

T1.2 TENDER DATA

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

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

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

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

Clause	Data
C.1.1 The <i>Employer</i> is	Transnet SOC Ltd (Reg No. 1990/000900/30)
C.1.2 The tender documents issued by the <i>Employer</i> comprise:	
Part T: The Tender	
Part T1: Tendering procedures	T1.1 Tender notice and invitation to tender T1.2 Tender data
Part T2 : Returnable documents	T2.1 List of returnable documents T2.2 Returnable schedules
Part C: The contract	
Part C1: Agreements and contract data	C1.1 Form of offer and acceptance C1.2 Contract data (Part 1 & 2) C1.3 Form of Securities
Part C2: Pricing data	C2.1 Pricing instructions C2.2 Activity Schedule
Part C3: Scope of work	C3.1 Works Information
Part C4: Site information	C4.1 Site information
C.1.4 The Employer's agent is:	Procurement Officer
Name:	Mpho Mohapi
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Port of Ngqura

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

1. Stage One - Pre-qualification criteria for preferential procurement in terms of the Preferential Procurement Regulations, 2017:

a) A tenderer having a stipulated minimum B-BBEE status level of contributor of level 4.

b) A tenderer to subcontract a minimum of 30% to-

- (i) an EME or QSE which is at least 51% owned by black people;
- (ii) an EME or QSE which is at least 51% owned by black people who are youth;
- (iii) an EME or QSE which is at least 51% owned by black people who are women;
- (iv) an EME or QSE which is at least 51% owned by black people with disabilities;
- (v) an EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships;
- (vi) a cooperative which is at least 51% owned by black people;
- (vii) an EME or QSE which is at least 51% owned by black people who are military veterans;

The list of potential sub-contractors that are registered on the National Treasury Central Supplier Database (CSD) must be accessed as follows:

- Log on to the CSD website on <http://secure.csd.gov.za/>.
- Click on Search and select Subcontractor Search; and
- Enter the Procurement reference number (1127672-LS-E002), and
- Click on "Run Search".

All Sub-Contractors must be registered on the National Treasury CSD by closing date.

Tenderers must Provide detailed information of the proposed Sub-contractors and submit returnable schedule **T2.2-02**

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

2. Stage Two - Local Production and Content in terms of the Preferential Procurement Regulations, 2017:

Tenderers must properly complete, duly sign and submit returnable schedule **T2.2-03**, entitled "Declaration Certificate for Local Production and Content (SBD 6.2 and Annexures C, D & E)", committing to meet the following stipulated minimum thresholds for local production and content for the following designated sectors as determined by the Department of Trade and Industry (DTI):

- **Electrical Cable Products:** 90%
- **Steel Products and Component for Construction:** 100%

- **Steel Lattice Towers and Masts: 100%**

The exchange rate to be used for the calculation of local production and content must be the exchange rate published by the South African Reserve Bank (SARB) at 12:00 on the date of the advertisement of the tender. The rates of exchange quoted by the tenderer in paragraph 4.1 of Returnable Schedule **T2.2-03** (the Declaration Certificate for Local Production and Content for Designated Sectors) may be verified for accuracy. Only the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 must be used to calculate local content.

The SABS approved technical specification number SATS 1286:2011 and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)] are accessible to all potential tenderers on the DTI's official website;
<http://www.the.dti.gov.za/industrial/development/ip.jsp>

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

3. Stage three - Functionality:

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

The evaluation criteria for measuring functionality and the points for each criteria and, if any, each sub-criterion are as stated in C.3.11.3 below.

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

C.2.7 The arrangements of a Compulsory meeting and site visit are as stated in the Tender Notice and Invitation to Tender. The Addenda will be published on the National Treasury eTender Publication Portal.

C.2.1 No alternative tender offers will be considered.
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C.2.1 Parts of each tender offer communicated on paper shall be as an **original, one (1) copy** and a
3.3 **clearly marked electronic version** (compact disc or memory stick) in the same format as the original submission which shall be in the **English Language**.

C.2.1 Transnet has implemented a new electronic tender submission system, the e-Tender Submission
3.5 Portal, in line with the overall Transnet digitalization strategy where suppliers can view advertised tenders, register their information, log their intent to respond to bids and upload their bid proposals/responses on to the system.:

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

- Log on to the Transnet eTenders management platform website (<https://www.transnet.net>);
- Click on "TENDERS";
- Scroll towards the bottom right hand side of the page;
- On the blue window click on "register on our new eTender Portal";
- Click on "ADVERTISED TENDERS" to view advertised tenders;
- Click on "SIGN IN/REGISTER – for bidder to register their information (must fill in all mandatory information);
- Click on "SIGN IN/REGISTER" - to sign in if already registered;
- Toggle (click to switch) the "Log an Intent" button to submit a bid;
- Submit bid documents by uploading them into the system against each tender selected.

Identification details:

The tender documents must be submitted labelled with:

- Name of Tenderer: (insert company name)
- Contact person and details: (insert details)
- The Tender Number: TNPA/2021/12/0013/RFP
- The Tender Description: Provision of public address, access control and CCTV systems in the tank farm at the Port of Ngqura

C.2.1 Telephonic, telegraphic, facsimile or e-mailed tender offers will not be accepted.
3.9

C.2.1 The closing time for submission of tender offers is:

5 Time: **10:00am** on the **11 February 2022**

Tender submission: The Transnet e-Tender Submission Portal will be applicable as stated in the section above.

NO LATE TENDERS WILL BE ACCEPTED

C.2.1 The tender offer validity period is **90 business working days** after the closing date. Tenderers
6 are to note that they may be requested to extend the validity period of their tender, on the same terms and conditions, if Transnet's internal evaluation and governance approval processes has not been finalised within the validity period.

C.2.2 The tenderer is required to submit with his tender:

- 3
1. A valid Tax Clearance Certificate issued by the South African Revenue Services. **Tenderers also to provide Transnet with a TCS PIN to verify Tenderers compliance status.**
 2. A **valid B-BBEE Certificate** from a Verification Agency accredited by the South African Accreditation System [**SANAS**], or a **sworn affidavit** confirming annual turnover and level of black ownership in case of all EMEs and QSEs with 51% black ownership or more together with the tender;
 3. Proof of registration on the Central Supplier Database;
 4. Letter of Good Standing with the Workmen's compensation fund by the tendering entity or separate Letters of Good Standing from all members of a newly constituted JV.

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

C3.4 The time and location for opening of the offers are after the opening submissions at the venue as stated in C.2.15.

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

The procedure for the evaluation of responsive tenders is Functionality, Price and Preference:
Each evaluation criteria will be assessed in terms of scores of 0, 20, 40, 60, 80 or 100

The scores of each of the evaluators will be averaged, weighted and then totalled to obtain the final score for functionality, unless scored collectively.

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

Functionality Criteria

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

Quality Criteria	Sub-Criteria	Sub-Criteria Point Allocation	Maximum number of points
Programme	The following information is required as a minimum on a programme submitted for evaluation:		10
	Ability to execute the works in terms of the Employer's requirements, indicating the order and timing of the construction activities that will take place in order to provide the work		
	Schedule showing Starting, Completion, Sectional Completion and Key Dates as listed in Contract Data Part One - "Data provided by the Employer" and are logically linked to activities in the schedule and to be driven by activities. All activities to be logically tied using a clearly defined critical path method (CPM)		
	All activity durations to be realistic and based on quantities and activities that can be measured in days. The calendar on the schedule should represent the actual work week/month used. e.g. weekends as nonworking periods		
	Against each activity or grouping of activities, the Tenderer indicates their "time risk allowances" and float shown. The Time Risk Allowances must be clearly defined and basis that were applied in calculating these durations. The Tenderer owns these allowances		
	Provisions for quality requirements & Health & Safety requirements, Clearly outlining how the tenderer plans to provide the Works		
	At a minimum, a Level 3 Programme is developed electronically and a hard copy to be supplied with the Tender document. This Schedule development should		

	be in Ms project. Primavera would be an added advantage.	
	The level of detail on the schedule should include, but not limited to, Key Milestones, Sectional Completion Milestones and Close-out activities	
	Planner CV with minimum 5 years' experience as a project planner	
	The Tenderer to submit a schedule narrative explaining the schedule development, exclusions and assumptions applied on the schedule. This should include the bases used on production rates applied on the schedule	
Management & CVs	The tender must be able to demonstrate that the project personnel have sufficient knowledge, experience and qualifications to provide the required service	
	Submit the following documents as a minimum with your tender document. An organisation chart showing on-site and off-site management (including the key people you have identified in the Contract Data Part two and identify the required legal appointments). Details of the location (and functions) of offices from which the works will be managed. Details of the experience of the staff who will be working on the works with respect to: (Working with the NEC3 Engineering and Construction Contract Option chosen for this contract. If staff experience of these matters is limited, an indication of relevant training that they have attended would be helpful).	5
	Key personnel should include at least, amongst others:	
	Project Manager with PMP Registration	3
	Construction Manager CV and proof of registration with SACPCMP	3
	Electrical Engineers (programmer/software engineer) hold electrical engineering qualification and ECSA registered	3
	Health and Safety officer, CV and proof of registration with SACPCMP	3
	Quality Officer	3
		20

Quality Plan	Tenderers should submit a complete and comprehensive Quality Plan that demonstrates the following:		10
	Project Quality Plan for the contract (must speak to the scope of works).		
	Valid ISO 9001 certification (certified).		
	Index or list of quality and works procedures (i.e. method statements) to be used during the contract.		
	CVs, qualifications and experience of quality manager and quality personnel on site as shown on the organogram (relevant quality qualification certificates must also be attached).		
	Project specific Quality Control Plan (For each discipline, i.e. Civil, Mech., Elec., etc.).		
	Project specific Quality data book index.		
Environmental Management Plan	Tenderers should submit a complete project specific Environmental Submission that includes the following:		5
	The tenderer must provide their environmental management policy, detailing their commitment to the protection of the environment.	1	
	The tenderer must explain their internal environmental management system (EMS) approach and attach the EMS manual/guidance document, as part of the overall quality management system.	1	
	In accordance with section 6.2 of the CEMP, the tenderer must submit a Project Environmental Management Plan (EMP). The Project EMP must comply with the requirements of section 6.2 of the CEMP, and must demonstrate how the tenderer will ensure that the requirements of the CEMP and SES are implemented.	1	
	The tenderer must demonstrate how the time and cost implications of the environmental management requirements outlined in the CEMP and SES have been taken into consideration in the pricing and schedule of the project.	0.5	

	The tenderer must include organisational charts and the CV of the Environmental Officer that is on Site on a daily basis. The Environmental Officer must be on Site a minimum of 15 hours per week. The CV must show that the Environmental Officer has sufficient experience and/or qualifications in environmental management.	0.5	
	The tenderer must demonstrate the required level of expertise and experience for the overall management of the construction environmental management process. A minimum of three examples of construction projects within environmentally sensitive areas must be provided with a brief synopsis of the environmental management measures implemented and the success of these measures.	0.5	
	"The tenderer is to sign the declaration of understanding (refer to T2.2-38) acknowledging understanding thereof and the budget provision for the implementation of environmental management requirements.	0.5	
Health and Safety	Tenderers should note that they will be scored on the level of quality and relevant content pertaining to this Scope of Works:		15
	Safety, Health & Environmental Company Policy signed by the accounting officer. List the five elements - <ul style="list-style-type: none"> • Commitment to Safety, prevention of pollution, • Continual improvement, • Compliance to legal requirements, appropriate to the nature of contractor's activities, • Hold management accountable for development of the safety systems • Include objectives and targets. 	1	
	Roles and responsibilities of legal appointees a) In terms of OHSA 85 of 1993 and its Regulations. <ol style="list-style-type: none"> S16.1 CEO, S16.2 Assistant to CEO, CR8.2 Assistant Construction manager, 	3	

	<ul style="list-style-type: none"> iv. CR8.7 Construction Supervisor, v. CR8.8 Construction assistant supervisor, vi. CR9.1 Risk Assessor <p>b) In terms of Project and Construction Management Professional Act 48 of 2000</p> <ul style="list-style-type: none"> i. Roles and responsibilities, CV and proof of registration with SACPCMP for Construction Manager <p>c) In terms of Construction Regulations 2014</p> <p>Roles and responsibilities, CV and proof of registration with SACPCMP for:</p> <ul style="list-style-type: none"> i. Health and Safety Officer; <p>and</p> <ul style="list-style-type: none"> ii. Health and Safety Manager 		
	List of job categories for project and competencies required per category and develop a signed training Matrix for all employees who will be working on the project. This matrix must include Management and highlight training planned dates.	1	
	Overview of the tenderer's Risk Assessment methodology, and submission of risk assessments indicating major activities of the project namely, but not limited to: Installations of lighting masts, CCTV cameras and access control systems at various locations, inclusive of COVID 19 requirements	2	
	Two years synopsis of SHE incidents, description, type and action taken to prevent re-occurrence	1	
	Submission of completed cost breakdown sheet	2	
	Complete and return with tender documentation the Contractor Safety Questionnaire with supporting documentation included as an Annexure.	5	

Previous Experience	Tenderers are required to demonstrate their experience in the delivery of similar works, and to this end shall supply a sufficiently detailed reference list with contact details of existing customers and demonstrate their overall experience in the delivery of similar works.		20
	Tenderers to demonstrate their overall experience in the delivery of similar works. The tenderer must demonstrate their relevant experience with regards to:		
	<ul style="list-style-type: none"> Development of detailed design for CCTV and Access Control systems 	5	
	<ul style="list-style-type: none"> Supply, installation and termination of all related 	5	
	<ul style="list-style-type: none"> Configuration, testing and commissioning of CCTV and Access Control systems 	5	
	<ul style="list-style-type: none"> Sufficient references to substantiate experience indicated (Client name and contact details, project description, duration and contract value) 	5	
Method Statement	Tenderers are to submit a project specific Method Statement highlighting the categories below:		20
	A detailed technical method statement is required covering the design, installation, testing & commissioning and sequence of all aspects of the works to enable the Employer to assess the impact of the Contractor's methods with regard to constructability, practicality, quality, health, safety, risk and the environment.	5	
	As a minimum the detailed technical method statement should include:		
	Method of Design: Tenderer should narratively demonstrate the approach to design (highlighting all tools and design processes to be followed), Quality Assurance /Quality Control (QA/QC), interfaces with other discipline including the client	5	
	Method of supply, installation of all CCTV and Access Control system: Tenderer should narratively demonstrate the approach to pre-manufacturing activities	5	

	and meetings, QA/QC (FAT), interfaces with other discipline including the client, acceptable manufacturing processes and systems up to final approved product. Demonstrate manufacturing process that show reduction of manufacturing time and increased productivity as well as installation process.		
	Method of configuration, testing and commissioning of CCTV and Access Control systems: Tender should narratively demonstrate the approach to site establish, pre-installation activities and meetings, interfaces with other discipline including the client, installation logistics, site acceptance testing, commissioning procedures and handover.	5	
Maximum possible score for quality			100

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

- T2.2-05 Programme
- T2.2-06 Project Organogram, Management & CV's
- T2.2-07 Quality Management
- T2.2-08 Environmental Management
- T2.2-09 Health and Safety Management
- T2.2-10 Previous experience
- T2.2-11 Method Statement

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

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- C.3.1 Only tenders that achieve the minimum qualifying score for functionality will be evaluated further in accordance with the 80/20 or 90/10 preference points systems as described in Preferential Procurement Regulations 6 and 7.
- 1.

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

and/or

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

There is uncertainty on the preference point system to be applied, TNPA will must advertise the tender indicating that the tender will be evaluated on either the 80/20 or 90/10 preference point system. Once a tender is received, the lowest acceptable tender must be used to determine the preference point system to be used for the evaluation of tenders.

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

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

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- C.3.1 Tender offers will only be accepted if:

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

the tenderer:

- a) is not under restrictions, or has principals who are under restrictions, preventing participating in the employer's procurement,
- b) can, as necessary and in relation to the proposed contract, demonstrate that he or she possesses the professional and technical qualifications, professional and technical

competence, financial resources, equipment and other physical facilities, managerial capability, reliability, experience and reputation, expertise and the personnel, to perform the contract,

c) has the legal capacity to enter into the contract,

d) is not insolvent, in receivership, under Business Rescue as provided for in chapter 6 of the Companies Act, 2008, bankrupt or being wound up, has his affairs administered by a court or a judicial officer, has suspended his business activities, or is subject to legal proceedings in respect of any of the foregoing,

e) complies with the legal requirements, if any, stated in the tender data and

f) is able, in the option of the employer to perform the contract free of conflicts of interest.

C.3.1 The number of paper copies of the signed contract to be provided by the Employer is 1 (one).

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