

REQUEST FOR PROPOSAL (RFP) SERVICES

REGISTRATION NUMBER: 1944/018018/30

DESCRIPTION	APPOINTMENT OF A COMPETENT AND EXPERIENCED STRATEGIC MINING PARTNER TO DESIGN, DEVELOP, FUND, CONSTRUCT, OPERATE, MAINTAIN AND TRANSFER OPEN CAST COAL MINING OPERATION AT KLIPPOORTJIE NEAR OGIES- MPUMALANGA FOR AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (SOC) LTD ("AEMFC") FOR A PERIOD OF FIVE (5) YEARS WITH AN OPTION TO EXTEND FOR ANOTHER 5 YEARS BASED ON PERFORMANCE.
BID NUMBER:	AE/VLAK019/2023
BID ISSUE DATE	01 February 2024
BID AVAILABLE	This RFP may be downloaded directly from the National Treasury's e-Tender Publication Portal at www.etenders.gov.za , and African Exploration Mining and Finance Corporation at www.aemfc.co.za . Free of charge.
BRIEFING SESSION DATE AND TIME	<p>A compulsory pre-proposal RFP briefing will be conducted via Microsoft Teams on 08 February 2024 at 10:00 for a period of ± 2 hours. The briefing session will start punctually, and information will not be repeated for the benefit of Respondents arriving late.</p> <p>All interested bidders must register their interests by completing the "Registration of Prospective Bidders Form" attached to the advertisement under Section 11 page 69 of 70 and return it to tender@aemfc.co.za. "Registration of Prospective Bidders Form for the briefing session attendance by 07 February 2024". This is to ensure that AEMFC may make the necessary arrangements for the virtual briefing session. Note: The onus is upon the bidders to ensure attendance.</p>
CLOSING DATE	22 February 2024
CLOSING TIME	12:00 PM Bidders must ensure that bids are delivered timeously to the correct address. As a general rule, if a bid is late or delivered to the incorrect address, it will not be accepted for consideration.
CLARIFICATION ON ENQUIRY DOCUMENTS	Bidders will notify of any clarifications required before the closing time for clarification queries, which is by 12:00 mid-day on 14 February 2024 Clarifications are to be submitted to tender@aemfc.co.za
BID VALIDITY PERIOD:	120 days from closing. 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.
DELIVERY INSTRUCTIONS BY HAND	<p>Bid documents should be deposited in the Bid Box situated at: African Exploration Mining and Finance Corporation (SOC) Ltd Building 1, 1st Floor 74 Waterfall Drive Waterfall City Gauteng, 2090 Access to the Bid Box is limited to the following hours: Monday to Friday: 08:00 to 17:00 Late Tenders/Bids will not be accepted. Bidders must ensure that bids are delivered on time to the correct address. Bids received late and to incorrect addresses shall not be accepted for consideration. All Tenders/Bids must be submitted on the official forms provided by – (not to be modified)</p>
DELIVERY INSTRUCTIONS BY COURIER	<p>If dispatched by courier, the envelope must be addressed as follows: The Compliance Secretariat, Bid AE/VLAK019/2023 and a signature obtained from that Office. African Exploration Mining and Finance Corporation (SOC) Ltd Building 1, 1st Floor 74 Waterfall Drive Waterfall City, Gauteng, 2090</p>

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SCHEDULE OF BID DOCUMENTS	
SECTION No	PAGE
SECTION 1: SBD 1 FORM	4
SECTION 2: NOTICE TO BIDDERS	7
1. RFP INSTRUCTIONS	7
2. COMMUNICATION	7
3. VALIDITY PERIOD	8
4. BROAD BASE BLACK ECONOMIC EMPOWERMENT (B-BBEE) ACT	8
10. SPECIFIC GOALS AND PREFERENCE POINTS	8
6. JOINTVENTURES OR CONSORTIUMS	8
7. CONFIDENTIALITY INFORMATION DISCLOSURE NOTICE	9
8. COMPLIANCE	9
9. DISCLAIMERS	9
10. LEGAL REVIEW	10
11. NATIONAL TREASURY'S SUPPLIER DATABASE(CSD) REGISTRATION	10
12. TAX COMPLIANCE	10
13. PROTECTION OF PERSONAL INFORMATION ACT (POPIA)	11
SECTION 3: BACKGROUND OVERVIEW AND SCOPE OF WORK (SOW) SPECIFICATION	12
14. INTRODUCTION	12
110. BACKGROUND SCOPE OF WORK (SOW) SPECIFICATION	12
16. OVERVIEW	12
17. SCOPE OF WORK (SOW) / SPECIFICATION	13
18. SERVICES, FACILITIES, AND INFORMATION TO BE SUPPLIED BY THE BIDDER	18
19. SERVICES, FACILITIES, AND INFORMATION TO BE SUPPLIED BY AEMFC	18
SECTION 4:PRICING SCHEDULE AND DELIVERY SCHEDULE	19
20. PRICING SCHEDULE GOODS/SERVICES	19
21. NOTES ON PRICING SCHEDULE	45
SECTION 10: GENERAL SUPPLIER/SERVICE PROVIDER OBLIGATIONS	46
22. STRATEGIC PARTNER	46
23. EVALUATION METHODOLOGY, CRITERIA	46
SECTION 6: LIST OF RETURNABLE DOCUMENTS	51
24. RETURNABLE DOCUMENTS REQUIRED	51
210. MANDATORY RETURNABLE DOCUMENTS	51
26. RETURNABLE DOCUMENTS USED FOR SCORING	52
27. ESSENTIAL RETURNABLE DOCUMENTS	53
28. CONTINUED VALIDITY OF RETURNABLE DOCUMENTS	54
SECTION 7:SBD 4	55
29. SBD4 DECLARATION OF INTEREST	55
SECTION 8: SBD 6.1	59
30. SBD6.1 PREFERENTIAL PROCUREMENT REGULATIONS	59
SECTION 9: SBD 9	65
31. SBD9 CERTIFICATE OF INDEPENDENT BID DETERMINATION	65
SECTION 10:	68
32. RESOLUTION TO SIGN ON BEHALF OF COMPANY	68
SECTION 11:	69
33. REGISTRATION OF PROSPECTIVE BIDDERS FORM	69
SECTION 12:	70
34. CERTIFICATE OF BRIEFING SESSION ATTENDANCE	70

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

RFP ANNEXURES:

ANNEXURE A:	Pricing for Years 1- 5
ANNEXURE A1:	Pricing for Years 6 - 10 (based on performance)
ANNEXURE B1:	Mining Costs
ANNEXURE B2:	Site Establishment Costs
ANNEXURE B3:	Cleaning of Coal in case of Contamination inside Bunkers
ANNEXURE B4:	Load and Haul to Processing Plant (Boxcut Mining)
ANNEXURE B4 1:	Load and Haul to Processing Plant (Steady- State Mining)
ANNEXURE B4 2:	Load and Haul Processing Plant Mining
ANNEXURE B5:	Crushing and Screening
ANNEXURE B6:	Dense Media Separation Plant or Wash Plant
ANNEXURE B7:	Coal Stockpile Areas
ANNEXURE B8:	Weighbridges
ANNEXURE B9	Logistics Capacity (Domestic and Export Coal Transportation to Client
ANNEXURE B10:	Pollution Control Dams and Associated Dirty Water Pipes
ANNEXURE B11:	Water Treatment Plant with Oil Separator
ANNEXURE B12:	Mobile Offices
ANNEXURE B13:	Sewage Treatment Plant and Associated Sewage
ANNEXURE B14:	Drinking Water Infrastructure
ANNEXURE B15:	Electrical Infrastructure
ANNEXURE B16:	Change House
ANNEXURE B17:	Workshop and Storage
ANNEXURE B18:	Haul Roads, Main entrance from R10410 Intersection access roads
ANNEXURE B19:	Clean water diversion Channels, Trenches, and Berms
ANNEXURE B20:	Discard dump areas (Soft, Hards, and Topsoil)
ANNEXURE B21:	Water Management
ANNEXURE B22:	Security Management
ANNEXURE B23:	Environmental Management
ANNEXURE B24:	Mining Machinery, Equipment, Tools, and Spares
ANNEXURE B25:	Diesel Storage Facility and Security
ANNEXURE B26:	Summary/ Consolidated BOQ/Pricing Schedule

Returnable document

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SECTION 1: SBD 1 FORM**PART A****INVITATION TO BID**

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (SOC) LTD

BID NUMBER:	AE/VLAK019/2023	ISSUE DATE:	01 February 2024	CLOSING DATE:	22 February 2024	CLOSING TIME:	12h00
DESCRIPTION	APPOINTMENT OF A COMPETENT AND EXPERIENCED STRATEGIC MINING PARTNER TO DESIGN, DEVELOP, FUND, CONSTRUCT, OPERATE, MAINTAIN AND TRANSFER OPEN CAST COAL MINING OPERATION AT KLIPPOORTJIE NEAR OGIES- MPUMALANGA FOR AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (SOC) LTD ("AEMFC") FOR A PERIOD OF FIVE (5) YEARS WITH AN OPTION TO EXTEND FOR ANOTHER 5 YEARS BASED ON PERFORMANCE.						

BID RESPONSE DOCUMENTS SUBMISSION

BID RESPONDENTS DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT

African Exploration Mining and Finance Corporation (SOC) Ltd
Building 1, 1st Floor
74 Waterfall Drive
Waterfall City
Gauteng, 2090

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO**TECHNICAL ENQUIRIES MAY BE DIRECTED TO:**

CONTACT PERSON	Knowledge Malingane	CONTACT PERSON	Knowledge Malingane
TELEPHONE NUMBER	010 010 6100	TELEPHONE NUMBER	010 010 6100
FACSIMILE NUMBER	N/A	FACSIMILE NUMBER	N/A
E-MAIL ADDRESS	tender@aemfc.co.za	E-MAIL ADDRESS	tender@aemfc.co.za

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:			
CENTRAL SUPPLIER DATABASE	UNIQUE REGISTRATION REFERENCE NUMBER: MAAA		
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
B-BBEE STATUS LEVEL SWORN AFFIDAVIT	<input type="checkbox"/> Yes	<input type="checkbox"/> No	

Respondent's Signature

Date & Company Stamp

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[TICK APPLICABLE BOX]			
[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 ACT]			
1. 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]	2. ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER 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 1.3 BELOW.			

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 ONLINE 1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION. 1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION. 1.5. 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 LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
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 VIEW THE TAXPAYER'S PROFILE AND

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TAX STATUS.

- 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
- 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
- 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER
- 2.6 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:

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SECTION 2: NOTICE TO BIDDERS

1. RFP INSTRUCTIONS

- 1.1. Respondents are to sign documents [sign and date the bottom of each page] before submitting the proposal document. The person or persons signing the submission must be legally authorised by the respondent to do so. A duplicate set of documents is required. This second set must be a copy of the original proposal.
- 1.2. Respondents are to note that AEMFC is utilising a two-envelope system for the purpose of receiving this bid. Bidders are required to submit technical/functionality and Commercial and Financial proposals in two separate envelopes.
- 1.3. Proposals must be submitted in duplicate hard copies [**Commercial response1 original and 1 copy**] [**Functional response 1 original and 1 copy**] [and must be in a file or bound. **Note:** The original document must be clearly marked as an original version and must be in a file or bound. Each envelope shall state on the outside the employer's address and identification details stated in the page 1 above, as well as the bid/tenderer's name and contact address.
- 1.4. Both sets of documents are to be submitted to the address specified in **page 1 above**, and Bidders must ensure that the original and copies (where applicable) are identical in all respects as AEMFC will not accept any liability for having disqualified a bidder for failing to provide a mandatory returnable document in either the original or the copy of the RFP albeit that it was included in the other.
- 1.5. 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.
- 1.6. Any additional conditions must be embodied in an accompanying letter. Subject only to **paragraph 9 below** (Legal Review) and, alterations additions or deletions must not be made by the Respondent to the actual RFP documents.
- 1.7. Submit alternative bid offers only if a main bid offer, strictly in accordance with all the requirements of the bid documents is also submitted. The alternative bid offer is to be submitted with the main bid offer together with a schedule that compares the requirements of the bid documents with the alternative requirements the bid proposes.

2. COMMUNICATION

- 2.1. Respondents are to note that changes to its submission will not be considered after the closing date.
- 2.2. For specific queries relating to this RFP, an RFP Clarification Request should be submitted to the name of delegated individual stated in the **SBD 1 form** before the closing time for clarification queries, which is by **12:00 mid-day on 14 February 2024** deadline for tender/bid submission. In the interest of fairness and transparency, AEMFC's response to such a query will be published on the e-tender portal and AEMFC website.
- 2.3. After the closing date of the RFP, a Respondent may only communicate with the delegated individual, at [email address - lulaman@aemfc.co.za](mailto:lulaman@aemfc.co.za) on any matter relating to its RFP Proposal.
- 2.4. It is prohibited for Respondents to attempt, either directly or indirectly, to canvass any officer or employee of AEMFC in respect of this RFP between the closing date and the date of the award of the business.
- 2.5. 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.
- 2.6. Bidders will be disqualified if the entity or any of its directors is listed on the register of Bid Defaulters in terms of the Prevention and Combating of Corruption Activities Act of 2004 as a person prohibited from doing business with the public sector.
- 2.7. AEMFC will publish the outcome of this RFP in the National Treasury e-tender portal and AEMFC

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website within 10 days after the award has been finalised. Respondents are required to check the National Treasury e-tender Portal and AEMFC website for the results of the tender/bid process. All unsuccessful bidders have a right to request AEMFC 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**.

- 2.8.** There shall be no public opening of the Bid received, however, the list of Bids received may be published on the AEMFC website or National Treasury e-tender portal unless specifically provided for in the RFP.

3. VALIDITY PERIOD

- 3.1.** Respondents are to note that they may be requested to extend the validity period of their bid, on 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.
- 3.2.** AEMFC requires a validity period of **(120 days)** from closing date against this RFP, excluding the first day and including the last day.

4. BROAD-BASED ECONOMIC EMPOWERMENT (B-BBEE) & SOCIO- ECONOMIC OBLIGATIONS

- 4.1.** AEMFC fully endorses and supports the Government's objective of Broad Based Black Economic Empowerment and is strongly of the opinion that all South African business enterprises have an equal obligation to redress the imbalances of the past.

5. SPECIFIC GOALS AND PREFERENCE POINTS

- 5.1.** As prescribed in terms of the Preferential Procurement Policy Framework Act (PPPFA), Act 5 of 2000 and Preferential Procurement Regulations 2022, Bidders are to note that the following preference point systems:
- **the 80/20 system for requirements with a Rand value of up to R50,000,000 (all applicable taxes included) OR**
 - **the 90/10 system for requirements with a Rand value above R50,000,000 (all applicable taxes included)**

When AEMFC association invites prospective Service Providers to submit Proposals for its Specific Goals, it requires bidders to complete (**Section 8**) [the B-BBEE Preference Point Claim Form] and submit it together with proof of their documents as stipulated in the Claim Form in order to obtain Specific Goal Points.

Note: Failure to submit a valid and certified copy B-BBEE certificate or Sworn Affidavit or any other documents specified (as evidence for Specific Goals) at the Closing Date of this RFP will result in a score of zero being allocated for Specific Goals.

6. JOINT VENTURES OR CONSORTIUMS

- 6.1.** If the bidder is a Joint Venture or Consortium, a Joint Venture / Consortium agreement signed by all member entities of the Joint Venture or Consortium must be attached together with the registration document of all members entitled.
- 6.2.** 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

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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 AEMFC 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 AEMFC.

- 6.3.** 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). Preference points will be awarded to a bidder for attaining the specific goals requirements as per the B-BBEE Preferential Procurement Regulations, 2022 preference point scoring.
- 6.4.** Failure to provide a consolidated BBBEE Certificate from a SANAS Accredited Service Provider will result in a score of zero.

7. CONFIDENTIALITY INFORMATION DISCLOSURE NOTICE

- 7.1.** All information related to this RFP is to be treated with strict confidence. 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 AEMFC.
- 7.2.** This document may contain confidential information that is the property of African Exploration Mining and Finance Corporation (AEMFC) SOC Ltd.
- 7.3.** No part of the contents may be used, copied, disclosed or conveyed in whole or in part to any party in any manner whatsoever other than for preparing a proposal in response to this bid, without prior written permission from AEMFC.

8. COMPLIANCE

- 8.1.** The successful Respondent [hereinafter referred to as the Strategic Mining Partner] shall be in full and complete compliance with any and all applicable laws and regulations.

9. DISCLAIMERS

- 9.1.** Respondents are hereby advised that AEMFC 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 AEMFC reserves the right in its absolute discretion at any time to:
- 9.1.1.** modify the RFP's Goods/Services and request Respondents to re- bid on any such changes;
 - 9.1.2.** reject any Proposal which does not conform to instructions and specifications which are detailed herein;
 - 9.1.3.** no alternative bid offers will be considered if it does not comply with clause 1.7;
 - 9.1.4.** disqualify Proposals submitted after the stated submission deadline [closing date];
 - 9.1.5.** award a contract in connection with this Proposal at any time after the RFP's closing date;
 - 9.1.6.** award a contract for only a portion of the proposed Goods/ Services which are reflected in the scope of this RFP;
 - 9.1.7.** split the award of the contract between more than one Supplier/Service Provider should it at AEMFC's discretion be more advantageous in terms of amongst others, cost or development considerations;
 - 9.1.8.** cancel the bid;
 - 9.1.9.** validate any information submitted by Respondents in response to this. This would include, but is not limited to, requesting the Respondents to provide supporting evidence. By submitting a bid,

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Respondents hereby irrevocably grant the necessary consent to AEMFC to do so;

- 9.1.10. not accept any changes or purported changes by the Respondent to the bid rates after the closing date and/or after award of the business, unless the contract specifically provided for;
- 9.1.11. to award the business to the next ranked bidder, provided that he/she is prepared to provide the required Goods at the quoted price, should the preferred bidder fail to sign or commence with the contract within 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/bid has been published the outcome of the bid process on the National Treasury (NT) e-tender Portal and AEMFC website. Bidders may therefore be requested to advise whether they would still be prepared to provide the required Goods/Services at their quoted price.
- 9.1.12. request audited financial statements or other documentation for the purposes of a due diligence exercise.

Note: AEMFC 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.

10. LEGAL REVIEW

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

11. NATIONAL TREASURY'S CENTRAL SUPPLIER DATABASE (CSD) REGISTRATION

- 11.1. 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.
- 11.2. Registration can be completed online at www.csd.gov.za.
- 11.3. Bidders must submit proof of registration on the National Treasury's Central Supplier Database.

Note: 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.

12. TAX COMPLIANCE

- 12.1. Respondents must be compliant when submitting a proposal to AEMFC 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 199);
- 12.2. 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;
- 12.3. The Tax Compliance status requirements are also applicable to foreign Respondents/ individuals who wish to submit bids;
- 12.4. 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 CSD.

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

13. PROTECTION OF PERSONAL INFORMATION ACT (POPIA)

- 13.1.** 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.
- 13.2.** AEMFC 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.
- 13.3.** The Parties acknowledge and agree that, in relation to personal information that will be processed pursuant to this RFP, the Responsible party is "AEMFC" and the Data subject is the "Respondent". AEMFC 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.
- 13.4.** AEMFC 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 AEMFC.
- 13.5.** In responding to this bid, AEMFC acknowledges that it will obtain and have access to personal information of the Respondent. AEMFC 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.
- 13.6.** AEMFC 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 AEMFC and/or its authorised appointed third parties.
- 13.7.** Furthermore, AEMFC 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, AEMFC requires the Respondent to process any personal information disclosed by AEMFC in the bidding process in the same manner.

AEMFC urges its clients, suppliers, and general public to report any fraud or corruption to Tip Offs Anonymous

Vuvuzela Fraud and Ethics Hotline, Toll Free Number: 0800 333 118

Email: aemfc@theline.co.za

Toll Free Fax: 0867 261 681

Postal: PO BOX 101012, CENTURION, 0046

SMS: 30916

Online: <https://www.theline.co.za/report>

Mobile application: Vuvuzela Hot app- use 0800 333 118 to report Corruption

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 3: BACKGROUND OVERVIEW AND SCOPE OF WORK (SOW) SPECIFICATION

14. INTRODUCTION

African Exploration Mining and Finance Corporation (SOC) Ltd ("AEMFC") is a state-owned Mining Company established to secure South Africa's energy supply primarily through the mining and supply of coal for the generation of electricity, as well as securing other resources that will provide energy for the future, including key minerals for beneficiation in the energy and steel value chain. AEMFC is currently operating an opencast coal mine (Vlakfontein Mine- Coordinates: **Latitude 26° 0'42.15"S, Longitude 28°57'47.72"E**) established in 2011 which is located near Ogies in Mpumalanga Province with its Head Office at Waterfall City in Johannesburg.

15. BACKGROUND SCOPE OF WORK (SOW)

15.1. African Exploration Mining and Finance Corporation (SOC) Ltd ("AEMFC") is a state-owned Mining Company established to secure South Africa's energy supply primarily through the mining and supply of coal for the generation of electricity, as well as securing other resources that will provide energy for the future, including key minerals for beneficiation in the energy and steel value chain. AEMFC is currently operating an opencast coal mine (Vlakfontein Mine- Coordinates: Latitude 26° 0'42.15"S, Longitude 28°57'47.72"E) established in 2011 which is located near Ogies in Mpumalanga Province with its Head Office at Waterfall City in Johannesburg.

15.2. OVERVIEW

AEMFC is seeking a competent and experienced strategic mining partner to design, develop, finance, construct, operate, maintain and transfer open cast coal mining operation at Klippoortjie near Ogies in Mpumalanga for AEMFC for a period of five (5) years with an option to extend for a period of 5 years based on performance.

It also seeks to improve its current processes for providing these Services to its end user community throughout its locations.

The selected Strategic Mining Partner must share in the mission and business objectives of AEMFC. These mutual goals will be met by meeting contractual requirements and new challenges in an environment of teamwork, joint participation, flexibility, innovation, and open communications. In this spirit of partnership, AEMFC and its Strategic Mining Partner will study the current ways they do business to enhance current practices and support processes and systems. Such a partnership will allow AEMFC to reach higher levels of quality, service, and profitability. AEMFC seeks to benefit from this partnership in the following ways:

15.2.1. AEMFC must receive the reduced cost of acquisition and improved service benefits resulting from the Strategic Mining Partner economies of scale and streamlined service process.

15.2.2. AEMFC must achieve appropriate availability that meets user needs while reducing costs for both

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

AEMFC and the chosen Strategic Mining Partner.

15.2.3. AEMFC must receive proactive improvements from the Strategic Mining Partner with respect to the provision of Services.

15.2.4. AEMFC end-users must be able to rely on the chosen Strategic Mining Partner personnel for service enquiries, recommended, and substitutions.

15.2.5. AEMFC must reduce costs by streamlining its acquisition of Services.

15.3. **SCOPE OF WORK (SOW) SPECIFICATION**

15.3.1. **Review of documentation provided by AEMFC**

- 15.3.1.1. Surface rights ownership and mining rights
- 15.3.1.2. Feasibility reports
- 15.3.1.3. Environmental studies and reports
- 15.3.1.4. Product sealable agreements

15.3.2. **Site establishment and required yellow machines with capacity 1000 000 Bank Cubic Metre (BCM) of waste and 200 000 tons of coal Run of Mine (ROM) per month:**

- 15.3.2.1. Mobilisation costs outlay
- 15.3.2.2. Proof of ownership or access to yellow machinery
- 15.3.2.3. Steady-state costs estimation for load and haul activities

15.3.3. **Construct Mining Infrastructure Engineering and surface infrastructure**

- 15.3.3.1. Electrical power suppliers
- 15.3.3.2. Water reticulation infrastructure
- 15.3.3.3. Pollution control dams and waste facilities
- 15.3.3.4. Workshop and fuel storage
- 15.3.3.5. On-site Laboratory facility
- 15.3.3.6. Complete the construction, delivery, installation, testing, and commissioning of all plant and equipment for the mine operation. Bidder to provide the detail project plan.

15.3.4. **Water management**

- 15.3.4.1. Develop water management strategy for the mine

15.3.5. **Security management**

- 15.3.5.1. Appoint services of security company
- 15.3.5.2. Establish security control room

15.3.6. **Environmental management**

- 15.3.6.1. Implement programs to maintain approved Environmental Management Programs Report (EMPR) and Water Use Licence (WUL)

15.3.7. **Supporting Infrastructure and Services**

- 15.3.7.1. Pollution Control Dams and associated dirty water pipes
- 15.3.7.2. Workshops (Mechanical)
- 15.3.7.3. Fuel Bay
- 15.3.7.4. Wash Bay and Stores

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

15.3.8. Water Treatment Plant with Oil Separator

15.3.8.1. Portable Water Treatment Plant

15.3.8.2. Oil Separating Facilities

15.3.8.3. Waste collections Bins

15.3.9. Mobile Offices

15.3.9.1. Ablution facilities

15.3.9.2. Construct Office spaces

15.3.9.3. Change house and Laundries (mine and plant personnel)

15.3.10. Sewage Treatment Plant and associated sewage infrastructure

15.3.10.1. Design treatment plant,

15.3.10.2. Construct ,

15.3.10.3. Maintain sewage treatment plant

15.3.11. Drinking water infrastructure

15.3.11.1. Supply drinking water

15.3.11.2. Build Borehole facilities and pumps

15.3.11.3. Water Purification facilities

15.3.12. Mining`

15.3.12.1. Mining method

15.3.12.2. Removal of topsoil and weathered material (estimated at 1m of topsoil and 5m of softs material)

15.3.12.3. Removal of overburden hard material (estimated at 16m to 33m on 5 seam, 8m to 33m on 4 seam, 10m to 30m 2 seam)

15.3.12.4. Drilling and blasting

15.3.12.5. Production pit design

15.3.13. Mine design criteria

15.3.13.1. Production rates

15.3.13.2. Pit access and ramp design

15.3.13.3. 2 pits North pit and South pit each with a Box cut and two high wall ramps

15.3.14. Hauling distance

15.3.14.1. Production scheduling

15.3.14.2. Annual production targets

15.3.14.3. Equipment fleet for both blocks

15.3.14.4. 6x5.7 cubic meter bucket capacity shovels on burden and coal **OR** similar

15.3.14.5. 2x180 cubic meter per hour shovel on softs and topsoil **OR** similar

15.3.14.6. 6x24 ton trucks on coal **OR** similar

15.3.14.7. 20x24 ton trucks on overburden removal topsoil and softs **OR** similar

15.3.14.8. Production quality profiles

15.3.15. Blast and explosives

15.3.15.1. Drill and blast parameters

15.3.15.2. Explosives and storage handling

15.3.15.3. Proof of sourcing and supply of explosives

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15.3.15.4. Concurrence Rehabilitation for the duration of contract

15.3.16. Coal processing

15.3.16.1. Crushing and screening plant

15.3.16.2. Plant capital and operation cost estimate per ton

15.3.16.3. Project plan to execute the plant

15.3.17. Dense Media Separation (DMS) plant or wash plant

15.3.17.1. 200 000 tons per month capacity

15.3.17.2. Water collection sumps and silt traps

15.3.17.3. Proof of ownership or access to washing plant/Memorandum of Understanding

15.3.17.4. Control rooms and change houses

15.3.18. Marketing and Coal Sales

15.3.19. Coal Product Stockpile Areas

15.3.19.1. Construct coal product stockpiling areas for different products

15.3.19.2. Construct access roads

15.3.20. Logistics

15.3.20.1. Weighbridge (s)

15.3.20.1.1. Construct and manage weighbridge facility which capacity of 200 000 tons per month

15.3.20.2. Logistics capacity (Domestic and Export Coal transportation to client)

15.3.20.2.1. Capacity to move 200 000 tons of coal per month to the respective customs

15.3.20.2.2. Proof of ownership of trucks or access to coal trucking facility.

15.3.21. Finance construction of a mine

15.3.21.1. Raise the capital required to undertake and complete all the works required to bring the Mine into full operation within six (6) months of signing contract.

15.3.21.2. Bidder to provide AEMFC with a detailed methodology of how the bidder will deliver and/or coordinate an experienced project management, construction, operations, maintenance management and finance team capable of delivering the project on a fully integrated basis.

15.3.21.3. Provide a bank guarantee from financial institution to undertake the project of similar magnitude

15.3.21.4. Provide a full financial statement that indicate how they will spend in terms of capital costs and operation costs.

15.3.22. Free digging of subsoil (softs) and provide equipment for free digging subsoil

15.3.22.1. Softs dump design

15.3.23. Cleaning of coal in case of oil intersection inside the bunker

15.3.23.1. Design facility for temporary storage for oil contaminated coal

15.3.24. Build coal and oil separation facility

15.3.25. Maintenance Services

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

15.3.25.1. The Strategic Mining Partner shall:

- 15.3.25.1.1. Perform maintenance related activities on Mine Infrastructure and Mine Equipment to ensure the optimal operation of the Mine.
- 15.3.25.1.2. Ensure maintenance is in accordance with the Original Equipment Manufacturer maintenance standards and applicable legislation.
- 15.3.25.1.3. Ensure that the Mine is in a good working order and condition.
- 15.3.25.1.4. The Strategic Mining Partner and AEMFC shall agree on the minimum performance norms and standards for the maintenance of the mine infrastructure.

15.3.26. Transfer of the Mine to AEMFC

- 15.3.26.1. At the end of the contract period, the Strategic Mining Partner shall transfer / hand-over the Mine to AEMFC.
- 15.3.26.2. The Strategic Mining Partner is required to conduct mine assets (infrastructure, tools and equipment etc) valuation before the transfer / hand-over of the Mine and share the information with AEMFC.
- 15.3.26.3. Transfer / hand-over all the documents of the mine to AEMFC.

15.3.27. Contract Duration

- 15.3.27.1. The duration of this contract is 5 years excluding the review of designs, develop, and construct open cast mine infrastructure with an option to extend for five years based on performance.

15.4. COMPLIANCE TO ENVIRONMENTAL REGULATIONS GOVERNING MINING SECTOR

- 15.4.1. Ensure compliance to the water use license conditions and the conditions are:
 - 15.4.1.1. Ensure compliance with Mine Health and Safety Act and any other relevant legislation, licenses, permits, and approvals.
 - 15.4.1.2. Ensure that mining is conducted in line with the provisions of the Minerals and Petroleum Resources Development Act (MPRDA), National Environmental Management Act (NEMA), and National Water Act (NWA).
 - 15.4.1.3. Be responsible for effective spontaneous combustion prevention and control.
 - 15.4.1.4. All vehicles used at the mine must be fitted with Proximity Detection System (PDS).
 - 15.4.1.5. Provide all required competence and legal appointments to conduct mining activities, including personnel with the relevant experience in the mining of old underground coal workings using open-cast mining methods.

15.5. COMPLIANCE TO MINING CHARTER

- 15.5.1. Craft programmes to be implemented
- 15.5.2. Develop implementation plan
- 15.5.3. Report Periodical progress

16. RISK MANAGEMENT

- 16.1. The Strategic Mining Partner will conduct risk assessment of the mine especially areas where incidents and/or emergency situations may occur.
- 16.2. The AEMFC Project Sponsor and the Strategic Mining Partner will actively manage risks throughout the life of the contract.

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16.3. The risks identified by AEMFC includes but not limited to:

16.3.1. Timelines from review of designs to the Mine being operational;

16.3.2. Contract value;

16.3.3. Service delivery;

16.3.4. Poor quality infrastructure

16.3.5. Product quality; and

16.3.6. Milestones and approvals for each stage of the contract.

16.4. Work stoppages / Disruptions

16.4.1. Unreliable suppliers

16.4.2. Disruption by Business Forums from Host Community

16.4.3. Work stoppage by job seekers from Host Community

16.4.4. Work stoppages by employees of the strategic mining partner

16.5. Strategic Mining Partner risks identified are as follows:

16.5.1. Provide a proof of ability to raise funds within six months

16.5.2. Provide mitigation plan for contaminated Water and Spontaneous combustions

16.5.3. Provide Mitigation plans for Sink holes(associated with bords failure

16.5.4. Provide mitigation plan Community unrest

16.6. AEMFC and the Strategic Mining Partner will have a risk allocation session where the risks will be allocated to the Party that is best able to manage it. There will be risks that will be shared between Parties.

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

17. SERVICES, FACILITIES, AND INFORMATION TO BE SUPPLIED BY THE BIDDER

- 17.1. To provide competent, skilled, and experienced employees
- 17.2. To provide Protective Personal Equipment (PPE)
- 17.3. To screen and issue clocking cards to its employees
- 17.4. To execute the required mining work for AEMFC
- 17.5. To provide security to its employees and assets in the mine
- 17.6. To provide medical, safety induction and any other required training to its employees
- 17.7. Own (Strategic Mining Partner's) resources relating to the whole mine operation.
- 17.8. Any other materially related services

18. SERVICES, FACILITIES, AND INFORMATION TO BE SUPPLIED BY AEMFC

- 18.1. Access to all working areas for the Strategic Mining Partner to perform required work
- 18.2. Monitor all compliance regarding mining activities in accordance with the relevant legislation
- 18.3. Access to all relevant project(s) historical information
- 18.4. Provide all available documentation pertaining to the concept and/or feasibility studies previously conducted
- 18.5. Provide the Life of Mine (LOM) plans.
- 18.6. Providing all mining technical services
- 18.7. Stakeholder management
- 18.8. Procurement of Diesel and sourcing of local labour and services will be facilitated by AEMFC

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SECTION 4: PRICING SCHEDULE AND DELIVERY SCHEDULE

19. PRICING SCHEDULE

- 19.1.** Respondents must note that AEMFC has two pricing schedules namely: **Annexure A & A1** – Coal Price per ton and **Annexure B** – Infrastructure and Operating Expenditure.
- 19.2.** Respondents are to note that AEMFC will pay the rate stated in **Annexure A & A1** below during the operation of the Mine. The rate per ton to be quoted below is to reimburse the Respondent for both the Capital Expenditure and Operational Expenditure of the Mine. AEMFC will engage the successful Strategic Mine Partner on agreed intervals to review outstanding capital costs and payment terms.
- 19.3.** Respondents are to note that AEMFC will round final score pricing scores to the nearest 2 decimal places. Respondents are required to complete the table below:

Note: For fair comparison, all bidders must quote prices and indicate VAT portion. If the bidder is not registered for VAT, proof of application to register for VAT must be submitted.

ANNEXURE A: PRICING FOR YEARS 1- 5

BIDDING COMPANY NAME							
ITEM NO.	DESCRIPTION OF GOODS/SERVICES	UNIT OF MEASURE	QTY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)	PRICE (INC.VAT)
Year 1	Coal	Ton					
Year 2	Coal	Ton					
Year 3	Coal	Ton					
Year 4	Coal	Ton					
Year 5	Coal	Ton					
TOTAL PRICE (exclusive of VAT) for a period of Five (5) years							
VAT 15% (If Applicable)							
TOTAL PRICE inclusive of VAT (where applicable) for a period of Five (5) years							
Total Price in words							

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

ANNEXURE A1: PRICING FOR YEARS 6 – 10 (Option to Extend for another 5 years based on performance)

BIDDING COMPANY NAME							
ITEM NO.	DESCRIPTION OF GOODS/SERVICES	UNIT OF MEASURE	QTY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)	PRICE (INC.VAT)
Year 6	Coal	Ton					
Year 7	Coal	Ton					
Year 8	Coal	Ton					
Year 9	Coal	Ton					
Year 10	Coal	Ton					
TOTAL PRICE (exclusive of VAT) for a period of Five (5) years							
VAT 15% (If Applicable)							
TOTAL PRICE inclusive of VAT (where applicable) for a period of Five (5) years							
Total Price in words							

Respondent's Signature

Date & Company Stamp

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

- 19.4. The prices to be quoted for **Annexure B** are all the costs associated with the infrastructure required for the Mine and also the cost to operate the Mine. AEMFC requires Respondents to quote for those costs as well. AEMFC requires these costs to understand the costs associated with building this mine including infrastructure and its operating expenditure though the price to be paid to the Respondents is the rate per ton in **Annexure A**. It is AEMFC's understanding that the coal per ton in **Annexure A1** is only cost associated with operating expenditure.

ANNEXURE B1– MINING COSTS

BIDDING COMPANY NAME						19.4.1 Mining
ITEM NO.	DELIVERABLE/DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Removal of topsoil weathered material	BCM/hr		R	R	R
2	Removal of over burden Hards	BCM/hr		R	R	R
3	Drilling and blasting overburden Hards	Blasted BCM		R	R	R
4	Drilling and blasting of coal (Blasted Coal tons)	Tons		R	R	R
5	Production rates	Tons per month	200 000	R	R	R
6	Pit Access and ramp design (refer to the scope)			R	R	R
7	Coal maximum hauling distances Max is 1000m and 3000m respectively	Meters		R	R	R
8	Production Schedule	Tons per month	200 000	R	R	R
9	List of Equipment fleet (refer to the scope)	BCM/hr		R	R	R
10	Independent annual rehabilitation assessment	BCM/hr		R	R	R
11	Other costs (Please specify)			R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

ANNEXURE B2 – SITE ESTABLISHMENT COSTS

BIDDING COMPANY NAME					19.4.2 SITE ESTABLISHMENT	
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Site establishment(induction at Klippoortjie, Employees' medical assessment for medical certificate, and transportation of the equipment)	Sum	1	R	R	R
2	Site de-establishment (at the end of contract)	sum	1	R	R	R
3	Other Costs (Provide Details)			R	R	R
4	Disbursements			R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

ANNEXURE B3 – CLEANING OF COAL IN CASE OF CONTAMINATION INSIDE BUNKERS

BIDDING COMPANY NAME					19.4.3 CLEANING OF COAL IN CASE OF CONTAMINATION INSIDE BUNKERS	
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1				R	R	R
2				R	R	R
3				R	R	R
4				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

ANNEXURE B4 – LOAD AND HAUL TO PROCESSING PLANT (BOX CUT MINING)

BIDDING COMPANY NAME					19.4.4. Load and Haul to Processing Plant (Boxcut Mining)	
ITEM NO.	DELIVERABLE/DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Topsoil stripping and softs	m3		R	R	R
1.1	500m hauling distance	m3		R	R	R
1.2	1000m hauling distance	m3		R	R	R
1.3	1500m hauling distance	m3		R	R	R
1.4	2000m hauling distance	m3		R	R	R
2	Blasted Waste Stripping	m3		R	R	R
2.1	500m hauling distance	m3		R	R	R
2.2	1000m hauling distance	m3		R	R	R
2.3	1500m hauling distance	m3		R	R	R
2.4	2000m hauling distance	m3		R	R	R
3	Coaling	m3		R	R	R
3.1	500m hauling distance	m3		R	R	R
3.2	1000m hauling distance	m3		R	R	R
3.3	1500m hauling distance	m3		R	R	R
3.4	2000m hauling distance	m3		R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

ANNEXURE B4 – LOAD AND HAUL TO PROCESSING PLANT ((STEADY-STATE MINING))

BIDDING COMPANY NAME		19.4.4. Load and Haul to Processing Plant (Steady-State Mining)				
ITEM NO.	DELIVERABLE/DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
4	Topsoil stripping and softs	m3		R	R	R
4.1	500m hauling distance	m3		R	R	R
4.2	1000m hauling distance	m3		R	R	R
4.3	1500m hauling distance	m3		R	R	R
4.4	2000m hauling distance	m3		R	R	R
5	Blasted Waste Stripping	m3		R	R	R
5.1	500m hauling distance	m3		R	R	R
5.2	1000m hauling distance	m3		R	R	R
5.3	1500m hauling distance	m3		R	R	R
5.4	2000m hauling distance	m3		R	R	R
6	Coaling	m3		R	R	R
6.1	500m hauling distance	m3		R	R	R
6.2	1000m hauling distance	m3		R	R	R
6.3	1500m hauling distance	m3		R	R	R
6.4	2000m hauling distance	m3		R	R	R
7	Diesel cost	L		R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

ANNEXURE B4 - LOAD AND HAUL PROCESSING PLANT (MINING)

BIDDING COMPANY NAME		19.4.4. Load and Haul to Processing Plant (Mining)				
ITEM NO.	DELIVERABLE/DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
8	Machine Type	EA		R	R	R
8.1	Excavator	EA		R	R	R
8.2	ADT	EA		R	R	R
8.3	Dozers	EA		R	R	R
8.4	Water Bowser	EA		R	R	R
8.5	Diesel Bowser	EA		R	R	R
8.6	Grader	EA		R	R	R
8.7	FEL	EA		R	R	R
8.8	TLB	EA		R	R	R
8.9	Other (Please specify)	EA		R	R	R
8.9.1		EA		R	R	R
8.9.2		EA		R	R	R
8.9.3		EA		R	R	R
8.9.4		EA		R	R	R
8.9.5		EA		R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B5 CRUSHING AND SCREENING

BIDDING COMPANY NAME		19.4.5 CRUSHING AND SCREENING PLANT				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, deliver, install, test, commission crushing and screening plant			R	R	R
2	Design, develop and construct crushing and screening plant building			R	R	R
3	Supply and deliver all necessary resources, office desk, chairs, computer etc and all consumables required to manage crushing and screening plant activities			R	R	R
4	Maintain crushing and screening plant			R	R	R
5	Other (Please specify)			R	R	R
5.1				R	R	R
5.2				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B6 – DENSE MEDIA SEPARATION PLANT OR WASH PLANT

BIDDING COMPANY NAME					19.4.6 DENSE MEDIA SEPARATION PLANT OR WASH PLANT	
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, deliver, install, test, commission crushing and screening plant			R	R	R
2	Design, develop and construct crushing and screening plant building			R	R	R
3	Supply and deliver all necessary resources, office desk, chairs, computer etc and all consumables required to manage crushing and screening plant activities			R	R	R
4	Maintain crushing and screening plant			R	R	R
5	Other (Please specify)			R	R	R
5.1				R	R	R
5.2				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

ANNEXURE B7 – COAL STOCKPILE AREAS

BIDDING COMPANY NAME					19.4.7 COAL STOCKPILE AREAS	
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1				R	R	R
2				R	R	R
3				R	R	R
4				R	R	R
5				R	R	R
6				R	R	R
7				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B8 – WEIGHBRIDGES

BIDDING COMPANY NAME					19.4.8 WEIGHBRIDGES	
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1.	Design, supply, install, test, commission weighbridge			R	R	R
2.	Design, develop and construct weighbridge building			R	R	R
3.	Supply and deliver all necessary resources, office desk, chairs, computer etc and all consumables required to manage weighbridge activities			R	R	R
4.	Maintain weighbridge			R	R	R
5.	Other (Please specify)			R	R	R
5.1				R	R	R
5.2				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

ANNEXURE B9 - LOGISTICS CAPACITY (DOMESTIC AND EXPORT COAL TRANSPORTATION TO CLIENT

BIDDING COMPANY NAME					19.4.9 LOGISTICS CAPACITY	
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1.				R	R	R
2.				R	R	R
3.				R	R	R
4.				R	R	R
5.				R	R	R
6.				R	R	R
7.				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B10 – POLLUTION CONTROL DAMS AND ASSOCIATED DIRTY WATER PIPES

BIDDING COMPANY NAME		19.4.10 POLLUTION CONTROL DAMS AND ASSOCIATED DIRTY WATER PIPES				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, deliver, install, test, and commission Pollution Control Dams and Associated Dirty Water Pipes			R	R	R
2	Maintain Media Separation Plant or Wash Plant			R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
3.3				R	R	R
3.4				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B11 – WATER TREATMENT PLANT WITH OIL SEPARATOR

BIDDING COMPANY NAME		19.4.11 WATER TREATMENT PLANT WITH OIL SEPARATOR				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, install, test, and commission water treatment plant with oil separator			R	R	R
2	Design, develop and construct water treatment plant with oil separator workshop / work area			R	R	R
3	Supply and deliver all necessary resources tools, equipment, computer etc and all consumables required to maintain water treatment plant with oil separator			R	R	R
4	Maintain water treatment plant with oil separator			R	R	R
4.1	Other (Please specify)			R	R	R
4.2				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B 12 - MOBILE OFFICES

BIDDING COMPANY NAME		19.4.12 MOBILE OFFICES				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, install, test, and commission mobile offices			R	R	R
2	Supply and deliver all necessary resources, office desk, chairs, air conditioner and consumables required to manage mine activities printers etc.			R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B13 – SEWERAGE TREATMENT PLANT AND ASSOCIATED SEWERAGE INFRASTRUCTURE

BIDDING COMPANY NAME		19.4.13 SEWERAGE TREATMENT PLANT AND ASSOCIATED SEWERAGE INFRASTRUCTURE				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, install, test, and commission sewerage treatment plant and associated sewerage infrastructure			R	R	R
2	Supply and deliver all necessary resources tools, equipment, computer etc and all consumables required to maintain sewerage treatment plant and associated sewerage infrastructure			R	R	R
3	Maintain sewerage treatment plant and associated sewerage infrastructure			R	R	R
4	Other (Please specify)			R	R	R
4.1				R	R	R
4.2						
4.3						
4.4						
4.5						
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B14 DRINKING WATER INFRASTRUCTURE

BIDDING COMPANY NAME		19.4.14 DRINKING WATER INFRASTRUCTURE				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, install, test, and commission sewerage treatment plant and associated sewerage infrastructure			R	R	R
2	Supply and deliver all necessary resources tools, equipment, computer etc and all consumables required to maintain sewerage treatment plant and associated sewerage infrastructure			R	R	R
3	Maintain sewerage treatment plant and associated sewerage infrastructure			R	R	R
4	Other (Please specify)			R	R	R
4.1				R	R	R
4.2				R	R	R
4.3				R	R	R
4.4				R	R	R
4.5				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B15 – ELECTRICAL INFRASTRUCTURE

BIDDING COMPANY NAME		19.4.15 ELECTRICAL INFRASTRUCTURE				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, install, test, and commission sewerage treatment plant and associated sewerage infrastructure			R	R	R
2	Supply and deliver all necessary resources tools, equipment, computer etc and all consumables required to maintain sewerage treatment plant and associated sewerage infrastructure			R	R	R
3	Maintain sewerage treatment plant and associated sewerage infrastructure			R	R	R
4	Other (Please specify)			R	R	R
5				R	R	R
6				R	R	R
7				R	R	R
8				R	R	R
9				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B16 – CHANGE HOUSE

BIDDING COMPANY NAME		19.4.16 CHANGE HOUSE				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, develop and construct change house			R	R	R
2	Supply and deliver all necessary resources tools, equipment, and all consumables required to maintain change house			R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
3.3				R	R	R
3.4				R	R	R
3.5				R	R	R
3.6				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

ANNEXURE B17 – WORKSHOP AND STORAGE

BIDDING COMPANY NAME		19.4.17 WORKSHOP AND STORAGE				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, develop and construct workshop and storage			R	R	R
2	Supply and deliver all necessary resources tools, equipment, and all consumables required to maintain workshop and storage			R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
3.3				R	R	R
3.4				R	R	R
3.5				R	R	R
3.6				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B18 - HAUL ROADS, MAIN ENTRANCE FROM R10410, R10410 INTERSECTION, ACCESS ROADS

BIDDING COMPANY NAME		19.4.18 HAUL ROADS (Entrance, Access Roads)				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, develop and construct haul roads (Entrance and Access Roads)			R	R	R
2	Maintain haul roads			R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
3.3				R	R	R
3.4				R	R	R
3.5				R	R	R
3.6				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B19 CLEAN WATER DIVERSION CHANNELS, TRENCHES, AND BERMS

BIDDING COMPANY NAME		19.4.19 CLEAN WATER DIVERSION CHANNELS, TRENCHES AND BERMS				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, develop and construct clean water diversion channels, trenches and berms			R	R	R
2	Supply and deliver all necessary tools, equipment, and all consumables required to maintain clean water diversion channels, trenches and berms			R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
3.3				R	R	R
3.4				R	R	R
3.5				R	R	R
3.6				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B20 – DISCARD DUMP AREAS (SOFT, HARDS, AND TOPSOIL)

BIDDING COMPANY NAME		19.4.20 DISCARD DUMP AREAS (SOFT, HARDS, AND TOPSOIL)				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design discard dump areas (soft, hard and topsoil)			R	R	R
2				R	R	R
3	Other (Please specify)			R	R	R
3.1				R	R	R
3.2				R	R	R
3.3				R	R	R
3.4				R	R	R
3.5				R	R	R
3.6				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B21 – WATER MANAGEMENT

BIDDING COMPANY NAME		19.4.21 WATER MANAGEMENT				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1				R	R	R
2				R	R	R
3				R	R	R
4				R	R	R
5				R	R	R
6				R	R	R
7				R	R	R
8				R	R	R
9				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B22 SECURITY MANAGEMENT

BIDDING COMPANY NAME		19.4.22 SECURITY MANAGEMENT				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1				R	R	R
2				R	R	R
3				R	R	R
4				R	R	R
5				R	R	R
6				R	R	R
7				R	R	R
8				R	R	R
9				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE 23 – ENVIRONMENTAL MANAGEMENT

BIDDING COMPANY NAME		19.4.23 ENVIRONMENTAL MANAGEMENT				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1				R	R	R
2				R	R	R
3				R	R	R
4				R	R	R
5				R	R	R
6				R	R	R
7				R	R	R
8				R	R	R
9				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Returnable document

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ANNEXURE B24 - MINING MACHINERY, EQUIPMENT, TOOLS, AND SPARES

BIDDING COMPANY NAME		19.4.24 MINING MACHINERY, EQUIPMENT, TOOLS, AND SPARES				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1	Design, supply, install, test, and commission mining machinery			R	R	R
2	Supply and deliver equipment			R	R	R
3	Supply and deliver tools			R	R	R
4	Supply and deliver spares required to maintain the mine machinery			R	R	R
5	Maintain mine machinery			R	R	R
6	Other (Please specify)			R	R	R
6.1				R	R	R
6.2				R	R	R
6.3				R	R	R
	TOTAL PRICE (exclusive of VAT)					R
	CARRIED TO SUMMARY					R

Respondent's Signature

Date & Company Stamp

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ANNEXURE B25 - DIESEL STORAGE FACILITY AND SECURITY

BIDDING COMPANY NAME		19.4.25 DIESEL STORAGE FACILITY AND SECURITY				
ITEM NO.	DELIVERABLE / DESCRIPTION OF SERVICES	UNIT OF MEASURE	QUANTITY PER UNIT	RATE PER UNIT	SUBTOTAL	PRICE (EXCL VAT)
1				R	R	R
2				R	R	R
3				R	R	R
4				R	R	R
5				R	R	R
6				R	R	R
7				R	R	R
8				R	R	R
9				R	R	R
TOTAL PRICE (exclusive of VAT)						R
CARRIED TO SUMMARY						R

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SUMMARY / CONSOLIDATED BOQ / PRICING SCHEDULE

BIDDING COMPANY NAME						
ITEM NO.	DELIVERABLE/DESCRIPTION OF SERVICES	UNIT OF MEASURE	QTY	SUBTOTAL PRICE (EXCL VAT)	SUBTOTAL PRICE (INC.VAT)	TOTAL PRICE
1	Mining	sum	1			
2	Site establishment and required yellow machines with capacity 500 000 Bank Cubic Metre (BCM) of waste and 200 000 tons of coal Run of Mine (ROM) per month	sum	1			
3	Cleaning of coal in case of oil intersection inside the bunker	sum	1			
4	Load and haul to processing plant	sum	1			
5	Crushing and screening plant	sum	1			
6	Dense Media Separation (DMS) plant or wash plant	sum	1			
7	Coal Stockpiles areas	sum	1			
8	Weighbridge(s)	sum	1			
9	Logistics capacity (Domestic and Export Coal transportation to client)	sum	1			
10	Pollution control dams and associated dirty water pipes	sum	1			
11	Water Treatment Plant with oil separator	sum	1			
12	Mobile Offices	sum	1			
13	Sewage Treatment Plant and associated sewage infrastructure	sum	1			
14	Drinking Water Infrastructure	sum	1			
15	Electrical Infrastructure	sum	1			
16	Change House	sum	1			
17	Workshop and Storage	sum	1			
18	Haul roads, main entrance from R10410, R10410 intersection, access roads	sum	1			
19	Clean Water Diversion Channels, Trenches	sum	1			
20	Discard dump areas (softs, hards, topsoil)	sum	1			
21	Water management	sum	1			
22	Security management	sum	1			
23	Environmental management	sum	1			
24	Provide all required mining machinery and equipment, including tools and spares	sum	1			
25	Provide own diesel storage facilities and security	sum	1			
Total Price (exclusive of VAT)						
VAT 15% (If Applicable)						
DISBURSEMENTS						
Total Price Inclusive of VAT (where applicable)						
Total Price in words						

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

20. NOTES ON PRICING SCHEDULE

20.1. Respondents are to note that if the price offered by the highest scoring bidder is not market related, AEMFC will not award the contract to that Respondent. AEMFC 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.

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

20.2. 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.

20.3. Prices must be quoted in South African Rand inclusive VAT.

20.4. Any disbursement not specifically priced for will not be considered/accepted by AEMFC.

20.5. Respondents, if awarded the contract, are required to indicate that their prices quoted would be kept firm and fixed for a period of 12 months, subject thereafter to adjustment (i.e. after the initial period of 12 months), utilising the following price index/indices/adjustment formula. [Not to be confused with bid validity period Section 3, clause 3.2]

YES	
-----	--

20.6. Rates proposed must be aligned with the Guide on Hourly Fee Rates for Consultants by the Department of Public Service and Administration (DPSA);

20.7. Where 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_____.

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

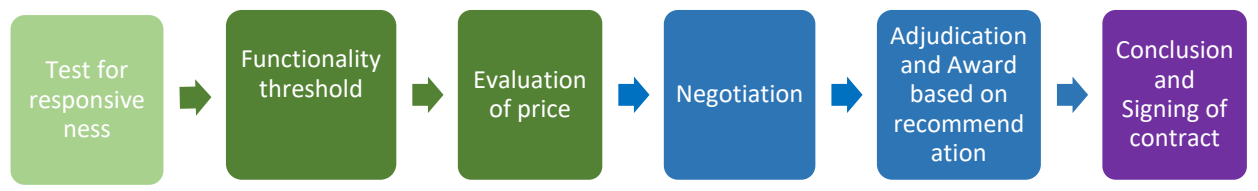
SECTION 5: GENERAL STRATEGIC MINING PARTNER OBLIGATIONS

21. STRATEGIC MINING PARTNER

- 21.1. The Strategic Mining Partner(s) shall be responsible to AEMFC for the acts or omissions of persons directly or indirectly employed by them.
- 21.2. The Strategic Mining Partner (s) must comply with the requirements stated in this RFP.

22. EVALUATION METHODOLOGY, CRITERIA

- 22.1. AEMFC will utilize the following methodology and criteria in selecting a preferred Strategic Mining Partner.



- 22.2. After the closing date of the Bid Quotation, an appointed evaluation committee of AEMFC officials and / or external parties / consultants where necessary will evaluate the Bid / Tender proposals received.
- 22.3. The Committee will evaluate each of the bid Quote proposals received against the approved criteria as stated below:

- 22.3.1. **Step One:** Test for administrative responsiveness (compliance check on required documents), must be passed for a Respondent's proposal to progress to **Step Two** for further pre-qualification.

- Whether the Bid has been lodged on time;
- Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time;
- Verify the validity of all returnable documents;
- Verify if the Bid document has been duly signed by the authorised respondent.

- 22.3.2. **Step Two:** Test for Responsiveness to RFP for technical/functionality criteria must be met or exceeded for a Respondent's proposal to progress to **Step Three** for further evaluation. The test for technical and functional threshold will include the following (**Refer functionality (technical) evaluation criteria table below**): Minimum threshold of **70 points**.

- Whether any general and legislation qualification criteria set by AEMFC, have been met;
- Whether the Bid contains a priced offer as prescribed in the pricing and delivery schedule;
- Whether the Bid materially complies with the scope and/or specification given.

- 22.3.3. **Step Three:** Evaluation of Price to determine a preferred bidders' price will be ranked from the lowest to the highest acceptable price offered and AEMFC will award business to the lowest acceptable Bid (Highest ranked bid) unless objective criteria justify the award to another bidder.

- 22.3.4. **Step Four:** Post tender negotiations (If Applicable)

- 22.3.5. **Step Five:** Award of business and contract conclusion.

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

23. EVALUATION CRITERIA

FUNCTIONALITY (TECHNICAL) EVALUATION CRITERIA						
NO.	EVALUATION CRITERIA	SCORING PRINCIPLE	RETURNABLE SCHEDULE	RATING	WEIGHTING SCORE	
1.	Site establishment and required yellow machines with capacity 1000 000 Bank Cubic Metre (BCM) of waste and 200 000 tons of coal Run of Mine (ROM) per month	Bidders must be able to provide evidence that they have immediate access to the required capacity 1000 000 BCM per month or maybe able to mobilize the capacity of 1000 000 BCM within 1 Month after award	Proof of yellow machine ownership or any relationship with OEMs. OR Lease agreement OR Reference to procure /lease the required fleet capacity (Financial Institution /Supplier	5	5	
			No proof provided	0		
		N.B. Failure to attach proof will result in zero points awarded.				
2.	Experience in designing, construction, supervision of constructability of designs and project management of Mining Infrastructure Engineering and Surface Infrastructure. CV's, qualifications and competence of the key staff for the project ECSA registered Professional Engineers, Technologist, Technicians amongst its personnel with relevant experience. SACPCMP registered OHS Agent and OHS Officer	Key Staff CVs with experience in projects of designing, construction, and project management similar nature and qualifications	Proof of similar experience (Reference Letters) in designing, construction, supervision of constructability of designs and project management of mining infrastructure and working EPCM companies with supporting evidence. CV's and qualifications of key staff with relevant experience. ECSA registration of key staff SACPCMP Registration for OHS Team CIDB Level – CE9	10	30	
		Reference letter from the Clients wrt experience of company in designing, construction, supervision of constructability of designs and project management of Mining Infrastructure Engineering and Surface Infrastructure.		5		
		Professional Engineers are ECSA Registered		3		
		Professional Technologists are ECSA Registered		2		
		Professional Technicians are ECSA Registered		2		
		SACPCMP registered OHS Officer / Agent		3		
		CIDB Level – CE9		5		
		No CIDB Level – CE9 / Professional Engineers, Technologist and Technicians are ECSA registered		0		
		N.B. Failure to attach proof will result in zero points awarded.				
		3.		Mining - Proof of contract completed with a minimum of 1000 000 equivalent bank cubic meters (eBCM) moved per month.		1000 000 above eBCM moved per month
Between 500 000 and 1000 000 eBCM moved per month	7,5					
Less than 500 000 eBCM per month	5					
N.B. Failure to attach proof will result in zero points awarded.						

Respondent's Signature

Date & Company Stamp

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

NO.	EVALUATION CRITERIA	SCORING PRINCIPLE	RETURNABLE SCHEDULE	RATING	WEIGHTING SCORE
4.	Processing Plant (Crush and Screening, and Dense Media Separation or Wash Plant)	Bidder has an existing processing plant or ability to source associated infrastructure and construct within 6 months of site establishment (concurrently)	Bidder to provide evidence of existing commercial quotation or invoice for the processing plant and associated infrastructure or proof of ownership of the processing plant	10	10
		No processing plant capability and capacity		0	
	NB: Failure to provide evidence of the bidding company's processing plant capability and capacity will lead to the bidder scoring zero.				
5.	Detailed project plan showing activities and milestones with timelines from raising capital, mine and infrastructure designs, construction up to mine operations with interfaces with all the activities.	Project plan provided and has a Leve 4 detailed work breakdown structure (WBS) including interfaces with other activities.	Provide a detailed project plan showing activities and milestones with timelines from raising capital, mine and infrastructure designs, construction up to mine operations with a level 4 detailed work breakdown structure with interfaces with all the activities.	10	10
		Project schedule provided and has a Leve 4 detailed WBS including interfaces with other activities		8	
		Project plan provided and has a Leve 4 detailed WBS but lacks some required details = 70%		7	
		Project plan provided but is not to expected detail, - it has neither WBS Level nor interfaces with other projects.		4	
		No schedule provided		0	
	N.B. Failure to provide project plan will lead to the bidder scoring zero.				
6.	Proof that the Bidder has done project finance of similar nature or magnitude e.g. finance to construct the Mine	Bidder must show evidence of ability to raise funds for project of this magnitude	Historical Bank Guarantee or Letter from financing institution on project of similar magnitude	5	5
			No evidence / proof provided	0	
	N.B. Failure to attach proof will lead to the bidder scoring zero.				
7.	Ability to separate oil from coal	Proof of technical ability/capacity to guarantee that the bidder understands the process of separating oil from coal	Proof relationship in the form of a letter on service provider letterhead with speciality to clean oil from coal	5	5
			No evidence / proof provided	0	
	N.B. Failure to attach proof will lead to the bidder scoring zero.				
8.	Experience of the bidder in conducting open-cast coal mining	More than five (5) years' experience in open cast coal mining experience	Bidder to provide signed contactable reference letters or any other verifiable evidence of experience on referring company letterhead indicating years of experience in open cast coal mining and /or Proof that you are operating where you own mining rights	5	5
		More than four (4) to five (5) years' experience in open cast coal mining		3	
		More than three (3) to four (4) years' experience in open cast coal mining		2	
		Three (3) years or less experience in open cast coal mining		0	
	NB. Failure to provide signed contactable reference letters or any other verifiable evidence of experience in open-cast coal mining will lead to the bidder scoring zero.				

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

NO.	EVALUATION CRITERIA	SCORING PRINCIPLE	RETURNABLE SCHEDULE	RATING	WEIGHTING SCORE
9.	Operational structure experience in open cast coal mining.	Site Manager (2.6.1 legal appointment)	Bidder to provide Curriculum Vitae (CVs) and qualifications of the legal appointees.	5	5
		Engineering Superintendent (2.13.1/2 with Sect.7(4) legal appointment)		4	
		Safety, Health, Environment and Quality (SHEQ) Manager (Sect.29(4) legal appointment)	Also provide organogram with the proposed legal appointees.	3	
		Any other legal appointment relevant to Mining operation	2		
	N.B: Failure to provide CVs and qualifications of all legal appointees will lead to the bidder scoring zero.				
10.	Safety Statistics (Lost Time Injury Frequency Rate - LTIFR) and fatality trends.	Safety Statistics indicating zero (0) LTIFR (in last 12 months), and zero fatality (in last 36 months)	Bidder to provide safety statistics in the form of an 'Incident and Investigations' report indicating the LTIFR in the last twelve (12) months and fatality trends for the last thirty-six (36) months.	10	10
		Safety Statistics indicating less than 0.38 LTIFR (in last 12 months) and zero fatality (in last 36 months)		8	
		Safety Statistics indicating more than 0.38 to 1.41 LTIFR (in last 12 months), and zero fatality (in last 36 months)		5	
		Safety Statistics indicating more than 1.41 LTIFR (in last 12 months), and/or fatality (in last 36 months)		0	
	N.B. Failure to provide safety statistics in the form of an 'Incident and Investigations' report indicating the LTIFR in the last twelve (12) months and fatality trends for the last thirty-six (36) months, will lead to the bidder scoring zero.				
11.	Coal Logistics Capacity (Domestic and Export Coal transportation to client)	Bidder has Coal Logistics Capacity	Bidder to provide valid proof of coal logistics capacity in the form of truck registration documents if owned by the bidder; or letter from Original Equipment Manufacturer (OEM) indicating they will provide the trucks if the bidder will be renting.	5	5
		No Coal Logistics Capacity		0	
	NB: Failure to provide valid proof of coal logistics capacity will lead to the bidder scoring zero.				
Minimum qualifying score required					70
Total weighting					100

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

24. FORMULA EVALUATION ON PRICE

24.1. AEMFC will utilise the following formula in its evaluation on Price:

$$PS = 90 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where:

Ps = Score for the Bid under consideration

Pt = Price of Bid under consideration

$Pmin$ = Price of lowest acceptable Bid

24.2. Points for this bid /tender shall be awarded for the following:

- i. Price
- ii. Specific Goals (weighted scores **10**):

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 6: LIST OF RETURNABLE DOCUMENTS

25. RETURNABLE DOCUMENTS REQUIRED

25.1. 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 AEMFC 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>

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

25.1.1. 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	
SECTION 12: Certificate of Attendance of Compulsory RFP Briefing	

25.1.2. RETURNABLE DOCUMENTS USED FOR SCORING

In addition to the requirements of section **(25.1.1)** above, Respondents are further required to submit with their Proposals the following **Returnable Documents Used for Scoring** and also to confirm submission of these documents by so indicating [Yes or No] in the table below:




Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

RETURNABLE DOCUMENTS USED FOR SCORING: TECHNICAL	
	SUBMITTED [Yes/No]
Bidder to provide evidence of existing commercial quotation or invoice for the processing plant and associated infrastructure	
Proof of yellow machine ownership or any relationship with OEMs. OR Lease agreement OR Reference to procure /lease the required fleet capacity (Financial Institution /Supplier	
Proof of similar experience (Reference Letters) in designing, construction, supervision of constructability of designs and project management of mining infrastructure and working EPCM companies with supporting evidence. CV's and qualifications of key staff with relevant experience. ECSA registration of key staff SACPCMP Registration for OHS Team CIDB Level – CE9	
Bidder to submit proof of volumes moved and signed off by the client and contact details for verification of volumes moved or proof must be submitted in case where means of production is owned by the bidder or is procured by the bidder	
Provide a detailed project plan showing activities and milestones with timelines from raising capital, mine and infrastructure designs, construction up to mine operations with a level 4 detailed work breakdown structure with interfaces with all the activities.	
Bidder to provide signed contactable reference letters or any other verifiable evidence of experience on referring company letterhead indicating years of experience in open cast coal mining	
Historical Bank Guarantee or Letter from financing institution on project of similar magnitude	
Proof relationship in the form of a letter on service provider letterhead with speciality to clean oil from coal	
Bidder to provide signed contactable reference letters or any other verifiable evidence of experience on referring company letterhead indicating years of experience in open cast coal mining and /or Proof that you are operating where you own mining rights	
Bidder to provide Curriculum Vitae (CVs) and qualifications of the legal appointees: <ul style="list-style-type: none"> • Site Manager (2.6.1 legal appointment) • Engineering Superintendent (2.13.1/2 with Sect.7(4) legal appointment) • Safety, Health, Environment and Quality (SHEQ) Manager (Sect.29(4) legal appointment) • Any other legal appointment relevant to Mining operation. Also provide organogram with the proposed legal appointees	
Bidder to provide safety statistics in the form of an 'Incident and Investigations' report indicating the LTIFR in the last twelve (12) months and fatality trends for the last thirty-six (36) months	
Bidder to provide valid proof of coal logistics capacity in the form of truck registration documents if owned by the bidder; or letter from Original Equipment Manufacturer (OEM) indicating they will provide the trucks if the bidder will be renting.	

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

RETURNABLE DOCUMENTS USED FOR SCORING: SPECIFIC GOALS	
	SUBMITTED [Yes/No]
<p>Valid proof of Respondent's compliance to B-BBEE requirements stipulated in Section 8 of this RFP (Valid B-BBEE certificate or Sworn Affidavit)</p> <ul style="list-style-type: none">  ID Copy of Owner / Director;  B-BBEE Certificate / Sworn Affidavit;  Company Registration Documents; and <p>Note: <i>Failure to submit valid and original (or a certified copy of) proof of the Respondent's compliance with the B-BBEE or Sworn Affidavit, will result in a score of zero being allocated for Specific Goals.</i></p> <p>Joint Ventures / Consortiums <i>Failure to provide a consolidated B-BBEE Certificate from a SANAS Accredited Service Provider will result in a score of zero for JVs / Consortiums</i></p>	

25.1.3. ESSENTIAL RETURNABLE DOCUMENTS

Over and above the requirements of sections **(25.1.1)** and **(25.1.2)** mentioned above, Respondents are further required to submit with their Proposals the following **Essential Returnable Documents** and also to confirm the submission of these documents by so indicating [Yes or No] in the table below:

ESSENTIAL RETURNABLE DOCUMENTS	
	SUBMITTED [Yes/No]
Bidder to provide a detailed methodology of how the bidder will deliver and/or coordinate an experienced project management, construction, operations, maintenance management, and finance team capable of delivering the project on a fully integrated basis	
National Treasury Registration on Central Data Base (CSD) (certificate). (A detailed report not older than one (1) month).	
Tax Clearance Certificate or electronic access PIN obtained from SARS's new Tax Compliance Status (TCS) system [Consortia / Joint Ventures must submit a separate Tax Clearance Certificate for each party]	
SECTION 6: List of Returnable Documents (continued validity of returnable documents)	
SECTION 7: SBD 4 Declaration of Interest	
SECTION 8: SBD 6.1 Preferential Procurement Regulations	
SECTION 9: SBD 9 Certificate of Independent Bid Determination	
SECTION 10: Resolution to Sign on Behalf of Company	
SECTION 11: Registration of Prospective Bidders Form	

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

25.1.4. 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 AEMFC with such renewals as and when they become due, AEMFC 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 AEMFC may have for damages against the Respondent.

SIGNED at _____ on this _____ day of _____ 20_____

SIGNATURE OF RESPONDENT'S AUTHORISED REPRESENTATIVE: _____

NAME: _____

DESIGNATION: _____

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 7: SBD 4

26. ADMINISTRATIVE RETURNABLE DOCUMENTS

DECLARATION OF INTEREST

(SBD4)

26.1. Any legal person, including persons employed by the state, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority where-

- the bidder is employed by the state; and/or
- the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.

26.2. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

26.3. Full Name of bidder or his or her representative:

26.4. Identity Number.....

26.5. Position occupied in the Company (director, trustee, shareholder²):

26.6. Company Registration Number.....

26.7. Tax Reference Number:

26.8. VAT Registration Number:

26.8.1. The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / persal numbers must be indicated in

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

paragraph 3 below.

26.8.2. "State" means –

- (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

²"Shareholder" means a person who owns shares in the company and is actively involved in the management of the enterprise or business and exercises control over the enterprise.

26.8.3. Are you or any person connected with the bidder presently employed by the state? YES/NO

26.8.4. If so, furnish the following particulars:

- (a) Name of person / director / trustee / shareholder/ member:
.....
- (b) Name of state institution at which you or the person connected to the bidder is employed:
.....
- (c) Position occupied in the state institution:
.....
- (d) Any other particulars:
.....

26.8.5. If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? YES/NO

26.8.6. If yes, did you attach proof of such authority to the bid document? YES / NO

(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid.

26.8.6.1. If no, furnish reasons for non-submission of such proof:

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

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

26.8.7. Did you or your spouse, or any of the company's directors / trustees /shareholders / members or their spouses conduct business with the state in the previous twelve months?
YES/NO

26.8.7.1. If so, furnish particulars:

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

26.8.8. Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid?
YES / NO

26.8.8.1. If so, furnish particulars.

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

26.8.9. Are you, or any person connected with the bidder, aware of any relationship (family, friend, other) between any other and any person employed by the state who may be involved with the evaluation and or adjudication of this bid?
YES/NO

26.8.9.1. If so, furnish particulars.

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

26.8.10. Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies whether or not they are bidding for this contract?

YES/NO

26.8.10.1. If so, furnish particulars:

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

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

26.8.11. Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	Personal Reference Number	Tax Number	State Number	Employee / Persal Number

26.8.12. DECLARATION

THE UNDERSIGNED (NAME).....

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

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 8: SBD 6.1

SBD 6.1

27. PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT

REGULATIONS 2022

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Specific Goals.

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

28. GENERAL CONDITIONS

28.1. 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).

28.2. To be completed by organ of state

- a) The value of this bid is estimated to exceed R50 000 000 (all applicable taxes included) and therefore the **90/10** preference point system shall be applicable;

28.3. Points for this bid shall be awarded for:

- (a) Price; and
(b) Specific Goals.

28.4. The maximum points for this bid are allocated as follows:

	POINTS
PRICE	90
SPECIFIC GOALS	10
Total points for Price and SPECIFIC GOALS	100

28.5. Failure on the part of a bidder/tenderer to submit proof of documentation required in terms of this bid/tender to claim points for Specific Goals with the bid/tender, will be interpreted to mean that preference points for Specific Goals are not claimed.

28.6. The organ of state reserves the right to require of a bidder/tenderer, either before a bid/tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

29. DEFINITIONS

- (a) **"tender/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 or works, through price quotations, advertised competitive bidding processes or proposals or any other method envisaged in legislation;
- (b) **"prices"** means an amount of money tendered for goods/services/works, and includes all applicable taxes less all unconditional discounts;
- (c) **"rand value"** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **"tender for income-generating contracts"** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **"the Act"** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000);

30. FORMULAE FOR PROCUREMENT GOODS AND SERVICES

30.1. POINTS AWARDED FOR PRICE

30.1.1. THE 90/10 PREFERENCE POINTS SYSTEM:

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

90/10

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

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

31. POINTS AWARDED FOR SPECIFIC GOALS

31.1. In terms of Regulation 4 (2); 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded for Specific Goals stated in the tender/bid. For the purposes of this tender the tenderer/bidder will be allocated points based on the goals stated in **table 1 below** as may be supported by proof/documentation stated in the conditions of this tender:

31.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must,

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

in the tender documents, stipulate in the case of

- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
- (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
- (c) then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system

31.3. Table 1: Specific goals for the tender/bid and points claimed are indicated per the table below.

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

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

31.4. AEMFC has identified in its Supply Chain Management Policy, Specific Goals, which will be used to promote transformation and empowerment. The Specific Goal/s applicable to the tender/bid is stated in the table below:

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

No	The specific goals points in terms of this bid	Number of points allocated (90/10 system) by AEMFC	Number of points Claimed (90/10) by the bidder	Documents to be submitted for verification
1	Percentage (%) ownership by Black	Points (5)	Bidder	<ul style="list-style-type: none"> ID Copy of Owner / Director; B-BBEE Certificate / Sworn Affidavit; and Company Registration Documents
	81-100%	5		
	51-80	3,5		
	31-50	2,5		
	<30	1,5		
	0%	0		
2	Percentage (%) ownership by women	Points (3)	Bidder	<ul style="list-style-type: none"> ID Copy of Owner / Director; B-BBEE Certificate / Sworn Affidavit; and Company Registration Documents
	81-100%	3		
	51-80	2,5		
	31-50	2		
	<30	1,5		
3	Percentage (%) Ownership by Youth	Points (2)	Bidder	<ul style="list-style-type: none"> ID Copy of Owner / Director; B-BBEE Certificate / Sworn Affidavit; and Company Registration Documents
	81-100%	2		
	51-80	1,75		
	31-50	1,5		
	<30	1		
	0%	0		

31.5. Bidders/Tenders must submit B-BBEE certificate issued by an authorised body or a B-BBEE Sworn affidavit to claim specific goals (s) points.

31.6. Proof of documentation must be attached in the form of Valid B-BBEE certificate or Sworn Affidavit

31.7. that is valid for a period of twelve (12) months from date signed by the commissioner.

31.8. AEMFC can only award points provided sufficient information and required documents are correctly completed and returned with the proposals.

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

32. DECLARATION WITH REGARD TO COMPANY/FIRM

32.1. Name of company/firm:.....

32.2. VAT registration number:.....

32.3. Company registration number:.....

32.4. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety
- ☐ Close corporation
- ☐ Company
- ☐ (Pty) Limited

[TICK APPLICABLE BOX]

32.5. DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

.....

.....

.....

32.6. COMPANY CLASSIFICATION

- ☐ Manufacturer
- ☐ Supplier
- ☐ Professional service provider
- ☐ Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

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

32.8. 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 purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding process;

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD (“AEMFC”) for a period of five (5) years with an option to extend for another 5 years based on performance.

- (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:

ADDRESS

.....

.....

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 9: SBD 9 CERTIFICATE OF INDEPENDENT BID DETERMINATION

33. CERTIFICATE OF INDEPENDENT BID DETERMINATION

33.1. This Standard Bidding Document (SBD) must form part of all bids/quotes¹ invited.

33.2. Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.

33.3. Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:

- a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.
- b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.

33.4. This SBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.

33.5. In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

² Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SBD 9**34. CERTIFICATE OF INDEPENDENT QUOTATION/PROPOSAL DETERMINATION**

I, the undersigned, in submitting the accompanying quote:

DESCRIPTION: APPOINTMENT OF A COMPETENT AND EXPERIENCED STRATEGIC MINING PARTNER TO DESIGN, DEVELOP, FUND, CONSTRUCT, OPERATE, AND TRANSFER OPEN CAST COAL MINING OPERATION AT KLIPPOORTJIE NEAR OGIES-MPUMALANGA FOR AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (SOC) ("AEMFC") FOR A PERIOD OF FIVE (5) YEARS WITH AN OPTION TO EXTEND FOR ANOTHER 5 YEARS BASED ON PERFORMANCE.

(Quote Number and Description)

in response to the invitation for the quote made by:

African Exploration Mining and Finance Corporation (SOC) Ltd

(Name of Institution)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: _____ that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
 - (a) has been requested to submit a bid in response to this bid invitation;
 - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
 - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder.

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

6. 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 consortium³ will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;
 - (b) geographical area where product or service will be rendered (market allocation)
 - (c) methods, factors or formulas used to calculate prices;
 - (d) the intention or decision to submit or not to submit, a bid;
 - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
 - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. 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.
10. 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 109 of the Competition Act No 89 of 1998 and or
11. 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.

.....
Signature

.....
Date

.....
Position

.....
Date

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.

Returnable document

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 10: RESOLUTION TO SIGN ON BEHALF OF COMPANY**35. RESOLUTION TO SIGN ON BEHALF OF COMPANY**

RESOLUTION of a meeting of the Board of "Directors / Members / Partners of:

.....
(legally correct full name and registration number, if applicable, of the Enterprise)

held at (place).....

on (date)

RESOLVED that:

- 1 The Enterprise submits a Tender to in respect of the following:

Tender Reference Number: **AE/VLAK019/2023:**

APPOINTMENT OF A COMPETENT AND EXPERIENCED STRATEGIC MINING PARTNER TO DESIGN, DEVELOP, FUND, CONSTRUCT, OPERATE AND TRANSFER OPEN CAST COAL MINING OPERATION AT KLIPPOORTJIE NEAR OGIES-MPUMALANGA FOR AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (SOC) ("AEMFC") FOR A PERIOD OF FIVE (5) YEARS WITH AN OPTION TO EXTEND FOR ANOTHER 5 YEARS BASED ON PERFORMANCE.

- 2 *Mr/Mrs/Ms in *his/her capacity as: (position)

And who will sign as follows: _____ (Signature)
 and is hereby, authorised to sign the Tender and all other documents and/or correspondence in connection with and relating to the EOI, as well as to sign any Contract, and any and all documentation, resulting from the award of any project to the Enterprise mentioned above.

	NAME	CAPACITY	SIGNATURE
1.			
2.			
3.			
4.			
Note: <ul style="list-style-type: none"> *Delete which is not applicable NB: This resolution must be signed by <u>all</u> the Directors / Members / Partners of the Tendering Enterprise or majority of directors of the Tendering Enterprise. Should the number of Directors / Members / Partners exceed the space available above, additional names and signatures must be supplied on a separate page. 			

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 11: REGISTRATION OF PROSPECTIVE BIDDERS FORM
CERTIFICATE OF ATTENDANCE OF [COMPULSORY] RFP BRIEFING

36. REGISTRATION OF PROSPECTIVE BIDDERS FORM

DESCRIPTION: APPOINTMENT OF A COMPETENT AND EXPERIENCED STRATEGIC MINING PARTNER TO DESIGN, DEVELOP, FUND, CONSTRUCT, OPERATE AND TRANSFER OPEN CAST COAL MINING OPERATION AT KLIPPOORTJIE NEAR OGIES-MPUMALANGA FOR AFRICAN EXPLORATION MINING AND FINANCE CORPORATION (SOC) ("AEMFC") FOR A PERIOD OF FIVE (5) YEARS WITH AN OPTION TO EXTEND FOR ANOTHER 5 YEARS BASED ON PERFORMANCE.

BID NUMBER: AE/VLAK019/2023

DATE OF BRIEFING SESSION: 08 February 2024

TIME: 10:00 ± 2 hours

VENUE: MICROSOFT TEAMS

REGISTRATION OF PROSPECTIVE BIDDERS FORM

All interested bidders must register their interests to attend a **compulsory** briefing session by completing this form and return to tender@co.za by **07 February 2024**.

It should be noted that this e-mail address is not to be used for submission of tender proposals.

Tel/ mobile no: Email address:

.....
ENTITY'S NAME

.....
BIDDER'S NAME

.....
DATE

Bidders are to submit the "REGISTRATION OF PROSPECTIVE BIDDERS FORM" for the briefing session attendance by 07 February 2024 to be able to attend the RFP briefing.

This is to ensure that AEMFC may make the necessary arrangements for the briefing session.

Note: The onus is upon the bidders to ensure attendance.

A Certificate of Attendance in the form set out in **Section 12** hereto must be completed and submitted with your Proposal as proof of attendance is required for a **compulsory** site meeting and/or RFP briefing.

Respondents failing to attend the compulsory RFP briefing will be disqualified.

Respondent's Signature

Date & Company Stamp

Description: Appointment of a Competent and Experienced Strategic Mining Partner to Design, Develop, Fund Construct, Operate, Maintain, and Transfer Open Cast Coal Mining Operation at Klippoortjie Near Ogies-Mpumalanga for African Exploration Mining and Finance Corporation (SOC) LTD ("AEMFC") for a period of five (5) years with an option to extend for another 5 years based on performance.

SECTION 12: CERTIFICATE OF ATTENDANCE OF [COMPULSORY] RFP BRIEFING**CERTIFICATE OF BRIEFING SESSION ATTENDANCE**

It is hereby certified that –

1.

2.

Representative(s) of [name of entity]

As the Bidder's Authorised Representative, have attended the Briefing Session in respect of the proposed [Goods/Services] to be rendered in terms of this RFP on**2024**

I have satisfied myself with regards to all conditions and other factors which may affect the Bidder's bid. I have obtained all necessary information as to risks, contingencies, and other circumstances which may influence or affect the Bidder's bid.

.....
AEMFC'S REPRESENTATIVE
NAME:

.....
RESPONDENT'S REPRESENTATIVE
NAME

.....
AEMFC'S REPRESENTATIVE
SIGNATURE:

.....
RESPONDENT'S REPRESENTATIVE
SIGNATURE:

DATE

DATE:

EMAIL:.....

NOTE:

This certificate of attendance must be filled in duplicate, one copy to be kept by AEMFC and the other copy to be kept by the bidder.

Respondent's Signature

Date & Company Stamp