
Transnet Pipelines

an Operating Division of **TRANSNET SOC LTD**

[Registration Number 1990/000900/30]

REQUEST FOR PROPOSAL (RFP)

**FOR THE PROVISION OF CATHODIC PROTECTION SPECIALIST TO FORM PART OF
TRANSNET PIPELINES OWNERS TEAM TO ASSIST WITH THE MPP CP OPTIMISATION
PROJECT**

RFP NUMBER	TPL/2022/05/0114/RFQ
ISSUE DATE	25 May 2022
CLOSING DATE	14 June 2022
CLOSING TIME	12h00pm
TENDER VALIDITY PERIOD	12 weeks from closing date

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T1.1 TENDER NOTICE AND INVITATION TO TENDER

SECTION 1: NOTICE TO TENDERERS

1. INVITATION TO TENDER

Responses to this Tender [hereinafter referred to as a **Tender**] are requested from persons, companies, close corporations or enterprises [hereinafter referred to as a Tenderer].

DESCRIPTION	The provision of Cathodic Protection Specialist to form part of Transnet Pipelines Owners Team to assist with the MPP CP Optimisation Project
TENDER DOWNLOADING	<p>This RFP may be downloaded directly from National Treasury's e-Tender Publication Portal at www.etenders.gov.za free of charge.</p> <p>To download RFP and Annexures:</p> <ul style="list-style-type: none"> • Click on "Tender Opportunities"; • Select "Advertised Tenders"; • In the "Department" box, select Transnet SOC Ltd. <p>Once the tender has been located in the list, click on the 'Tender documents' tab and process to download all uploaded documents.</p> <p>The RFP may also be downloaded from the Transnet website at www.transnet.net free of charge. To access the Transnet eTender portal, please refer to paragraph 2 below for detailed steps)</p>
CLOSING DATE	<p>12:00pm on 14/06/2022</p> <p>Tenderers must ensure that tenders are uploaded timeously onto the system. If a tender is late, it will not be accepted for consideration.</p>

2. TENDER 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 (<https://www.transnet.net>);
 - Click on "TENDERS";
 - Scroll towards the bottom right hand side of the page;
 - On the blue window click on "register on our new eTender Portal";
 - 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.

- b) The tender offers to this tender will be opened as soon as possible after the closing date and time. Transnet shall not, at the opening of tenders, disclose to any other company any confidential details pertaining to the Tender Offers / information received, i.e. pricing, delivery, etc. The names and locations of the Tenderers will be divulged to other Tenderers upon request.
- c) Submissions must not contain documents relating to any Tender other than that shown on the submission.

3. CONFIDENTIALITY

All information related to this RFP is to be treated with strict confidentiality. In this regard Tenderers 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 gleaned from provision of the Works, which is either directly or indirectly related to Transnet's business, written approval to divulge such information must be obtained from Transnet.

4. DISCLAIMERS

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

- 4.1. Award the business to the highest scoring Tenderer/s unless objective criteria justify the award to another tenderer.
- 4.2. Not necessarily accept the lowest priced tender or an alternative Tender;
- 4.3. Go to the open market if the quoted rates (for award of work) are deemed unreasonable;
- 4.4. Should the Tenderers be awarded business on strength of information furnished by the Tenderer, which after conclusion of the contract is proved to have been incorrect, Transnet reserves the right to terminate the contract;
- 4.5. Request audited financial statements or any other documentation for the purposes of a due diligence exercise;
- 4.6. Not accept any changes or purported changes by the Tenderer to the tender rates after the closing date;
- 4.7. Verify any information supplied by a Tenderer by submitting a tender, the Tenderer/s hereby irrevocably grant the necessary consent to the Transnet to do so;
- 4.8. Conduct the evaluation process in parallel. The evaluation of Tenderers at any given stage must therefore not be interpreted to mean that Tenderers have necessarily passed any previous stage(s);
- 4.9. Unless otherwise expressly stated, each tender lodged in response to the invitation to tender shall be deemed to be an offer by the Tenderer. The Employer has the right in its sole and unfettered discretion not to accept any offer.

- 4.10. Not be held liable if tenderers do not provide the correct contact details during the clarification session and do not receive the latest information regarding this RFP with the possible consequence of being disadvantaged or disqualified as a result thereof.
- 4.11. Transnet reserves the right to exclude any Tenderers from the tender process who has been convicted of a serious breach of law during the preceding 5 [five] years including but not limited to breaches of the Competition Act 89 of 1998, as amended. Tenderers are required to indicate in tender returnable **Breach of Law** whether or not they have been found guilty of a serious breach of law during the past 5 [five] years.
5. Transnet will not reimburse any Tenderer for any preparatory costs or other work performed in connection with this Tender, whether or not the Tenderer is awarded a contract.

6. NATIONAL TREASURY'S CENTRAL SUPPLIER DATABASE

Tenderer 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. The CSD can be accessed at <https://secure.csd.gov.za/>. Tenderer are required to provide the following to Transnet in order to enable it to verify information on the CSD:

Supplier Number..... and Unique registration reference number.....(**Tender Data**)

**Transnet urges its clients, suppliers and the general public
to report any fraud or corruption to
TIP-OFFS ANONYMOUS: 0800 003 056 OR Transnet@tip-offs.com**

T1.2 TENDER DATA

The conditions of tender are the Standard Conditions of Tender as contained in Annex C of the CIDB Standard for Uniformity in Engineering and Construction Works Contracts. The Standard for Uniformity in Construction Procurement was first published in Board Notice 62 of 2004 in Government Gazette No 26427 of 9 June 2004. It was subsequently amended in Board Notice 67 of 2005 in Government Gazette No 28127 of 14 October 2005, Board Notice 93 of 2006 in Government Gazette No 29138 of 18 August 2006, Board Notice No 9 of 2008 in Government Gazette No 31823 of 30 January 2009, Board Notice 86 of 2010 in Government Gazette No 33239 of 28 May 2010, Board Notice 136 of 2015 in Government Gazette 38960 of 10 July 2015 and Board Notice 423 of 2019 in Government Gazette No 42622 of 8 August 2019.

This edition incorporates the amendments made in Board Notice 423 of 2019 in Government Gazette 42622 of 8 August 2019. (see www.cidb.org.za).

The Standard Conditions of Tender make several references to Tender data for detail that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the Standard Conditions of Tender.

Each item of data given below is cross-referenced in the left-hand column to the clause in the Standard Conditions of Tender to which it mainly applies.

Clause	Data
C.1.1 The <i>Employer</i> is	Transnet SOC Ltd (Reg No. 1990/000900/30)
C.1.2 The tender documents issued by the <i>Employer</i> comprise:	
Part T: The Tender	
Part T1: Tendering procedures	T1.1 Tender notice and invitation to tender T1.2 Tender data
Part T2 : Returnable documents	T2.1 List of returnable documents T2.2 Returnable schedules
Part C: The contract	
Part C1: Agreements and contract data	C1.1 Form of offer and acceptance C1.2 Contract data (Part 1 & 2) C1.3 Form of Securities
Part C2: Pricing data	C2.1 Pricing instructions C2.2 Term Service
Part C3: Scope of services	C3.1 Scope of Services
C.1.4 The Employer's agent is:	Procurement Manager
Name:	Hlekane Maringa

Address: 202 Anton Lembede Street, Durban

Tel No. 0313611237

E – mail Hlekane.Maringa@transnet.net

C.2.1 Only those tenderers who satisfy the following eligibility criteria are eligible to submit tenders:

Stage One - Eligibility with regards to Professional Registration

Only those tenderers who their CP Specialist is qualified for NACE 3 or above

Any tenderer that fails to meet the stipulated pre-qualifying criteria will be regarded as an unacceptable tender.

Stage two – Functionality Criteria

Only those tenderers who obtain the minimum qualifying score for functionality will be evaluated further in terms of price and the applicable preference point system. The minimum qualifying for score for functionality is **60** points.

The evaluation criteria for measuring functionality and the points for each criteria and, if any, each sub-criterion are as stated in C.3.11 below.

Any tenderer that fails to meet the stipulated Functionality criteria will be regarded as an unacceptable tender.

C.2.12 No alternative tender offers will be considered.

C.2.13.3 Each tender offer shall be in the **English Language**.

C.2.13.5 The *Employer's* details and identification details that are to be shown on each tender offer are as follows:

Identification details:

The tender documents must be uploaded with:

- Name of Tenderer: **(insert company name)**
- Contact person and details: **(insert details)**
- The Tender Number:
- The Tender Description

Documents must be marked for the attention of: ***Employer's Agent:***

C.2.13.9 Telephonic, telegraphic, facsimile or e-mailed tender offers will not be accepted.

C.2.15 The closing time for submission of tender offers is:

Time: **12:00pm** on the **14th of June 2022**

Location: The Transnet e-Tender Submission Portal: www.transnet.net

NO LATE TENDERS WILL BE ACCEPTED

C.2.16 The tender offer validity period is **12 weeks** after the closing date. Tenderers are to note

that they may be requested to extend the validity period of their tender, on the same terms and conditions, if Transnet's internal evaluation and governance approval processes has not been finalised within the validity period.

C.2.23 The tenderer is required to submit with his tender:

1. A valid Tax Clearance Certificate issued by the South African Revenue Services.
Tenderers also to provide Transnet with a TCS PIN to verify Tenderers compliance status.

2. A **valid B-BBEE Certificate** from a Verification Agency accredited by the South African Accreditation System [**SANAS**], or a **sworn affidavit** confirming annual turnover and level of black ownership in case of all EMEs and QSEs with 51% black ownership or more together with the tender;

3. Proof of registration on the Central Supplier Database;

Note: Refer to Section T2.1 for List of Returnable Documents

C3.11 The minimum number of evaluation points for functionality is: **60**

The procedure for the evaluation of responsive tenders is Functionality, Price and Preference:

Only those tenderers who attain the minimum number of evaluation points for Functionality will be eligible for further evaluation, failure to meet the minimum threshold will result in the tender being disqualified and removed from any further consideration.

Functionality Criteria

The functionality criteria and maximum score in respect of each of the criteria are as follows:

Functionality criteria	Sub-criteria	Sub-criteria points	Maximum number of points
T2.2-02 Management & CVs of Key persons:	Cathodic Protection Experience	30	50
	Cathodic Protection Specialist Qualification	20	
T2.2-03 Health and Safety Requirements	Health and Safety Requirements	10	10
T2.2-04 Previous Experience	Previous Project Involvement	20	25
	Contract Value of Projects Completed	5	
T2.2-05 Method Statement	Method Statement	15	15
Maximum possible score for Functionality			100

Functionality shall be scored independently by not less than 3 (three) evaluators and averaged in accordance with the following schedules:

- T2.2-02 Management & CVs of Key Persons
- T2.2-03 Health and Safety Requirements
- T2.2-04 Previous Experience
- T2.2-05 Method Statement

Each evaluation criteria will be assessed in terms of scores of 0, 20, 40, 60, 80 or 100

The scores of each of the evaluators will be averaged, weighted and then totalled to obtain the final score for functionality, unless scored collectively. (See CIDB Inform Practice Note #9).

Note: Any tender not complying with the above mentioned requirements, will be regarded as non-responsive and will therefore not be considered for further evaluation. This note must be read in conjunction with Clause C.2.1.

C.3.11. Only tenders that achieve the minimum qualifying score for functionality will be evaluated further in accordance with the 80/20 preference points systems.

80 where the financial value of one or more responsive tenders received have a value equal to or below R50 million, inclusive of all applicable taxes,

Up to 100 minus W_1 tender evaluation points will be awarded to tenderers who complete the preferencing schedule and who are found to be eligible for the preference claimed. **Should the BBBEE rating not be provided, tenderers with no verification will score zero points for preferencing.**

Note: Transnet reserves the right to carry out an independent audit of the tenderers scorecard components at any stage from the date of close of the tenders until completion of the contract.

C.3.13 Tender offers will only be accepted if:

1. The tenderer or any of its directors/shareholders is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector;
2. the tenderer does not appear on Transnet's list for restricted tenderers and National Treasury's list of Tender Defaulters;
3. the tenderer has fully and properly completed the Compulsory Enterprise Questionnaire and there are no conflicts of interest which may impact on the tenderer's ability to perform the contract in the best interests of the Employer or potentially compromise the tender process and persons in the employ of the state.
4. Transnet reserves the right to award the tender to the tenderer who scores the highest number of points overall, unless there are **objective criteria** which will justify the

award of the tender to another tenderer. Objective criteria include but are not limited to the outcome of a due diligence exercise to be conducted. The due diligence exercise may take the following factors into account inter alia;

the tenderer:

- a) is not under restrictions, or has principals who are under restrictions, preventing participating in the employer's procurement,
- b) can, as necessary and in relation to the proposed contract, demonstrate that he or she possesses the professional and technical qualifications, professional and technical competence, financial resources, equipment and other physical facilities, managerial capability, reliability, experience and reputation, expertise and the personnel, to perform the contract,
- c) has the legal capacity to enter into the contract,
- d) is not insolvent, in receivership, under Business Rescue as provided for in chapter 6 of the Companies Act, 2008, bankrupt or being wound up, has his affairs administered by a court or a judicial officer, has suspended his business activities, or is subject to legal proceedings in respect of any of the foregoing,
- e) complies with the legal requirements, if any, stated in the tender data and
- f) is able, in the option of the employer to perform the contract free of conflicts of interest.

C.3.17 The number of paper copies of the signed contract to be provided by the Employer is 1 (one).

T2.1 List of Returnable Documents

2.1.1 These schedules will be utilised for Eligibility Criteria

T2.2-01 **Eligibility Criteria:** Proof of NACE Registration (NACE 3)

2.1.2 These schedules will be utilised for Functionality evaluation purposes:

T2.2-02 **Evaluation Schedule:** Management & CV's

T2.2-03 **Evaluation Schedule:** Health and Safety Management

T2.2-04 **Evaluation Schedule:** Previous experience

T2.2-05 **Evaluation Schedule:** Method Statement

2.1.3 Returnable Schedules:

General:

T2.2-06 Authority to submit tender

T2.2-07 Record of addenda to tender documents

T2.2-08 Risk Elements

Agreement and Commitment by Tenderer:

T2.2-9 Non-Disclosure Agreement

T2.2-10 RFP Declaration Form

T2.2-11 RFP – Breach of Law

T2.2-12 Certificate of Acquaintance with Tender Document

T2.2-13 Service Provider Integrity Pact

T2.2-14 Supplier Code of Conduct

2.2 C1.1 Offer portion of Form of Offer & Acceptance

2.3 C1.2 Contract Data

2.4 C2.1 Pricing Instructions

2.5 C2.2 Term Contract

T2.2-01 Eligibility Criteria

Proof of NACE Registration (NACE 3 or above)

NAME OF COMPANY:

I/We

In our capacity as:

do hereby certify that (Name)

is a professionally registered member of the following body

Note: Tenderers without a copy of a valid certificate to proof the professional registration will be disqualified.

T2.2-02: Evaluation Schedule: Management & CV's of Key Persons

Submit the following documents as a minimum with your tender document:

1. Qualifications and CV's
2. Specific experience of CP Specialist relevant to the Scope of Works.
3. Valid Proof of NACE Registration
4. Copy of Identity Document
5. Valid Driver's License
6. Details of the experience working with the NEC3 Professional Services Contract Options chosen for this contract to ensure that the Scope of Services is efficiently delivered with the skills and care normally used by professionals providing the Services.

Attached submissions to this schedule:

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The scoring for experience will be as follows:

Score	CP Specialist Experience
0	The tenderer has submitted no information or inadequate information to determine a score.
20	The tenderer has less than 2 years' experience in Corrosion Specialist
40	The tenderer has 2 - 3 years' experience in Corrosion Specialist
60	The tenderer has more than 3 up to 5 year' experience s Corrosion Specialist Experience
80	The tenderer has more than 5 up to 7 year' experience s Corrosion Specialist Experience
100	The tenderer has more than 7 years Corrosion Specialist Experience

The scoring for Engineering Qualification will be as follows:

	Engineering Qualification
0	The tenderer has submitted no information or inadequate information to determine a score.
20	Electrical Engineering Higher Certificate
40	Electrical Engineering Diploma
60	Electrical Engineering Degree / B-Tech
80	Electrical Engineering Honours and above
100	Electrical Engineering Masters and above

Note: Copies of qualifications must be submitted with the tender document. If copies of qualifications are not submitted with the tender document, it will be marked as non-responsive and a score of 0 will be allocated in terms of the evaluation criterion being scored.

T2.2-03: Evaluation Schedule: Health and Safety Management

The tenderer must submit the following documents as a minimum with the tender submission:

1. Roles and responsibilities of legal appointees in terms of OHSA 85 of 1993 and its Regulations.
 - i. S16.1 CEO,
 - ii. S16.2 Assistant to CEO,
2. Valid Letter/s of Good Standing with the Workmen's compensation fund
3. Overview of the tenderer's Risk Assessment methodology, and submission of risk assessments indicating major activities of the works and how the risks will be addressed and mitigated.
4. Method Statement / Safe Working Procedures
5. Signed 37(2) Agreement
6. Police clearance through an accredited company

Index of documentation attached to this schedule:

The scoring for Number of Projects Involvement will be as follows:

Score	Health and Safety Requirements
0	The Tenderer failed to address the question / issue. Has not submitted the required information.
20	The submission addresses at least 2 items listed in the returnable. Information supplied is inadequate to achieve the required standard of safety.
40	The submission addresses at 3 items listed in the returnable, the evidence given that the stated employer's requirements will be met is average.
60	The submission addresses at 4 items listed in the returnable, however the evidence given that the stated employer's requirements will be met is good.
80	The submission addresses at least 5 items listed in the returnable, however the evidence given that the stated employer's requirements will be met is good.
100	The submission address all items required. The tenderers records demonstrate efficient safety monitoring and control, highly efficient and proactive handling of incidents.

T2.2-04: Evaluation Schedule: Previous Projects

Tenderers are required to demonstrate their experience in the delivery of similar Services, and to this end shall supply a sufficiently detailed reference list with contact details of existing customers and also indicate their previous experience of, inter alia, their engineering, design, installation, and commissioning capability pertaining to the Scope of Services.

Index of documentation attached to this schedule:

The scoring for Number of Projects Involvement will be as follows:

Score	Number of Projects in the last 5 years
0	The Tenderer failed to address the question / issue. Has not submitted the required information.
20	The tenderer has worked on 1-2 CP Projects
40	The tenderer has worked on 2-3 CP Projects
60	The tenderer has worked on 3-5 CP Projects
80	The tenderer has worked on 5-7 CP Projects
100	The tenderer has worked more than 7 CP Projects

The scoring for Value of Projects Completed will be as follows:

Score	Contract Value of Contract Completed
0	The Tenderer failed to address the question / issue. Has not submitted the required information.
20	The tendered has submitted Highest Contract Value of project completed within the last 10 years is between R5m and R10m (including VAT)
40	The tendered has submitted Highest Contract Value of project completed within the last 10 years is between R10m and R15m (including VAT)
60	The tendered has submitted Highest Contract Value of project completed within the last 10 years is between R15m and R20m (including VAT)
80	The tendered has submitted Highest Contract Value of project completed within the last 10 years is between R20m and R25m (including VAT)
100	The tendered has submitted Highest Contract Value of project completed within the last 10 years is more than R25m (including VAT)

T2.2-05: Evaluation Schedule: Method Statement

The Tenderer must provide an overall method statement with full details on how the works will be executed (Managing the consultant and the contractor). Roles and responsibilities of legal appointees in terms of OHS Act 85 of 1993 and its Regulations.

The method statement should include the following aspects:

1. Detail the technical approach and management
2. Demonstrate an understanding of the project deliverables and implementation.
3. Detail the integration of Health & Safety management plan.
4. Identify key risk elements associated with the project and indicate how the key risks will be managed.
5. Quality Management of the works

Index of documentation attached to this schedule:

The scoring for Number of Projects Involvement will be as follows:

Score	Method Statement
0	The Tenderer failed to address the question / issue. Has not submitted the required information.
20	The method statement is not acceptable as it addresses at least 1 items listed above.
40	The method statement addresses at least 2 items listed above
60	The method statement addresses 3 items listed above, indicating that the tenderer has a basic understanding of the scope of work and appreciates the risks involved.
80	The method statement addresses 4 items listed above, indicating that the tenderer has a good understanding of the scope of work and appreciates the risks involved.
100	The method statement addresses all 5 items listed above, indicating that the tenderer has fully understood the scope of work and appreciates the risks involved.