

INVITATION TO BID

YOU ARE INVITED TO BID FOR PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES

ADVERT DATE: **27 November 2024**

COMPULSORY BRIEFING MEETING: **02 December 2024**

TIME: **10H00 TO 11H00**

VENUE: **The Auditorium, Offices of the Johannesburg Development Agency, 3 Helen Joseph Street (Formerly President Street), the Bus Factory, Newtown, Johannesburg, 2000**

CLOSING DATE: **05 December 2024**

CLOSING TIME: **12H00**

BID NUMBER: **JDASCM/MPS/11/2024**

BID DESCRIPTION: **RFQ – PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS**

BID DOCUMENTS MUST BE DEPOSITED IN THE BID BOX SITUATED AT:

Offices of the Johannesburg Development Agency, 3 Helen Joseph Street (Formerly President Street), the Bus Factory, Newtown, Johannesburg, 2000

Bidders should ensure that bids are delivered timeously to the correct address. If the bid is late, it will not be accepted for consideration.

NB: NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE (see definition below)

¹ * MSCM Regulations: "in the service of the state" means to be –

- (a) a member of –
 - (i) any municipal council;
 - (ii) any provincial legislature; or
 - (iii) the national Assembly or the national Council of provinces;
- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of 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);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) An employee of Parliament or a provincial legislature.

ANY ENQUIRIES REGARDING THE BIDDING PROCEDURE AND PROJECT MAY BE DIRECTED TO:

Department: Marketing, Communication and PR Department

Contact Person: Mr Kenneth Nxumalo

Tel: 011 688 7800

Fax: 011 688 7899

E-mail: knxumalo@jda.org.za

Department: Procurement

Contact Person:

Ms Kgadi Mphela

Tel: 011 688 7800

Fax: 011 688 7899

E-mail: kmphela@jda.org.za

PLEASE NOTE: TENDERS MUST BE SUBMITTED ON THE TENDER DOCUMENTATION ISSUED. TENDER DOCUMENTATION MUST NOT BE REPRODUCED OR REARRANGED. ANY ADDITIONAL INFORMATION MUST BE SUBMITTED AS A SEPARATE ATTACHMENT TO THE TENDER DOCUMENT FAILURE TO DO SO WILL RESULT IN YOUR BID DISQUALIFIED.

OFFER

THE FOLLOWING PARTICULARS MUST BE FURNISHED
(FAILURE TO DO SO WILL RESULT IN YOUR BID BEING DISQUALIFIED)

NAME OF BIDDER

BID NUMBER

BID DESCRIPTION

POSTAL ADDRESS

STREET ADDRESS

CONTACT PERSON

TELEPHONE NUMBER CODE NUMBER

CELLPHONE NUMBER

FACSIMILE NUMBER CODE NUMBER

E-MAIL ADDRESS

COMPANY REGISTRATION NUMBER

NATIONAL CENTRAL SUPPLIER DATABASE NUMBER MAAA.....

VAT REGISTRATION NUMBER

TAX VERIFICATION PIN NUMBER

TOTAL BID PRICEN/A..... Including Value Added Tax

TOTAL BID PRICE in words

.....

.....

..... Including Value Added Tax

SIGNATURE OF BIDDER

CAPACITY UNDER WHICH THIS BID IS SIGNED

DATE

To all Stake Holders

RE: The channels of reporting fraudulent and Corrupt Activities

The City of Johannesburg has a **zero-tolerance approach to Fraud, Theft, Corruption, Maladministration, and Collusion** by suppliers with employees.

To reinforce this commitment, more channels have been added to report any Fraudulent and Corrupt activities.

Instances of corporate fraud and misconduct remain a constant threat to service delivery. The City of Johannesburg took a resolution to adopt strategic interventions aimed at combatting fraud and corruption.

The City took a decision to centralize the reporting of fraudulent and corrupt activities through the establishment of an independent fraud hotline.

All people doing business with the Johannesburg Development Agency are encouraged to report any corrupt or illegal practice.

Employees are encouraged to report fraud, waste or other concerns suggestive of dishonest or illegal activities.

Anyone can report fraudulent and corrupt activities through one of the following channels:

- Toll free number: 0800-0025-87 (all official languages)
- Email Address: whistle@joburg.org.za
- Walk in: 48 Ameshhof Street, SAPPI Building, East Wing, 5th Floor
- Social Media Pages: Facebook (Group Forensic and investigation services GFIS) and Twitter (@cojgfs)
- Management Request and referrals: Various Departments and Entities



Let's join hands to take up the Fight against Fraud and Corruption in our society

JOHANNESBURG DEVELOPMENT AGENCY

MEDIA PLACEMENT SERVICES

REQUEST FOR QUOTATION FOR:

PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES
FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

NOVEMBER 2024

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ANNEXURES

- A : Business Declaration
- B : Declaration of Interest
- C : Declaration of Past SCM Practices
- D : Particulars of Contracts Awarded by an Organ of State
- E : MBD9 Certificate of Independent Bid Determination
- F : Organogram
- G : Schedule of completed projects
- H : Declaration of Municipal Account
- I : Preference Points Claim Form in terms of the Preferential Procurement Regulations 2022

1. INTRODUCTION

The JDA is requesting proposals from media buying and media planning service providers.

Applicants from experienced companies and joint ventures are invited to submit proposals for media buying, media planning, and related services for a period of 12 months

The Johannesburg Development Agency (JDA) is a wholly owned entity by the City of Johannesburg responsible for the regeneration of areas in decay. It does this by compartmentalizing capital and operational works into specific projects delivered through a series of professional, engineering, consulting, project management, and contractor services. Consistent with Supply Chain Management policy, the JDA procures such services using timeous, fair, transparent, and consistent placement of tenders in the print (newspaper) and electronic media (JDA website), etc.

OBJECTIVES

JDA's objective is to appoint a service provider who will:

- Provide JDA with a media buying service that creates visibility and communicates our communication objectives on an advertising platform that the communities we serve relate to;
- Achieve significant cost savings for JDA through advising, timeous planning, and buying that yields discount benefits without degradation in the quality of services;
- Provide the best value for money by recommending platforms and programmes that have high reach with our target market
- Provide a media team with the necessary expertise to ensure a sustainable supply of services
- Meet JDA's current requirements and provide flexibility to meet JDA's future needs related to the scope
- Appropriately contain JDA's risk, including to (i) sustained service delivery; (ii) cost containment; (iii) changes in law; (iv) procurement of the services under a flexible and scalable arrangement which reflects its needs from time to time
- Establish a successful contractual relationship between the parties that is flexible and highly responsive to JDA's changing requirements over the term
- Provide JDA with expertise that is required to identify, analyze, recommend, provide, and implement, amongst other things, new technologies and processes; and
- Provide JDA with consistent and innovative services over the contract.

2. SCOPE OF SERVICES

2.1 The Johannesburg Development Agency desires to appoint an established media buying agency. The service provider must have extensive experience to procure media placements in the following media platforms:

- Radio (Including Regional and Community Radio Stations);
- Print media (Including Regional and Community media);
- Television (Including Regional and Community TV);
- Out-of-home (OOH);
- Online and digital media;
- The distribution of bulk messages on social media platforms like WhatsApp; and
- Production of material for out of home, radio, and digital platforms

2.2. The service provider must have a proven track record on:

- Media research, analysis and monitoring;
- Media strategy development and execution;
- Media platform selection;
- Media commission and discount rate negotiations and placements

- Excellent turnaround time; and
- Knowledge, information, and skills transfer initiatives with entities

2.3. The service provider is expected to:

- Demonstrate an understanding of the communities and socioeconomic conditions that would influence ratepayer's perception of JDA and consequential reputational impact;
- Undertake negotiations with media owners to secure the most cost-effective discount and added value for JDA
- Undertake media planning and buying for all JDA advertising and brand activation requirements;
- Ensure tracking, monitoring, and management of all JDA media placements;
- Submit monthly, quarterly, and annual analytical reports as well as ad hoc reports on advertising spend by JDA;
- Provide JDA access to research data and analysis which will assist JDA in its media planning and placement;
- Work in collaboration with JDA's team when designing and doing creative for placements;
- Advising JDA of any innovations in the media industry that would be suitable for JDA brand
- Respond to short lead times and booking requests; and
- Attend monthly status meetings at JDA offices or through any selected online channel suitable for the purpose and upon request.
 - Design and layout of adverts as per the JDA Corporate Identity guidelines.
 - Editing and proofreading of all adverts.
 - Production of final material.
 - Liaising between the JDA and appropriate print-media houses for the best tender sport within newspapers.
 - Conclusion of bulk discount agreements with various media houses on behalf of the JDA and to its financial benefit.
 - Unlocking any additional value-add from print media houses for various JDA PR reputational management opportunities.
 - Submitting monthly, quarterly, and annual analytical reports on advertising spend by the JDA.
 - The service provider will be required to place adverts in various newspapers as required by the client.
- Through skilled negotiation, the service provider's team of planners and buyers must be able to construct the most cost-effective plan – making JDA's every advertising Rand count.

2.4. Reporting

The service provider must provide JDA with:

- A media strategy for a campaign;
- Media buying schedules, media trends, and the latest developments every quarter:
- Weekly status reports
- Monthly reports
- Closeout reports
- Ad hoc media-related reports requested from time to time.

2.5. Human Resources Requirements

- 2.1.1 Qualified media buying personnel.
- 2.1.2 Technical graphic design personnel.
- 2.1.3 Strategic media placement personnel.

2.6. Mandatory requirements

- 2.3.1 Fully complete the offer form.
- 2.3.2 Tenderers must be registered on the National Treasury Supplier Database.
- 2.3.3 Indicate commission as a percentage (%) of placement costs
- 2.3.4 Indicate design and layout costs

3. APPOINTMENT

- 3.1 The JDA is requesting proposals from experienced companies to provide media placement services to the JDA. The appointment will be over 12 months.

The services required are outlined in item 2 above. This is followed by item 3.2 below which applicants are required to take note of.

3.2 Notes

- 3.2.1 Applicants are to ensure that they have adequate resources to undertake the work under stringent timeframes.
- 3.2.2 The JDA reserves the right to ask tenderers to replace any member/s of the proposed team if they do not meet the JDA requirements.
- 3.2.3 Successful tenderers will be required to sign the JDA's Standard Form Agreement and appendices.

3.3 Notes

- 3.3.1 Appointments for the 12 months will be dependent on satisfactory performance and budget availability over the years.
- 3.3.2 Bidders are to ensure that they have adequate resources to undertake the work under stringent timeframes.
- 3.3.3 The JDA reserves the right to ask tenderers to replace any member/s of the proposed team if they do not meet the JDA requirements.
- 3.3.4 Successful tenderers will be required to sign the JDA's Standard Form Agreement upon appointment.
- 3.3.5 No tender will be awarded to a bidder whose tax matters are not in order with SARS.
- 3.3.6 No tender will be awarded to a bidder who is not registered on CSD.
- 3.3.7 No tender will be awarded to a bidder who is not registered with at least ONE media accreditation agency (such as the Media Credit Commission) that exercises regulatory influence within this

industry.

4.1 PRICING

4.1.1 Bidders should indicate a percentage commission, which will be claimed as remuneration.

4.1.2 Bidders should indicate specially negotiated percentage tariffs/percentage discounts or shared commission and added value which are offered.

4.1.3 Bidders must indicate/explain how the media rate less the discount is calculated.

4.1.4 The above percentages must be fixed for the duration of the contract.

4.1.5 Bidders must submit the price breakdown as per the above.

THE DISCOUNTED PERCENTAGE THAT WILL BE OFFERED TO THE JDA MUST BE CARRIED TO THE “OFFER” PAGE. FAILURE TO PRICE AS INDICATED ABOVE WILL RESULT IN A NON-RESPONSIVE TENDER AND THE TENDER WILL BE DISQUALIFIED.

4.1.5 Tenderers must ensure that the final TOTAL FEE is correctly carried to the “offer” page. The value recorded on the offer page will be regarded as the tendered amount to render services. Failing to price as required will result in the tender being disqualified.

4.1.6 Successful tenderers will be remunerated in accordance with JDA’s Standard Form Agreement.

5. PROPOSAL CONTENT

The bidder’s submission must provide the JDA with sufficient information to enable the employer to make a sound and fair evaluation of the proposal. It must clearly indicate the **relevant** previous experience, capability, and capacity of the bidding entity to undertake the project. The proposal should **use the same item numbers as below, using numbered dividers.**

The following minimum documentation must be provided:

5.1 THE “OFFER” PAGE MUST BE COMPLETED IN FULL AND SIGNED. Any bidder who fails to do so will be disqualified.

5.2 TOTAL FEE MUST BE CORRECTLY TRANSFERRED TO THE “OFFER” PAGE. Any bidder who fails to do so will be disqualified.

5.3 An original valid BBEE status level verification certificate substantiating the bidding entities BBEE rating or a certified copy thereof. Only certificates issued by verification agencies accredited by the South African Accreditation System (SANAS), or by registered auditors approved by the Independent Regulatory Board of Auditors (IRBA) will be accepted. An EME must submit a sworn affidavit confirming the following:

- Annual turnover revenue of R10 million or less; and
- Level of black ownership

Any misrepresentation in terms of the above constitutes a criminal offence as set out in the B-BBEE Act as amended.

5.4 Company registration documents.

- 5.5 A copy of the bidding entity's current municipal rates account in the name of the bidding entity or in the names of the partners/partners of the bidding entity.
- 5.6 Audited financial statements for the past three financial years.
- 5.7 Details of partners directors/partners/members/members/members and shareholders with certified copies of their identity documents.
- 5.8 The bidding entity's certificates of professional membership/s to industry bodies.
- 5.9 A detailed approach and methodology statement wherein the approach to be followed in each stage of the design and construction process is outlined with a clear identification of the deliverables in each stage. This section should show the tenderer's understanding of the process and input required for the completion of the required services.
- 5.10 The forms A to I annexed, must be scrutinized, completed in full, and submitted together with your quotation.
- 5.11 A corporate brochure alternatively a summary of the entity's background.
- 5.12 Provide information on the individuals who will be assigned to **this project (NOT the entire company)**. The following **must** be addressed :
- Organogram
 - role/s and responsibility/ies on this project
 - relevant qualifications and attach proof thereof
 - number of years of relevant experience in the industry **and** in the proposed role
 - detailed CVs for each member of the team noting their specific relevant project experience **[project description, role and responsibilities, project value]**
 - individual memberships to professional associations and attach proof thereof
- 5.13 A schedule of completed contracts of a **similar** nature to this project The following details **must** be included on the schedule :
- Description of the project
 - Service rendered
 - Name of employer /client and their representative's contact details
 - Cost of the works
 - Fee obtained for services
 - Date of completion
 - Letter of reference on the client's letterhead or with the client's company stamp that confirms the project scope of work, service rendered, and project value.

Tenderers are to submit 2 copies of their proposal (1 original plus 1 copy).

FAILURE TO COMPLY WITH THE REQUIREMENTS IN ITEM 5 WILL RESULT IN TENDERERS BEING DISQUALIFIED FOR NON-COMPLIANCE OR NEGATIVELY SCORED IN THE TECHNICAL ASSESSMENT.

Note for consortium and joint ventures

- **EACH** party to a consortium and joint venture is to submit the requisite documents and / or information as requested in item 5 (ie.5.4-5.9, 5.11-5.12, and 5.13)

- An Agreement or Heads of Terms recording the arrangement between the parties to the consortium / joint venture is to be submitted.
- A lead consultant is to be appointed and noted in the submission.
- A trust, consortium or joint venture will qualify for points for their BBBEE status level as an unincorporated entity, provided that the entity submits their consolidated BBBEE scorecard as if they were a group structure and that such a consolidated BBBEE scorecard is prepared for every separate tender.

Failure to comply with these conditions may invalidate your offer.

6. ASSESSMENT CRITERIA

Submissions (responses to item 6 above) will be evaluated on the criteria to follow:

- Compliance
- Technical
- Price and Preference
- Risk Tolerance

6.1 Compliance

Bidders will be disqualified in the following instances;

- If a bidder who is not registered with at least ONE media accreditation agency (such as the Media Credit Commission) which exercises regulatory influence within this industry.
- If any of its directors are listed on the register of defaulters;
- In the case of a bidder who during the last five years has failed to perform satisfactorily on previous contracts with the JDA or any other organ of state after written notice was given to that bidder that performance was unsatisfactory;
- Bidders who did not complete, in full, the tender offer page and sign;
- Bidders whose tender document has been completed in pencil;
- Bidders whose documents have been faxed;
- Bidders whose tender document has been received after the closing time;
- Bidders whose tender document has not been deposited in the tender box at the time of closing;
- Bidders who fail to price as required i.e. as stipulated in item 4 herein;
- Bidders who have any directors in the employment of the state.
- No award will be made to any bidder whose tax matters are not in order with the receiver of revenue (SARS);
- No award will be made to any bidder who is not registered on the National Treasury Central Supplier Database (CSD);

6.2 Technical

The technical assessment is based on the criteria set-out below namely:

- (i) Key returnable documents,
- (ii) Capability of the proposed key team members (i.e. experience, qualifications, and memberships to professional associations per Item 5.12 above);
- (iii) The experience of the company and;
- (iv) The references per Item 5.13 above).

Tenderers will have to submit compliant documents and score a minimum number of points in the technical evaluation to be considered further in the evaluation process.

The minimum point required is **270 points which is 60% of 162 points.**

Classification	Total Points	Criteria	Description of Criteria	Points
A Key Returnable Documents	20	Company registration documents	Points will only be allocated for key returnable documents submitted	N/A
		Current municipal account		N/A
		3 Years of audited financial statements		N/A
		Certified copies of directors/partners identity documents		N/A
		The bidding entity's certificates of membership/s to industry bodies		2
		Forms A to I completed in full and signed		18

Classification	Total Points	Criteria	Description of Criteria	Points
B Capability of proposed key personnel per Item 5.12	75 A total of 75 points is achievable for	Team Leader The project lead must have a minimum of 5 years of experience as a media buyer.	Points will only be allocated for experience on media placement services	50
			If any of the following information is not provided, zero points will be awarded :	

B1 Detailed CVs indicating track record of the proposed key team members	Capability of key personnel	Junior/Assistant The assistant / junior person must have a minimum of 3 years of experience in a junior role as media buyer.	• CV's provided must be as per the resources recorded on the organogram • CV's must clearly show similar experience • CV's must clearly show the role executed by the resource on the said projects • CV's must clearly show the values of said media placement projects. Note that duplication of resources/personnel	25
B2 Copies of qualifications and memberships to professional bodies are required for the proposed team members	75 A total of 75 points is achievable for qualifications	Team Leader The project lead must have an Honours Degree / Bachelor's Degree in the discipline being tendered for.	Points will only be allocated for proposed team members with the specified qualifications If no proof of qualifications is attached, zero points will be awarded.	50

		Junior/Assistant The assistant or junior person must have an Diploma in the discipline being tendered for		25
Classification	Total Points	Criteria	Description of Criteria	Points
C Company experience per Item 5.13 : C1 Experience on similar media placement services.	50 A total of 50 points is achievable for Company experience in similar completed projects under section C1	Five or more projects completed	Points will only be allocated for media placement related projects as listed in the schedule requested in item 5.13	50
		Three to four projects completed	Project information contained elsewhere in the tender submission will not be considered.	30
		One to two projects completed		10
Classification	Total Points	Criteria	Description of Criteria	Points
C2 Contactable references for	50 A total of 50 points is achievable for Contactable references on media placement services A total of 50 points is achievable for Contactable references in similar completed	Five or more satisfactory references	Points will only be allocated for references on similar media placement services projects in Item 5.13 References must be on the client's letterhead or on a document stamped by the client and must	50
		Three to four satisfactory references	confirm the project description, services rendered, values and contact details in order to obtain the points. If any of the required	30

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media placement services	projects under section C2 References must be for projects that are listed for similar completed projects under C1	One to two satisfactory references	information does not appear in the reference, zero points will be awarded. Reference letters must be aligned to projects listed as previous similar	10
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Note regarding the submission of reference letters from JDA for the JDA project :

Should completed JDA projects be listed, bidders are not required to supply reference letters for those JDA-listed projects. Points will be awarded if the projects meet the required criteria (Media placement projects completed in the past 5 years) and are satisfactorily completed.

6.3 Price and Empowerment

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

Either the 90/10 or 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

SPECIFIC GOAL 1: HDI	MEANS OF VERIFICATION	80/20	90/10
Business owned by 51% or more - Black People	CSD, Valid BBBEE Certificate / Affidavit Sworn under oath, ID copy of owner/s of the business and Shareholder's certificate.	5	2
Business owned by 51% or more — Women	CSD, ID copy of owner/s of the business and Shareholder's certificate.	10	5
SMME – EME or QSE	B-BBEE certificate or QSE/EME Affidavit;	5	3

The 90/10 price/preference points system will be applied to the evaluation of responsive tenders up to and 10 including a Rand value of above R50'000'000 (all applicable taxes included), whereby the order(s) will be placed with the tenderer(s) scoring the highest total number of adjudication points.

Price shall be scored as follows:

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$$Ps = 90 \times (1 - (Pt - Pmin))$$

Pmin

Where: Ps is the number of points scored for price;

Pt is the price of the tender under consideration;

Pmin is the price of the lowest responsive tender.

Preference points shall be based on the Specific Goal as per below:

TABLE 1:AWARD ABOVE 50M (VAT INCLUSIVE)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Evidence
Race – people who are Black, Coloured or Indian (ownership)* More than 51% black ownership	2		• B-BBEE certificate or QSE/EME Affidavit; • CIPC • Certified ID • CSD report
Gender are women (ownership)* More than 51% women ownership	5		• B-BBEE certificate or QSE/EME Affidavit; • CIPC • Certified ID • CSD report
SMME – EME or QSE	3		B-BBEE certificate or QSE/EME Affidavit;
Total Points	10		Failure to attach evidence will lead to scoring zero points

Having completed a technical evaluation, the procedure for the evaluation of technically qualifying tenders is Method 2 (Price and Preferences). The Preference Point System assigns a score to each tenderer based on the tender price and on the tenderer's preference points. These scores are combined to determine an overall score for the tender. The tender with the highest score will be considered for acceptance.

The Preference Point System will be applied as follows:

For tenders above R50 million

- 90 points are assigned to price
- Up to 10 points are assigned to BBBEE status per the table under item

Points scored will be rounded off to the nearest 2 decimal places

Schedule 3:

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

PROCUREMENT REGULATIONS 2022

Notes:

8.3.1.1 "B-BBEE status level of contributor" means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act (Act No.53 of 2003).

8.3.1.4 The submission of such certificates must comply with the requirements of instructions and guidelines issued by the National Treasury and are in accordance with notices published by the Department of Trade and Industry in the Government Gazette.

8.3.1.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.

8.3.1.6 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate tender.

8.3.1.7 A person will not be awarded points for B-BBEE status level if it is indicated in the tender documents that such a tenderer intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a tenderer qualifies for.

8.3.1.8 A person awarded a contract will not be permitted to sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned.

8.3.1.9 No tender will be awarded to a bidder whose tax matters are not in order with SARS.

8.3.1.10 No tender will be awarded to a bidder who is not registered on CSD.

8.3.2 Formula for scoring tender price

The following formula will be used to calculate the points for price.

$$Ps = X [1 - \frac{(Pt - Pmin)}{Pmin}]$$

Pmin

Where

Ps = Points scored for comparative price of tender under consideration

Pt = Comparative price of tender under consideration

Pmin = Comparative price of lowest acceptable tender

X = Points assigned to price

8.3.3 The total preference points for a tender are calculated with the formula

$$PP = Ps + Pbee$$

Where

PP is the total number of preference points scored by the tenderer

Ps is the points scored for the comparative price of the tenderer, and

Pbee is the number of points awarded to the tenderer based on his certified B-BBEE status level.

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

The 80/20 price/preference points system will be applied to the evaluation of responsive tenders up to and 20 including a Rand value of up to R50'000'000 (all applicable taxes included), whereby the order(s) will be placed with the tenderer(s) scoring the highest total number of adjudication points.

Price shall be scored as follows:

$$Ps = 80 \times (1 - \frac{(Pt - Pmin)}{Pmin})$$

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Pmin

Where: Ps is the number of points scored for price;

Pt is the price of the tender under consideration;

Pmin is the price of the lowest responsive tender.

Preference points shall be based on the Specific Goal as per below:

TABLE 2: AWARD UP TO 50M (VAT INCLUSIVE)

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)	Evidence
Race – people who are Black, Coloured or Indian (ownership)* More than 51% black ownership	5		• B-BBEE certificate or QSE/EME Affidavit; • CIPC • Certified ID • CSD report
Gender are women (ownership)* More than 51% women ownership	10		• B-BBEE certificate or QSE/EME Affidavit; • CIPC • Certified ID • CSD report
SMME – EME or QSE	5		B-BBEE certificate or QSE/EME Affidavit;
Total Points	20		Failure to attach evidence will lead to scoring zero points

Having completed a technical evaluation, the procedure for the evaluation of technically qualifying tenders is Method 2 (Price and Preferences). The Preference Point System assigns a score to each tenderer based on the tender price and on the tenderer's preference points. These scores are combined to determine an overall score for the tender. The tender with the highest score will be considered for acceptance.

The Preference Point System will be applied as follows:

For tenders up to R50 million

- 80 points are assigned to price

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- Up to 20 points are assigned to BBBEE status per the table under item

Points scored will be rounded off to the nearest 2 decimal places

Schedule 3:

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

Notes:

8.3.1.1 "B-BBEE status level of contributor" means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act (Act No.53 of 2003).

8.3.1.4 The submission of such certificates must comply with the requirements of instructions and guidelines issued by the National Treasury and are in accordance with notices published by the Department of Trade and Industry in the Government Gazette.

8.3.1.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.

8.3.1.6 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate tender.

8.3.1.7 A person will not be awarded points for B-BBEE status level if it is indicated in the tender documents that such a tenderer intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a tenderer qualifies for.

8.3.1.8 A person awarded a contract will not be permitted to sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned.

8.3.1.9 No tender will be awarded to a bidder whose tax matters are not in order with SARS.

8.3.1.10 No tender will be awarded to a bidder who is not registered on CSD.

8.3.2 Formula for scoring tender price.

The following formula will be used to calculate the points for price.

$$Ps = X [1 - \frac{(Pt - Pmin)}{Pmin}]$$

Pmin

Where

Ps = Points scored for comparative price of tender under consideration

Pt = Comparative price of tender under consideration

Pmin = Comparative price of lowest acceptable tender

X = Points assigned to price

8.3.3 The total preference points for a tender are calculated with the formula.

PP = Ps + Pbee Where

PP is the total number of preference points scored by the tenderer.

Ps is the points scored for the comparative price of the tenderer, and

Pbee is the number of points awarded to the tenderer based on his certified B-BBEE status level.

6.4 Risk Tolerance

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

The JDA has adopted a Risk Tolerance Framework (RTF) which encourages the JDA to consider its risk exposure to contractors/service providers in terms of the number of contracts awarded to a single contractor/service provider in a particular year.

In terms of the Risk Tolerance Framework, the JDA determines the risk exposure as excessive in instances where the value of the contracts for **individual** professional service providers (eg. project managers/engineers/quantity surveyors/consultants) is either:

1. The greater of R8 million or four contracts/projects in the current financial year or
2. The greater of R12 million or six contracts/projects over two financial years (current year and previous financial year)

In instances where the value of contracts for **multi-disciplinary** professional service providers (e.g. more than one discipline/service is provided by the same bidder) is either:

3. The greater of R12 million or six contracts/projects in the current financial year or
4. The greater of R20 million or nine contracts/projects over two financial years (current year and previous financial year)

A risk analysis shall be undertaken on the bidder with the highest number of points obtained, to determine whether the tenderer does not exceed the JDA's risk framework criteria as stated above. In other words, whether it falls within the ambit of the Risk Tolerance Framework as acceptable.

JDA reserves the right to award a contract to a bidder who has exceeded the threshold as stated above.

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

7. CLOSING DATE, TIME AND VENUE FOR SUBMISSIONS

The completed tender document shall be placed in a sealed envelope. The words:

“RFQ - MEDIA PLACEMENT SERVICES OVER 12 months”

must be written/typed clearly on the envelope.

The envelope must be deposited in the tender box at the **Johannesburg Development Agency, Ground Floor, The Bus Factory, 3 Helen Joseph Street (Formerly President Street), Newtown** only between the hours of 08H00 and 17H00.

The Tender closes at 12h00 on 05 December 2024.

Bids will be stamped on the receipt. There will be a public opening of tenders from noon.

NO LATE / TELEPHONIC / FAXED / POSTAL TENDERS WILL BE ACCEPTED OR CONSIDERED.

The Johannesburg Development Agency's selection of qualifying tenders shall be at the Johannesburg Development Agency's sole discretion and shall be final. The Johannesburg Development Agency does not bind itself to accept any particular tender and no correspondence will be entered into.

The tender offer validity period for this tender is 90 days.

Queries can be addressed in writing to:

Kenneth Nxumalo or Kgadi Mphela

E-mail: knxumalo@jda.org.za or kmpphela@jda.org.za

ANNEXURE A: BUSINESS DECLARATION

**RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE
JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS**

Tender/RFQ Number:

Tender/RFQ Description:

Name of Company:

Contact Person:

Postal Address:

.....

Physical Address:

.....

Telephone Number:

Fax Number:

Cell Number:

E-mail Address:

Company/enterprise Income

Tax Reference Number:

(Insert personal income tax number if personal business and personal income tax numbers of all partners if a partnership)

VAT Registration Number:

Company Registration Number:

1. Type of firm

- ☐ Partnership
- ☐ One-person business/sole trader
- ☐ Close corporation
- ☐ Public Company
- ☐ Private company

(Tick one box)

2. Principal business activities

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

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

3. Total number of years the company has been in business:

.....

4. Detail all trade associations/professional bodies in which you have membership

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

5. Did the firm exist under a previous name?

☐ Yes

☐ No

(Tick one box)

If yes, what was its previous name?

6. How many permanent staff members are employed by the firm:

Full Time:

Part Time:

7. In the case of a firm that renders services for different disciplines, how many permanent staff members are employed by the firm in the discipline for which you are tendering:

Full Time:

Part Time:

8. What is the enterprise's annual turnover for the last three years and what is the estimated turnover of current commitments from 1 July 2016 to 30 June 2017 (excl. VAT):

R

Year

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

R Year

R Year

R Year

9. List all contracts which your company is engaged in and have not yet completed:

CONTRACT DESCRIPTION	LOCATION	COMPANY/ EMPLOYER	PROJECT VALUE	ESTIMATED FEES	EXPECTED COMPLETION (MONTH & YEAR)

10. Banking details

I/We hereby request and authorize you to pay any amounts which may accrue to me/us to the credit of my/our account with the mentioned bank.

I/We understand that the credit transfers hereby authorized will be processed by computer through a system known as the “*ACB Electronic Fund Transfer Service*” and

I/We also understand that no additional advice on payment will be provided by my/our bank, but details of each payment will be printed on my/our bank statement or any accompanying voucher.

This authority may be canceled by me/us giving **30 days'** notice in writing.

**RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE
JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS**

BANK:

BRANCH:

BRANCH CODE:

ACCOUNT NUMBER:

ACCOUNT HOLDER:

TYPE OF ACCOUNT:

CONTACT PERSON:

CONTACT NUMBER:

***PLEASE INCLUDE STAMPED LETTER FROM THE BANK CONFIRMING THE COMPANY'S BANKING
DETAILS.***

**The undersigned, who warrants that he/she is duly authorized to do so on behalf of the company,
affirms that the information furnished in response to this request for proposal is true and correct:**

SIGNATURE:

NAME IN FULL:

CAPACITY:

DULY AUTHORIZED TO SIGN ON BEHALF OF:

DATE:

RFQ--PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

ANNEXURE B: DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state*.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offer in terms of this invitation to bid. Given possible allegations of favoritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorized representative declare their position to the evaluating/adjudicating authority.
3. To give effect to the above, the following questionnaire must be completed and submitted with the bid.
 - 3.1 Full Name:
 - 3.2 Identity Number:
 - 3.3 Position occupied in the company (director, trustees, shareholder**)
 - 3.4 Company Registration Number:
 - 3.5 Tax Reference Number:
 - 3.6 VAT Registration Number:
 - 3.7 The names of all trustees directors/trustees/shareholders members shareholders/members, their identity numbers, and state employee numbers must be indicated in paragraph 4 below.
 - 3.8 Are you presently in the service of the state* **YES / NO**

If yes, furnish particulars

.....

.....
 - 3.9 Have you been in the service of the state for the past twelve months? **YES / NO**

If yes, furnish particulars

.....

.....
 - 3.10 Do you, have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**
If yes, furnish particulars

.....

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

.....

- 3.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

If yes, furnish particulars

.....

.....

- 3.12 Are any of the company's directors, trustees, managers, principal shareholders, or stakeholders in service of the state? **YES / NO**

If yes, furnish particulars

.....

.....

- 3.13 Are any spouse, child, or parent of the company's directors, trustees, managers, principal shareholders, or stakeholders in service of the state? **YES / NO**

If yes, furnish particulars

.....

.....

- 3.14 Do you or any of the directors, trustees, managers, principal shareholders, or stakeholders of this company have any interest in any other related companies or businesses whether or not they are bidding for this contract? **YES / NO**

If yes, furnish particulars

.....

.....

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

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

FULL NAME	IDENTITY NUMBER	STATE EMPLOYEE NUMBER

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME)

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND CORRECT.

I ACCEPT THAT, IN ADDITION TO THE CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Position

.....
Name of Bidder

.....
Date

- * MSCM Regulations: "in the service of the state" means to be –
- (a) a member of –
 - (i) Any municipal council;
 - (ii) any provincial legislature; or
 - (iii) the national Assembly or the national Council of provinces;
 - (b) a member of the board of directors of any municipal entity;
 - (c) an official of any municipality or municipal entity;
 - (d) an employee of 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);
 - (e) a member of the accounting authority of any national or provincial public entity; or
 - (f) an employee of Parliament or a provincial legislature.

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

ANNEXURE C: DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

1 This Municipal Bidding Document must form part of all bids invited.

RFQ--PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder or any of its directors have:
- abused the municipality's / municipal entity's supply chain management system or committed any improper conduct about such system;
 - been convicted for fraud or corruption during the past five years;
 - willfully neglected, reneged on, or failed to comply with any government, municipal, or other public sector contract during the past five years; or
 - been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 4 To give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's database as a company or person prohibited from doing business with the public sector? (Companies or persons who are listed on this database were informed in writing of this restriction by the National Treasury after the <i>audi alteram partem</i> rule was applied).	Yes ☐	No ☐
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? (To access this Register enter the National Treasury's website, www.treasury.gov.za, click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445).	Yes ☐	No ☐
4.2.1	If so, furnish particulars:		
Item	Question	Yes	No
4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐

RFQ-:PROVISION OF MEDIA BUYING, MEDIA PLANNING, AND RELATED SERVICES FOR THE JOHANNESBURG DEVELOPMENT AGENCY OVER 12 MONTHS

4.3.1	If so, furnish particulars:		

4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity or any other municipality / municipal entity, that has been in arrears for more than three months?	Yes ☐	No ☐
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes ☐	No ☐
4.7.1	If so, furnish particulars:		

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME)

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND CORRECT.

I ACCEPT THAT, IN ADDITION TO THE CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Position

.....
Name of Bidder

.....
Date

8. ANNEXURE D: PARTICULARS OF CONTRACTS AWARDED BY AN ORGAN OF STATE* DURING THE LAST 5 YEARS**

(In the event of insufficient space, kindly attach documentation)

[illegible]

9. **ANNEXURE D: PARTICULARS OF CONTRACTS AWARDED BY AN ORGAN OF STATE*** DURING THE LAST 5 YEARS cont.**

EMPLOYER	CONSULTING ENGINEER/COMP ANY REP	NATURE OF WORK	VALUE OF WORK	YEAR COMPLETED

*** Organ of State means-

- ◆ a) a national or provincial department;
- ◆ b) a municipality;
- ◆ c) a constitutional institution defined in the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- ◆ d) Parliament;
- ◆ e) a provincial legislature;
- ◆ f) any other institution or category of institutions included in the definition of "organ of state" in section 239 of the Constitution and recognized by the [Minister](#) by notice in the *Government Gazette* as an institution or category of institutions to which [this Act](#) applies

.....

Signature

(of a person authorized to sign on behalf of the organization)

.....

Position

.....

Name of Bidder

.....

Date

ANNEXURE E: CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

for
Media Placement Services

in response to the invitation for the bid made by:

Johannesburg Development Agency

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 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 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
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 consortium will not be construed as collusive bidding.

-
7. In particular, without limiting the generality of paragraph 6 above, there has been no consultation, communication, agreement, or arrangement with any competitor regarding:
- (a) prices;
 - (b) geographical area where the 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, before 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, suspicious bids will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No. 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No. 12 of 2004 or any other applicable legislation.

.....
Signature

.....
Position

.....
Name of Bidder

.....
Date

ANNEXURE F : ORGANOGRAM

The tenderer shall list below the key personnel proposed for this project in the discipline and designation being tendered for.

DESIGNATION	NAME	SUMMARY OF QUALIFICATIONS & EXPERIENCE
Team Leader 1 resource required		
Junior / Assistant 1 resource required		

NOTE: Detailed Curriculum Vitae (CVs) of the above-proposed candidates must be provided. Said CVs MUST indicate the name and description of the project, the role played in the project, project value, and the start and end dates of the project. In addition, proof of relevant qualifications and memberships to relevant professional associations must be provided for the above-proposed candidates.

.....
Signature

.....
Position

.....
Name of Bidder

.....
Date

ANNEXURE G: SCHEDULE OF COMPLETED CONTRACTS

The tenderer shall list below a **maximum of 5 projects completed in the past 5 years of a similar nature for Media Placement Services**

CLIENT Company name and contact person's name, tel, cell & e-mail address	PROJECT Name and description	SERVICE RENDERED	CONSTRUCTION VALUE	COMPLETION DATE

NOTE: Contactable references for the above-listed projects must be provided. Said references MUST be on the client's letterhead or a document stamped and signed by the client and must confirm the name of the project, description of the project, description of the service rendered, the value of the project, the completion date, and it must rate the service rendered.

.....
Signature

.....
Position

.....
Name of Bidder Date

.....

ANNEXURE H: DECLARATION ON STATE OF MUNICIPAL ACCOUNTS

Any bid will be rejected if:

Any municipal rates and taxes or municipal service charges owed by the bidder or any of the directors to the municipality or a municipal entity, or any other municipality or municipal entity, are in arrears for more than three months.

A Bid Information

- i. Name of bidder:
- ii. Registration Number:
- iii. Municipality where business is situated
- iv. Municipal account number for rates:
- v. Municipal account number for water and electricity:
- vi. Names of all directors, their ID numbers, and municipal account numbers.
 - 1.
 - 2.
 - 3.
 - 4.
 - 5. '.....
 - 6.
 - 7.

B Documents to be attached.

- i. A copy of the municipal account mentioned in B (iv) & (v) (Not older than 3 months)
- ii. A copy of municipal accounts of all directors mentioned in B(vi) (Not older than 3 months)
- iii. Proof of directors

I/We declare that the abovementioned information is true and correct and that the following documents are attached to this form:

.....
.....

Signature

Date

ANNEXURE I: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

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

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 **To be completed by the organ of state**

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the 90/10 preference point system.
(a)
- b) The applicable preference point system for this tender is the 80/20 preference point system.
(b)
- c) Either the 90/10 or 80/20 preference point system will be applicable in this tender. The lowest/highest acceptable tender will be used to determine the accurate system once tenders are received.
(c)

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

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

1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80/90
SPECIFIC GOALS	20/10
Total points for Price and SPECIFIC GOALS	100

-
- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a 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.

2. DEFINITIONS

- (d) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (e) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (f) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (g) **“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
- (h) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

(i)

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

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

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \\ \mathbf{P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)} & \mathbf{or} & \mathbf{P_s = 90 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)} \end{array}$$

Where

- Ps = Points scored for price of tender under consideration
- Pt = Price of tender under consideration
- Pmin = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

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

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \\ \mathbf{Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)} & \mathbf{or} & \mathbf{Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)} \end{array}$$

Where

- Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer 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:
- 4.2. 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, 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
 - (j)
 - (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,
then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender 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: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Race – people who are Black, Coloured or Indian (ownership)*	5	5		
More than 51% black ownership	3	10		
Gender are women (ownership)*	2	5		

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
 - ☐ One-person business/sole propriety
 - ☐ Close corporation
 - ☐ Public Company
 - ☐ Personal Liability Company
 - ☐ (Pty) Limited
 - ☐ Non-Profit Company
 - ☐ State Owned Company
- [TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I 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 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
 - iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted 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, if deemed necessary.

.....
SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

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