

ELIAS MOTSOALEDI LOCAL MUNICIPALITY EMLM 02/2026

PANEL OF A MAXIMUM OF FIVE (5) SERVICE PROVIDERS TO RENDER VARIOUS TRAINING SERVICES AS AND WHEN REQUIRED FOR A PERIOD OF 36 MONTHS.

CLOSING DATE:	26 SEPTEM	BER 2025	TIME	11:00
NAME OF TENDERER /	BIDDER			
TOTAL BID PRIC	E			
CENTRAL SUPPLIER DATABASE NUMBER		MAAA		
SPECIFIC GOAL	.S			
CONTACT PERSO	NC			
CONTACT NUMB	ER			
EMAIL ADDRES	S			

•	REGARDING BID CEDURES	TECHNICAL ENQUIRIES		
	SUPPLY CHAIN AGEMENT	MANAGER: HR		
V. M.	V. MASILELA		. MAFIRI	
TEL. NUMBER	TEL.013 262 3056	TEL. NUMBER 013 262 3056		
	TENDER	ISSUED BY		
	SUPPLY CHAIN M	IANAGEMENT UN	IT	
	ELIAS MOTSOALEDI	LOCAL MUNICIPA	ALITY	
P.O. BOX 48, G	ROBLERSDAL, 0470	TEL. NUMBER 013 262 3056		

NB: ANY OBJECTIONS OR COMPLAINTS IN RESPECT WITH THIS TENDER SHOULD BE LODGED WITHIN 14 DAYS OF THE ADVERTISEMENT.

ELIAS MOTSOALEDI LOCAL MUNICIPALITY

TENDER DETAILS							
TENDER NUMBER EMLM 02/2026							
TENDER TITLE PANEL OF A MAXIMUM OF FIVE (5) SERVICE PROVIDERS TO RENDER VARIOUS TRAINING SERVICES AS AND WHEN REQUIRED FOR A PERIOD OF 36 MONTHS.							
CLOSING DATE	26 SEP	ΓEMBER 2025	CLOSII	NG TIME		11H00	
SITE MEETING	DATE	N/A	TIME	N/A	CC	MPULSORY	NO
SITE MEETING ADDRESS		N/A					
CIDB GRADING REQUIRED		N/A		VEL AND TEGORY		N/A	
TENDER DOCUMENT FEE	from th	pm the Municipality) PREFERENCE POINT SYSTEM Pom e-tender portal)	
BID BOX SITUATED AT	MAIN OFFICES, 2 nd GROBLER AVENUE, Elias Motsoaledi Local Municipality.						
OPERATING HOURS	The bid box is open during office hours, Monday to Thursday from 07h30 to 16h30. Friday 07h30 13h30.						
OFFER TO BE VALID FOR	90	DAYS FF	ROM THE	CLOSING	DA	TE OF TENDE	R.

PLEASE NOTE:

- 1. Prospective suppliers must be registered on CSD prior to submitting bid (open tender)
- 2. Tenders that are deposited in the incorrect box will not be considered.
- 3. Mailed, telegraphic, telex, or faxed tenders will not be accepted.
- 4. No late bids after closing date and time will be accepted.
- 5. Bids not clearly marked and unamend will not be accepted.
- 6. Bids may only be submitted on the bid documentation provided by the municipality.
- 7. No awards will be made to a person:
 - i. Who is in the service of the state,
 - ii. If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state
 - iii. Who is an advisor or consultant contracted with the municipality or municipal entity

BIDDER'S TENDER DOCUMENTATION DECLARATION CERTIFICATION

, the undersigned certify that the inform comple	mation furnished on this declaration form is correct, eted and submitted.
NAME OF REPRESENTATIVE	
POSITION / DESIGNATION	
SIGNATURE	
DATE	

T1.1 TENDER NOTICE & INVITATION ELIAS MOTSOALEDI LOCAL MUNICIPALITY

TENDER NO: EMLM 02/2026

CLOSING DATE: 26 SEPTEMBER 2025 AT 11H00



In terms of Section 110 of the Municipal Finance Management Act, 2003 (No. 56 of 2003), tenders are hereby invited for PANEL OF A MAXIMUM OF FIVE (5) SERVICE PROVIDERS TO RENDER VARIOUS TRAINING SERVICES AS AND WHEN REQUIRED FOR A PERIOD OF 36 MONTHS.

Tender documents and specifications are available and can be obtained from CASHIERS OFFICE IN THE MAIN OFFICES, 2ND Grobler Avenue Groblersdal, P.O. Box 48, Groblersdal, 0470 (Tel: [013] 262 3056, at a non-refundable deposit of **R1000.00** when the bidder request/need a document from the municipality and it is free of charge when downloaded from the e-Tender Portal. Payment can be made through cash payable to the Elias Motsoaledi Local Municipality.

The closing time for receipt of tenders is **26 September 2025 at 11H00**. Telegraphic, telephonic, telex, facsimile, e-mail, unmarked and **late tenders** will under no circumstances be considered and accepted. The tender box will be emptied just after closing time on the closing date. Hereafter all bids will be open in public.

Any technical enquiries relating to the tender document may be directed to the **Manager** HRM, (Mr. L. Mafiri) on 013 262 3056 or at Imafiri@emlm.gov.za for technical assistance.

Fully completed tender documents, clearly marked "PANEL OF A MAXIMUM OF FIVE (5) SERVICE PROVIDERS TO RENDER VARIOUS TRAINING SERVICES AS AND WHEN REQUIRED FOR A PERIOD OF 36 MONTHS." with "NAME of TENDERER" must be placed in a sealed envelope and placed in the tender box no:03 on the 2nd Grobler Avenue, Elias Motsoaledi Local Municipality, Main Offices, Groblersdal, by no later than 26 September 2025 at 11H00. The envelope must be endorsed with number, title and closing date as indicated above.

Bidders will be evaluated on functionality whereby 56 points (70%) has to be attained before Price can be looked at. A preferential point system shall apply whereby a contract will be allocated to a tenderer in accordance with the Preferential Procurement Policy Framework Act, Act No. 5 of 2000 and as defined in the Conditions of Tender in the tender document, read in conjunction with the Supply Chain Management Policy of Elias Motsoaledi Local Municipality where 80 points will be allocated in respect of price and 20 points in respect of specific goals.

No awards will be made to a person:

- Who is not registered on the Central Supplier Database;
- Who is in the service of the state;
- If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state; and/or
- That is an advisor or consultant contracted with the municipality or municipal entity.

The municipality reserves the right to withdraw any invitation to tender and/or to re-advertise or to reject any tender or to accept a part of it. The municipality does not bind itself to accepting the lowest tender or award a contract to the bidder scoring the highest number of points.



TERMS OF REFERENCE FOR

PANEL OF A MAXIMUM OF THREE (3) SERVICE PROVIDERS TO RENDER VARIOUS TRAINING SERVICES AS AND WHEN REQUIRED FOR A PERIOD OF 36 MONTHS"

1. INTRODUCTION

The Elias Motsoaledi Local Municipality requests proposals from service providers to render various training services for a period of 36 months (3 years) on as and when required.

2. SCOPE OF WORKS

- Service providers will be expected to provide quotations as and when required for the services they
 are accredited for.
- Service providers will be required to provide training manuals and equipment required for training.
- Service providers must indicate the relevant Sector Education and Training Authority (SETA) and Quality Council for Trades & Occupation (QCTO) which reflect the courses for which they are accredited to provide.
- Unit standard number and the National Qualification Framework (NQF) level for each short course provided must be indicated.

3. LIST OF TRAININGS TO BE OFFERED

The Training Service Providers will be expected to render services to Elias Motsoaledi Local Municipality on a wide range of training interventions pertaining to, inter alia the following but not limited to:

NO.	NAME OF TRAINING	TYPE OF	TICK IF
		LEARNING	OFFERED (X)
		PROGRAMME	
1.	Potholes Patching, Edge breaks and beams repairs	Learnership	
2.	Air Conditioner and Refrigeration Repairs and	Learnership	
	Maintenance		
3.	Refresher course of operating of yellow machinery,	Learnership	
	tractors and trucks		
4.	Basic Project Management	Learnership	
5.	Basic Employee Assistance Program (EAP)	Learnership	
6.	Advanced Driving for Mayor's Driver; Speaker's Driver;	Learnership	
	Chief-whip; Drivers and Traffic Officers		
7.	Supervision of Civil Engineering Construction Process	Learnership	
8.	Occupational Health and Safety for Managers	Learnership	
9.	Basic and Advance Excel	Learnership	
10.	First Aid Beginners for Electrical	Learnership	
11.	Aerial Platform Operating Certification (Cherry Picker)	Learnership	
12.	Contract Management	Learnership	
13.	OHS First Aid	Learnership	
14.	Office Management and Secretarial Development	Learnership	
15.	Basic Computer Literacy for General Workers and	Learnership	
	Councillors		
16.	MFMA Bid Committees	Learnership	
17.	MFMA Supply Chain Management	Learnership	
18.	Artisan Plumber	Learnership	

19.	Artisan Electrician	Learnership	
20.	Artisan Mechanic	Learnership	
21.	Records Management	Learnership	
22.	Warehouse Management	Learnership	
23.	Further Education and Training Certificate: Municipal Finance and Administration	Learnership	
24.	National Certificate: Public Finance Management and Administration	Learnership	
25.	Certificate: Municipal Finance Management (MFMP)	Learnership	
26.	National Certificate: Municipal Governance	Learnership	
27.	Further Education and Training Certificate: Leadership Development	Learnership	
28.	National Certificate: Local Government Councillor Practices	Learnership	
29.	National Certificate: Ward Committee Governance	Learnership	
30.	Risk Management	Learnership	
31.	Combine Assurance	Learnership	
32.	Report writing	Learnership	
33.	Performance Management	Learnership	
34.	Performance Auditing	Learnership	
35.	End User Computing level 3	Learnership	
36.	System Development Level 4	Learnership	
37.	Technical Support Level 4	Learnership	
38.	New Venture Creation	Learnership / Occupational Qualification	
39.	Computer Technician	Learnership / Occupational Qualification	

40.	Project Management for Officials / Manager	Learnership /	
		Occupational	
		Qualification	
41	Horticulture	Learnership	
42	Basic Landscaping and Garden Maintenance	Learnership	
43	Basic Waste Management	Learnership	
44	Working at heights	Learnership /	
		Occupational	
		Qualification	
45	Basic fire fighting	Learnership /	
		Occupational	
		Qualification	
46	Occupational Hygiene	Learnership /	
		Occupational	
		Qualification	
47	Health and safety representative	Learnership /	
		Occupational	
		Qualification	
48	Basic risk assessment	Learnership /	
		Occupational	
		Qualification	
49	Incident and investigation	Learnership /	
		Occupational	
		Qualification	
50	Hazard identification, Risk assessment and control;	Learnership /	
	(HIRAC)	Occupational	
		Qualification	
1	1	ı	

4. OTHER TRAININGS

The municipality might have other training needs over and above what has been listed above which may be required during the period of the 36 months contract. In such a case, the municipality will then source quotations in line with its approved SCM Policy from the list of accredited training providers who will be on the panel and will have be having the necessary accreditation/registrations, skills and expertise to can offer the training needs

5. THE SUCCESSFUL SERVICE PROVIDERS WILL BE REQUIRED TO;				
Provide learner materials and equipment required for training.				
 Conduct formative and summative assessments, where necessary. 				
 Issue certification of learners upon completion of the learning/training programme(s). 				

PRICING SCHEDULE (BOQ)

					Per Learner	*Price Year 1	*Price Year 2	*Price Year 3
No	Description	SAQA	NQF	CREDITS	Rate	R	R	R
1.	Potholes Patching, Edge breaks and beams repairs		11.4.		Each			
2.	Air Conditioner and Refrigeration Repairs and Maintenance				Each			
3.	Renewal of Operating Licenses for TLB, Grader, Vibrating roller and Truck Drivers				Each			
4.	Basic Project Management				Each			
5.	Basic EAP				Each			
6.	Advanced Driving for Mayor's Driver; Speaker's Driver; Chief-whip; Drivers and Traffic Officers				Each			
7.	Supervision of Civil Engineering Construction Process				Each			
8.	Occupational Health and Safety for Managers				Each			
9.	Advance Excell				Each			
10.	First Aid Beginners for Electrical				Each			
11.	Aerial Platform Operating Certification (Cherry Picker)				Each			
12.	Contract Management				Each			
13.	OHS First Aid				Each			
14.	Office Management and Secretarial Development				Each			
15.	Basic Computer Literacy for General Workers and Councillors				Each			
16.	MFMA Bid Committees				Each			
17.	MFMA Supply Chain Management				Each			
18.	Artisan Plumber				Each			

10	Auticon Floatrician	Fk	
19.	Artisan Electrician	Each	
20.	Artisan Mechanic	Each	
21.	Records Management	Each	
22.	Warehouse Management	Each	
23.	Further Education and Training Certificate: Municipal		
	Finance and Administration	Each	
24.	National Diploma: Public Finance Management and		
	Administration	Each	
25.	Certificate: Municipal Finance Management (MFMP)	Each	
26.	National Certificate: Municipal Governance	Each	
27.	Further Education and Training Certificate: Leadership		
	Development	Each	
28.	National Certificate: Local Government Councillor		
	Practices	Each	
29.	National Certificate: Ward Committee Governance	Each	
30.	Risk Management	Each	
31.	Combine Assurance	Each	
32.	Report writing	Each	
33.	Performance Management	Each	
34.	Performance Auditing	Each	
35.	End User Computing level 3	Each	
36.	System Development Level 4	Each	
37.	Technical Support Level 4	Each	
38.	New Venture Creation	Each	
39.	Computer Technician	Each	-
40.	Project Management Officials / Manager	Each	-
41	Horticulture	Each	-
42	Basic Landscaping and Garden Maintenance	Each	
43	Basic Waste Management	Each	
44	Working at heights	Each	
45	Basic fire fighting	Each	
46	Occupational Hygiene	Each	
47	Health and safety representative	Each	
48	Basic risk assessment	Each	

49	Incident and investigation		Each			
50	Hazard identification, Risk assessment and control; (HIRAC)		Each			
	Sub-total Sub-total					

4. EVALUATION METHODOLOGY AND CRITIERIA

RETURNABLE TENDER DOCUMENTS MUST BE COMPILED WITH CLEAR FILES DIVIDERS IN A NUMERICAL ORDER AS PER THE BELOW MINIMUM REQUIREMENTS

<u>Phase 1: Minimum Qualifying Requirements / Compulsory Returnable</u> Documents:

- 1. Fully completed and signed MBD Forms with a black ink (1; 4; 6.1; 8 & 9).
- 2. Attach CSD registration report (detailed report not summary report).
- 3. Valid copy of Entity / Company registration certificate.
- **4.** Proof of accreditation / registration with the relevant Sector Education and Training Authority (SETA) and Quality Council for Trades & Occupation (QCTO) which reflect the courses for which they are accredited to provide.
- 5. Sign any alteration on the tender document. (NB: Not Initialed).
- 6. Sign every page on the tender document. (NB: Not Initialed).
- **7.** Forms must be completed and signed in Black ink.
- 8. CIPC Abridged Certificate Annual returns (Figures / Amount page) (NB applicable to entities that are in business for more than 12 months and must be paid before the closing date of the tender).
- 9. Company Profile (Detailing; Name of Client; Service Provided; Award Amount; Contact Person and Contact Number)
- **10.** Proof of Municipal rates and taxes or services charges:
 - Of the company and all of its directors not in arrears for more than 90 days or
 - Confirmation from the municipality if municipal rates and taxes are not levied (for the company and all its director(s)) as per CK/Company form of address on the registration certificate or
 - if leasing, a signed lease agreement by the lessor and the lessee and the Municipal rates in the name of the lessor for both company and director(s).
- 11. Original Certified copies of ID's of the Director(s) (Certification not older than 6 months before the closing date).
- **12.In case of a Joint Venture**, Association or Consortium a formal contract agreement must be signed by both parties and be attached, and the following must be adhered to:
 - a. All of the above requirements must be for both entities. (Exclude 1&4)

NB: FAILURE TO MEET ANY OF THE ABOVE REQUIREMENTS WILL LEAD TO IMMEDIATE DISQUALIFICATION,

5. FUNCTIONALITY

PHASE 2: FUNCTIONALITY EVALUATION

- 1. Service providers must meet the minimum threshold. Failure to meet the threshold in any of the deliverables will result in disqualification and the service provider not being considered for Phase 2 evaluation.
- 2. Technical evaluation will be allocated 100 points. Minimum qualifying is 70 points

Bidder evaluation criteria for	Description	Max Points allocations
functionality		
Company Experience Relevant experience in training projects Attach purchase order(s) appointment letter(s) and corresponding reference letters signed and stamped)	Points will be allocated per purchase order or appointment letter and corresponding reference letters signed and stamped to the maximum of 50 Points. • 10 points per letter.	
Key Personnel	Facilitator	
Profile of key person to be assigned and Qualification	Honours Degree or Above in line with each discipline offering = 20	30
should be a minimum qualification of National	Bachelor's Degree in line with each discipline offering = 10	
Diploma in relation to the unit standard (Attach CV and Certified copies of	 National Diploma in line with each discipline offering = 5 	
Qualifications – including relating to the unit standard)	Registered Assessor (relating to the qualifications) = 5	
Registered Assessor and Moderator for the approved programs (Attach CV and Certified copies of Qualifications – including relating to the unit standard)	Registered Moderator (relating to the qualifications) = 5	
Methodology	Detailed rollout plan is good and is tailored to meet contract expectation = 20	20

•	Service Providers
	are expected to
	have a
	comprehensive plan
	detailing how the
	training is going to
	be roll-out, the
	mode of
	delivery of the
	training, how
	attendees are
	going to be assessed
	for competency on the
	course and how those
	who are declared not
	yet competent are
	going to be assisted
	to
	become competent
	(methodology and
	implementation
	plan).

 Detailed plan distribution that is satisfactory and is tailored to meet contract expectations = 10

Attach the implementation plan as a proof

TOTAL POINTS	100 POINTS
MINIMUM QUALIFYING POINTS	70 POINTS

PHASE 2: PRICE AND PREFERENTIAL POINTS ALLOCATIONS

For quotes with a Rand value up to R50 000 000, the preference point system of 80/20 will apply, where 80 points will be for (Price) and 20 points will be for Specific Goals (Black, Women, Disability & people living in rural underdeveloped areas) in terms of section 2(1)(d) of the Preferential Procurement Policy Framework Act, 2000, (Act No 5 0f 2000)

Price = 80 Points

Specific = 20 Points

Total = 100 Points

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)
51% Black owned Company	10	
Company which 51% is owned by woman	10	
TOTAL POINTS	20	

Any false information given by the Prospective Service Provider and not meeting the minimum qualifying requirement, will lead to automatic disqualification of the PSP.

The council reserves the right to either accept the whole or part of any Bid, or not to appoint at all. Faxes or e-mail are not acceptable.

Bidders will be required to show compliance with the New Preferential Procurement Regulation 2022.

COMPULSORY MUNICIPAL BID DOCUMENTATION

a) MBD 1 : Invitation to tender
 b) MBD 4 : Declaration of interest
 c) MBD 6.1 : Preference certificate

d) MBD 8 : Declaration of bidder's past supply chain management

practices

e) MBD 9 : Certificate of Independent Bid Determine

Ms. NR Makgata Pr Tech Eng Municipal Manager

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (ELIAS MOTSOALEDI LOCAL MUNICIPALITY)							
BID NUMBER:	CLOSING	DATE	:			CLOSING TIME:	
DESCRIPTION	ON CONTRACTOR OF THE PROPERTY						
			FILL IN A	AND SI	GN A WRITTE	EN CONTRACT FORM (MBD7).	
BID RESPONSE DOCUMENTS I BOX SITUATED AT (STREET AD		HE BID					
02 GROBLER AVENUE							
GROBLERSDAL							
0470							
SUPPLIER INFORMATION	ON						
NAME OF BIDDER							
POSTAL ADDRESS							
STREET ADDRESS							
TELEPHONE							
NUMBER	CODE				NUMBER		
CELLPHONE							
NUMBER							
FACSIMILE NUMBER	CODE				NUMBER		
E-MAIL ADDRESS							
VAT REGISTRATION							
NUMBER				1	T		
TAX COMPLIANCE STATUS	TCS PIN:			OR	CSD No:		
STATUS	TCS PIN.			_	YOU A	I	
ARE YOU THE					YOU A PEIGN		
ACCREDITED				BAS			
REPRESENTATIVE IN					PLIER FOR		
SOUTH AFRICA FOR				THE	GOODS		
THE GOODS	□Yes		No	/SEF	RVICES	☐Yes ☐No	
/SERVICES /WORKS				/WORKS			
OFFERED?	[IF YES ENCLOSE	E PROC	DF]	OFFERED?		[IF YES, ANSWER PART B:3]	
TOTAL NUMBER OF				TOT	AL BID		
ITEMS OFFERED				PRIC	CE	R	
SIGNATURE OF							
BIDDER			DAT	E			
CAPACITY UNDER							
WHICH THIS BID IS							
SIGNED BIDDING PROCEDURE	ENQUIRIES MAY	/ BE					
DIRECTED TO:	ENQUIRIES WAY	DE	TECH	NICAL	INFORMATIO	ON MAY BE DIRECTED TO:	
CONTACT PERSON	V MASILELA				ERSON	L. Mafiri	
TELEPHONE NUMBER	013 262 3056				NUMBER	013 262 3056	
E-MAIL ADDRESS	vmasilela@emlm.go	v.za	E-MAI	L ADDI	RESS	lmafiri@emlm.gov.za	

PART B TERMS AND CONDITIONS FOR BIDDING

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- 1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
- 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.

2. TAX COMPLIANCE REQUIREMENTS

- 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
- 2.3 APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
- 2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.
- 2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	YES	NO
3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?	YES	NO
3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	YES	NO
3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	YES	NO
3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	YES	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 ABOVE.

3. Service Providers Declaration and Privacy Notice

- 3.1 I declare that I undertake to inform Elias Motsoaledi Local Municipality of any changes in my personal information.
- 3.2 I, as a Service Provider of the Municipality hereby consent that the Municipality may collect, use, distribute, process my personal information for its business purposes, which may include, but is not limited to,
 - 3.2.1 internal administrative processes pertaining to services rendered or goods provided to the Municipality.
 - 3.2.2 conducting service provider vetting; and
 - 3.2.3 rendering services or providing goods to Elias Motsoaledi Local Municipality.
- 3.3 I also consent that the Municipality may share my personal information with the South African Revenue Service, Companies and Intellectual Property Commission, Department of Trade and Industry, Provincial Treasury, Black Economic Empowerment Commission, Competition Commission, South African Police Service, Banks, External Auditors, Suppliers Vetting Agencies, relevant governance

- structures, relevant government institutions and legal entities which may lawfully require such information for legal obligations.
- 3.4 I understand that in terms of the Protection of Personal Information Act (POPIA) and other laws of the country, there are instances where my express consent is not necessary to permit the processing of personal information, which may be related to investigations, litigation, compliance with legislative requirements or when personal information is publicly available.
- 3.5 I will not hold the Municipality responsible for any improper or unauthorized use of personal information that is beyond its reasonable control.
- 3.6 I confirm that I have read the notice and understand the contents.

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.

4. I, the undersigned certify that the information furnished on this	declaration form is correct.
SIGNATURE OF BIDDER:	
CAPACITY UNDER WHICH THIS BID IS SIGNED:	
DATE:	

DECLARATION OF INTEREST

- 1. No bid will be accepted from persons in the service of the state¹.
- 2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, 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 authorised representative declare their position in relation to the evaluating/adjudicating authority.
- 3. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

No.	Information	Please provide	detail	
3.1	Full name of bidder or his or her representative			
3.2	Identity number			
3.3	Position occupied in the company (director, trustee, hareholder²			
3.4	Company registration number			
3.5	Tax reference number			
3.6	VAT registration number			
Note	(The names of all directors / trustees / shareho and state employee numbers must be indicat		al identity	numbers
3.7	Are you presently in the service of the state?		Yes	No
	If yes, please furnish particulars :			
3.7.1	Name of director			
3.7.2	Service of state organization			

			ı	1
3.8	Have you been in the service of the state for the past twelve months?			No
	If yes, please furnish particulars :			•
3.8.1	Name of director			
3.8.2	Service of state organization			
3.9	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?			No
	If yes, please furnish particulars :	,		
3.9.1	Name of person in the service of state			
3.9.2	Relationship			
3.10	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?			No
	If yes, please furnish particulars :			
3.10. 1	Name of person in the service of state			
3.10. 2	Relationship			
3.11	Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state? Yes No			No
	If yes, please furnish particulars :			
3.11. 1	Name of director			
3.11. 2	Service of state organization			
3.12	Is any spouse, child or parent of the company's director trustees, managers, principle shareholders or stakeholders in service of the state?			No
	If yes, please furnish particulars:			
3.12. 1	Name of director			
3.12.	Name of relative			
3.12. 3	Relationship			

3.13	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 business whether or not they are bidding for this contract?			
	If yes, please furnish particulars:			
3.13. 1	Name of director			
3.13. 2	Related company			
Note:	SCM Regulations:			
	"¹In 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.			
	"2 Shareholder" 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.			

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

Full Name	Identity Number	State Employee Number

5. Service Providers Declaration and Privacy Notice

- 5.1 I declare that all the personal information furnished by me on this form is true and correct, and I undertake to inform Elias Motsoaledi Local Municipality of any changes in my personal information.
- 5.2 I, as a Service Provider of the Municipality hereby consent that the Municipality may collect, use, distribute, process my personal information for its business purposes, which may include, but is not limited to,
 - 5.2.1 internal administrative processes pertaining to services rendered or goods provided to the Municipality.
 - 5.2.2 conducting service provider vetting; and
 - 5.2.3 rendering services or providing goods to Elias Motsoaledi Local Municipality.
- 5.3 I also consent that the Municipality may share my personal information with the South African Revenue Service, Companies and Intellectual Property Commission, Department of Trade and Industry, Provincial Treasury, Black Economic Empowerment Commission, Competition Commission, South African Police Service, Banks, External Auditors, Suppliers Vetting Agencies, relevant governance structures, relevant government institutions and legal entities which may lawfully require such information for legal obligations.
- 5.4 I understand that in terms of the Protection of Personal Information Act (POPIA) and other laws of the country, there are instances where my express consent is not necessary to permit the processing of personal information, which may be related to investigations, litigation, compliance with legislative requirements or when personal information is publicly available.
- 5.5 I will not hold the Municipality responsible for any improper or unauthorised use of personal information that is beyond its reasonable control.
- 5.6 I confirm that I have read the notice and understand the contents.
- 6. I, the undersigned certify that the information furnished on this declaration form is correct.

I accept that the state may act against me should this declaration prove to be false.		
NAME OF REP:	SIGNATURE:	
DATE:	CAPACITY:	

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).

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 80/20 preference point system.
- b) The 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.
- Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
 - (a) Price; and

1.3

(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).

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:

80/20 or 90/10

$$Ps = 80\left(1 - \frac{Pt - Pmin}{Pmin}\right)$$
 or $Ps = 90\left(1 - \frac{Pt - Pmin}{Pmin}\right)$

Where

3.

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:

80/20 or 90/10

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

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)
51% Black owned Company	10	,
Company which 51% is owned by woman	10	
TOTAL POINTS	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:
 - 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	:		
	:		
	:		

DECLARATION OF BIDDERS PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1. This municipal bidding document must form part of all bids invited.
- 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:
 - 3.1 abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - 3.2 been convicted for fraud or corruption during the past five years;
 - 3.3 willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - 3.4 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. In order 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 of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?	Yes	No
	(Companies or persons who are listed on this database were informed in writing of this restriction by the accounting officer / authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).		
	The Database of Restricted Suppliers now resides on the National Treasury's website www.treasury.gov.za and can be accessed by clicking on its link at the bottom of the home page		
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)?	Yes	No
	The Register for Tender Defaulters can be accessed on the National Treasury's website www.treasury.gov.za by clicking on its link at the bottom of the home page.		
4.2.1	If so, furnish particulars:		
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

Item	Question	Yes	No
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 to any other municipality / municipal entity, that is 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
4.5.1	1 If so, furnish particulars:		
5.	Service Providers Declaration and Privacy Notice		
 5.1 I declare that I undertake to inform Elias Motsoaledi Local Municipality of any changes in my personal information. 5.2 I, as a Service Provider of the Municipality hereby consent that the Municipality may collect, use, distribute, process my personal information for its business purposes, which may include, but is not limited to, 5.2.1 internal administrative processes pertaining to services rendered or goods provided to the Municipality; 5.2.2 conducting service provider vetting; and 5.2.3 rendering services or providing goods to Elias Motsoaledi Local Municipality. 			
	5.3 I also consent that the Municipality may share my personal information with the South African Revenue Service, Companies and Intellectual Property Commission, Department o Trade and Industry, Provincial Treasury, Black Economic Empowerment Commission Competition Commission, South African Police Service, Banks, External Auditors, Suppliers Vetting Agencies, relevant governance structures, relevant government institutions and legal entities which may lawfully require such information for legal obligations.		e South ment of nission, uppliers
	 5.4 I understand that in terms of the Protection of Personal Information Act (POPIA) and other laws of the country, there are instances where my express consent is not necessary to permit the processing of personal information, which may be related to investigations, litigation, compliance with legislative requirements or when personal information is publicly available. 5.5 I will not hold the Municipality responsible for any improper or unauthorised use of personal information that is beyond its reasonable control. 5.6 I confirm that I have read the notice and understand the contents. 		permit tigation, ailable.

5.7 I, the undersigned certify that the information furnished on this declaration form is correct.

CERTIFICATION

I, the undersigned certify that the information furnished on this declaration form true and correct.

I accept that, in addition to cancellation of a contract, action may be taken against me should this declaration prove to be false.

NAME OF REP:	SIGNATURE:
DATE:	CAPACITY:

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This municipal bidding document (MBD) must form part of all bids¹ invited.
- Section 4(1)(b)(iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38(1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
- 3.1. take all reasonable steps to prevent such abuse;
 - 3.2. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - 3.3. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid rigging.
- In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:
- ¹ Includes price quotations, advertised competitive bids, limited bids and proposals.
- ² Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:		
in response to the invitation for the bid made by:		
respect:		
_that:		

- 1. I have read and I understand the contents of this Certificate;
- 2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
- 3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
- 4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
- 5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
 - (a) has been requested to submit a bid in response to this bid invitation;
 - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
 - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
- 6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.
- 7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;

- (b) geographical area where product or service will be rendered (market allocation)
- (c) methods, factors or formulas used to calculate prices;
- (d) the intention or decision to submit or not to submit, a bid;
- (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
- (f) bidding with the intention not to win the bid.
- 8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 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.

Service Providers Declaration and Privacy Notice

- 10. I declare that I undertake to inform Elias Motsoaledi Local Municipality of any changes in my personal information.
- 11. I, as a Service Provider of the Municipality hereby consent that the Municipality may collect, use, distribute, process my personal information for its business purposes, which may include, but is not limited to,
 - internal administrative processes pertaining to services rendered or goods provided to the Municipality;
 - 11.2 conducting service provider vetting; and
 - 11.3 rendering services or providing goods to Elias Motsoaledi Local Municipality.
- 12. I also consent that the Municipality may share my personal information with the South African Revenue Service, Companies and Intellectual Property Commission, Department of Trade and Industry, Provincial Treasury, Black Economic Empowerment Commission, Competition Commission, South African Police Service, Banks, External Auditors, Suppliers Vetting Agencies, relevant governance structures, relevant government institutions and legal entities which may lawfully require such information for legal obligations.
- 13. I understand that in terms of the Protection of Personal Information Act (POPIA) and other laws of the country, there are instances where my express consent is not necessary to permit the processing of personal information, which may be related to investigations, litigation, compliance with legislative requirements or when personal information is publicly available.
- 14. I will not hold the Municipality responsible for any improper or unauthorized use of personal information that is beyond its reasonable control.
- 15. I confirm that I have read the notice and understand the contents.
- 16. I, the undersigned certify that the information furnished on this declaration form is correct.

³ 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.

17. I am aware that, in addition and without prejudice to any other remedy provided to combat an
restrictive practices related to bids and contracts, bids that are suspicious will be reported to th
Competition Commission for investigation and possible imposition of administrative penalties in term
of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecutin
Authority (NPA) for criminal investigation and or may be restricted from conducting business with th
public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of
Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

Signature	Date
Position	Name of Bidder

GENERAL CONDITIONS OF CONTRACT

The General Conditions of Contract are not included in this document and may be downloaded from the following website – www.treasury.gov.za/legislation