



TENDER DATA

1.	The Employer is: Nkangala District Municipality P.O Box 437 Middelburg 1050						
2.	Tender Documents						
	<p>Tendering Procedures Tender notice and invitation to tender Tender data</p> <p>Returnable Documents List of Returnable Documents</p> <p>The Contract Agreements and Contract data Forms of Offer and Acceptance Contract Data</p> <p>Pricing Data Pricing Instruction Bill of Quantities</p> <p>Terms of Reference Terms of Reference</p> <p>Additional Relevant Documents Supply Chain Management Policy</p>						
3.	<p>Interpretation</p> <p>The tender data and additional requirements contained in the tender schedules that are included in the returnable documents are deemed to be part of these tender conditions.</p>						
4	<p>Communication.</p> <p>The Employer's Representative is;</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;"><u>Accounting Officer</u></th> <th style="text-align: center;"><u>Procurement Eng.</u></th> <th style="text-align: center;"><u>Technical Enquiries</u></th> </tr> </thead> <tbody> <tr> <td>Mr ML Mahlangu P.O. Box 437 Middelburg 1050 013 249 2006</td> <td>Mr SI Masilela - Supply Chain Unit P.O. Box 437 Middelburg 1050 013 249 2104 / 5 / 7</td> <td>Mrs AM Motau P.O. Box 437 Middelburg 1050 Tel: 013 249 2104/ 05 / 07</td> </tr> </tbody> </table>	<u>Accounting Officer</u>	<u>Procurement Eng.</u>	<u>Technical Enquiries</u>	Mr ML Mahlangu P.O. Box 437 Middelburg 1050 013 249 2006	Mr SI Masilela - Supply Chain Unit P.O. Box 437 Middelburg 1050 013 249 2104 / 5 / 7	Mrs AM Motau P.O. Box 437 Middelburg 1050 Tel: 013 249 2104/ 05 / 07
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4.1	Attention is drawn to the fact that verbal communication given by the Employer's representative prior to the close of tenders will not be regarded as binding on the employer. Only information issued formally by the employer in writing to the tenders, under the signature of the Accounting Officer will be regarded as amending the tender documents.
5	<p>Eligibility</p> <p>In order to be considered for this tender you have to be in a position of a Certificate of Acceptability for Food Premises or Certificate in Foodstuffs, Cosmetics and Cosmetics and Disinfectants Act 1972 (Act 54 of 1972) obtainable from various municipalities under the (MHS) Municipal health Services Unit</p>
6.	<p>Public liability insurance</p> <p>The Employer will require that bidders to provide a valid public liability insurance cover or letter of intent to the value of R100 000.00</p>
7	<p>The Employer's right to accept or reject any tender offer</p> <p>The employer has the right not to accept the lowest tender and to accept the whole or part of any tender or not to consider any tender not suitably endorsed is fully reserved by the Nkangala District Municipality.</p>
8	Tenderer Obligations
8.1	The Council retains the right to call for any additional information that it may deem necessary
8.2	<p>If tendering as a Joint Venture, Joint venture must be constituted by means of a comprehensive and fair, written agreement between the members, which sets out their obligations, rights, risks and rewards. Joint venture members should share at least the following aspects of the joint venture activities in a meaningful and equitable manner:</p> <ol style="list-style-type: none"> 1. Control 2. Management 3. Operations 4. Risk 5. Profit and Loss
8.3	If a Tenderer , or any person employed by him is found to have either directly or indirectly, promised or given to any person in the employment of Council, any commission, gratuity, gift or other consideration, The Council shall have the right to summarily and without recourse to law and without prejudice to any other legal remedy which it may have in regard to any loss and/ or additional costs or expenses, to disqualify the Tender or cancel the Contract without paying any compensation to the aforesaid Tender or Contract.
8.4	At the request of the Head of Department (Council's) or his authorised representative from furnishing him with additional information, or with a sample or specimen for testing purposes or otherwise, or from giving a demonstration so as to enable the recommendation to the Council's responsible Committee on the award of the contract be formulated.



9.	<p>Compensation of tendering</p> <p>The employer will not compensate the tenderer for any costs incurred in the preparation and submission of a tender offer, including the cost of any testing necessary to demonstrate that aspects of the offer satisfy requirements.</p>						
10.	<p>Check documents</p> <p>The Tenderer should check the tender documents on receipt for completeness and notify the employer of any discrepancy or omission.</p> <p>Nkangala District Municipality reserves the right to request the bidder to submit original documents (as detailed in the proposed key personnel of the tender document and but not limited to, company CK document, qualifications of key personnel) for review and certification by its Commissioner of Oath.</p>						
11.	<p>Clarification Meeting</p> <p>A compulsory clarification meeting will be held on:</p> <table border="1" data-bbox="272 892 917 1081"> <tr> <td>Time:</td> <td>10:00</td> </tr> <tr> <td>Date:</td> <td>04th March 2026</td> </tr> <tr> <td>Location:</td> <td>Nkangala District Municipality 2A Walter Sisulu Street Middelburg 1050</td> </tr> </table>	Time:	10:00	Date:	04th March 2026	Location:	Nkangala District Municipality 2A Walter Sisulu Street Middelburg 1050
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11.1	In the case of a Joint Venture a representative of each of the Companies in the Joint Venture partnership should attend the meeting.						
11.2	No individual may represent more than one tenderer at the compulsory briefing session. Non-completion in full of the fields required on the attendance register may lead to automatic disqualification						
12.	<p>Confidentiality and Copyright of Documents.</p> <p>Treat as confidential all matters arising in connection with the tender. Use and copy the documents issued by the employer only for the purpose of preparing and submitting a tender offer in response to the invitation.</p> <p>In submitting any information or documentation requested in this tender or any other information that may be requested pursuant to this Tender, you are consenting to the processing by NDM or its stakeholders of your personal information and all other personal information contained therein, as contemplated in the Protection of Personal Information Act, No.4 of 2013 and Regulations promulgated thereunder (“POPI Act”). Further, you declare that you have obtained all consents required by the POPI Act or any other law applicable. Thus you hereby indemnify NDM against any civil or criminal action, administrative fine or other penalty or loss that may arise as a result of the processing of any personal information that you submit.</p>						
13.	Submitting tender offer:						
13.1	No Tender document will be considered unless submitted on Council’s Official Tender Document						



13.2	Return all the returnable documents to the employer after completing them.						
13.3	<p>Tenders must be deposited in the tender box clearly marked: Project - APPOINTMENT OF A PANEL OF PROFESSIONAL CATERERS TO RENDER SERVICES IN VARIOUS MUNICIPALITIES WITHIN THE NKANGALA DISTRICT MUNICIPALITY FOR A PERIOD OF THREE (3) YEARS (AS AND WHEN REQUIRED).</p> <p>Location of tender Box: Main Entrance Ground floor Nkangala DM Building Physical Address: Nkangala District Municipality, 2A Walter Sisulu Street, Middleburg 1050.</p> <p>Telephonic, telegraphic, telex, facsimile or emailed tenders will not be considered</p>						
13.4	All tenders received by the Nkangala District Municipality will remain in the Municipality's possession until after the stipulated closing date and time.						
13.5	Accept that a tender submitted to the employer cannot be withdrawn or substituted. No substitute tenders will be considered.						
14.	Closing Time:						
14.1	<p>The time and location for opening of the Tender offers are:</p> <table border="1" data-bbox="272 1073 919 1262"> <tr> <td>Closing Time:</td> <td>12:00</td> </tr> <tr> <td>Closing Date:</td> <td>27th March 2026</td> </tr> <tr> <td>Location:</td> <td>Nkangala District Municipality 2A Walter Sisulu Street Middelburg 1050</td> </tr> </table> <p>Tenders will be opened in public at the same time and prices will be read out.</p>	Closing Time:	12:00	Closing Date:	27th March 2026	Location:	Nkangala District Municipality 2A Walter Sisulu Street Middelburg 1050
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14.2	After the opening of the tender proposals, no information relating to the clarification, determination of responsiveness, evaluation and comparison of tender proposals and recommendations concerning the award of the tender shall be disclosed to any other tenderer or persons not concerned with such process until the award of the Tender has been announced by the NDM.						
15.	<p>Pricing the tender</p> <p>State the rates and prices in Rand</p>						
16.	<p>Alterations to the Tender Documents.</p> <p>No alterations may be made to the tender document issued by the employer.</p> <p>Proposals and any other supporting documents must be attached to the back of this tender document</p>						



17	<p>Alternative tender offer.</p> <p>No alternative tender offers will be considered or accepted</p>								
18	<p>Tender Offer Validity</p> <p>The Tender offer validity period is 90 days from the closing date.</p>								
19.	<p>Tender clarification after submission</p> <p>A tender may be regarded as non-responsive if the tenderer fails to provide clarification requested by the employer within the time for submission stated in the employer's written request.</p>								
20.	<p>Tender evaluation points</p>								
20.1	<p>The value of this bid is estimated not to exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 system shall be applicable.</p>								
20.2	<p>Preference points for this bid shall be awarded for:</p> <ul style="list-style-type: none"> (a) Price; and (b) Specific goals. 								
20.3	<p>The maximum points for this bid are allocated as follows:</p>								
	<table border="1"> <thead> <tr> <th></th> <th>POINTS</th> </tr> </thead> <tbody> <tr> <td>PRICE</td> <td>80</td> </tr> <tr> <td>SPECIFIC GOALS</td> <td>20</td> </tr> <tr> <td>TOTAL POINTS FOR PRICE AND SPECIFIC GOALS MUST NOT EXCEED</td> <td>100</td> </tr> </tbody> </table>		POINTS	PRICE	80	SPECIFIC GOALS	20	TOTAL POINTS FOR PRICE AND SPECIFIC GOALS MUST NOT EXCEED	100
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21.	<p>Evaluation of Tenders</p> <p>The Tenderers notice is drawn to the fact that the evaluation, adjudication and awarding of this tender will be in terms of the Supply Chain Management Policy of the NDM.</p> <p>Clause 54 of the Supply Management Policy which entails balance between financial offer and functionality.</p>								
21.1	<p>The following steps will be followed in evaluation;</p> <ol style="list-style-type: none"> 1. Determination of whether or not tender offers are complete. 2. Determination of whether or not tender offers are responsive. 3. Determination of the reasonableness of tender offers. 4. Confirmation of the eligibility of preferential points claimed by tenderers. 5. Determination of expertise and experience of tenderers. 6. Awarding of points for financial offer. 7. Ranking of tenderers according to the total points 8. Performance of risk analysis by checking the credit record of the tenderers 								
21.2	<p>Evaluation Criteria</p>								



	The procedure for the evaluation of responsive Bids will be on the average of the previous three projects where the firm was involved for other clients.																																																						
21.3	Tenders are adjudicated in terms of NDM Supply Chain Management Policy, and the following framework is provided as a guideline in this regard.																																																						
22.	<p>Tender Responsiveness</p> <p>Tender responsiveness shall mean tender compliance with all the prescribed key requirements for submission with this tender which are regarded as eliminating factors. Elimination factors include non-compliance with key requirements specified for the following:</p> <ul style="list-style-type: none"> • Hardware and Resources (20 Points); • Company Experience (30 Points) • Professional Registration (30 Points) <p>The hardware and resources, professional registration and company experience are regarded as key and carry a combined total of 80 points. The service provider's experience in carrying out Four (04) or more catering services carries 30 points.</p> <table border="1" data-bbox="544 982 1291 1161"> <thead> <tr> <th>Description</th> <th>Points</th> </tr> </thead> <tbody> <tr> <td>Hardware and Resources</td> <td>20</td> </tr> <tr> <td>Company Experience</td> <td>30</td> </tr> <tr> <td>Professional Registration</td> <td>30</td> </tr> <tr> <td>TOTAL</td> <td>80</td> </tr> </tbody> </table>	Description	Points	Hardware and Resources	20	Company Experience	30	Professional Registration	30	TOTAL	80																																												
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22.1	<p><u>EVALUATION FOR FUNCTIONALITY</u></p> <table border="1" data-bbox="289 1268 1559 1898"> <thead> <tr> <th>Evaluation Criteria</th> <th>Minimum Required</th> <th>Elimination factor</th> <th>Points Obtainable</th> <th>Points Claimed</th> </tr> </thead> <tbody> <tr> <td rowspan="4">Hardware and resources (Note 1)</td> <td>Food premises</td> <td>No</td> <td>05</td> <td></td> </tr> <tr> <td>Computers or laptops</td> <td>No</td> <td>05</td> <td></td> </tr> <tr> <td>Landline, Printers and access to e-mail</td> <td>No</td> <td>05</td> <td></td> </tr> <tr> <td>Vehicles and Catering equipment</td> <td>No</td> <td>05</td> <td></td> </tr> <tr> <td colspan="3">SUB-TOTAL</td> <td>20</td> <td></td> </tr> <tr> <td rowspan="4">Company experience in terms of catering projects completed (Note 2)</td> <td>0-3 Projects</td> <td>Yes</td> <td>0</td> <td></td> </tr> <tr> <td>4 – 6 Projects</td> <td>No</td> <td>10</td> <td></td> </tr> <tr> <td>7 – 10 Projects</td> <td>No</td> <td>20</td> <td></td> </tr> <tr> <td>11 upwards</td> <td>No</td> <td>30</td> <td></td> </tr> <tr> <td colspan="3">SUB-TOTAL</td> <td>30</td> <td></td> </tr> <tr> <td>Professional Registration (Note 3)</td> <td>No Certificate of acceptability for Food Premises or Certificate in Foodstuffs, Cosmetics and Disinfectant</td> <td>Yes</td> <td>0</td> <td></td> </tr> </tbody> </table>	Evaluation Criteria	Minimum Required	Elimination factor	Points Obtainable	Points Claimed	Hardware and resources (Note 1)	Food premises	No	05		Computers or laptops	No	05		Landline, Printers and access to e-mail	No	05		Vehicles and Catering equipment	No	05		SUB-TOTAL			20		Company experience in terms of catering projects completed (Note 2)	0-3 Projects	Yes	0		4 – 6 Projects	No	10		7 – 10 Projects	No	20		11 upwards	No	30		SUB-TOTAL			30		Professional Registration (Note 3)	No Certificate of acceptability for Food Premises or Certificate in Foodstuffs, Cosmetics and Disinfectant	Yes	0	
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SUB-TOTAL			30	
TOTAL			80	

A FIRM MUST OBTAIN A MINIMUM OF 60 POINTS OUT OF THE 80 POINTS ABOVE TO BE CONSIDERED FOR PRICE AND SPECIFIC GOALS EVALUATION.

Note 1: Hardware and resources

- It must be noted that a total of **20 points** must be obtained by the service providers in relation to the requirements as mentioned on the table above. Proof of company's asset register with the required listed resources must be attached. Failure to provide this shall warrant for scoring zero (0) in this category.

Note 2: Experience of Firm in terms of Company's previous completed projects

- It must be noted that the experience of the service provider carries a maximum of **30 points** as indicated in the table below. If proof of appointment letters or purchase orders and reference letters or testimonials in reference to **Form Q** is not provided, then the bidder shall score a zero (0) in this category and be eliminated from further evaluation.

Note 3: Professional registration

- It must be noted that professional registration of the service provider carries a maximum of **30 points** as indicated in the table above. Proof of in the form of a copy of a valid copy of a **Certificate of Acceptability for Food Premises and the Transport of food under the Foodstuffs, Cosmetics and disinfectants Act, 1972 (Act 54 of 1972)** obtainable from various Municipalities under the (MHS) Municipal Health Services Unit. Failure to provide this shall warrant for scoring zero (0) in this category and be eliminated from further evaluation.

23. **Technical adjudication and General Criteria**

- Tenders will be adjudicated in terms of inter alia:
- Compliance with Tender conditions
- Technical specifications



If the Tenderer does not comply with the Tender Conditions, the Tenderer may be rejected. If technical specifications are not met, the Tender may also be rejected.

With regard to the above, certain actions or errors are unacceptable and warrants **REJECTION OF THE TENDER**, for example:

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With regard to the above, certain actions or errors are unacceptable and warrants **REJECTION OF THE TENDER**, for example

- A Tax Compliance letter with a unique PIN in terms of the electronic Tax Compliance Status (TCS) system from SARS must be submitted.
- Pages to be completed, if removed from the Tender document, and would be deemed to have therefore not been submitted;
- If tender document is not fully completed as required and as stipulated in the tender data.
- If any tender document is tempered with or it is unbound or unbundled.
- Failure to complete the schedule of quantities as required – only lump sums provided.
- Scratching out without initialling next to the amended rates or information.
- Writing over / painting out rates / the use of tippex or any erasable ink, e.g. pencil.
- Failure to attend compulsory site inspections would render the tender non-responsive.
- The Tender has not been properly signed by a party having the authority to do so, according to the **Form F- “Authority of signatory”**.
- A Resolution by a Board of Directors of the Company authorizing the Tenderer to sign the Tender document on behalf of the Company.
- Particulars required in respect of the Tender have not been provided, implies non-compliance of Tender requirements and/or specifications.
- The Tenderer’s attempts to influence, or has in fact influenced the evaluation and/or awarding of the contract will lead to disqualification.
- Disqualification will ensue if the Tender has been submitted after the relevant closing date and time.
- Failure to complete and sign **Form C1.1: Form of Offer and Acceptance**, automatically disqualifies the tender.



- If any municipal rates and taxes or municipal service charges owed by that Tenderer or any of its directors to the municipality, or to any other municipality or municipal entity, are in arrears for more than three months the tenderer is disqualified.
- If any Tenderer who during the last five years has failed to perform satisfactorily on a previous contract with the municipality or any other organ of state after written notice was given to that tenderer that performance was unsatisfactory leads to automatic disqualification.

Size of enterprise and current workload

Evaluation of the Tenderer's position in terms of:

- Previous and expected current annual turnover
- Current contractual obligations
- Capacity to execute the contract

Staffing profile

Evaluation of the Tenderer's position in terms of:

- Staff available for this contract being Tendered for
- Qualifications and experience of key staff to be utilised on this contract.

Proposed Key Personnel

In this part of the tender, the Tenderer shall also supply Curriculum Vitae (CV's) for the Staff available named and working on full time basis for the Tenderer. The CV should follow the normal Professional Format as used by Professional Service Providers.

Each CV should give at least the following:

- Position in the firm and within the organisation of this assignment
- Educational qualifications
- Professional Registrations
- Relevant experience (actual duties performed, involvement and responsibility), including locations, dates and durations of assignments, starting with the latest.
- Language proficiency and
- References (company name, individual name, position held, contact details)

Much importance will be placed on the experience of the staff proposed. The Tender must ensure that, if selected, the nominated staff will be assigned as proposed. Failure to do so may result in the annulment of any acceptance of the Tenders' proposal and/ or Agreement entered into by the Client for the execution of the services.



	<p>Financial ability to execute the contract:</p> <p>Evaluation of the Tenderer's financial ability to execute the contract. Emphasis will be placed on the following:</p> <ul style="list-style-type: none">• Public liability Insurance of R100 000 per claim
24.	<p>Good standing with SA Revenue Services</p> <ul style="list-style-type: none">▪ Determine whether a valid tax clearance certificate or tax document with a Pin from SARS has been submitted.▪ The Tenderer must affix the latest CSD report stating the status of the Tax Clearance Certificate
25.	<p>If the Tender does not meet the requirements contained in the NDM Procurement Policy, and the mentioned framework, it will be rejected by the Council and may not subsequently be made acceptable by correction or withdrawal of the non-conforming deviation or reservation.</p>
26.	<p>Penalties</p> <p>The Nkangala District Municipality will if upon investigation it is found that a preference in terms of the Act and these regulations has been obtained on a fraudulent basis, or any specified goals are not attained in the performance of the contract, on discretion of the Municipal Manager, one or more of the following penalties will be imposed:</p> <ul style="list-style-type: none">▪ Cancel the contract and recover all losses or damages incurred or sustained from the Tenderer.▪ Impose a financial penalty at the discretion of Council▪ Restrict the contractor, its shareholders and directors on obtaining any business from the Nkangala District Municipality for a period of 5 years
27.	<p>Proposals</p> <p>Proposals should be well organized, straight forward, clear and concise. Proposals must respond specifically to the criteria specified in this tender document. Colour: black Font: Aerial: Size 12: Spacing one and half: pages not more than 30. (Excluding appendices).</p>
	<p>The firm, in his/her proposal, shall state the categories and number of staff and personnel that he considers necessary to perform the services, including the core professional team and support staff. The firm shall provide brief descriptions of the responsibilities and duties envisaged for the professional positions of the supervision team. The firm shall make a clear distinction between resources required, time allocation and costs for the project.</p> <p>The proposals and all supplementary documents and correspondences shall be drawn up and submitted in English.</p>



28. **The additional conditions of Tender are:**

1. Service providers who have scored the highest points for Price and Specific goals in terms of the Preferential Procurement Regulations 2022 will be appointed.
2. Nkangala District Municipality may also request that the Tenderer provide written evidence that his financial, labour and resources are adequate for carrying out the project.
3. The Nkangala District Municipality reserves the right to appoint a firm of chartered accountants and auditors and / or execute any other financial investigations on the financial resources of any Tenderer. The Tenderer shall provide all reasonable assistance in such investigations.
4. The Prospective service providers will be allocated work according to various Municipalities within the Nkangala District Municipalities