



LNW RFQ NO: 10047237

**PROJECT NAME: REPALCEMENT OF PETROL AND DIESEL TANK
WITH PUMPS FOR PHALABORWA SCHEME**

ADVERT DATE: 19 SEPTEMBER 2025

RFQ NO: 10047237

**CLOSING DATE: 13TH OCTOBER 2025
11H00**

CLOSING TIME:

BIDDER'S NAME

BID AMOUNT R..... (Exc / Inc Vat)

CSD NO: MAAA.....

SBD 1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	10047237	CLOSING DATE:	13 SEPTEMBER 2025	CLOSING TIME:	11:00
DESCRIPTION	REPLACEMENT OF PETROL AND DIESEL TANK WITH PUMPS FOR PHALABORWA SCHEME				
BID RESPONSE DOCUMENTS MAY EMAIL TO THE BELOW EMAIL ADDRESS.					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Nkululeko Sithole		CONTACT PERSON	Leah Masuthe	
TELEPHONE NUMBER	015 295 1800		TELEPHONE NUMBER	0786447799	
E-MAIL ADDRESS	sitholen@lepelle.co.za		E-MAIL ADDRESS	leahm@lepelle.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:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
<i>ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		<i>ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?</i>		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO					
DOES THE ENTITY HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO					
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO					
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO					
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? <input type="checkbox"/> YES <input type="checkbox"/> NO					
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.					

PART B
TERMS AND CONDITIONS FOR BIDDING

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

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

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:
(Proof of authority must be submitted e.g. company resolution)

DATE:

1. PURPOSE

The purpose of the submission is to request approval of the specifications to proceed with the procurement process for a suitable service provider for the replacement of diesel and petrol storage tanks with pumps

2. BACKGROUND

The Phalaborwa Scheme operates its own diesel and petrol stations at the main store, each with a capacity of 10,000 liters. These stations, including their pumps and tanks, were installed approximately 30 years ago and have since become outdated and contaminated. The station assists the scheme by refilling the potable mobile machinery/equipment and the standby generator at Barrage.

3. CHALLENGES

The Phalaborwa Scheme faces several challenges regarding its fuel stations located at the main store. These stations, each with a capacity of 10,000 liters, have become a significant concern due to their outdated infrastructure and contamination issues.

Aging Infrastructure

- **Lifespan Exceeded:** The tanks and pumps, installed approximately 30 years ago, have far exceeded their intended operational lifespan.
- **Increased Risk of Failure:** Wear and tear have compromised the reliability of the system, leading to decommissioning the station.
- **Obsolete Technology:** Outdated equipment is less efficient and incompatible with modern operational needs and safety standards.

4. SPECIFICATION

The procurement process from suitable service provider for the replacement of diesel and petrol storage tank with pumps. Service providers are hereby invited from qualified actively registered in CIDB 2CE or higher. The service provider must supply the required materials and provide labor for the required scope of work indicated below.

5.SCOPE OF WORK

5.1. Scope of Work

- Removal and safe disposal of the existing 10,000-liter underground petrol tank.
- Installation of a new 10,000L underground petrol tank.
- Cleaning the existing diesel 10,000L underground tank.
- Replacement of existing petrol and diesel pumps with new, high-efficiency models.
- Compliance with all relevant local, national, and international standards and regulations.
- Certification and testing of the new installations.

5.2 Specifications

Underground Petrol Tank

Capacity: 10,000 liters

Material: Double-walled steel or fiberglass-reinforced plastic (FRP) to prevent leaks and corrosion.

Technology: Latest leak detection systems integrated with the tank. Overfill prevention valve. Cathodic protection system for steel tanks to prevent corrosion. An anti-siphon valve is used to prevent unauthorized fuel siphoning.

5.3. Compliance and Certifications:

- UL 58 and UL 1746 standards for steel tanks.
- UL 1316 standard for fiberglass tanks.
- PEI/RP100 for installation of underground storage systems.
- EPA 40 CFR Part 280 for environmental protection and leak detection.
- Local environmental and fire safety regulations.
- ATEX and IECEx certification for use in explosive atmospheres.
- UL 87 for fuel dispensing devices.
- Weights and Measures certification for accuracy in dispensing.
- OIML R117-1 standard for metering systems for liquids other than water.
- API 1529 and NFPA 30A for safe fuel dispensing practices.

5.4. Installation Requirements:

- A new tank equipped with (A filling pipe with an overfill prevention valve, Suction pipes, Drainpipe for pumping out the water from the bottom of the tank, Gauge pipe for measuring the level with a dipstick, Manual gauge connection, Automatic gauge connection (for a measuring probe), Vent connection, Spare connection, VRS connection, As well as a new pump with feeling station, Proper bedding and backfilling with pea gravel or sand, Secondary containment as required by local regulations and Access ports for maintenance and monitoring. Proper electrical grounding and bonding.
- Compliance with local electrical codes.
- Secure mounting and protection from vehicle impact.
- Ventilation to prevent vapor buildup.

5.5. Fuel Pumps (Petrol and Diesel) Types:

- High-efficiency, self-priming, submersible, or suction pumps.
- Flow rate- 55±5(L/min)
- Meter accuracy- ±0.3%
- Noise less than 72db
- Horizontal suction distance -50m
- Vertical suction distance- 6m
- Single phase motor-AC220V/50HZ,0.75kw
- Input voltage-AC220V/50HZ
- Electronic counter-liter arrange (0,01-999999.99)
- Environmental condition-temperature (-40 degrees to +50 degrees)
- Flexible pipe-included 1.5" pipe
- Hose-4.5m black oil-resistant

Flow Rate:

- Adjustable flow rates to meet varying demand, typically 40-60 liters per minute.

Technology:

- Electronic dispensers with digital displays.
- Integrated payment and control systems.
- Automatic shut-off nozzles.
- Built-in filtration systems to ensure fuel quality.

6. Safety and Environmental Considerations

- Spill Prevention: Secondary containment and spill prevention measures must be in place.
- Leak Detection: Continuous monitoring for leaks with automatic alarm systems.
- Fire Safety: Compliance with NFPA 30 and NFPA 30A standards for flammable and combustible liquids.
- Ventilation: Proper venting of the tank and pump areas to prevent vapor accumulation.
- Training: Staff training on safe operation and emergency response procedures.

7. Documentation and Certification

- Detailed installation drawings and schematics.
- Manufacturer certifications and warranties.
- Installation and operation manuals.
- Compliance certificates from recognized authorities.
- Final inspection and certification by a qualified inspector.
- Specialized certification of completion

8. Project Timeline and Deliverables

- Removal of Existing Tank: 2 weeks
- Installation of New Tank: 3 weeks
- Replacement of Fuel Pumps: 2 weeks
- Testing and Certification: 1 week

9. OUTPUT AND / OUTCOMES

- Enhanced safety measures
- Improved efficiency
- Cost savings
- Environmental compliance
- Operational improvements
- Employee and customer satisfaction
- Technological advancements
- Regulatory compliance
- Improved fuel measurement accuracy
- Reduced maintenance costs
- Increased sustainability practice

10. PROCUREMENT PROCESS

The normal LNW process will be followed in line with the company's SCM policy and procedures with no deviations from the normal anticipated at this stage.

Validity of quotation : 30 Days

Compulsory Briefing session : 26 September 2025

Contract Period : Two month

Advert date : 19th September 2025

Closing date : 13th October 2025

NB: (Bid to be submitted/delivered in the Tender Box at Head Office, 01 Landross Mare, Polokwane 0700) on or before 11:00.

Price(s) quoted must be valid for at least 90 Days from the date of your offer.

8.1. MANDATORY REQUIREMENTS

- a) Completed pricing schedule inclusive of unit rate & total amount in full.
- b) Proof of CSD registration (Central Supplier Database Registration preferable comprehensive report).
- c) Active CIDB 2CE or higher
- d) Provide a valid license for the construction of a petroleum storage facility.
- e) Attached proof of Company or Shareholders' Municipal Rates or Lease agreement with a statement or a dated stamped letter from tribal authority. (Proof not older than three months).
- f) Certified ID copies for key personnel (Project Manager/Supervisor) (3 months).
- g) Certified ID copies of the company shareholders (3 months).
- h) Company registration documents
- i) SARS Tax Compliance
- j) Bidder shall be disqualified if found to be on the list of restricted suppliers with the National Treasury
- k) The JV agreement for JV partners to be submitted indicating percentage split for partners to render agreement valid.
- l) Attendance of compulsory Briefing session.

11.EVALUATION CRITERIA

Preferential Points System will be used to evaluate this bid in line with the Preferential Procurement Policy Framework Act, 2000. Bidders will be evaluated on mandatory first, then functionality and only those qualifying by achieving the minimum cut off point of 70% will be evaluated further on the price and Specific Goals.

THIS BID WILL BE EVALUATED AND ADJUDICATED ACCORDING TO THE FOLLOWING CRITERIA:

1. Relevant specifications
2. Value for money
3. Capability to execute the contract
4. LNW SCM Policy
5. PPPFA and associated regulations
6. Quotations will be evaluated in terms of the following stages:

12.Bid Evaluation Method

Bids will be evaluated in terms of the following stage:

- Stage 1: Evaluation on Mandatory
- Stage 2: Evaluation on Functionality (Minimum of 70% to be scored)
- Stage 3: Evaluation on 80/20 preferential points system (Price).

NB: Failure to comply with any of the above requirements will lead to disqualification.

Stage 2: Evaluation on Functionality

Under quality/functionality, service providers must achieve a minimum of **70 points** quality/functionality points to be considered for further evaluation in stage 3 (Evaluation on Price and Specific Goals).

NB: Only the combined Price & Specific Goals points will determine the highest point scoring bidder to be awarded the contract.

Stage 2 – Functionality Criteria

Functionality Requirements / Criteria	Points
Company Experience	
<p><u>1.1 Successfully completed traceable projects in the Replacement of underground petrol tank and diesel tank:</u></p> <p>Fifteen (15) points per project to the maximum of Sixty (60) points.</p> <p>1 project= 15 points 2 projects = 30 points 3 projects= 45 points 4 projects = 60 points</p>	60
<p>(Attach proof of completed projects (Appointment / Order) and completion certificate on the client's official Letterhead indicating completion of the project/service rendered).</p>	
Qualifications & Experience of Key Personnel	

<p>Qualifications and experience of the key and assigned staff in relation to the scope of work.</p> <p>○ <u>Foreman:</u> National Diploma (Electrical or Civil or Mechanical or Motor mechanic) with the certificate for installation of petrol and diesel pumps and tanks >10 years= 20 points 5-9 years= 10 points <5 years= 5 points</p> <p>○ <u>: Artisan</u> N3 with the trade test (Electrical or Civil or Mechanical or motor mechanic) >7 years= 20 points 5-6 years= 10 points <5 years= 5 points</p> <p><u>Note: Attach Certified ID and Qualification (not older than 3 months) and CVs of key personnel of company Foreman and Artisan using ONLY LNW CV template.</u></p>	40
Total	100

Minimum points to be scored is 70 points out of 100 points. Point's allocation under functionality will be split as per JV agreement (percentage split)

Table 1: Projects Completed

N0.	Client Name	Project Name	Project Number	Contact Person
1				
2				
3				
4				
5				

Table 2: Summary of Personnel/ Team Members

N0.	Member Role	Full Name	Academic Qualifications	Key Area of Specialization	Years of Experience
1					
2					
3					

Stage 3: Evaluation on Price and Specific Goals 80/20

- 1) Score tender evaluation points for financial offer.
- 2) Calculate total tender evaluation points.
- 3) Rank tender offers from the highest number of tender evaluation points to the lowest.
- 4) Recommend a tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so.

NB: NO BIDDER WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE
(see definition on SBD 4 attached)

Scoring functionality core functionality in each of the categories stated in the Tender Data and calculate total score for functionality.

Scoring Financial Offers

Score the financial offers of remaining responsive tender offers using the following formula: $N_{FO} =$

$W_1 \times A$ where:

N_{FO} = the number of tender evaluation points awarded for the financial offer.

W_1 = the maximum possible number of tender evaluation points awarded for the financial offer as stated in the Tender Data.

$A =$ a number calculated using either formulas 1 or 2 below as stated in the Tender Data.

Formula	Basis for comparison	Option 1	Option 2
1	Highest price or discount	$(1 + \frac{(P - P_m)}{P_m})$	P/P_m

2	Lowest price or percentage commission/fee	$(P - P_m) / P_m$	P_m / P
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where:

P_m = the comparative offer of the most favorable tender offer.

P = the comparative offer of tender offer under consideration.

The 80/20 or 90/10 Preferential Point System will be used to evaluate the bid.

Table 2: Preference Points Allocation (As per the Preferential Procurement regulations 2022)	Specific Goals	Means of verification	80/20 Points
1	Disability (Minimum of 1 shareholder ownership in the company)	CSD Report	5
2	Black women (100% Black women ownership in the company)	CSD Report	5
3	Black ownership (100% black ownership in the company)	CSD Report	5
4	Black Youth (Minimum of 1 shareholder Black youth ownership in the company)	CSD Report	5
Total Points			20

NOTE:

- a) *The JV partners must submit mandatory documents for each Company.*
- b) *Preferred JV service providers will be required to submit a JV bank account and VAT number*
- c) *The client reserves the right to verify any information provided by the service provider. Falsified qualifications, references and experience will lead to disqualification and blacklisting in terms of the SCM process in conjunction with legal processes.*
- d) *The service provider must comply with all terms and conditions including requirements as stipulated in the Tender Documents to be evaluated further.*
- e) *LNW is not compelled to accept the lowest or any quotation.*
- f) *LNW reserves the right to reduce the scope of work by more than 50%*
- g) *The contract period is three months subject to performance.*
- h) *LNW reserves the rights to negotiate pricing with the recommended service provider.*
- i) *LNW reserves the right to increase or reduce the scope of the projects*

Please note that the above required documents will be deemed as mandatory to the preferred bidder.

13. CONTRACT CONDITIONS

- Full adherence to the contract and other applicable Acts will be applicable during the course of the contract; and
- Full adherence to the Occupational and Health and Safety Act, Act 85 of 1993 and other applicable Acts will be applicable during the delivery time of equipment.

Technical Enquiries can be directed to the project manager Representative (Mrs. Leah Musetha- Malatjie) at contact number 078 644 7799.

SUMMARY CV FORMAT: DIESEL AND PETROL TANK

ROLE:

Full Name(s)	
Surname	
ID Number	
SACNAPS Reg No.	

Employment History (Summary)	Tertiary Qualifications (Highest order)			
1. 2. 3. 4.	1.			
	2.			
	3.			
	4.			
	Professional Affiliation if available (Most relevant)			
	Category	Organization	Reg. No.	Date

Relevant Projects Completed Recently

No.	Description Name of Project	Type: Climate change-related projects	Name of Client	Start and End dates	Position or role (on the project)
1.					
2.					
3.					

Certification:

I, the undersigned, certify that, to the best of my knowledge and belief, this data correctly describes me, my qualifications, and my experience.

.....
Signature of the person named in the schedule

.....
Date

1. BILL OF QUANTITY

Item no	Description	Quantity	Unit Price	Amount
1	Removal of 10 000L Petrol Existing Tank	1		
2	Supply and Installation of New 10 000L Petrol Tank	1		
3	Supply Diesel and Petrol Pumps	2		
4	Removal of Diesel and Petrol Pumps	2		
5	Installation of new pumps	2		
6.	Cleaning of Diesel tank 10 000L (disinfection)	1		
6	Testing and Certification	2		
Sub-Total				
Vat 15%				
Grand Total				

NB: - Pricing above must include all chargeable items - deliverables, disbursement, travelling and any other related cost to the exercise. No items will be paid outside the above fixed price.

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.
- b) The applicable preference point system for this tender is the **80/20** preference point system.
- 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.

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
SPECIFIC GOALS	20
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

- (a) **“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;
- (b) **“price”** means an amount of money tendered for goods or services, 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).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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:

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

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:

$$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right) \text{ or } Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

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
 - (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 (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1. Disability (Minimum of one shareholder in the company)	5	
2. Black women (100% Black women ownership in the company)	5	
3. Black ownership (100% black ownership in the company)	5	
4. Black Youth (100% Black youth ownership in the company)	5	
Total	20	

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:

.....

.....

.....

BIDDER'S DISCLOSURE**1. PURPOSE OF THE FORM**

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. Bidder's declaration

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state? **YES/NO**

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

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

2.2.1 If so, furnish particulars:

.....
.....

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

2.3.1 If so, furnish particulars:

.....
.....

3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

3.1 I have read and I understand the contents of this disclosure;

3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;

3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.

3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder