

INVITATION FOR THE PROPOSAL ON THE INTERGRATED HOLD BAGGAGE AND CARGOSCREENING SOLUTION – SUPPLY, INSTALLATION, COMMISSIONING, OPERATION AND SERVICE MAINTENANCE OF HOLD BAGGAGE AND CARGOSCREENING EQUIPMENT AT POLOKWANE INTERNATIONAL AIRPORT FOR A PERIOD OF FIVE (5) YEARS

1. PURPOSE

- 1.1 Polokwane International Airport seeks reputable service provider with excellent track record to provide a proposal for the integrated Hold Baggage and Cargo Screening solution which encompasses the supplying, installation, commissioning, operation and service maintenance of the Hold Baggage and Cargo Screening Machine
- 1.2 Implementation and execution of the screening duties in relation to the Hold Baggage and Cargo Screening operation.
- 1.3 Seating up of the Hold Baggage and Cargo Screening interval and phases in line with SACAA requirements and maintain HBS and Cargo process discipline as per regulatory requirements.

2. SCOPE OF WORK

- 2.1 Supply, Installation, setting up, commissioning, operation and service maintenance of the Hold Baggage and Cargo Screening equipment.
- 2.2 Providing SACAA certified X-ray screeners for the HBS and Cargo operation.
- 2.3 Ensure that Hold Baggage and Cargo of all departing passengers are screened using one or more of the following techniques:

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- a) Manual search of the content of each bag and item carried.
 - b) Conventional X-ray; and
 - c) Other appropriate technology and equipment.
- 2.4 Ensure that all screening technology equipment are used in accordance with the concept of operation provided by the manufacturer or the supplier.
- 2.5 Ensure that any item or bag that activates equipment's alarm, or cannot be cleared by the normal screening process, are referred for manual searches or be subjected to an alternate method of screening. Any item or bag which cannot be satisfactorily cleared after completing the entire screening process, including a manual search, are denied entry into security restricted areas.
- 2.6 Ensuring that no Hold Baggage and Cargo are loaded onto an aircraft unless it has been handled in accordance with the airport's security procedures.
- 2.7 All Hold Baggage and Cargo to be carried on a commercial aircraft are protected from unauthorized interference from the point it is screened or accepted into care of the aircraft operator, whichever is earlier, until departure of the aircraft on which it is carried.
- 2.8 If the integrity of Hold Baggage and Cargo is jeopardized, the Hold Baggage and Cargo should be re-screened before being placed on board the aircraft.
- 2.9 The security process for Hold Baggage and Cargo is intended to ensure that baggage placed in the aircraft hold belongs to bona fide passengers and has been authorized for carriage after being subjected to the necessary security controls. The screening of Hold Baggage and Cargo shall apply to all air transport operations.

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- 2.10 Arrangements for Hold Baggage and Cargo screening ensures minimum disruption to the normal check-in process, the boarding of passengers, and the processing and loading of the baggage. Such screening may be carried out before, during or after check-in. The procedures should also take into account the requirement for passengers to be present during manual searches of baggage.
- 2.11 The service provider should ensure that Hold Baggage and Cargo of any passenger who is denied boarding for any reason is offloaded prior to departure.
- 2.12 Hold Baggage and Cargo that does not accompany a passenger because of mishandling or operational delays should not be transported unless it has undergone appropriate security controls.
- 2.13 All items placed in the aircraft hold, including items such as company mail or flight documents, are subject to security controls, which may include screening before loading.
- 2.14 Person and baggage reconciliation is to be performed in addition to other security measures, such as screening, aimed at ensuring that Hold Baggage and Cargo does not contain any explosives or explosive devices.
- 2.15 Ensures that the screening of Hold Baggage and Cargo are to be carried out by manual searches, X-ray equipment or other detectors of explosives and dangerous substances, or by a combination of manual procedures and equipment.
- 2.16 In the interest of facilitation, the amount of baggage to be manually searched may be minimized by using contemporary screening equipment in conjunction with appropriate procedures conducted by well-trained and skilled personnel.
- 2.17 All baggage are screened or searched by means that are acceptable to the airport authority and the SACAA.

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- 2.18 Security Screeners adopt a principle by which all baggage retains an uncleared status until positively cleared, that is, each item of baggage to be examined is treated as uncleared unless it can be determined that the baggage and its contents do not include restricted articles.
- 2.19 If baggage screened by X-Ray has not been cleared, it should be further examined in an attempt to resolve the cause of concern.
- 2.20 Baggage are not allowed to proceed for carriage until such concerns are resolved fully and effectively. If the status of an item of baggage remains ambiguous, the baggage shall be treated as uncleared and subjected to further appropriate screening procedures.
- 2.21 X-Ray operators reject or subject to further screening any baggage about which they have any reservation or doubt.
- 2.22 Manual searches of hold baggage, which involve the visual and physical examination of baggage and its contents, are resource intensive and generally considered suitable only for low-volume airports.
- 2.23 At high-volume facilities, this method shall only be used to supplement a technical means of inspection.
- 2.24 The process requires significant numbers of well-trained and motivated staff, as well as dedicated areas for the search process.
- 2.25 Passengers and their baggage are segregated from non-travellers during the process, and cleared baggage kept under surveillance by security personnel and protected against unauthorized interference until the departure of the aircraft on which it is carried.

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- 2.26 Manual searches of Hold Baggage and Cargo are conducted following the same instructions as for cabin baggage. However, on completion of a search, the baggage shall be closed and fastened but shall not under normal circumstances be returned to the passenger.
- 2.27 Whenever possible, manual searchers have ready access to X-ray facilities and ETD equipment to support their examination of individual items. The searches are to be carried out at a location specified in approved Airport Security Programme (ASP). Preferably, the searches are to be conducted at a location not observable by other passengers, and in a secure and controlled environment.
- 2.28 Hold Baggage and Cargo Screening are to be done in following manner:
- 2.28.1 Hold Baggage and Cargo Screening Level/Phase 1:
- 2.28.1.1 This is the first interaction for security screener with the passenger's baggage. The passenger's baggage shall be visually inspected for any signs of tempering or inconsistencies. Security Screener shall look for the following sign when conducting visual inspection of the Hold Baggage.
- 2.28.2 Hold Baggage and Cargo Screening Level/Phase 2:
- 2.28.2.1 On this stage, technology is used to screen baggage. An adequately trained security screener shall operate the baggage screening X-Ray machine to identify any prohibited items in the baggage.
- 2.28.3 Hold Baggage and Cargo Screening Level/Phase 3:
- 2.28.3.1 This stage occurs when the screener at Level 2 has identified possible explosive material or prohibited item in the passengers' baggage.

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2.28.3.2 Secondary screening methods shall be used to either confirm or clear the baggage.

2.28.4 Hold Baggage and Cargo Screening Level/Phase 4:

2.28.4.1 On this stage is where both screening methods on level 2 & 3 have identified possible explosive or prohibited items in the passenger's baggage.

2.28.4.2 A baggage should be reconciled with the passenger and further inspection in a confined space or segregated room by the member of SAPS Member / Explosives Unit in presence of the baggage owner to determine the suspicious item should be done.

2.28.4.3 The suspicious baggage should always be in total control of the security personnel (at no point should the passenger be in control of such baggage).

2.28.4.4 The security screener should take look for signs of nervousness and discomfort from the passenger which might be signs that passenger might be aware of prohibited items hidden in the baggage.

2.28.5 Hold Baggage and Cargo Screening Level/Phase 5:

2.28.5.1 This level occurs when an explosive or prohibited item is positively identified and there are enough reasons to believe that the law has been violated.

3. SPECIFICATIONS

3.1 MACHINE SPECIFICATION

3.1.1 General / Physical Specifications

Tunnel Dimensions : 1010mm (W) x 1010mm (H)

Max. object size : 1000mm (W) x 1000mm (H)

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Conveyor Height	:	Between 200 – 350mm
Max. Conveyor load	:	200kg
Resolution	:	Standard 36 AWG , Typical 38 AWG
Voltage	:	160 kV

3.1.2 Standard Features

- Different access modes using password log in or fingerprint log in
- Explosive threats, Narcotics and Density alerts
- Spectrum 4
- Image processing functions
- Density enhancement
- Dual mode Z-effective
- Crystal clear
- Automatic, Enhanced Image Archiving
- Approved Threat Image Projection
- Remote Status Monitoring
- Remote Archive Review
- Multi-System Alarm Resolution Network
- Multiplexing and Matrixing
- Tray Return System Compatible
- Operating System

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3.2 HUMAN RESOURCES SPECIFICATION

3.2.1 The supplier should provide at least two (2) aviation security screeners per shift (under the current operational requirements)

3.2.2 The aviation security screeners should have the following competencies:

3.2.2.1 Current Aviation Security Training Level 1 – Passengers, Baggage and Cargo

3.2.2.2 Valid SACAA Screener Certificate

3.2.2.3 Dangerous Goods Cat. 12

3.2.2.4 PSIRA minimum Grade C

4. EVALUATION CRITERIA

4.1 All bids will be evaluated in terms of administrative requirements, functionality, and preference point system.

Administrative (mandatory) Criteria (Gate 0)	Functionality Evaluation Criteria (Gate 1)	Price and B-BBEE Evaluation Criteria (Gate 2)
Suppliers must submit all documents as outlined in paragraph 3.1 (Table 1) below. Only bidders that comply with all these criteria will proceed to Gate 1.	Supplier(s) are required to achieve a minimum of 50 points out of 75 points to proceed to Gate 2 (Price and B-BBEE).	Supplier(s) will be evaluated on price (weighted price); as per required equipment listed on scope of work and B-BBEE claimed points. B-BBEE certificate (by SANAS recognised agency) or CIPC BBEE certificate / or Original Sworn signed Affidavit

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4.1 Gate 0: Administrative (mandatory) requirements

Supplier (s) must submit the documents listed in **Table 1** below. All documents must be completed and signed in black ink by the duly authorised representative of the prospective bidder(s). **Correction fluid is not allowed and any cancellation on the bid document must be initialled by the authorized signatory.** During this phase, Bidders' responses will be evaluated based on compliance with the listed administration and mandatory bid requirements. The bidder(s) bids may be disqualified for non-submission of any of the documents.

Table 1: Documents that must be submitted for administrative/mandatory requirements

Document that must be submitted	Non-submission may result in disqualification.	
Invitation to Bid – SBD 1	YES	Complete and sign the supplied pro forma document with a fixed physical address for their business operations for in-loco inspection.
Declaration of Interest – SBD 4	YES	Complete and sign the supplied pro forma document.
Preference Point Claim Form – SBD 6.1	YES	Non-submission will lead to a zero (0) score on B-BBEE. B-BBEE certificate (by SANAS recognised agency) or CIPC or Original Sworn signed Affidavit
Proof of registration on Central Supplier Database (CSD) (detailed CSD report) /or MAAA On SBD 1	YES	Supplier must be registered as a service provider on the Central Supplier Database (CSD).

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Proof or registration with the SACAA as an Aviation Security Screener Organisation	YES	Supplier must provide a valid Aviation Screener Organization and or that of an aviation security services provider contracted to the supplier. (Proof of contract or SLA in case of third-party screening provider)
Proof of registration with Private Security Industry Regulatory Authority (PSIRA).	YES	Suppliers must provide valid proof of registration with PSIRA and or that of a security services provider contracted to the supplier. Non-submission of valid proof of registration will be disqualified.
Pricing Schedule/Quotation	YES	Pricing structure/quotation must be completed in full for all service categories as per scope of work. Where bidder has omitted to put price for certain price categories the price offer will not be accepted and will be disqualified as it will not be comparable with others who have quoted for all service categories.

4.2 Gate 1: Functionality Evaluation Criteria

All suppliers are required to respond to the functionality evaluation criteria.

Only suppliers that have met the administrative requirements in (Gate 0) will be evaluated in Gate 1 for functionality as per below table:

Functionality Evaluation – Suppliers will be evaluated out of 75 points and are required to achieve minimum threshold of 50 points to proceed to Gate 2 for Price and B-BBEE evaluations; and

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Evaluation Criteria for Functionality is as Follows:

CRITERIA	POINTS	SCORING CRITERIA
Number of years of experience of the company in servicing and maintenance of the equipment (attach client reference letters stipulating contract period).	25	1 – 3 year(s) = 10 >3 – 5 years = 15 >5 years and more = 25
Number of projects in maintenance and servicing of equipment (attach client reference letters)	25	1 – 3 project(s) = 10 4 – 5 projects = 15 6 and more projects = 25
Experience of technician in servicing and maintaining equipment (attach Original Equipment Manufacturer certification (OEM) and CV's)	25	1 – 3 year(s) = 10 >3 – 5 years = 15 >5 years and more = 25
TOTAL	75	
Minimum threshold (failure to meet this threshold your bid will not be evaluated further)	50	

The maximum points that can be scored on functionality equals to 75. Suppliers scoring less than 50 points will be disqualified.

Suppliers that fail to meet the minimum threshold for functionality will be disqualified.

Thereafter, **only the qualifying bids will be evaluated in terms of the 80/20.**

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4.3. Gate 2: Preference Point System,

Only suppliers that have met the 50 points thresholds in Gate 1 will be evaluated in Gate 2 for price and B-BBEE.

Preference Points System where the 80 points are awarded for price and the 20 points are awarded for B-BBEE as follows:

FINAL EVALUATION CRITERIA	POINTS
Price	80
B-BBEE	20
Total	100

5. QUOTATION SUBMISSION

All bids and supporting documents must be placed in the bid box OR couriered to the address on or before the stipulated closing date and time as indicated in the SBD1.

Bids will only be considered if received by the entity on or before the closing date and time.

Suppliers are required to submit their bids and supporting documents in a clearly marked envelopes as follows:-

REQUIRED DOCUMENTS	PRICE & B-BBEE
Exhibit 1: Administrative and mandatory documents <i>(Refer to Section 4.1 - Gate 0: Administrative requirements (Table 1))</i>	Exhibit 3: Pricing Schedule/Quotation (as per scope of work)

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Exhibit 2:

- Functionality Responses and Bidder Compliance Checklist for Technical Evaluation
- Supporting documents for technical responses.
(Refer to Section 4.2 - Gate 1: Functionality Evaluation Criteria)

Exhibit 4:

SBD 6.1: Preference Points Claim Form in terms of the Preferential Procurement Regulations 2017.
B-BBEE certificate (by SANAS recognised agency) or CIPC BBEE certificate or **Original** Sworn signed Affidavit.

6. PROJECT ENQUIRIES

For technical enquiries:

Contact person: Mr Kgabo Edwin Manamela

E-mail address: kgabo.manamela@gaal.co.za

For administrative enquiries:

Contact person: Mr Julius Ramatjie

Email address: scmgroupp@gaal.co.za

Tel: 087 291 1088

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PART A INVITATION TO BID

SBD 1

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	OPS/NOV/2022/04	CLOSING DATE:	18 NOVEMBER 2022	CLOSING TIME:	11H00
DESCRIPTION	INTERGRATED HOLD BAGGAGE AND CARGO SCREENING SOLUTION – SUPPLY, INSTALLATION, COMMISSIONING, OPERATION AND SERVICE MAINTENANCE AT POLOKWANE INTERNATIONAL AIRPORT.				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
ADMIN BLOCK					
N1 NORTH TO MAKHADO					
GATEWAY WEG					
POLOKWANE, 0700					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	JULIUS RAMATJIE		CONTACT PERSON	KGABO MANAMELA	
TELEPHONE NUMBER	087-291-1088		TELEPHONE NUMBER	087-291-1060	
FACSIMILE NUMBER	015-288-0125		FACSIMILE NUMBER	015-288-0122	
E-MAIL ADDRESS	scmgroup@gaal.co.za		E-MAIL ADDRESS	Kgabo.manamela@gaal.co.za	
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					

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VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]					
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?					<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A BRANCH IN THE RSA?					<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?					<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?					<input type="checkbox"/> YES <input type="checkbox"/> NO
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?					<input type="checkbox"/> YES <input type="checkbox"/> NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.					

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PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:	
1.1.	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4.	THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
2. TAX COMPLIANCE REQUIREMENTS	
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA .
2.4	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6	WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7	NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

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

SIGNATURE OF BIDDER:

.....

CAPACITY UNDER WHICH THIS BID IS SIGNED:

.....

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

DATE:

.....

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BIDDER'S DISCLOSURE

SBD 4

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.

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.

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Full Name	Identity Number	Name of State institution

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:

.....
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

2.3.1 If so, furnish particulars:

.....
.....

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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.

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.

- 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

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SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

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

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, 2017.

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
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2

- a) 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; or
- b) 80/20 preference point system will be applicable to this tender.

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:

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

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- 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) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3) Any other requirement prescribed in terms of the B-BBEE Act;
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE

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

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

80/20 or **90/10**

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

P_s = Points scored for price of bid under consideration

P_t = Price of bid under consideration

P_{\min} = Price of lowest acceptable bid

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

- 4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, 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 (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

5. BID DECLARATION

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

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

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- 6.1 B-BBEE Status Level of Contributor: . =(maximum of 10 or 20 points)
(Points claimed in respect of paragraph 7.1 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.

7. SUB-CONTRACTING

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

(**Tick applicable box**)

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

- 7.1.1 If yes, indicate:

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

(**Tick applicable box**)

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

- v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations,2017:

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		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

- 8.1 Name of company/firm:.....
- 8.2 VAT registration number:.....

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8.3 Company registration
number:.....

8.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
 - ☐ One person business/sole propriety
 - ☐ Close corporation
 - ☐ Company
 - ☐ (Pty) Limited
- [TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....
.....
.....
.....
.....

8.6 COMPANY CLASSIFICATION

- ☐ Manufacturer
 - ☐ Supplier
 - ☐ Professional service provider
 - ☐ Other service providers, e.g. transporter, etc.
- [TICK APPLICABLE BOX]

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

8.8 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 contributor 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 paragraphs 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 the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the

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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) 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
- (e) forward the matter for criminal prosecution.

WITNESSES

1.

2.

.....

SIGNATURE(S) OF BIDDERS(S)

DATE:

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