD OF THREE YEARS

RFP NUMBER	TE23-DBN-8HH-00552
ISSUE DATE:	06 April 2023
CLOSING DATE:	28 April 2023
CLOSING TIME:	12:00 PM
BID VALIDITY PERIOD:	180 Business Days from Closing Date

Note to the bidders:

Bidders are required to ensure that electronic bid submissions are done at least a day before the closing date to prevent issues which they may encounter due to their internet speed, bandwidth or the size of the number of uploads they are submitting. Transnet will not be held liable for any challenges experienced by bidders as a result of the technical challenges. Please do not wait for the last hour to submit. A Bidder can upload 30mb per upload and multiple uploads are permitted.



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SECTION 1: SBD1 FORM

PART A

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF TRANSNET ENGINEERING, A DIVISION TRANSNET SOC LTD							
BID NUMBER:	TE23-DBN-8HH-00552	ISSUE DATE:	06 April 2023	CLOSING DATE:	28 April 2023	CLOSING TIME:	12:00pm
DESCRIPTION	SUPPLY AND DELIVERY OF VARIOUS STEEL ITEMS FOR TRANSNET ENGINEERING ON AN "AS AND WHEN" REQUIRED BASIS FOR A PERIOD OF THREE YEARS						
BID RESPONSE DOCUMENTS SUBMISSION							
RESPONDENTS ARE TO UPLOAD THEIR BID RESPONSE PROPOSALS ONTO THE TRANSNET SYSTEM AGAINST EACH TENDER SELECTED (please refer to section 2, paragraph 3 for a detailed process on how to upload submissions): https://transnetetenders.azurewebsites.net							
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO				TECHNICAL ENQUIRIES MAY BE DIRECTED TO:			
CONTACT PERSON	Millicent Segane			CONTACT PERSON	Millicent Segane		
TELEPHONE NUMBER	011 820 2323			TELEPHONE NUMBER	011 820 2323		
FACSIMILE NUMBER	N/A			FACSIMILE NUMBER	N/A		
E-MAIL ADDRESS	millicent.Segane@transnet.net			E-MAIL ADDRESS	millicent.Segane@transnet.net		
SUPPLIER INFORMATION							
NAME OF BIDDER							
POSTAL ADDRESS							
STREET ADDRESS							
TELEPHONE NUMBER	CODE			NUMBER			
CELLPHONE NUMBER							
FACSIMILE NUMBER	CODE			NUMBER			
E-MAIL ADDRESS							
VAT REGISTRATION NUMBER							
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE	UNIQUE REGISTRATION REFERENCE NUMBER: MAAA		
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX] ☐ Yes ☐ No			B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] ☐ Yes ☐ No	



[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED FOR PURPOSES OF COMPLIANCE WITH THE B-BBEE ACT]			
1 ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]	2 ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES, ANSWER QUESTIONNAIRE BELOW]
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 1.3 BELOW.			



PART B

TERMS AND CONDITIONS FOR BIDDING

1. TAX COMPLIANCE REQUIREMENTS

- 1.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 1.2 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.
- 1.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
- 1.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 1.5 IN BIDS WHERE UNINCORPORATED CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 1.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

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: _____



SECTION 2 : NOTICE TO BIDDERS

1 INVITATION TO BID

Responses to this RFP [hereinafter referred to as a **Bid** or a **Proposal**] are requested from persons, companies, close corporations or enterprises [hereinafter referred to as an **entity, Respondent** or **Bidder**].

DESCRIPTION	SUPPLY AND DELIVERY OF VARIOUS STEEL ITEMS FOR TRANSNET ENGINEERING ON AN "AS AND WHEN" REQUIRED BASIS FOR A PERIOD OF THREE YEARS
TENDER ADVERT	Transnet has implemented a new electronic tender submission system, the e-Tender Submission Portal, in line with the overall Transnet digitalization strategy where suppliers can view advertised tenders, register their information, log their intent to respond to bids and upload their bid proposals/responses on to the system.
RFP DOWNLOADING	This RFP may be downloaded directly from The Transnet e-Tender Submission Portal To download RFP and Annexures: ▪ Log on to the Transnet e-Tenders management platform website/Portal (transnetetenders.azurewebsites.net) (please use Google Chrome to access Transnet link/site free of charge); ▪ Click on "ADVERTISED TENDERS" to view advertised tenders; ▪ Click on "SIGN IN/REGISTER – for bidder to register their information (must fill in all mandatory information); ▪ Click on "SIGN IN/REGISTER" - to sign in if already registered; ▪ Toggle (click to switch) the "Log an Intent" button to submit a bid; ▪ Submit bid documents by uploading them into the system against each tender selected. No late submissions will be accepted. The bidder guide can be found on the Transnet Portal transnetetenders.azurewebsites.net
COMMUNICATION	Transnet will publish the outcome of this RFP on the Transnet e-tender portal with 10 days after the award has been finalised. All unsuccessful bidders have a right to request for reasons for their bid not being successful. This requested must be directed to the contact person stated in the SBD 1 form Any addenda to the RFP or clarifications will be published on the Transnet e-tender portal. Bidders are required to check the Transnet e-tender portal prior to finalising their bid submissions for any changes or clarifications to the RFP. Transnet will not be held liable if Bidders do not receive the latest information regarding this RFP with the possible consequence of either being disadvantaged or disqualified as a result thereof.
BRIEFING SESSION	<i>Yes- Non-compulsory</i>
CLOSING DATE	12:00 pm on 28 April 2023



	Bidders must ensure that bids are uploaded timeously onto the system. As a general rule, if a bid is late, it will not be accepted for consideration. <i>Bidders are required to ensure that electronic bid submissions are done at least a day before the closing date to prevent issues which they may encounter due to their internet speed, bandwidth or the size of the number of uploads they are submitting. Transnet will not be held liable for any challenges experienced by bidders as a result of the technical challenges. Please do not wait for the last hour to submit. A Bidder can upload 30mb per upload and multiple uploads are permitted.</i>
VALIDITY PERIOD	180 Business Days from Closing Date Bidders are to note that they may be requested to extend the validity period of their bid, at the same terms and conditions, if the internal evaluation process has not been finalised within the validity period. However, once the adjudication body has approved the process and award of the business to the successful bidder(s), the validity of the successful bidder(s)' bid will be deemed to remain valid until a final contract has been concluded. With regard to the validity period of next highest ranked bidders, please refer to Section 2, paragraph 11.12

Any additional information or clarification will be published on the Transnet e-Tender portal, if necessary.

2 FORMAL BRIEFING

Non-compulsory briefing session will be held virtually via MS Teams on 12 April 2023 @11h00.

Link: [Click here to join the meeting](#)

Meeting ID: 318 591 898 180

Passcode: 2hm338

PROPOSAL SUBMISSION

Transnet has implemented a new electronic tender submission system, the e-Tender Submission Portal, in line with the overall Transnet digitalization strategy where suppliers can view advertised tenders, register their information, log their intent to respond to bids and upload their bid proposals/responses on to the system.

a) The Transnet e-Tender Submission Portal can be accessed as follows:

- Log on to the Transnet eTenders management platform website/ Portal ((transnetetenders.azurewebsites.net) Please use **Google Chrome** to access Transnet link/site);
- Click on "ADVERTISED TENDERS" to view advertised tenders;
- Click on "SIGN IN/REGISTER – for bidder to register their information (must fill in all mandatory information);
- Click on "SIGN IN/REGISTER" - to sign in if already registered;
- Toggle (click to switch) the "Log an Intent" button to submit a bid;
- Submit bid documents by uploading them into the system against each tender selected.
- No late submissions will be accepted. The bidder guide can be found on the Transnet Portal transnetetenders.azurewebsites.net



4 RFP INSTRUCTIONS

4.1 Please sign documents [sign, stamp and date the bottom of each page] before uploading them on the system. The person or persons signing the submission must be legally authorised by the respondent to do so.

4.2 All returnable documents tabled in the Proposal Form [Section 5] must be returned with proposals.

4.3 Unless otherwise expressly stated, all Proposals furnished pursuant to this RFP shall be deemed to be offers. Any exceptions to this statement must be clearly and specifically indicated.

4.4 Any additional conditions must be embodied in an accompanying letter. Subject only to clause 15 [Alterations made by the Respondent to Bid Prices] of the General Bid Conditions, paragraph 12 below (Legal Review) and Section 6 of the RFP, alterations, additions or deletions must not be made by the Respondent to the actual RFP documents.

5 JOINT VENTURES OR CONSORTIUMS

Respondents who would wish to respond to this RFP as a Joint Venture [**JV**] or consortium with B-BBEE entities, must state their intention to do so in their RFP submission. Such Respondents must also submit a signed JV or consortium agreement between the parties clearly stating the percentage [%] split of business and the associated responsibilities of each party. If at the time of the bid submission such a JV or consortium agreement has not been concluded, the partners must submit confirmation in writing of their intention to enter into a JV or consortium agreement should they be awarded business by Transnet through this RFP process. This written confirmation must clearly indicate the percentage [%] split of business and the responsibilities of each party. In such cases, award of business will only take place once a signed copy of a JV or consortium agreement is submitted to Transnet.

Respondents are to note that for the purpose of Evaluation, a JV will be evaluated based on one consolidated B-BBEE score card (a consolidated B-BBEE Status Level verification certificate) as per the B-BBEE Preferential Procurement Regulations, 2022 preference point scoring.

6 COMMUNICATION

6.1 For specific queries relating to this RFP, an RFP Clarification Request Form should be submitted onto the system and to [**Millicent Segane**] before **12:00pm on 28 April 2023**, substantially in the form set out



in Section 8 hereto. In the interest of fairness and transparency, Transnet's response to such a query will be published on the e-tender portal and Transnet website.

- 6.2 After the closing date of the RFP, a Respondent may only communicate with the **Mpumi Sokamisa**, at telephone number 011 820 2296, email Mpumi Sokamisa Transnet Engineering GRM **Mpumi.Sokamisa@transnet.net** on any matter relating to its RFP Proposal.
- 6.3 Respondents are to note that changes to its submission will not be considered after the closing date.
- 6.4 It is prohibited for Respondents to attempt, either directly or indirectly, to canvass any officer or employee of Transnet in respect of this RFP between the closing date and the date of the award of the business.
- 6.5 Respondents found to be in collusion with one another will be automatically disqualified and restricted from doing business with organs of state for a specified period.
- 6.6 Transnet will publish the outcome of this RFP in the National Treasury e-tender portal and Transnet website with 10 days after the award has been finalised. Respondents are required to check the National Treasury e-tender Portal and Transnet website for the results of the tender process. All unsuccessful bidders have a right to request Transnet to furnish individual reasons for their bid not being successful. This requested must be directed to the contact person stated in the SBD 1 form

7 **CONFIDENTIALITY**

All information related to this RFP is to be treated with strict confidence. In this regard Respondents are required to certify that they have acquainted themselves with the Non-Disclosure Agreement. All information related to a subsequent contract, both during and after completion thereof, will be treated with strict confidence. Should the need however arise to divulge any information related to this RFP or the subsequent contract, written approval must be obtained from Transnet.

8 **COMPLIANCE**

The successful Respondent [hereinafter referred to as the **Supplier** shall be in full and complete compliance with any and all applicable laws and regulations.

9 **EMPLOYMENT EQUITY ACT**

Respondents must comply with the requirements of the Employment Equity Act 55 of 1998 applicable to it including (but not limited to) Section 53 of the Employment Equity Act.

10 **DISCLAIMERS**

Respondents are hereby advised that Transnet is not committed to any course of action as a result of its issuance of this RFP and/or its receipt of Proposals. In particular, please note that Transnet reserves the right to:

- 10.1 modify the RFP's Goods/Services and request Respondents to re-bid on any such changes;
- 10.2 reject any Proposal which does not conform to instructions and specifications which are detailed herein;
- 10.3 disqualify Proposals submitted after the stated submission deadline [closing date];
- 10.4 award a contract in connection with this Proposal at any time after the RFP's closing date;



- 10.5 award a contract for only a portion of the proposed Goods/Services which are reflected in the scope of this RFP;
- 10.6 split the award of the contract between more than one Supplier/Service provider, should it at Transnet's discretion be more advantageous in terms of, amongst others, cost or developmental considerations;
- 10.7 cancel the bid process;
- 10.8 validate any information submitted by Respondents in response to this bid. This would include, but is not limited to, requesting the Respondents to provide supporting evidence. By submitting a bid, Respondents hereby irrevocably grant the necessary consent to Transnet to do so;
- 10.9 request audited financial statements or other documentation for the purposes of a due diligence exercise;
- 10.10 not accept any changes or purported changes by the Respondent to the bid rates after the closing date and/or after the award of the business, unless the contract specifically provided for it;
- 10.11 to cancel the contract and/request that National Treasury place the Respondent on its Database of Restricted Suppliers for a period not exceeding 10 years, on the basis that a contract was awarded on the strength of incorrect information furnished by the Respondent or on any other basis recognised in law;
- 10.12 to award the business to the next ranked bidder, provided that he/she is still prepared to provide the required Goods at the quoted price, should the preferred bidder fail to sign or commence with the contract within a reasonable period after being requested to do so. Under such circumstances, the validity of the bids of the next ranked bidder(s) will be deemed to remain valid, irrespective of whether the outcome of the tender has been published the outcome of the bid process on the National Treasury e-tender Portal and Transnet website. Bidders may therefore be requested to advise whether they would still be prepared to provide the required Goods at their quoted price.

Note that Transnet will not reimburse any Respondent for any preparatory costs or other work performed in connection with its Proposal, whether or not the Respondent is awarded a contract.

11 LEGAL REVIEW

A Proposal submitted by a Respondent will be subjected to review and acceptance or rejection of its proposed contractual terms and conditions by Transnet's Legal Counsel, prior to consideration for an award of business. A material deviation from the Standard terms or conditions could result in disqualification.

12 SECURITY CLEARANCE

Acceptance of this bid could be subject to the condition that the Successful Respondent, its personnel providing the Goods/Services and its subcontractor(s) must obtain security clearance from the appropriate authorities to the level of **CONFIDENTIAL/ SECRET/TOP SECRET**. Obtaining the required clearance is the responsibility of the Successful Respondent. Acceptance of the bid is also subject to the condition that the Successful Respondent will implement all such security measures as the safe performance of the contract may require.



13 NATIONAL TREASURY'S CENTRAL SUPPLIER DATABASE

Respondents are required to self-register on National Treasury's Central Supplier Database (CSD) which has been established to centrally administer supplier information for all organs of state and facilitate the verification of certain key supplier information. Respondents must register on the CSD prior to submitting their bids. Business may not be awarded to a Respondent who has failed to register on the CSD. Only foreign suppliers with no local registered entity need not register on the CSD.

For this purpose, the attached SBD 1 form must be completed and submitted as a mandatory returnable document by the closing date and time of the bid.

14 TAX COMPLIANCE

Respondents must be compliant when submitting a proposal to Transnet and remain compliant for the entire contract term with all applicable tax legislation, including but not limited to the Income Tax Act, 1962 (Act No. 58 of 1962) and Value Added Tax Act, 1991 (Act No. 89 of 1991).

It is a condition of this bid that the tax matters of the successful Respondents be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the Respondents tax obligations.

The Tax Compliance status requirements are also applicable to foreign Respondents/ individuals who wish to submit bids.

Where Consortia / Joint Ventures / Sub-contractors are involved, each party must be registered on the Central Supplier Database and their tax compliance status will be verified through the Central Supplier Database.



Transnet urges its clients, suppliers and the general public to report any fraud or corruption to

TIP-OFFS ANONYMOUS:



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reportit@ethicshelpdesk.com



***120*0785980808#**



SECTION 3: BACKGROUND, OVERVIEW AND SCOPE OF REQUIREMENTS

1 BACKGROUND

Transnet Engineering Uitenhage, Bloemfontein and Durban factory has been awarded work by Botswana ASH (PTY) LTD Freight, Grindrod, Swala and Alstom respectively. Transnet Engineering cannot start with the maintenance and manufacturing work unless all steel items are sourced and available. The final consolidated demand was finalised by Product Development, Logistics, and Senior SCM Manager on the 04th of April 2023 which then leaves our procurement team with limited time to source and deliver these components to our factories for production to commence soonest.

2 SCOPE OF REQUIREMENTS

Item number	Description	Estimated Quantities	Delivery Point
011002954	BAR METAL ROUND STEEL 115 BS970 070M20	480	UITENHAGE/BLOEMFONTEIN
311200013	BAR METAL,ROUND STEEL 25MM DIA,BS970 GRD	480	UITENHAGE/BLOEMFONTEIN
011002739	BAR METAL;DIA 10 MM,RND,BLACK	480	UITENHAGE/BLOEMFONTEIN
011002740	BAR METAL;DIA 12 MM,RND,BLACK	480	UITENHAGE/BLOEMFONTEIN
011001771	BAR METAL;DIA 16MM X LG 6M,RND,BLACK	264	UITENHAGE/BLOEMFONTEIN
011002776	BAR METAL;DIA 20 MM X LG 6 M,RND,BLACK	480	UITENHAGE/BLOEMFONTEIN
011003049	BAR METAL;DIA 25 MM X LG 6 M,RND,BLACK	340	UITENHAGE/BLOEMFONTEIN
011014824	BAR METAL;DIA 32 MM,RND	480	UITENHAGE/BLOEMFONTEIN
011000704	BAR METAL;DIA 40 MM X LG 6 M,RND	162	UITENHAGE/BLOEMFONTEIN
011011706	BAR METAL;DIA 45 X LG 6000 MM,STL,RND	480	UITENHAGE/BLOEMFONTEIN
011002889	BAR METAL;DIA 50 MM X LG 6 M,STL,RND	245	UITENHAGE/BLOEMFONTEIN
011002890	BAR METAL;DIA 55MM X LG 6M,RND,STL,BLACK	480	UITENHAGE/BLOEMFONTEIN
311112183	BAR METAL;DIA 60 MM,RND,RLD	168	UITENHAGE/BLOEMFONTEIN
011012408	BAR METAL;FLAT,WD 80 X THK 10 MM	480	UITENHAGE/BLOEMFONTEIN
011002727	BAR METAL;RND,DIA 8 MM X LG 6 M,BLACK	160	UITENHAGE/BLOEMFONTEIN
011012279	BAR METAL;STL,FLAT	480	UITENHAGE/BLOEMFONTEIN
011012368	BAR METAL;STL,FLAT,WD 40 X THK 10 MM	480	UITENHAGE/BLOEMFONTEIN
011012218	BAR METAL;WD 20 X THK 6 MM,STL,FLAT	480	UITENHAGE/BLOEMFONTEIN
311109511	BAR METAL;WD 22 X THK 3 MM,FLAT	1280	UITENHAGE/BLOEMFONTEIN
011012243	BAR METAL;WD 30 X THK 6 MM,FLAT,STL	480	UITENHAGE/BLOEMFONTEIN
011012509	BAR METAL;WD 50 MM X LG 6 M X THK 12 MM	480	UITENHAGE/BLOEMFONTEIN
011014104	BAR METAL;WD 50 MM X LG 6 M X THK 16 MM	480	UITENHAGE/BLOEMFONTEIN
011013717	BAR METAL;WD 50 MM X LG 6 M X THK 20 MM	480	UITENHAGE/BLOEMFONTEIN
011002905	BAR METAL;WD 65 MM X LG 6 M,RND	480	UITENHAGE/BLOEMFONTEIN
311111627	BAR METAL;WD 70 X THK 16 MM,FLAT	480	UITENHAGE/BLOEMFONTEIN
011003050	BAR ROUND STEEL 28 BS970 070M20	480	UITENHAGE/BLOEMFONTEIN
011005251	PLATE METAL;12 MM,WD:1.2 M,LG:2.5 M,STL	64	UITENHAGE/BLOEMFONTEIN



011005388	PLATE METAL;20 MM,WD:1.2 M,LG:2.5 M,STL	64	UITENHAGE/BLOEMFONTEIN
011005465	PLATE METAL;25 MM,WD:1.2 M,LG:2.5 M,STL	64	UITENHAGE/BLOEMFONTEIN
011011298	PLATE METAL;6 MM,WD:1.2 M,LG:2.5 M,STL	64	UITENHAGE/BLOEMFONTEIN
011008837	PLATE METAL;6 MM,WD:1.5 M,LG:3 M,STL	64	UITENHAGE/BLOEMFONTEIN
511664167	PLATE METAL;ROQ-TUF AM700,6 MM,WD:1.2 M	64	UITENHAGE/BLOEMFONTEIN
011005056	PLATE METAL;THK 10 MM,WD 1.2 M,LG 2.4 M	64	UITENHAGE/BLOEMFONTEIN
011005606	PLATE TREAD STEEL 4,5-6,1x1200x2500 VAST	64	UITENHAGE/BLOEMFONTEIN
311200572	SHEET METAL;3 MM,WD:1.2 M,LG:3 M,STL	64	UITENHAGE/BLOEMFONTEIN
312200005	SHEET METAL;AL,1.6 MM,1.5 M,3 M	64	UITENHAGE/BLOEMFONTEIN
011011060	SHEET METAL;STL,3 MM,1.225 M,2.45 M	64	UITENHAGE/BLOEMFONTEIN
011011112	SHEET METAL;STL,5 MM,1.2 M,2.5 M	64	UITENHAGE/BLOEMFONTEIN
011010802	SHEET METAL;THK 2 MM,WD 1.225 M,LG 2.5 M	64	UITENHAGE/BLOEMFONTEIN
311200006	SHEET METAL;THK 2 MM,WD 1.225 M,STL	64	UITENHAGE/BLOEMFONTEIN
011010737	SHEET METAL;CR-210 Wagon STL 1,6 MM	64	UITENHAGE/BLOEMFONTEIN
011000704	BAR METAL;DIA 40 MM X LG 6 M,RND	102	UITENHAGE/BLOEMFONTEIN
011001771	BAR METAL;DIA 16MM X LG 6M,RND,BLACK	270	UITENHAGE/BLOEMFONTEIN
011001961	BAR METAL;WD 65 MM X LG 6 M X THK 12 MM	24	UITENHAGE/BLOEMFONTEIN
011002727	BAR METAL;DIA 8 MM X LG 6 M,RND,BLACK	60	UITENHAGE/BLOEMFONTEIN
011002740	BAR METAL;DIA 12 MM,RND,BLACK	264	UITENHAGE/BLOEMFONTEIN
011002889	BAR METAL;DIA 50 MM X LG 6 M,STL,RND	84	UITENHAGE/BLOEMFONTEIN
011002905	BAR METAL;WD 65 MM X LG 6 M,RND	36	UITENHAGE/BLOEMFONTEIN
011002929	BAR METAL;DIA 80 MM X LG 6 M,RND	240	UITENHAGE/BLOEMFONTEIN
011003049	BAR METAL;DIA 25 MM X LG 6 M,RND,BLACK	972	UITENHAGE/BLOEMFONTEIN
011003050	BAR METAL;DIA 28 MM X LG 6 M,RND,BLACK	48	UITENHAGE/BLOEMFONTEIN
011004561	BAR METAL;WD 200 X THK 16 MM,FLAT	174	UITENHAGE/BLOEMFONTEIN
011005251	PLATE METAL;12 MM,WD:1.2 M,LG:2.5 M,STL	266	UITENHAGE/BLOEMFONTEIN
011005465	PLATE METAL;25 MM,1.2 M,2.5 M,STL	22	UITENHAGE/BLOEMFONTEIN
011007629	CHANNEL STRUCTURAL;TAPER FLANGE,U,200 MM	24	UITENHAGE/BLOEMFONTEIN
011008356	BAR METAL;OD 25 MM X LG 6 M,RND	36	UITENHAGE/BLOEMFONTEIN
011010802	SHEET METAL;300WA,STL,2 MM,1.225 M,2.5 M	2	UITENHAGE/BLOEMFONTEIN
011011060	SHEET METAL;STL,3 MM,1.225 M,2.45 M	17	UITENHAGE/BLOEMFONTEIN
011011706	BAR METAL;DIA 45 X LG 6000 MM,STL,RND	114	UITENHAGE/BLOEMFONTEIN
011012255	BAR METAL;WD 40 MM X LG 6 M X THK 6 MM	120	UITENHAGE/BLOEMFONTEIN
011012381	BAR METAL;WD 50 X THK 10 MM,STL,FLAT	96	UITENHAGE/BLOEMFONTEIN
011012494	BAR METAL;WD 40 X THK 12 MM,STL GR 300WA	428	UITENHAGE/BLOEMFONTEIN
011012509	BAR METAL;WD 50 MM X LG 6 M X THK 12 MM	66	UITENHAGE/BLOEMFONTEIN
011012724	BAR METAL;WD 80 MM X LG 6 M X THK 25 MM	108	UITENHAGE/BLOEMFONTEIN
011014104	BAR METAL;WD 50 MM X LG 6 M X THK 16 MM	486	UITENHAGE/BLOEMFONTEIN
011014481	ANGLE STRUCTURAL;EQUAL,WD:50 MM,THK:6 MM	18	UITENHAGE/BLOEMFONTEIN
011014735	CHANNEL STRUCTURAL;PARALLEL FLANGE,U	3978	UITENHAGE/BLOEMFONTEIN



011014747	CHANNEL STRUCTURAL;CCL WAGON U/FRAME,U	984	UITENHAGE/BLOEMFONTEIN
011014824	BAR METAL;DIA 32 MM,RND	18	UITENHAGE/BLOEMFONTEIN
011112641	BAR METAL	54	UITENHAGE/BLOEMFONTEIN
011113482	CHANNEL STRUCTURAL;TAPERED,U,WD:120 MM	1080	UITENHAGE/BLOEMFONTEIN
011840158	CHANNEL STRUCTURAL;PARALLEL,U,200 MM,6 M	126	UITENHAGE/BLOEMFONTEIN
013001224	PIPE METAL;SEAMLESS,PIPE SZ:ID 32 MM	1158	UITENHAGE/BLOEMFONTEIN
013001236	PIPE METAL;SEAMLESS,PIPE SZ:ID 10 MM	12	UITENHAGE/BLOEMFONTEIN
013003575	PIPE METAL;H/DUTY,PIPE SZ:80 MM,BLACK	24	UITENHAGE/BLOEMFONTEIN
013011120	PIPE METAL;H/BLACK,PIPE SZ:ID 20 MM,STL	762	UITENHAGE/BLOEMFONTEIN
046029607	BAR METAL;DIA 70 MM X LG 3 M,RND	24	UITENHAGE/BLOEMFONTEIN
11005198	PLATE METAL;10 MM,WD:1.2 M,LG:2.5 M,STL	242	UITENHAGE/BLOEMFONTEIN
311009104	PLATE METAL;12 MM,WD:1.5 M,LG:3 M,STL	28	UITENHAGE/BLOEMFONTEIN
311009566	BAR;SQ,WD 60 X HT 60 MM,STL,BS970 070M20	6	UITENHAGE/BLOEMFONTEIN
311010121	BAR METAL;WD 50 X THK 10 MM,FLAT	420	UITENHAGE/BLOEMFONTEIN
311029204	ANGLE STEEL 50x50x8 S355	402	UITENHAGE/BLOEMFONTEIN
311030150	CHANNEL STRUCTURAL;TAPER,U,WD:140 MM	520	UITENHAGE/BLOEMFONTEIN
311111481	BAR METAL;WD 70 X THK 10 MM,FLAT	48	UITENHAGE/BLOEMFONTEIN
311111627	BAR METAL;WD 70 X THK 16 MM,FLAT	138	UITENHAGE/BLOEMFONTEIN
311112183	BAR METAL;DIA 60 MM,RND,RDL	162	UITENHAGE/BLOEMFONTEIN
311200572	SHEET METAL;STL,3 MM,1.2 M,3 M	3	UITENHAGE/BLOEMFONTEIN
313200000	PIPE METAL;H/DUTY,PIPE SZ:15 MM,STL	174	UITENHAGE/BLOEMFONTEIN
511664521	BAR METAL;WD 70 MM X LG 6 M X THK 8 MM	630	UITENHAGE/BLOEMFONTEIN
5683900349	BAR FLAT STEEL 90X10MM GRADE 300WA	48	UITENHAGE/BLOEMFONTEIN
568390039	CHANNEL STRUCTURAL;TAPER FLANGE,U,LG:6M	18	UITENHAGE/BLOEMFONTEIN
811012197	ANGLE STEEL 40x40x6 S355JR	6	UITENHAGE/BLOEMFONTEIN
011005056	PLATE METAL;THK 10 MM,WD 1.2 M,LG 2.4 M	6	UITENHAGE/BLOEMFONTEIN
013002711	PIPE METAL;MED BLACK,PIPE SZ:ID 15 MM	6	UITENHAGE/BLOEMFONTEIN
311109520	PLATE METAL;8 MM,WD:1.2 M,LG:2.4 M,STL	4	UITENHAGE/BLOEMFONTEIN
312200005	SHEET METAL;AL,1.6 MM,1.5 M,3 M	1	UITENHAGE/BLOEMFONTEIN
611000154	BAR METAL;WD 30 X THK 5 MM,FLAT	60	UITENHAGE/BLOEMFONTEIN
011012724	BAR METAL;WD 80MM X LG 6M X THK 25MM	18	UITENHAGE/BLOEMFONTEIN
011014735	CHANNEL STRUCTURAL;PARALLEL FLANGE,U	70	UITENHAGE/BLOEMFONTEIN
011818361	PLATE METAL;40 MM,WD:1.2 M,LG:2.5 M,STL	1	UITENHAGE/BLOEMFONTEIN
011014735	CHANNEL STRUCTURAL;PARALLEL FLANGE,U	70	UITENHAGE/BLOEMFONTEIN
011004561	BAR METAL;FLAT,WD 200 X THK 16 MM	18	UITENHAGE/BLOEMFONTEIN
011011136	ANGLE STRUCTURAL;EQUAL HT 50 MM,THK 8 MM	32	UITENHAGE/BLOEMFONTEIN
011012368	BAR METAL;STL,FLAT,WD 40 X THK 10 MM	3	UITENHAGE/BLOEMFONTEIN
011002283	BAR METAL;WD150 MM X LG 6 M X THK 20 MM	5	UITENHAGE/BLOEMFONTEIN
011005388	PLATE METAL;20 MM,WD:1.2 M,LG:2.5 M,STL	1	UITENHAGE/BLOEMFONTEIN
011011298	PLATE METAL;6 MM,WD:1.2 M,LG:2.5 M,STL	1	UITENHAGE/BLOEMFONTEIN



011011718	BAR METAL ROUND STEEL 70 ,BS 970.070M20	12	UITENHAGE/BLOEMFONTEIN
011012255	BAR METAL;WD 40MM X LG 6M X THK 6MM	19	UITENHAGE/BLOEMFONTEIN
011012509	BAR METAL;WD 50 MM X LG 6 M X THK 12 MM	6	UITENHAGE/BLOEMFONTEIN
011670461	PLATE METAL;5 MM,WD:1.524 M,LG:2.8 M,STL	1	UITENHAGE/BLOEMFONTEIN
011000664	BAR METAL RND STEEL 25 X 6 M BS970 080M4	45	UITENHAGE/BLOEMFONTEIN
011002966	BAR METAL;DIA 130 MM,RND,STL,BLACK	2	UITENHAGE/BLOEMFONTEIN
011005162	PLATE METAL;8 MM,WD:1.2 M,LG:2.5 M,STL	19	UITENHAGE/BLOEMFONTEIN
011012255	BAR METAL;WD 40MM X LG 6M X THK 6MM	19	UITENHAGE/BLOEMFONTEIN
011012368	BAR METAL;STL,FLAT,WD 40 X THK 10 MM	3	UITENHAGE/BLOEMFONTEIN
011012381	BAR METAL;WD 50 X THK 10 MM,STL,FLAT	159	UITENHAGE/BLOEMFONTEIN
011202434	ANGLE EQUAL 50X50X5 (6 MTR)	18	UITENHAGE/BLOEMFONTEIN
011670459	PLATE METAL;5 MM,WD:1.524 M,LG:2.2 M,SS	250	UITENHAGE/BLOEMFONTEIN
011670461	PLATE METAL;5 MM,WD:1.524 M,LG:2.8 M,STL	1	UITENHAGE/BLOEMFONTEIN
011002889	BAR METAL;DIA 50 MM X LG 6 M,RND,STL	4	UITENHAGE/BLOEMFONTEIN
011003049	BAR METAL;DIA 25 MM X LG 6 M,RND,BLACK	3	UITENHAGE/BLOEMFONTEIN
011005339	PLATE METAL;16 MM,WD:1.2 M,LG:2.5 M	1	UITENHAGE/BLOEMFONTEIN
011011060	SHEET METAL;STL,3 MM,1.225 M,2.45 M	3	UITENHAGE/BLOEMFONTEIN
011014104	BAR METAL;WD 50 MM X LG 6 M X THK 16 MM	90	UITENHAGE/BLOEMFONTEIN
011014824	BAR METAL;DIA 32 MM,RND	9	UITENHAGE/BLOEMFONTEIN
011005198	PLATE MTL;THK 10 MM,WD 1.2 M,LG 2.5 M	1	UITENHAGE/BLOEMFONTEIN
311109520	PLATE METAL;8 MM,WD:1.2 M,LG:2.4 M,STL216	2	UITENHAGE/BLOEMFONTEIN
513662642	TUBE METAL;RND,6 M,42.1 MM,STL,SMLS	900	UITENHAGE/BLOEMFONTEIN
513663091	TUBE METAL;RND,6.1 M,17.4 MM,STL,SMLS	216	UITENHAGE/BLOEMFONTEIN
513662641	TUBE METAL;RND,6 M,33.4 MM,STL,SMLS	78	UITENHAGE/BLOEMFONTEIN
914400270	PLATE METAL;10 MM,WD:1.2 M,LG:2.4 M,STL	32	UITENHAGE/BLOEMFONTEIN
11671585	PLATE METAL;10 MM,WD:1.2 M,LG:1.8 M,STL	126	Durban
11671586	PLATE METAL;12 MM,WD:1.2 M,LG:1.8 M,STL	250	Durban
11671590	PLATE METAL;12 MM,WD:2.5 M,LG:6 M,STL	19	Durban
11671576	PLATE METAL;16 MM,WD:1.5 M,LG:6.8 M,STL	132	Durban
11671577	PLATE METAL;20 MM,WD:1.2 M,LG:2.4 M,STL	61	Durban
11671584	PLATE METAL;25 MM,WD:1.2 M,LG:2.2 M,STL	83	Durban
11671583	PLATE METAL;30 MM,1.5 M,6.8 M,STL	168	Durban
11671578	PLATE METAL;40 MM,WD:1.2 M,2.4 M,STL	81	Durban
11671580	PLATE METAL;60 MM,1.2 M,2.4 M,STL	56	Durban



NB: BIDDER/S ARE TO NOTE THAT THE QUANTITIES ARE ONLY ANNUAL USAGE ESTIMATES AND NOT CONCRETE. THE SUCCESSFUL BIDDER/S MAY BE AWARDED ACCORDING TO THEIR CHEAPEST RATE PER/UNIT BAED ON A FRAMEWORK/CALL OFF TYPE OF CONTRACT.

3 GREEN ECONOMY / CARBON FOOTPRINT

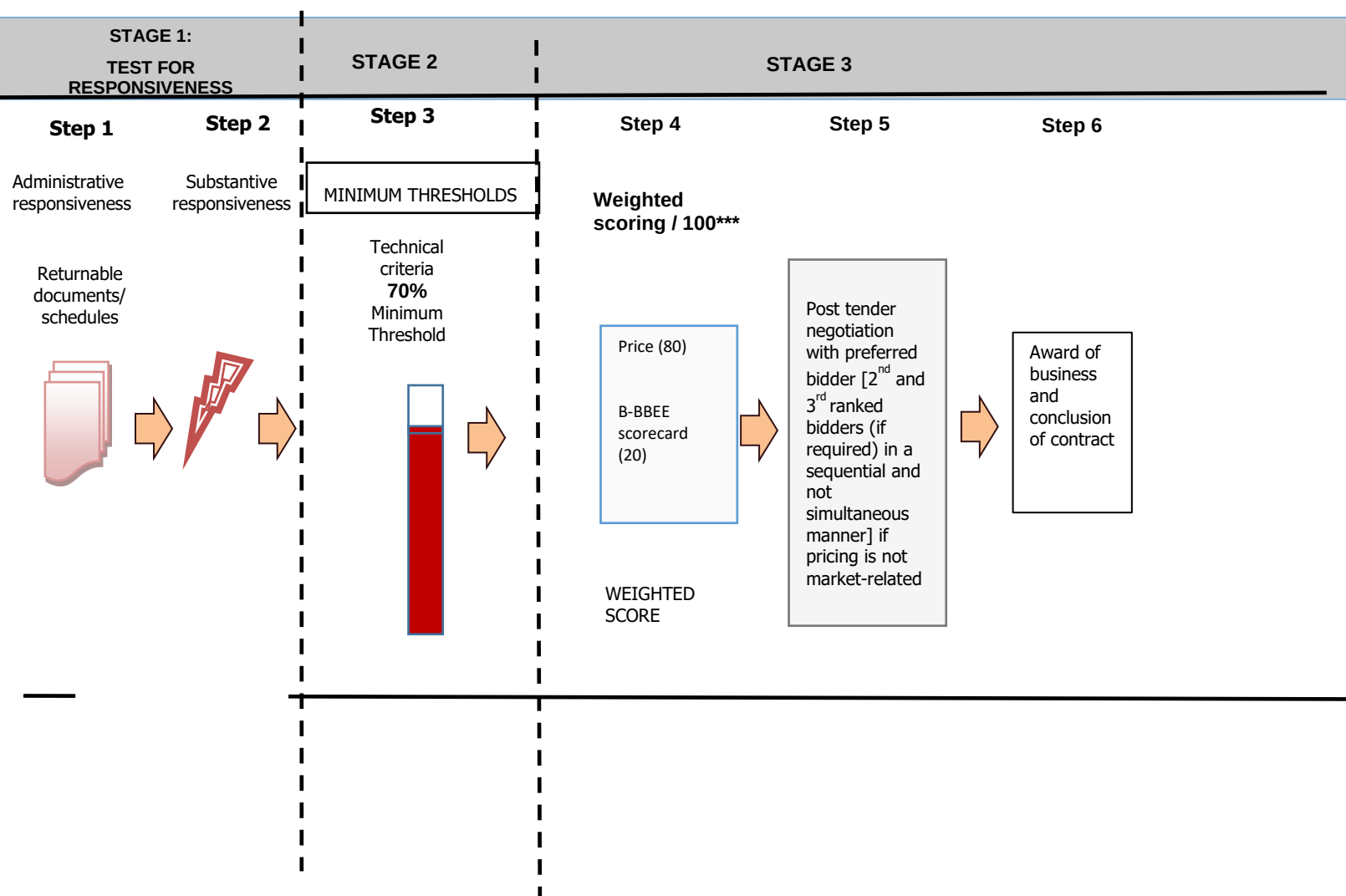
Transnet wishes to have an understanding of your company's position with regard to environmental commitments, including key environmental characteristics such as waste disposal, recycling and energy conservation. *Please submit details of your entity's policies in this regard.*

4 GENERAL SUPPLIER OBLIGATIONS

- 4.1 The Supplier shall be fully responsible to Transnet for the acts and omissions of persons directly or indirectly employed by them.
- 4.2 The Supplier must comply with the requirements stated in this RFP.

5 EVALUATION METHODOLOGY

Transnet will utilise the following methodology and criteria in selecting a preferred Supplier:





NB: Evaluation of the various stages will normally take place in a sequential manner. However, in order to expedite the process, Transnet reserves the right to conduct the different steps of the evaluation process in parallel. In such instances the evaluation of bidders at any given stage must not be interpreted to mean that bidders have necessarily passed any previous stage(s).

5.1 STEP ONE: Test for Administrative Responsiveness

The test for administrative responsiveness will include the following:

Administrative responsiveness check	RFP Reference
Whether the Bid has been lodged on time	<i>Section 1 paragraph 3</i>
Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time	<i>Section 5</i>
Verify the validity of all returnable documents	<i>Section 5</i>
Verify if the Bid document has been duly signed by the authorised respondent	<i>All sections</i>

The test for administrative responsiveness [Step One] must be passed for a Respondent's Proposal to progress to Step Two for further pre-qualification

5.2 STEP TWO: Test for Substantive Responsiveness to RFP

The test for substantive responsiveness to this RFP will include the following:

Check for substantive responsiveness	RFP Reference
Whether any general and legislation qualification criteria set by Transnet, have been met	<i>All sections including: Section 2 paragraphs, 2.2, 6, 11.2, General Bid Conditions clause 20</i>
Whether the Bid contains a priced offer as prescribed in the pricing and delivery schedule	<i>Section 4</i>
Whether the Bid materially complies with the scope and/or specification given	<i>All Sections</i>

The test for substantive responsiveness [Step Two] must be passed for a Respondent's proposal to progress to Step Three for further evaluation

5.3 STEP THREE: Technical Evaluation

Administrative responsiveness check	RFP Reference
Comply to full item description:	<i>Refer to Technical Evaluation Criteria Document</i>



Comply to full item description: Stated Yes = 50 points Comply to full item description: Stated No = 0 points Comply to full item description: Not indicated = 0 points	
Lead Time: Lead time between less/equal 6 weeks = 30 points Lead time more than 6 weeks but less/equal to 8 weeks = 20 points Lead time more than 8 weeks less/equal to 12 weeks = 10 points Lead time more than 12 weeks or not indicated = Zero points	Refer to Technical Evaluation Criteria Document
Quality Documents: ISO 9001:2015 certificate: 20 points Quality Management Systems: 10 points Not submitted: Zero point	Refer to Technical Evaluation Criteria Document

NB: The bidder/s must obtain the minimum points on each Functional criterion to qualify to be evaluated further.

5.4 STEP FOUR: Evaluation and Final Weighted Scoring

Evaluation Criteria	RFP Reference
• Commercial offer	Section 4

a) **Price and TCO Criteria** [Weighted score 80 points]:

Transnet will utilise the following formula in its evaluation of Price:

$$PS = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where:

Ps = Score for the Bid under consideration
 Pt = Price of Bid under consideration
 $Pmin$ = Price of lowest acceptable Bid



b) **Broad-Based Black Economic Empowerment criteria** [Weighted score 20 points]

- B-BBEE - current scorecard / B-BBEE Preference Points Claims Form
- Preference points will be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table indicated in Section 4.1 of the B-BBEE Preference Points Claim Form.

5.5 **STEP FIVE: Post tender Negotiation (if applicable)**

- Respondents are to note that Transnet may not award a contract if the price offered is not market-related. In this regard, Transnet reserves the right to engage in PTN with the view to achieving a market-related price or to cancel the tender. Negotiations will be done in a sequential manner i.e.:
 - first negotiate with the highest ranked bidder or cancel the bid, should such negotiations fail,
 - negotiate with the 2nd and 3rd ranked bidders (if required) in a sequential manner.
- In the event of any Respondent being notified of such short-listed/preferred bidder status, his/her bid, as well as any subsequent negotiated best and final offers (BAFO), will automatically be deemed to remain valid during the negotiation period and until the ultimate award of business.
- Should Transnet conduct post tender negotiations, Respondents will be requested to provide their best and final offers to Transnet based on such negotiations. Where a market related price has been achieved through negotiation, the contract will be awarded to the successful Respondent(s).

5.6 **STEP SIX: Award of business and conclusion of contract**

Immediately after approval to award the contract has been received, the successful bidder(s) will be informed of the acceptance of his/their Bid by way of a Letter of Award. Thereafter the final contract will be concluded with the successful Respondent(s).

A final contract will be concluded and entered into with the successful Bidder at the acceptance of a letter of award by the Respondent.

5.7 **SUMMARY: Applicable Thresholds and Final Evaluated Weightings**

Thresholds	Minimum Threshold
Technical / functionality	70

Evaluation Criteria	Final Weighted Scores
Price and Total Cost of Ownership	80/90
B-BBEE - Scorecard	20/10
TOTAL SCORE:	100



SECTION 4: PRICING AND DELIVERY SCHEDULE

Respondents are required to complete the table below:

PRICING AND DELIVERY SCHEDULE 1 FOR TRANSNET ENGINEERING BLOEMFONTEIN & Uitenhage PLANTS

Item No	Description of Item	Lead Time	Estimated Quantity	Rate P/U	TOTAL PRICE OF ITEM [ZAR]
011002954	BAR METAL ROUND STEEL 115 BS970 070M20				
311200013	BAR METAL,ROUND STEEL 25MM DIA,BS970 GRD				
011002739	BAR METAL;DIA 10 MM,RND,BLACK				
011002740	BAR METAL;DIA 12 MM,RND,BLACK				
011001771	BAR METAL;DIA 16MM X LG 6M,RND,BLACK				
011002776	BAR METAL;DIA 20 MM X LG 6 M,RND,BLACK				
011003049	BAR METAL;DIA 25 MM X LG 6 M,RND,BLACK				
011014824	BAR METAL;DIA 32 MM,RND				
011000704	BAR METAL;DIA 40 MM X LG 6 M,RND				
011011706	BAR METAL;DIA 45 X LG 6000 MM,STL,RND				
011002889	BAR METAL;DIA 50 MM X LG 6 M,STL,RND				
011002890	BAR METAL;DIA 55MM X LG 6M,RND,STL,BLACK				
311112183	BAR METAL;DIA 60 MM,RND,RD				
011012408	BAR METAL;FLAT,WD 80 X THK 10 MM				
011002727	BAR METAL;RND,DIA 8 MM X LG 6 M,BLACK				
011012279	BAR METAL;STL,FLAT				
011012368	BAR METAL;STL,FLAT,WD 40 X THK 10 MM				
011012218	BAR METAL;WD 20 X THK 6 MM,STL,FLAT				



311109511	BAR METAL;WD 22 X THK 3 MM,FLAT				
011012243	BAR METAL;WD 30 X THK 6 MM,FLAT,STL				
011012509	BAR METAL;WD 50 MM X LG 6 M X THK 12 MM				
011014104	BAR METAL;WD 50 MM X LG 6 M X THK 16 MM				
011013717	BAR METAL;WD 50 MM X LG 6 M X THK 20 MM				
011002905	BAR METAL;WD 65 MM X LG 6 M,RND				
311111627	BAR METAL;WD 70 X THK 16 MM,FLAT				
011003050	BAR ROUND STEEL 28 BS970 070M20				
011005251	PLATE METAL;12 MM,WD:1.2 M,LG:2.5 M,STL				
011005388	PLATE METAL;20 MM,WD:1.2 M,LG:2.5 M,STL				
011005465	PLATE METAL;25 MM,WD:1.2 M,LG:2.5 M,STL				
011011298	PLATE METAL;6 MM,WD:1.2 M,LG:2.5 M,STL				
011008837	PLATE METAL;6 MM,WD:1.5 M,LG:3 M,STL				
511664167	PLATE METAL;ROQ-TUF AM700,6 MM,WD:1.2 M				
011005056	PLATE METAL;THK 10 MM,WD 1.2 M,LG 2.4 M				
011005606	PLATE TREAD STEEL 4,5-6,1x1200x2500 VAST				
311200572	SHEET METAL;3 MM,WD:1.2 M,LG:3 M,STL				
312200005	SHEET METAL;AL,1.6 MM,1.5 M,3 M				
011011060	SHEET METAL;STL,3 MM,1.225 M,2.45 M				
011011112	SHEET METAL;STL,5 MM,1.2 M,2.5 M				



011010802	SHEET METAL;THK 2 MM,WD 1.225 M,LG 2.5 M				
311200006	SHEET METAL;THK 2 MM,WD 1.225 M,STL				
011010737	SHEET METAL;CR-210 Wagon STL 1,6 MM				
011000704	BAR METAL;DIA 40 MM X LG 6 M,RND				
011001771	BAR METAL;DIA 16MM X LG 6M,RND,BLACK				
011001961	BAR METAL;WD 65 MM X LG 6 M X THK 12 MM				
011002727	BAR METAL;DIA 8 MM X LG 6 M,RND,BLACK				
011002740	BAR METAL;DIA 12 MM,RND,BLACK				
011002889	BAR METAL;DIA 50 MM X LG 6 M,STL,RND				
011002905	BAR METAL;WD 65 MM X LG 6 M,RND				
011002929	BAR METAL;DIA 80 MM X LG 6 M,RND				
011003049	BAR METAL;DIA 25 MM X LG 6 M,RND,BLACK				
011003050	BAR METAL;DIA 28 MM X LG 6 M,RND,BLACK				
011004561	BAR METAL;WD 200 X THK 16 MM,FLAT				
011005251	PLATE METAL;12 MM,WD:1.2 M,LG:2.5 M,STL				
011005465	PLATE METAL;25 MM,1.2 M,2.5 M,STL				
011007629	CHANNEL STRUCTURAL;TAPER FLANGE,U,200 MM				
011008356	BAR METAL;OD 25 MM X LG 6 M,RND				
011010802	SHEET METAL;300WA,STL,2 MM,1.225 M,2.5 M				
011011060	SHEET METAL;STL,3 MM,1.225 M,2.45 M				
011011706	BAR METAL;DIA 45 X LG 6000 MM,STL,RND				



011012255	BAR METAL;WD 40 MM X LG 6 M X THK 6 MM				
011012381	BAR METAL;WD 50 X THK 10 MM,STL,FLAT				
011012494	BAR METAL;WD 40 X THK 12 MM,STL GR 300WA				
011012509	BAR METAL;WD 50 MM X LG 6 M X THK 12 MM				
011012724	BAR METAL;WD 80 MM X LG 6 M X THK 25 MM				
011014104	BAR METAL;WD 50 MM X LG 6 M X THK 16 MM				
011014481	ANGLE STRUCTURAL;EQUAL,WD:50 MM,THK:6 MM				
011014735	CHANNEL STRUCTURAL;PARALLEL FLANGE,U				
011014747	CHANNEL STRUCTURAL;CCL WAGON U/FRAME,U				
011014824	BAR METAL;DIA 32 MM,RND				
011112641	BAR METAL				
011113482	CHANNEL STRUCTURAL;TAPERED,U,WD:120 MM				
011840158	CHANNEL STRUCTURAL;PARALLEL,U,200 MM,6 M				
013001224	PIPE METAL;SEAMLESS,PIPE SZ:ID 32 MM				
013001236	PIPE METAL;SEAMLESS,PIPE SZ:ID 10 MM				
013003575	PIPE METAL;H/DUTY,PIPE SZ:80 MM,BLACK				
013011120	PIPE METAL;H/BLACK,PIPE SZ:ID 20 MM,STL				
046029607	BAR METAL;DIA 70 MM X LG 3 M,RND				
11005198	PLATE METAL;10 MM,WD:1.2 M,LG:2.5 M,STL				
311009104	PLATE METAL;12 MM,WD:1.5 M,LG:3 M,STL				



311009566	BAR;SQ,WD 60 X HT 60 MM,STL,BS970 070M20				
311010121	BAR METAL;WD 50 X THK 10 MM,FLAT				
311029204	ANGLE STEEL 50x50x8 S355				
311030150	CHANNEL STRUCTURAL;TAPER,U,WD:140 MM				
311111481	BAR METAL;WD 70 X THK 10 MM,FLAT				
311111627	BAR METAL;WD 70 X THK 16 MM,FLAT				
311112183	BAR METAL;DIA 60 MM,RND,RLD				
311200572	SHEET METAL;STL,3 MM,1.2 M,3 M				
313200000	PIPE METAL;H/DUTY,PIPE SZ:15 MM,STL				
511664521	BAR METAL;WD 70 MM X LG 6 M X THK 8 MM				
5683900349	BAR FLAT STEEL 90X10MM GRADE 300WA				
568390039	CHANNEL STRUCTURAL;TAPER FLANGE,U,LG:6M				
811012197	ANGLE STEEL 40x40x6 S355JR				
011005056	PLATE METAL;THK 10 MM,WD 1.2 M,LG 2.4 M				
013002711	PIPE METAL;MED BLACK,PIPE SZ:ID 15 MM				
311109520	PLATE METAL;8 MM,WD:1.2 M,LG:2.4 M,STL				
312200005	SHEET METAL;AL,1.6 MM,1.5 M,3 M				
611000154	BAR METAL;WD 30 X THK 5 MM,FLAT				
011012724	BAR METAL;WD 80MM X LG 6M X THK 25MM				
011014735	CHANNEL STRUCTURAL;PARALLEL FLANGE,U				
011818361	PLATE METAL;40 MM,WD:1.2 M,LG:2.5 M,STL				



011014735	CHANNEL STRUCTURAL;PARALLEL FLANGE,U				
011004561	BAR METAL;FLAT,WD 200 X THK 16 MM				
011011136	ANGLE STRUCTURAL;EQUAL HT 50 MM,THK 8 MM				
011012368	BAR METAL;STL,FLAT,WD 40 X THK 10 MM				
011002283	BAR METAL;WD150 MM X LG 6 M X THK 20 MM				
011005388	PLATE METAL;20 MM,WD:1.2 M,LG:2.5 M,STL				
011011298	PLATE METAL;6 MM,WD:1.2 M,LG:2.5 M,STL				
011011718	BAR METAL ROUND STEEL 70 ,BS 970.070M20				
011012255	BAR METAL;WD 40MM X LG 6M X THK 6MM				
011012509	BAR METAL;WD 50 MM X LG 6 M X THK 12 MM				
011670461	PLATE METAL;5 MM,WD:1.524 M,LG:2.8 M,STL				
011000664	BAR METAL RND STEEL 25 X 6 M BS970 080M4				
011002966	BAR METAL;DIA 130 MM,RND,STL,BLACK				
011005162	PLATE METAL;8 MM,WD:1.2 M,LG:2.5 M,STL				
011012255	BAR METAL;WD 40MM X LG 6M X THK 6MM				
011012368	BAR METAL;STL,FLAT,WD 40 X THK 10 MM				
011012381	BAR METAL;WD 50 X THK 10 MM,STL,FLAT				
011202434	ANGLE EQUAL 50X50X5 (6 MTR)				
011670459	PLATE METAL;5 MM,WD:1.524 M,LG:2.2 M,SS				
011670461	PLATE METAL;5 MM,WD:1.524 M,LG:2.8 M,STL				



011002889	BAR METAL;DIA 50 MM X LG 6 M,RND,STL				
011003049	BAR METAL;DIA 25 MM X LG 6 M,RND,BLACK				
011005339	PLATE METAL;16 MM,WD:1.2 M,LG:2.5 M				
011011060	SHEET METAL;STL,3 MM,1.225 M,2.45 M				
011014104	BAR METAL;WD 50 MM X LG 6 M X THK 16 MM				
011014824	BAR METAL;DIA 32 MM,RND				
011005198	PLATE MTL;THK 10 MM,WD 1.2 M,LG 2.5 M				
311109520	PLATE METAL;8 MM,WD:1.2 M,LG:2.4 M,STL216				
513662642	TUBE METAL;RND,6 M,42.1 MM,STL,SMLS				
513663091	TUBE METAL;RND,6.1 M,17.4 MM,STL,SMLS				
513662641	TUBE METAL;RND,6 M,33.4 MM,STL,SMLS				
914400270	PLATE METAL;10 MM,WD:1.2 M,LG:2.4 M,STL				
TOTAL PRICE, exclusive of VAT:					
VAT 15% (if applicable)					
Other Applicable Taxes (e.g. import duties) if applicable					
Total Inclusive of VAT and other applicable taxes (where applicable)					
Transport or Delivery Cost(Bloemfontein)					
Transport or Delivery Cost(Uitenhage)					
Unconditional Discount(s)					

PRICING AND DELIVERY SCHEDULE FOR TRANSNET ENGINEERING DURBAN PLANT

Item No	Description of Item	Lead Time	Estimated Quantity	Rate P/U	TOTAL PRICE OF ITEM [ZAR]
11671585	PLATE METAL;10 MM,WD:1.2 M,LG:1.8 M,STL		126		
11671586	PLATE METAL;12 MM,WD:1.2 M,LG:1.8 M,STL		250		
11671590	PLATE METAL;12 MM,WD:2.5 M,LG:6 M,STL		19		
11671576	PLATE METAL;16 MM,WD:1.5 M,LG:6.8 M,STL		132		
11671577	PLATE METAL;20 MM,WD:1.2 M,LG:2.4 M,STL		61		
11671584	PLATE METAL;25 MM,WD:1.2 M,LG:2.2 M,STL		83		
11671583	PLATE METAL;30 MM,1.5 M,6.8 M,STL		168		
11671578	PLATE METAL;40 MM,WD:1.2 M,2.4 M,STL		81		
11671580	PLATE METAL;60 MM,1.2 M,2.4 M,STL		56		
TOTAL PRICE, exclusive of VAT:					
VAT 15% (if applicable)					
Other Applicable Taxes (e.g. import duties) if applicable					
Total Inclusive of VAT and other applicable taxes (where applicable)					
Transport or Delivery Cost(Durban)					
Unconditional Discount(s)					

Notes to Pricing:



- a) Respondents are to note that if the price offered by the highest scoring bidder is not market-related, Transnet may not award the contract to that Respondent. Transnet may-
- (i) negotiate a market-related price with the Respondent scoring the highest points or cancel the RFP;
 - (ii) if that Respondent does not agree to a market-related price, negotiate a market-related price with the Respondent scoring the second highest points or cancel the RFP;
 - (iii) if the Respondent scoring the second highest points does not agree to a market-related price, negotiate a market-related price with the Respondent scoring the third highest points or cancel the RFP.

If a market-related price is not agreed with the Respondent scoring the third highest points, Transnet must cancel the RFP.

- b) Prices must be quoted in South African Rand inclusive of VAT.
- c) Any disbursement not specifically priced for will not be considered/accepted by Transnet.
- d) To facilitate like-for-like comparison bidders must submit pricing strictly in accordance with this pricing schedule and not utilise a different format. Deviation from this pricing schedule could result in a bid being declared non-responsive.
- e) Prices are to be quoted on a delivered basis to **Transnet Engineering Uitenhage, Bloemfontein and Durban and Plants.**
- f) Please note that should you have offered a discounted price(s), Transnet will only consider such price discount(s) in the final evaluation stage if offered on an unconditional basis.
- g) Where a Respondent's price(s) includes imported goods/items, the rate of exchange to be used must be in South African Rands for purposes of determining whether the price is market related or not and must be the currency's rate published by the South African Reserve Bank on the date of the advertisement of the bid:
- Currency rate of exchange utilised: South African rate
- h) Manufacturing and delivery lead time calculated from date of receipt of purchase order: weeks.
- i) Respondents, if awarded the contract, are required to indicate that their prices quoted would be kept firm and fixed for the contract duration.

YES	
-----	--

1. DISCLOSURE OF CONTRACT INFORMATION.

PRICES TENDERED

Respondents are to note that, on award of business, Transnet is required to publish the tendered prices of the successful and unsuccessful Respondents *inter alia* on the National Treasury e-Tender Publication Portal, (www.etenders.gov.za), as required per National Treasury Instruction Note 01 of 2015/2016.



JOHANNESBURG STOCK EXCHANGE DEBT LISTING REQUIREMENTS

Transnet may also be required to disclose information relating to the subsequent contract i.e. the name of the company, goods/services provided by the company, the value and duration of the contract, etc. in compliance with the Johannesburg Stock Exchange (JSE) Debt Listing Requirements.

DOMESTIC PROMINENT INFLUENTIAL PERSONS (DPIP) OR FOREIGN PROMINENT PUBLIC OFFICIALS (FPPO)

Transnet is free to procure the services of any person within or outside the Republic of South Africa in accordance with applicable legislation. Transnet shall not conduct or conclude business transactions, with any Respondents without having:

- Considered relevant governance protocols;
- Determined the DPIP or FPPO status of that counterparty; and
- Conducted a risk assessment and due diligence to assess the potential risks that may be posed by the business relationship.

As per the Transnet Domestic Prominent Influential Persons (DPIP) and Foreign Prominent Public Officials (FPPO) and Related Individuals Policy available on Transnet website <https://www.transnet.net/search/pages/results.aspx?k=FPIDP#k=DPIP>, Respondents are required to disclose any commercial relationship with a DPIP or FPPO (as defined in the Policy) by completing the following section:

The below form contains personal information as defined in the Protection of Personal Information Act, 2013 (the "Act"). By completing the form, the signatory consents to the processing of her/his personal information in accordance with the requirements of the Act. Consent cannot unreasonably be withheld.						
Is the Respondent (Complete with a "Yes" or "No")						
A DPIP/FPPO		Closely Related to a DPIP/FPPO		Closely Associated to a DPIP/FPPO		
List all known business interests, in which a DPIP/FPPO may have a direct/indirect interest or significant participation or involvement.						
No	Name of Entity / Business	Role in the Entity / Business (Nature of interest/ Participation)	Shareholding %	Registration Number	Status (Mark the applicable option with an X)	
					Active	Non-Active
1						
2						
3						

Respondents declaring a commercial relationship with a DPIP or FPPO are to note that Transnet is required to annually publish on its website a list of all business contracts entered into with DPIP or FPPO. This list will include successful Respondents, if applicable.

1.1 The Respondents must state the following:



Has/have a sample(s) been submitted?	How and to whom forwarded?	Date of dispatch

2. MANUFACTURERS

The Respondents must state hereunder the actual manufacturer(s) of the Goods tendered for:

2.1 Local Manufacturer(s):

RFP ITEM NO.	NAME	BUSINESS ADDRESS

2.2 Foreign Manufacturer(s):

RFP ITEM NO.	NAME	BUSINESS ADDRESS

3. IMPORTED CONTENT

The Respondents must state hereunder the value and percentage of the imported content as well as the country of origin in respect of each item tendered for:

RFP ITEM NO / DESCRIPTION.	VALUE	% COST	COUNTRY OF ORIGIN

Note: Where more than one country is applicable to one item, the Respondents must furnish this information separately.

4. EXPORT CREDIT AGENCY SUPPORTED FINANCE

In order to finance its payment obligations under a future contract where foreign transactions are involved, Transnet may consider raising debt financing [an **ECA Facility**] from one or more banks or financial institutions, with the benefit of export credit agency [**ECA**] credit support to be provided by an ECA.

Under such circumstances the successful Respondent will agree to undertake:



- a) to provide [and/or cause the Parent/OEM to provide, as applicable] to Transnet and the banks and financial institutions that may participate in the ECA Facility all such assistance as an importer of Goods and/or Services, which are eligible for ECA credit supported finance by an ECA, is generally required to provide for the purposes of obtaining ECA support;
- b) not to do or [as Supplier of the relevant eligible Goods or services] omit to do anything, which may adversely affect Transnet's prospects of qualifying for or, once obtained, maintaining ECA credit support by an ECA in respect of an ECA Facility.

All cost, expenses, charges and liabilities incurred by Transnet in establishing an ECA Facility with credit support from an Export Credit Agency, may be for the account of Transnet.

5. NATIONAL RAILWAY SAFETY REGULATOR ACT

In compliance with the National Railway Safety Regulator Act, 16 of 2002, the successful Respondent [**the Supplier**] shall ensure that the Goods to be supplied to Transnet, under the terms and conditions of a contract between the parties, comply fully with the specifications as set out in Section 3, Scope of work and Annexure E, Drawings of this RFP, and shall also adhere to railway safety requirements and/or regulations [as applicable]. Permission for the engagement of a subcontractor by the Supplier, as applicable, both initially and during the course of a contract, shall be subject to a review of the capability of the proposed subcontractor to comply with the specified railway safety requirements and/or regulations. The Supplier and/or its subcontractor shall grant Transnet access, during the term of the contract, to review any safety-related activities, including the coordination of such activities across all parts of the organisation.

Accepted:

YES	
------------	--

NO	
-----------	--

6. RISK

Respondents must elaborate on the control measures put in place by their entity, which would mitigate the risk to Transnet pertaining to potential non-performance by the Respondent, in relation to:

6.1 Quality and specification of Goods/Services delivered:

6.2 Continuity of supply:

6.3 Compliance with the Occupational Health and Safety Act, 85 of 1993:

**6.4 Compliance with the National Railway Safety Regulator Act, 16 of 2002:**

SIGNED at _____ on this _____ day of _____ 20____

SIGNATURE OF WITNESSES

ADDRESS OF WITNESSES

1 _____

Name _____

2 _____

Name _____

SIGNATURE OF RESPONDENT'S AUTHORISED REPRESENTATIVE: _____

NAME: _____

DESIGNATION: _____



SECTION 5: PROPOSAL FORM AND LIST OF RETURNABLE DOCUMENTS

I/We _____
[name of entity, company, close corporation or partnership] of [full address]

carrying on business trading/operating as

represented by _____
 in my capacity as _____

being duly authorised thereto by a Resolution of the Board of Directors or Members or Certificate of Partners, dated _____ to enter into, sign execute and complete any documents relating to this proposal and any subsequent Agreement. The following list of persons are hereby authorised to negotiate on behalf of the abovementioned entity, should Transnet decide to enter into Post Tender Negotiations with highest ranked bidder(s).

FULL NAME(S)	CAPACITY	SIGNATURE
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

I/We hereby offer to supply/provide the abovementioned Goods/Services at the prices quoted in the schedule of prices in accordance with the terms set forth in the documents listed in the accompanying schedule of RFP documents.

I/We agree to be bound by those conditions in Transnet's:

- (i) Master Agreement (which may be subject to amendment at Transnet's discretion if applicable);
- (ii) General Bid Conditions; and
- (iii) any other standard or special conditions mentioned and/or embodied in this Request for Proposal.

I/We accept that unless Transnet should otherwise decide and so inform me/us in the letter of award, this Proposal [and, if any, its covering letter and any subsequent exchange of correspondence], together with Transnet's acceptance thereof shall constitute a binding contract between Transnet and me/us.

Should Transnet decide that a formal contract should be signed and so inform me/us in a letter of award [the **Letter of Award**], this Proposal [and, if any, its covering letter and any subsequent exchange of correspondence] together



with Transnet's Letter of Award, shall constitute a binding contract between Transnet and me/us until the formal contract is signed.

I/We further agree that if, after I/we have been notified of the acceptance of my/our Proposal, I/we fail to enter into a formal contract if called upon to do so, or fail to commence the supply/provision of Goods/Services within three weeks thereafter, Transnet may, without prejudice to any other legal remedy which it may have, recover from me/us any expense to which it may have been put in calling for Proposals afresh and/or having to accept any less favourable Proposal.

Furthermore, I/we agree to a penalty clause/s which will allow Transnet to invoke a penalty against us for non-compliance with material terms of this RFP including the delayed delivery of the Goods/Services due to non-performance by ourselves, , etc.

I/we agree that non-compliance with any of the material terms of this RFP, including those mentioned above, will constitute a material breach of contract and provide Transnet with cause for cancellation.

ADDRESS FOR NOTICES

The law of the Republic of South Africa shall govern any contract created by the acceptance of this RFP. The *domicilium citandi et executandi* shall be a place in the Republic of South Africa to be specified by the Respondent hereunder, at which all legal documents may be served on the Respondent who shall agree to submit to the jurisdiction of the courts of the Republic of South Africa. Foreign Respondents shall, therefore, state hereunder the name of their authorised representative in the Republic of South Africa who has the power of attorney to sign any contract which may have to be entered into in the event of their Proposal being accepted and to act on their behalf in all matters relating to such contract.

Respondent to indicate the details of its *domicilium citandi et executandi* hereunder:

Name of Entity:

Facsimile: _____

Address: _____

NOTIFICATION OF AWARD OF RFP

As soon as possible after approval to award the contract(s), the successful Respondent [**the Supplier/Service provider**] will be informed of the acceptance of its Proposal. Unsuccessful Respondents will be advised in writing of the name of the successful Supplier/Service provider and the reason as to why their Proposals have been unsuccessful, for example, in the category of price, delivery period, quality, B-BBEE status or for any other reason.

VALIDITY PERIOD

Transnet requires a validity period of 180 Business Days [from closing date] against this RFP, excluding the first day and including the last day.



NAME(S) AND ADDRESS / ADDRESSES OF DIRECTOR(S) OR MEMBER(S)

The Respondent must disclose hereunder the full name(s) and address(s) of the director(s) or members of the company or close corporation [C.C.] on whose behalf the RFP is submitted.

- (i) Registration number of company / C.C. _____
- (ii) Registered name of company / C.C. _____
- (iii) Full name(s) of director/member(s) Address/Addresses ID Number(s)
- _____
- _____
- _____

RETURNABLE DOCUMENTS

Returnable Documents means all the documents, Sections and Annexures, as listed in the tables below. There are three types of returnable documents as indicated below and Respondents are urged to ensure that these documents are returned with their bids based on the consequences of non-submission as indicated below:

Mandatory Returnable Documents	<i>Failure to provide all these Mandatory Returnable Documents at the Closing Date and time of this RFP <u>will</u> result in a Respondent's disqualification.</i>
Returnable Documents Used for Scoring	<i>Failure to provide all Returnable Documents used for purposes of scoring a bid, by the closing date and time of this bid will not result in a Respondent's disqualification. However, Bidders will receive an automatic score of zero for the applicable evaluation criterion.</i>
Essential Returnable Documents	<i>Failure to provide essential Returnable Documents <u>will</u> result in Transnet affording Respondents a further opportunity to submit by a set deadline. Should a Respondent thereafter fail to submit the requested documents, this may result in a Respondent's disqualification.</i>

All Returnable Sections, as indicated in the header and footer of the relevant pages, must be signed, stamped and dated by the Respondent.

a) Mandatory Returnable Documents

Respondents are required to submit with their bid submissions the following **Mandatory Returnable Documents**, and also to confirm submission of these documents by so indicating [Yes or No] in the tables below:



MANDATORY RETURNABLE DOCUMENTS	SUBMITTED [Yes/No]
Section 1: SBD1 Form	
SECTION 4 : Pricing and Delivery Schedule	

b) Essential Returnable Documents:

Over and the above the requirements of section (a) and (b) mentioned above, Respondents are further required to submit with their Proposals the following **Essential Returnable Documents** and also to confirm submission of these documents by so indicating [Yes or No] in the table below:

ESSENTIAL RETURNABLE DOCUMENTS & SCHEDULES	SUBMITTED [Yes or No]
In the case of Joint Ventures, a copy of the Joint Venture Agreement or written confirmation of the intention to enter into a Joint Venture Agreement	
SECTION 2: NOTICE TO BIDDERS	
SECTION 3: BACKGROUND AND SCOPE OF REQUIREMENT	
SECTION 5 : Proposal Form and List of Returnable documents	
SECTION 6 : Certificate Of Acquaintance with RFP, Terms & Conditions & Applicable Documents	
SECTION 7 : RFP Declaration and Breach of Law Form	
SECTION 9: B-BBEE Preference Claim Form	
SECTION 10: Protection of Personal Information	

CONTINUED VALIDITY OF RETURNABLE DOCUMENTS

The successful Respondent will be required to ensure the validity of all returnable documents, including but not limited to its valid proof of B-BBEE status, for the duration of any contract emanating from this RFP. Should the Respondent be awarded the contract [**the Agreement**] and fail to present Transnet with such renewals as and when they become due, Transnet shall be entitled, in addition to any other rights and remedies that it may have in terms of the eventual Agreement, to terminate such Agreement immediately without any liability and without prejudice to any claims which Transnet may have for damages against the Respondent.

SIGNED at _____ on this _____ day of _____ 20____

SIGNATURE OF WITNESSES

ADDRESS OF WITNESSES

1 _____



Name _____

2 _____

Name _____

SIGNATURE OF RESPONDENT'S AUTHORISED REPRESENTATIVE: _____

NAME: _____

DESIGNATION: _____



SECTION 6: CERTIFICATE OF ACQUAINTANCE WITH RFP, MASTER AGREEMENT & APPLICABLE DOCUMENTS

By signing this certificate the Respondent is deemed to acknowledge that he/she has made himself/herself thoroughly familiar with, and agrees with all the conditions governing this RFP. This includes those terms and conditions contained in any printed form stated to form part hereof, including but not limited to the documents stated below. As such, Transnet SOC Ltd will recognise no claim for relief based on an allegation that the Respondent overlooked any such term or condition or failed properly to take it into account for the purpose of calculating tendered prices or any other purpose:

1	Transnet's General Bid Conditions
2	Transnet's Supplier Integrity Pact
3	Non-disclosure Agreement
4	Specifications and drawings attached to this RFP

Note: Should a Respondent be successful and awarded the bid, they will be required to complete a Supplier Declaration Form for registration as a vendor onto the Transnet vendor master database.

Should the Bidder find any terms or conditions stipulated in any of the relevant documents quoted in the RFP unacceptable, it should indicate which conditions are unacceptable and offer alternatives by written submission on its company letterhead, attached to its submitted Bid. Any such submission shall be subject to review by Transnet's Legal Counsel who shall determine whether the proposed alternative(s) are acceptable or otherwise, as the case may be. A material deviation from any term or condition may result in disqualification.

Bidders accept that an obligation rests on them to clarify any uncertainties regarding any bid to which they intend to respond on, before submitting the bid. **The Bidder agrees that he/she will have no claim or cause of action based on an allegation that any aspect of this RFP was unclear but in respect of which he/she failed to obtain clarity.**

The bidder understands that his/her Bid will be disqualified if the Certificate of Acquaintance with RFP documents included in the RFP as a returnable document, is found not to be true and complete in every respect.

SIGNED at _____ on this ____ day of _____ 20__

SIGNATURE OF WITNESSES

ADDRESS OF WITNESSES

1 _____
Name _____

2 _____
Name _____



SIGNATURE OF RESPONDENT'S AUTHORISED REPRESENTATIVE: _____

NAME: _____

DESIGNATION: _____



SECTION 7: RFP DECLARATION AND BREACH OF LAW FORM

NAME OF ENTITY: _____

We _____ do hereby certify that:

1. Transnet has supplied and we have received appropriate responses to any/all questions [as applicable] which were submitted by ourselves for RFP Clarification purposes;
2. We have received all information we deemed necessary for the completion of this Request for Proposal [**RFP**];
3. We have been provided with sufficient access to the existing Transnet facilities/sites and any and all relevant information relevant to the Goods/Services as well as Transnet information and Employees, and have had sufficient time in which to conduct and perform a thorough due diligence of Transnet's operations and business requirements and assets used by Transnet. Transnet will therefore not consider or permit any pre- or post-contract verification or any related adjustment to pricing, service levels or any other provisions/conditions based on any incorrect assumptions made by the Respondent in arriving at his Bid Price.
4. At no stage have we received additional information relating to the subject matter of this RFP from Transnet sources, other than information formally received from the designated Transnet contact(s) as nominated in the RFP documents;
5. We are satisfied, insofar as our entity is concerned, that the processes and procedures adopted by Transnet in issuing this RFP and the requirements requested from Bidders in responding to this RFP have been conducted in a fair and transparent manner;
6. We have complied with all obligations of the Bidder/Supplier as indicated in the Transnet Supplier Integrity which includes but are not limited to ensuring that we take all measures necessary to prevent corrupt practices, unfairness and illegal activities in order to secure or in furtherance to secure a contract with Transnet;
7. We declare that a family, business and/or social relationship **exists / does not exist** [delete as applicable] between an owner / member / director / partner / shareholder of our entity and an employee or board member of the Transnet Group including any person who may be involved in the evaluation and/or adjudication of this Bid;
8. We declare that an owner / member / director / partner / shareholder of our entity **is / is not** [delete as applicable] an employee or board member of Transnet;
9. In addition, we declare that an owner / member / director / partner / shareholder/employee of our entity **has / has not been** [delete as applicable] a former employee or board member of Transnet in the past 10 years. I further declare that if they were a former employee or board member of Transnet in the past 10 years that



they **were/were not** involved in the bid preparation or had access to the information related to this RFP; and

10. If such a relationship as indicated in paragraph 7, 8 and/or 9 exists, the Respondent is to complete the following section:

FULL NAME OF OWNER/MEMBER/DIRECTOR/
PARTNER/SHAREHOLDER/EMPLOYEE:

ADDRESS:

Indicate nature of relationship with Transnet:

[Failure to furnish complete and accurate information in this regard will lead to the disqualification of a response and may preclude a Respondent from doing future business with Transnet. Information provided in the declarations may be used by Transnet and/or its affiliates to verify the correctness of the information provided]

11. We declare, to the extent that we are aware or become aware of any relationship between ourselves and Transnet [other than any existing and appropriate business relationship with Transnet] which could unfairly advantage our entity in the forthcoming adjudication process, we shall notify Transnet immediately in writing of such circumstances.

BIDDER'S DISCLOSURE (SBD4)

12 PURPOSE OF THE FORM

12.1 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.

12.2 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.



13 Bidder's declaration

13.1 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

13.1.1. 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

13.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution?

YES/NO

13.2.1. If so, furnish particulars:

.....

13.3 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

13.3.1. If so, furnish particulars:

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.



.....

.....

14 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:

14.1 I have read and I understand the contents of this disclosure;

14.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;

14.3 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.

14.4 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.

14.5 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.

14.6 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.

14.7 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.

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.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 12, 13 and 14 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.

BREACH OF LAW

We further hereby certify that *I/we* (the bidding entity and/or any of its directors, members or partners) **have/have not been** [delete as applicable] found guilty during the preceding 5 [five] years of a serious breach of law, including but not limited to a breach of the Competition Act, 89 of 1998, by a court of law, tribunal or other administrative body. The type of breach that the Respondent is required to disclose excludes relatively minor offences or misdemeanours, e.g. traffic offences. This includes the imposition of an administrative fine or penalty.

Where found guilty of such a serious breach, please disclose:

NATURE OF BREACH:

DATE OF BREACH: _____

Furthermore, I/we acknowledge that Transnet SOC Ltd reserves the right to exclude any Respondent from the bidding process, should that person or entity have been found guilty of a serious breach of law, tribunal or regulatory obligation.

SIGNED at _____ on this _____ day of _____ 20____

For and on behalf of _____ duly authorised hereto	AS WITNESS:
Name:	Name:
Position:	Position:
Signature:	Signature:
Date:	Registration No of Company/CC
Place:	Registration Name of Company/CC



SECTION 9 : B-BBEE PREFERENCE POINTS CLAIM FORM

This preference form must form part of all bids invited. It contains general information and serves as a claim for preference points for Broad-Based Black Economic Empowerment [**B-BBEE**] Status Level of Contribution.

Transnet will award preference points to companies who provide valid proof of their B-BBEE status using either the latest version of the generic Codes of Good Practice or Sector Specific Codes (if applicable).

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022.

1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to all bids:
 - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- 1.2 The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 preference point system shall be applicable. Despite the stipulated preference point system, Transnet shall use the lowest acceptable bid to determine the applicable preference point system in a situation where all received acceptable bids are received outside the stated preference point system.
- 1.3 Preference points for this bid shall be awarded for:
 - (a) Price; and
 - (b) B-BBEE Status Level of Contribution.
- 1.4 The maximum points for this bid are allocated as follows:

	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTION	20
Total points for Price and B-BBEE must not exceed	100

- 1.5 Failure on the part of a bidder to submit proof of B-BBEE status level of contributor together with the bid will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

2. DEFINITIONS

- (a) **"all applicable taxes"** includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- (b) **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (c) **"B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic



Empowerment Act;

- (d) **"bid"** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the supply/provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- (e) **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (f) **"EME"** means an Exempted Micro Enterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (g) **"functionality"** means the ability of a bidder to provide goods or services in accordance with specification as set out in the bid documents
- (h) **"Price"** includes all applicable taxes less all unconditional discounts.
- (i) **"Proof of B-BBEE Status Level of Contributor"**
 - i) the B-BBEE status level certificate issued by an authorised body or person;
 - ii) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
 - iii) any other requirement prescribed in terms of the B-BBEE Act.
- (j) **"QSE"** means a Qualifying Small Enterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (k) **"rand value"** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties.

3. POINTS AWARDED FOR PRICE

3.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

P_s = Points scored for comparative price of bid under consideration

P_t = Comparative price of bid under consideration

$P_{\min}$ = Comparative price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTION

- 4.1 In terms of Transnet SCM Policy on preferential procurement and Procurement Manuals, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18



3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

4.2 The table below indicates the required proof of B-BBEE status depending on the category of enterprises:

Enterprise	B-BBEE Certificate & Sworn Affidavit
Large	Certificate issued by SANAS accredited verification agency
QSE	Certificate issued by SANAS accredited verification agency Sworn Affidavit signed by the authorised QSE representative and attested by a Commissioner of Oaths confirming annual turnover and black ownership (only black-owned QSEs - 51% to 100% Black owned) [Sworn affidavits must substantially comply with the format that can be obtained on the DTI's website at www.dti.gov.za/economic_empowerment/bee_codes.jsp .]
EME³	Sworn Affidavit signed by the authorised EME representative and attested by a Commissioner of Oaths confirming annual turnover and black ownership Certificate issued by CIPC (formerly CIPRO) confirming annual turnover and black ownership Certificate issued by SANAS accredited verification agency only if the EME is being measured on the QSE scorecard

- 4.3 A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Status Level verification certificate for every separate bid.
- 4.4 Tertiary Institutions and Public Entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 4.5 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 4.6 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.
- 4.7 Bidders are to note that the rules pertaining to B-BBEE verification and other B-BBEE requirements may be changed from time to time by regulatory bodies such as National Treasury or the DTI. It is the Bidder's responsibility to ensure that his/her bid complies fully with all B-BBEE requirements at the time of the submission of the bid.



BID DECLARATION

4.8 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

5. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 6.1

5.1 B-BBEE Status Level of Contribution: . =(maximum of 20 points)

(Points claimed in respect of paragraph 6.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

6. SUB-CONTRACTING

6.1 Will any portion of the contract be sub-contracted?

(*Tick applicable box*)

YES		NO	
-----	--	----	--

6.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted.....%
- ii) The name of the sub-contractor.....
- iii) The B-BBEE status level of the sub-contractor.....
- iv) Whether the sub-contractor is an EME or QSE.

(*Tick applicable box*)

YES		NO	
-----	--	----	--

v) Specify, by ticking the appropriate box, if subcontracting with any of the following enterprises:

Designated Group: An EME or QSE which is at last 51% owned by:	EME √	QSE √
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

7. DECLARATION WITH REGARD TO COMPANY/FIRM

7.1 Name of company/firm:.....

7.2 VAT registration number:.....

7.3 Company registration number:.....

7.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety
- ☐ Close corporation
- ☐ Company



☐ (Pty) Limited

[TICK APPLICABLE BOX]

7.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

7.6 COMPANY CLASSIFICATION

☐ Manufacturer

☐ Supplier

☐ Professional Supplier

☐ Other Suppliers/Service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

7.7 Total number of years the company/firm has been in business:.....

7.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 paragraph 1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If a bidder submitted false information regarding its B-BBEE status level of contributor or any other matter required in terms of the Preferential Procurement Regulations, 2022 which will affect or has affected the evaluation of a bid the purchaser may, in addition to any other remedy it may have
 - (a) disqualify the person from the bidding 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) if the successful bidder subcontracted a portion of the bid to another person without disclosing it, Transnet reserves the right to penalise the bidder up to 10 percent of the value of the contract;
 - (e) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the audi alteram partem (hear the other side) rule has been applied; and
 - (f) forward the matter for criminal prosecution.

WITNESSES

1.

2.

R

.....

SIGNATURE(S) OF BIDDERS(S)

DATE:

ADDRESS



SECTION 10:

PROTECTION OF PERSONAL INFORMATION

1. The following terms shall bear the same meaning as contemplated in Section 1 of the Protection of Person information act, No.4 of 2013.("POPIA"):

consent; data subject; electronic communication; information officer; operator; person; personal information; processing; record; Regulator; responsible party; special information; as well as any terms derived from these terms.
2. Transnet will process all information by the Respondent in terms of the requirements contemplated in Section 4(1) of the POPIA:

Accountability; Processing limitation; Purpose specification; Further processing limitation; Information quality; Openness; Security safeguards and Data subject participation.
3. The Parties acknowledge and agree that, in relation to personal information that will be processed pursuant to this RFP, the Responsible party is "Transnet" and the Data subject is the "Respondent". Transnet will process personal information only with the knowledge and authorisation of the Respondent and will treat personal information which comes to its knowledge as confidential and will not disclose it, unless so required by law or subject to the exceptions contained in the POPIA.
4. Transnet reserves all the rights afforded to it by the POPIA in the processing of any of its information as contained in this RFP and the Respondent is required to comply with all prescripts as detailed in the POPIA relating to all information concerning Transnet.
5. In responding to this bid, Transnet acknowledges that it will obtain and have access to personal information of the Respondent. Transnet agrees that it shall only process the information disclosed by Respondent in their response to this bid for the purpose of evaluating and subsequent award of business and in accordance with any applicable law.
6. Transnet further agrees that in submitting any information or documentation requested in this RFP, the Respondent is consenting to the further processing of their personal information for the purpose of, but not limited to, risk assessment, assurances, contract award, contract management, auditing, legal opinions/litigations, investigations (if applicable), document storage for the legislatively required period, destruction, de-identification and publishing of personal information by Transnet and/or its authorised appointed third parties.
7. Furthermore, Transnet will not otherwise modify, amend or alter any personal data submitted by the Respondent or disclose or permit the disclosure of any personal data to any third party without the prior written consent from the Respondent. Similarly, Transnet requires the Respondent to process any personal information disclosed by Transnet in the bidding process in the same manner.
8. Transnet shall, at all times, ensure compliance with any applicable laws put in place and maintain sufficient measures, policies and systems to manage and secure against all forms of risks to any information that may be



shared or accessed pursuant to this RFP (physically, through a computer or any other form of electronic communication).

9. Transnet shall notify the Respondent in writing of any unauthorised access to information, cybercrimes or suspected cybercrimes, in its knowledge and report such crimes or suspected crimes to the relevant authorities in accordance with applicable laws, after becoming aware of such crimes or suspected crime. The Respondent must take all necessary remedial steps to mitigate the extent of the loss or compromise of personal information and to restore the integrity of the affected personal information as quickly as is possible.
10. The Respondent may, in writing, request Transnet to confirm and/or make available any personal information in its possession in relation to the Respondent and if such personal information has been accessed by third parties and the identity thereof in terms of the POPIA. The Respondent may further request that Transnet correct (excluding critical/mandatory or evaluation information), delete, destroy, withdraw consent or object to the processing of any personal information relating to the Respondent in Transnet's possession in terms of the provision of the POPIA and utilizing Form 2 of the POPIA Regulations.
11. In submitting any information or documentation requested in this RFP, the Respondent is hereby consenting to the processing of their personal information for the purpose of this RFP and further confirming that they are aware of their rights in terms of Section 5 of POPIA

Respondents are required to provide consent below:

YES		NO	
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12. Further, the Respondent declares that they have obtained all consents pertaining to other data subject's personal information included in its submission and thereby indemnifying Transnet against any civil or criminal action, administrative fines or other penalty or loss that may arise as a result of the processing of any personal information that the Respondent submitted.
13. The Respondent declares that the personal information submitted for the purpose of this RFP is complete, accurate, not misleading, is up to date and may be updated where applicable.

Signature of Respondent's authorised representative: _____

Should a Respondent have any complaints or objections to processing of its personal information, by Transnet, the Respondent can submit a complaint to the Information Regulator on <https://www.justice.gov.za/infoereg/>, click on contact us, click on complaints.IR@justice.gov.za