

<b>SUBJECT</b>	Minutes of Compulsory Tender Clarification Meeting	
<b>TENDER No.</b>	TNPA/2025/01/0006/86470/RFP	
<b>TITLE</b>	Mechanical Equipment Installation at 06 Toulon Road Building in the Port of Durban	
<b>MEETING NO.</b>	01	
<b>VENUE</b>	Transnet National Ports Authority (TNPA), Port of Richards Bay, Pioneer Centre Main Boardroom, San Thom Road, Pioneer Centre, Port of Richards Bay.	
<b>DATE</b>	24 July 2025 at 10:00am	
<b>ATTENDEES – TNPA TEAM</b>	Moeketsi Mahlatsi – Engineering Technician Khauli Nthebe - Engineer Lee Matthys – Safety Practitioner Sbusiso Langa - QS Shani Evans – Procurement Officer	David Sebiloane - Programme Manager Sanelisiwe Shozi – NEC3 PM (Programme Coordinator – DBN) Carl P. King – Quality Lead
<b>ATTENDEES – TNPA TEAM via TEAMS</b>	Mbalenhle Gwala - Contract Legal Specialist: SCM Governance, Monitoring and Compliance	
<b>ATTENDEES – TENDERERS</b>	Refer to attached Tender Clarification meeting register	
<b>ADDITIONAL DISTRIBUTION</b>		

MINUTE	DESCRIPTION OF DISCUSSION
<b>1.</b>	<b>Opening: Welcome &amp; Introductions</b>
	Welcoming and thanks to all in attendance was done by the Sanelisiwe Shozi.
<b>2.</b>	<b>Meeting Agenda and attendance register</b>
	<p>Tenderers were requested that questions should be e-mail to <a href="mailto:TENDERENQUIRIES@transnet.net">TENDERENQUIRIES@transnet.net</a> where a formal response will be sent out to all the attendees.</p> <p>All attendees were requested to sign the attendance register and ensure that their details are eligible.</p> <p>The Certificate of Attendance T2.2-01 will be signed at the end of the meeting and service providers to ensure that they do not leave the meeting without a signed certificate.</p>
<b>MINUTE</b>	<b>DESCRIPTION OF DISCUSSION</b>
<b>4.</b>	<b>Background on Project &amp; Executive Summary</b>
	<p>An overview of the scope was presented by Sanelisiwe Shozi.</p> <p>Refer to Presentation and RFP document for full details</p>



MINUTE	DESCRIPTION OF DISCUSSION
5.	<b>Project Timelines</b>
5.1	<p>The provisional project timelines provided in the RFP were to be used by bidders in their programming, the actual dates will be confirmed once the contract is awarded.</p> <p>Provisional dates;</p> <p>Starting date - 3 November 2025 (provisional date, to be updated on award)</p> <p>Contract duration: Six (6) months after contract award.</p>
6.	<b>Commercial</b>
	<p><b>Communication</b></p> <ul style="list-style-type: none"> <li>• <b>All communications</b> whether general, commercial or technical to go via the Procurement Officer, Shani Evans (contact details in tender document).</li> <li>• All <b>queries</b> will be communicated via a <b>clarification register</b> and will be issued only to the attendees who attended this clarification meeting.</li> <li>• <b>Complete</b> the <b>attendance register</b> with clear and correct contact details, as these contact details will be used to issue all clarifications and addendums if any.</li> <li>• <b>Last</b> day for questions – <b>Five working days before the closing date.</b></li> </ul> <p><b>Supply Chain Management Complaints e-mail.</b></p> <ul style="list-style-type: none"> <li>• Transnet's Supply Chain Management (SCM) Complaints and Allegations Office at <a href="mailto:groupscmcomplaints@transnet.net">groupscmcomplaints@transnet.net</a>; this to be used for only complaints.</li> </ul>



MINUTE	DESCRIPTION OF DISCUSSION					
7.	<p><b>T1.2 Tender Data</b></p> <p>Tender offer validity period: <b>12 weeks</b> after the closing date;</p> <p><b>Eligibility Criteria</b></p> <p>Only those tenderers who satisfy the following eligibility criteria are eligible to submit tenders:</p> <p><b>Stage One, Step One: Test for Administrative Responsiveness</b></p> <p>The test for administrative responsiveness will include the following:</p> <table><tr><th>Administrative responsiveness check</th></tr><tr><td><ul style="list-style-type: none"><li>Whether the Bid has been lodged on time</li></ul></td></tr><tr><td><ul style="list-style-type: none"><li>Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time</li></ul></td></tr><tr><td><ul style="list-style-type: none"><li>Verify the validity of all returnable documents</li></ul></td></tr><tr><td><ul style="list-style-type: none"><li>Verify if the Bid document has been duly signed by the authorised respondent</li></ul></td></tr></table>	Administrative responsiveness check	<ul style="list-style-type: none"><li>Whether the Bid has been lodged on time</li></ul>	<ul style="list-style-type: none"><li>Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time</li></ul>	<ul style="list-style-type: none"><li>Verify the validity of all returnable documents</li></ul>	<ul style="list-style-type: none"><li>Verify if the Bid document has been duly signed by the authorised respondent</li></ul>
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	<p><b>Stage One, Step Two: Test for Substantive Responsiveness to RFP</b></p> <p>The test for substantive responsiveness to this RFP will include the following:</p> <table><tr><th>Check for substantive responsiveness</th></tr><tr><td><ul style="list-style-type: none"><li>Whether any general and legislation qualification criteria set by Transnet, have been met</li></ul></td></tr><tr><td><ul style="list-style-type: none"><li>Whether the Bid contains a priced offer as prescribed in the pricing and delivery schedule</li></ul></td></tr><tr><td><ul style="list-style-type: none"><li>Whether the Bid materially complies with the scope and/or specification given</li></ul></td></tr><tr><td><ul style="list-style-type: none"><li>Whether any minimum requirements have been met as follows:<ul style="list-style-type: none"><li>Attendance at the compulsory clarification meeting</li><li>Submitted proof of registration with registration number (certified copies must be submitted) for the key personnel that would be responsible of the execution of this project.</li></ul></li></ul></td></tr></table>	Check for substantive responsiveness	<ul style="list-style-type: none"><li>Whether any general and legislation qualification criteria set by Transnet, have been met</li></ul>	<ul style="list-style-type: none"><li>Whether the Bid contains a priced offer as prescribed in the pricing and delivery schedule</li></ul>	<ul style="list-style-type: none"><li>Whether the Bid materially complies with the scope and/or specification given</li></ul>	<ul style="list-style-type: none"><li>Whether any minimum requirements have been met as follows:<ul style="list-style-type: none"><li>Attendance at the compulsory clarification meeting</li><li>Submitted proof of registration with registration number (certified copies must be submitted) for the key personnel that would be responsible of the execution of this project.</li></ul></li></ul>
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	<p><b>Stage One, Step Two A - Eligibility with regards to attendance at the compulsory clarification meeting.</b></p> <p>An authorised representative of the tendering entity or a representative of a tendering entity that intends to form a Joint Venture (JV) must attend the compulsory clarification meeting.</p>					

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	<p><b>Stage One, Step Two B - Eligibility in terms of the Construction Industry Development Board:</b> Only those tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation of 6ME or higher or 6SF or higher class of construction work, are eligible to have their tenders evaluated. <b>Addendum 001 was issued on 18th of July 2025.</b></p>																
	<p><b>Stage Two, Step Three - Tenderer’s technical pre-qualification requirements:</b> Only those tenderers who provide all the required documentation will be evaluated further. Failure to provide the required documentation will result in disqualification.</p> <ul style="list-style-type: none"><li>• T2.2-03 Pre-qualification schedule: Company Experience – submitted required documents yes / no</li><li>• T2.2-04 Pre-qualification schedule: Key Personnel – submitted required documents yes / no</li><li>• T2.2-05 Pre-qualification schedule: Programme – submitted required documents yes / no</li><li>• T2.2-06 Pre-qualification schedule: Health and Safety Requirements – submitted required documents yes / no</li></ul>																
	<p><b>Stage Three, Step Four – Preference Point System:</b> Weighted score 100 - Price (80/90) Specific goals (20/10).</p> <p>- the 80/20 system for requirements with a Rand value equal to or below R50 000 000 (all applicable taxes included).</p> <p>or</p> <p>- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).</p> <table><tr><th>Thresholds</th><th>Minimum Threshold</th></tr><tr><td>Technical / functionality</td><td>60</td></tr></table> <table><tr><th>Evaluation Criteria</th><th>Final Weighted Scores</th><th>Final Weighted Scores</th></tr><tr><td>Price and Total Cost of Ownership</td><td>80</td><td>90</td></tr><tr><td>Specific goals - Scorecard</td><td>20</td><td>10</td></tr><tr><td><b>TOTAL SCORE:</b></td><td><b>100</b></td><td><b>100</b></td></tr></table> <p>Up to 100 minus <math>W_1</math> tender evaluation points will be awarded to tenderers who complete the preferring schedule and who are found to be eligible for the preference claimed. <b>Should the evidence required for any of the Specific Goals applicable in this tender not be provided, a tenderer will score zero preference points for that particular “Specific Goal”.</b></p> <p>Only those tenderers who provide all the required <b>pre-qualification</b> documentation will be evaluated further in terms of price and specific goals.</p>	Thresholds	Minimum Threshold	Technical / functionality	60	Evaluation Criteria	Final Weighted Scores	Final Weighted Scores	Price and Total Cost of Ownership	80	90	Specific goals - Scorecard	20	10	<b>TOTAL SCORE:</b>	<b>100</b>	<b>100</b>
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	<p>In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, the following preference points must be awarded to a bidder who provides the relevant required evidence for claiming points.</p> <p>The maximum points for this bid are allocated as follows:</p> <table><tr><th>DISCRIPTION</th><th>POINTS</th><th>POINTS</th></tr><tr><td>PRICE</td><td>80</td><td>90</td></tr><tr><td>B-BBEE Status Level of Contributor 1 or 2</td><td>05</td><td>03</td></tr><tr><td>EME or QSE 51% Black Owned Entities</td><td>15</td><td>07</td></tr><tr><td>Non-Compliant and/or B-BBEE level 3-8 Contributors</td><td>00</td><td>00</td></tr><tr><td>Total points for Price and Specific Goals must not exceed</td><td>100</td><td>100</td></tr></table> <p><b>The following Table represents the evidence to be submitted for claiming preference points for applicable specific goals in a particular tender:</b></p> <table><tr><th>Specific Goals</th><th>Acceptable Evidence</th></tr><tr><td>B-BBEE Status Level of Contributor 1 or 2</td><td>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted)</td></tr><tr><td>EME or QSE 51% Black Owned Entities</td><td><ul style="list-style-type: none"><li>Audited Annual Financial Statements</li><li>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate</li></ul></td></tr><tr><td>Non-Compliant and/or B-BBEE Level 3-8 contributors</td><td></td></tr></table> <p>Refer to Presentation and applicable Returnable Schedules in RFP document for details.</p>	DISCRIPTION	POINTS	POINTS	PRICE	80	90	B-BBEE Status Level of Contributor 1 or 2	05	03	EME or QSE 51% Black Owned Entities	15	07	Non-Compliant and/or B-BBEE level 3-8 Contributors	00	00	Total points for Price and Specific Goals must not exceed	100	100	Specific Goals	Acceptable Evidence	B-BBEE Status Level of Contributor 1 or 2	Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted)	EME or QSE 51% Black Owned Entities	<ul style="list-style-type: none"><li>Audited Annual Financial Statements</li><li>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate</li></ul>	Non-Compliant and/or B-BBEE Level 3-8 contributors	
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	<p><b>Tendering Procedures</b></p> <p>Tender closing Date: <b>4 August 2025, at 16h00 (SAST)</b></p> <p><b><u>Tender Submission</u></b></p> <p>Transnet has implemented a new electronic tender submission system, the e-Tender Submission Portal, in line with the overall Transnet digitalization strategy where suppliers can view advertised tenders, register their information, log their intent to respond to bids and upload their bid proposals/responses on to the system.</p>																										



MINUTE	DESCRIPTION OF DISCUSSION
	<p>The Transnet e-Tender Submission Portal can be accessed as follows:</p> <ul style="list-style-type: none"> <li>- Log on to the Transnet eTenders management platform website (<a href="https://www.transnet.net">https://www.transnet.net</a>);</li> <li>- Click on "TENDERS";</li> <li>- Scroll towards the bottom right hand side of the page;</li> <li>- On the blue window click on "register on our new eTender Portal";</li> <li>- Click on "ADVERTISED TENDERS" to view advertised tenders;</li> <li>- Click on "SIGN IN/REGISTER – for bidder to register their information (must fill in all mandatory information);</li> <li>- Click on "SIGN IN/REGISTER" - to sign in if already registered;</li> <li>- Toggle (click to switch) the "Log an Intent" button to submit a bid;</li> <li>- Submit bid documents by uploading them into the system against each tender selected.</li> </ul> <p><b>Upload of Submission:</b></p> <ul style="list-style-type: none"> <li>- <b>Register your Intent to tender on the Tender Management Portal a.s.a.p.</b></li> <li>- <b>Scan &amp; upload the Functionality Criteria with back up individually.</b></li> <li>- T2.2-03 Pre-qualification schedule: Company Experience – with back up</li> <li>- T2.2-04 Pre-qualification schedule: Key Personnel – with back up</li> <li>- T2.2-05 Pre-qualification schedule: Programme – with back up</li> <li>- T2.2-06 Pre-qualification schedule: Health and Safety Requirements – with back up</li> <li>- Upload the <b>full submission</b> with all the back up. (this pack should be broken up in Parts as the portal upload size is 29 Megabits)</li> <li>- Do not compress your submission, as we might not be able to read your submission. Rather break your submission up into Parts. Number them accordingly.</li> <li>- Make sure of your scanned document orientation.</li> </ul> <p><b>Take screen shot of your uploads and keep safe.</b></p> <p><b>If you encounter any issue in uploading your submission contact Kabelo Mafohl, <a href="mailto:kabelo.mafohla@transnet.net">kabelo.mafohla@transnet.net</a> on 041 507 8616.</b></p>
6.	<p><b>Conditions of Contract – NEC 3 ECC</b></p> <ul style="list-style-type: none"> <li>o <b>X2: Changes in the law</b></li> <li>o <b>X7: Delay damages - Nine Thousand Rand (R9 000.00) per day</b></li> <li>o <b>X13: Performance Bond - Five percent (5%) of the total of the Prices including VAT.</b></li> <li>o <b>X16: Retention - Ten percent (10%) on all payments certified.</b></li> <li>o <b>X18: Limitation of liability</b></li> <li>o <b>Z: Additional conditions of contract</b></li> <li>o <b>Main Option B – Priced contract with <i>Bill of Quantity</i></b></li> </ul> <p><b>Start Date: 3 November 2025</b></p> <p><b>Completion Date for the Whole of The Works – 6 months after start date</b></p>



MINUTE	DESCRIPTION OF DISCUSSION
7.	<b>Tenderer's technical pre-qualification requirements</b>
	Only those tenderers who provide all the required documentation will be evaluated further. Failure to provide the required documentation will result in disqualification.
	<ul style="list-style-type: none"> <li>T2.2-03 Pre-qualification schedule: Company Experience</li> <li>T2.2-04 Pre-qualification schedule: Key Personnel</li> <li>T2.2-05 Pre-qualification schedule: Programme</li> <li>T2.2-06 Pre-qualification schedule: Health and Safety Requirements</li> </ul> Refer to Presentation and applicable Returnable Schedules in RFP document for details.
	<b>Site Walk-about</b>
	A non-compulsory site walk-about was undertaken by the project management team for the interested tenderers, after the signing of the Certificate of attendance.
8.	<b>QUESTION AND ANSWERS</b>
8.1	Four questions were raised and responded to as per the clarification register appended to the minutes.
8.2	Tenderers were asked to send their question to <a href="mailto:TENDERENQUIRIES@transnet.net">TENDERENQUIRIES@transnet.net</a> then TNPA will respond formally via the Clarification register.
9.	<b>CLOSING</b>
	There being no further items to discuss, the meeting was closed, at 11:00am. T2.2-01 Certificate of attendance at Compulsory Tender Clarification Meeting was signed and the bidders proceeded to the physical site visit at 06 Toulon Road Building.

Compiled:

Shani Evans

Senior Procurement Officer

Date: 24 July 2025

Reviewed and accepted by:

Sanelisiwe Shoji

NEC3 – Project Manager

Date: 24 July 2025





TRANSNET



**TNPA/2025/02/0012/90062/RFP**

**MECHANICAL EQUIPMENT INSTALLATION AT 06 TOULON ROAD BUILDING  
IN THE PORT OF DURBAN**



**TRANSNET**



## **SCOPE OF WORK**

**PRESENTED BY:**

**DAVID SEBILOANE: PROJECT MANAGER**

## SCOPE OF WORK

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Primarily, the scope of works includes the comprehensive design, validation, supply, installation, commissioning, and handover of the Fire Protection and Detection System Installation at the Toulon Road Building which includes:

- Design and Validation
- Complete installation of the validated and approved fire sprinkler,
- Comprehensive testing and commissioning of all systems
- Provision of comprehensive Operation and Maintenance (O&M) manuals
- Submission of Compliance Documentation



**TRANSNET**



# Procurement

**PRESENTED BY:**

**Shani Evans: Procurement Officer**



# TENDERING PROCEDURES

- All communications whether general, commercial or technical to go via the Procurement Officer, **Shani Evans** (contact details in tender document).

**Email – [tenderenquiriespdu@transnet.net](mailto:tenderenquiriespdu@transnet.net)**

**Telephone Number – 031 361 1273**

- All communication is to be sent via a clarification register and will be issued only to the attendees of this clarification meeting.
- All clarifications & addendums will be uploaded on National Treasury & Transnet Tender Portal.
- Please complete the attendance register with eligible and ensure that contact details are correctly recorded (as these contact details will be used to issue all clarifications and addendums if any).
- Last day for Clarification – **Five working days before the closing date.**
- **Electronic Tenders Documents must be legible.**
- **All T2 Returnable documents must be signed off and submitted as part of the Tender Document**

# TENDERING PROCEDURES

## TENDERING PROCEDURES

Tender closing date: **4 August 2025 at 16h00pm (SAST)** (South African Standard Time) via the **new electronic tender submission system, the e-Tender Submission Portal**

**NO EXTENSIONS TO THIS DATE WILL BE ENTERTAINED WITHOUT GOOD CAUSE SHOWN**

**NO LATE TENDERERS WILL BE CONSIDERED**



# TENDERING PROCEDURE

## T1.2 Tender Data

- Tender offer validity period of **12 weeks** after the closing date;
- The tenderer is required to submit all documents as stated in **C.2.23 of the tender data** and the tender offer will only be accepted if the tenderer complies with **C3.13 of the tender data** such as :
  - ✓ A valid Tax Clearance Certificate issued by the South African Revenue Services. Tenderers also to provide Transnet with a TCS PIN to verify Tenderers compliance status.
  - ✓ A valid B-BBEE Certificate from a Verification Agency accredited by the South African Accreditation System [SANAS], or a sworn affidavit confirming annual turnover and level of black ownership in case of all EMEs and QSEs with 51% black ownership or more together with the tender;
  - ✓ A valid CIDB certificate in the correct designated grading
  - ✓ Proof of registration on the Central Supplier Database
  - ✓ Letter of Good Standing with the Workmen's compensation fund by the tendering entity or separate Letters of Good Standing from all members of a newly constituted JV.
- **Please submit on a company letter head: name of company, contact numbers, contact person**



# TENDERING PROCEDURE

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

## **Stage One, Step One: Test for Administrative Responsiveness**

The test for administrative responsiveness will include the following:

### **Administrative responsiveness check**

- Whether the Bid has been lodged on time
- Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time
- Verify the validity of all returnable documents
- Verify if the Bid document has been duly signed by the authorised respondent





# TENDERING PROCEDURE

## Stage One, Step Two: Test for Substantive Responsiveness to RFP

The test for substantive responsiveness to this RFP will include the following

### Check for substantive responsiveness

- Whether any general and legislation qualification criteria set by Transnet, have been met
- Whether the Bid contains a priced offer as prescribed in the pricing and delivery schedule
- Whether the Bid materially complies with the scope and/or specification given
- Whether any minimum requirements have been met as follows:
  - Attendance at the compulsory clarification meeting
  - Submitted proof of registration with registration number (certified copies must be submitted) for the key personnel that would be responsible of the execution of this project.



# TENDERING PROCEDURE

## **Stage One, Step Two A - Eligibility with regards to attendance at the compulsory clarification meeting:**

An authorised representative of the tendering entity or a representative of a tendering entity that intends to form a Joint Venture (JV) must attend the compulsory clarification meeting.

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



# TENDERING PROCEDURE

## Stage One, Step Two B - Eligibility in terms of the Construction Industry Development Board:

a) Only those tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations, designation of **6EB ME or higher or 6SF or higher** class of construction work, are eligible to have their tenders evaluated.

### b) Joint Venture (JV)

Joint ventures are eligible to submit tenders subject to the following:

1. every member of the joint venture is registered with the CIDB;
2. the lead partner has a contractor grading designation of not lower than one level below the required class of construction works under consideration and possesses the required recognition status; and



# TENDERING PROCEDURE

3. the combined Contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a Contractor grading designation determined in accordance with the sum tendered for a **6EB ME or higher or 6SF or higher** or higher class of construction work or a value determined in accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations.

The tenderer shall provide a certified copy of its signed joint venture agreement

***Any tenderer that fails to meet the stipulated eligibility criteria will be regarded as an unacceptable tender.***

Addendum 001 was issued on 18<sup>th</sup> of July 2025



# TENDERING PROCEDURE

**Stage Two, Step Three - Tenderer's technical pre-qualification requirements:** Only those tenderers who provide all the required documentation will be evaluated further. Failure to provide the required documentation will result in disqualification.

- T2.2-03 Pre-qualification schedule: Company Experience – submitted required documents yes / no
- T2.2-04 Pre-qualification schedule: Key Personnel – submitted required documents yes / no
- T2.2-05 Pre-qualification schedule: Programme – submitted required documents yes / no
- T2.2-06 Pre-qualification schedule: Health and Safety Requirements – submitted required documents yes / no

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



# TENDERING PROCEDURE

**Stage Three, Step Four – Preference Point System:** Weighted score 100 - Price (80/90) Specific goals (20/10).

Only those tenderers who provide all the required **pre-qualification** documentation will be evaluated further in accordance with the 80/20 or 90/10 preference points system as described in Preferential Procurement Regulations.

the 80/20 system for requirements with a Rand value equal to or **below** R50 000 000 (all applicable taxes included).

or

the 90/10 system for requirements with a Rand value **above** R50 000 000 (all applicable taxes included).

Preference points for this bid shall be awarded for:

Evaluation Criteria	Final Weighted Scores	Final Weighted Scores
Price and Total Cost of Ownership	80	90
Specific goals - Scorecard	20	10
<b>TOTAL SCORE:</b>	<b>100</b>	<b>100</b>

**Transnet will use the lowest acceptable bid to determine the applicable preference points system.**

In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, the following preference points must be awarded to a bidder who provides the relevant required evidence for claiming points.

<b>Selected Specific Goal</b>	<b>Number of points (80/20 system)</b>	<b>Number of points (90/10 system)</b>
B-BBEE Status Level of Contributor 1 or 2	<b>05</b>	<b>03</b>
EME or QSE 51% Black Owned Entities	<b>15</b>	<b>07</b>
Non-Compliant and/or B-BBEE level 3-8 Contributors	<b>00</b>	<b>00</b>

**The following Table represents the evidence to be submitted for claiming preference points for applicable specific goals in a particular tender:**

Specific Goals	Acceptable Evidence
B-BBEE Status Level of Contributor 1 or 2	<ul style="list-style-type: none"> <li>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted)</li> </ul>
EME or QSE 51% Black Owned Entities	<ul style="list-style-type: none"> <li>Audited Annual Financial Statements</li> <li>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate</li> </ul>





# CONTRACT DATA

- Conditions of Contract – NEC 3 ECC
  - **X2: Changes in the law**
  - **X7: Delay damages - Nine Thousand Rand (R9 000.00) per day**
  - **X13: Performance Bond - Five percent (5%) of the total of the Prices including VAT.**
  - **X16: Retention - Ten percent (10%) on all payments certified.**
  - **X18: Limitation of liability**
  - **Z: Additional conditions of contract**
  - **Main Option B – Priced contract with *Bill of Quantity***
  - **Start Date: 3 November 2025**
  - **Completion Date for the Whole of The Works – Six (6) months after Start Date**



# Transnet Tender management portal

## Upload of Submission:

**1. Register your Intent to tender on the Tender Management Portal a.s.a.p.**

**2. Scan & upload the Functionality Criteria with back up individually.**

- › T2.2-03 Pre-qualification schedule: Company Experience – with back up
- › T2.2-04 Pre-qualification schedule: Key Personnel – with back up
- › T2.2-05 Pre-qualification schedule: Programme – with back up
- › T2.2-06 Pre-qualification schedule: Health and Safety Requirements – with back up

3. Upload the **full submission** with all the back up. (this pack should be broken up in Parts as the portal upload size Is 30 Megabits)

4. Do not compress your submission, as we might not be able to read your submission. Rather break your submission up into Parts and number them accordingly.

5. Make sure of your scanned document orientation.

**6. Take screen shot of your uploads and keep safe.**

**If you encounter any issue in uploading your submission contact Kabelo Mafohl, [kabelo.mafohla@transnet.net](mailto:kabelo.mafohla@transnet.net) on 041 507 8616.**



# TENDERING PROCEDURE

## CONTRACT DATA PART 2: DATA BY THE CONTRACTOR

- Fee percentages: Tenderers to indicate their fee percentages (i.e. Direct Fee, Subcontract Fee, People Overhead Fee and Equipment Fee).
- Fee percentages do not affect the submitted tender price however they will be reviewed and taken into consideration during the adjudication process.

In an **NEC3 Engineering and Construction Contract (ECC)**, fee percentages are used to calculate the amount payable to the contractor over and above the **Defined Cost**. These percentages vary depending on the type of cost and the contract option used. Here's a breakdown of how they work:

### Types of Fee Percentages in NEC3 ECC

#### Direct Fee Percentage

- Applied to the **Defined Cost** of the contractor's own resources (e.g., labor, equipment, materials).
- Covers profit and overheads for the contractor's direct work.
- Specified in **Contract Data Part Two**.



# TENDERING PROCEDURE

## Subcontracted Fee Percentage

- Applied to the **Defined Cost** of subcontracted work.
- Covers profit and overheads for managing subcontractors.
- Also specified in **Contract Data Part Two**.

## Working Areas Overhead Percentage

- Applied to certain items in the **Schedule of Cost Components** (e.g., travel, subsistence).
- Covers overheads related to the working area (site-based costs).
- Added before applying the direct fee percentage

## Important Notes

- Only **one fee percentage** applies to any one cost item - either direct or subcontracted, not both.
- If a cost is **not listed** in the Schedule of Cost Components, it is assumed to be covered by the fee (Clause 52.1).
- The **Project Manager** can audit and verify Defined Costs (Clauses 52.2 and 52.3)



# TENDERING PROCEDURE

In an **NEC3 ECC contract**, the **design overhead percentage** applies specifically to **design work carried out outside the working areas**. Here's how it works:

## Design Overhead Percentage – Key Points

### Where It Applies:

- Only to **design work done outside the working areas**.
- If designers are **co-located on site**, their costs are treated like any other site-based personnel and attract the **Working Areas Overhead Percentage** instead

### How It's Used:

- The **design overhead percentage** is stated in **Contract Data Part Two**.
- It is applied to the **Defined Cost** of design work (e.g., salaries, expenses) to cover the contractor's overheads related to off-site design activities

### Schedule of Cost Components:

- Design costs are listed under **Component 6** in the Schedule of Cost Components.
- The percentage is applied to the total cost of design personnel and resources used outside the working areas.



# TENDERING PROCEDURE

## Working Areas vs. Non-Working Areas:

- **Working Areas Overhead Percentage** applies to people working on-site
- **Design Overhead Percentage** applies to off-site design work only.



# TENDERING PROCEDURE

## PRICING DATA

- The tender is based on the NEC 3 Engineering and Construction Contract Option B Priced Bill of Quantities.
- The Preliminary and General Items (Section 1) shall be priced in accordance with the 'Scope of Work' and other contractual obligations required to complete the work. Fixed preliminary items will be evaluated and paid on a proven cost basis and limited to the tendered amount.
- Time related preliminary items will be paid on the proportion of the following:
  1. Value of the price for work done to date per the Project Managers assessment (excluding activities directly relating to materials, escalation & compensation events) over the contract value excluding preliminaries cost.
  2. The price against each item shall be deemed to take cognizance of the preambles and supplementary preambles within the BOQ, works information and all other documentation attached to the tender document.
- This contract is not subject to escalation.



**TRANSNET**



# **ENTERPRISE AND SUPPLIER DEVELOPMENT REPORT**

**PRESENTED BY:**

**ALPHEUS LEKGANYANE: SUPPLIER DEVELOPMENT MANAGER**



## Transnet Preferential Procurement Policy Specific Goals

**The following preference points will be applicable to this bid:**

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

The following specific goals will apply for this transaction.

<u>DISCRIPTION</u>	<u>POINTS</u>	<u>POINTS</u>
<b>B-BBEE Status Level of Contributor 1 or 2</b>	<b>05</b>	<b>03</b>
<b>EME or QSE 51% Black Owned Entities</b>	<b>15</b>	<b>07</b>

**Transnet will use the lowest acceptable bid to determine the applicable preference points system.**

## Transnet Preferential Procurement Policy Specific Goals Acceptable Evidence

Specific Goals	Acceptable Evidence
<b>B-BBEE Status Level of Contributor 1 or 2</b>	<ul style="list-style-type: none"> <li>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted)</li> </ul>
<b>EME or QSE 51% Black Owned Entities</b>	<ul style="list-style-type: none"> <li>Audited Annual Financial Statements</li> <li>Valid B-BBEE Certificate / Sworn - Affidavit / B-BBEE CIPC Certificate</li> </ul>

**\*\*\*\*Failure on the part of a bidder to submit proof of evidence for any of the specific goals together with the bid will be interpreted to mean that preference points are not claimed leading to awarding zero points to bidder.**



## Key Pointers determining the validity of a sworn affidavit

- Name/s of deponent as they appear in the identity document and the identity number.
- Designation of the deponent as either the director, owner or member must be indicated in order to know that person is duly authorized to depose of an affidavit.
- Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
- Percentage of black ownership, black female ownership and designated group.
- Indicate total revenue for the year under review and whether it is based on audited financial statements or management account.
- Financial year end as per the enterprise's registration documents, which was used to determine the total revenue.
- B-BBEE Status level. An enterprise can only have one status level.



## Key Pointers determining the validity of a sworn affidavit (Cont)

- Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.
- Date deponent signed and date of Commissioner of Oath must be the same.
- Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest.
- Valid B-BBEE certificate from SANAS accredited verification agency, CIPC B-BBEE certificate or BBBEE sworn affidavit complying with the following requirements.
- In case of Joint Ventures, a Venture Agreement SANAS approved B-BBEE certificate must be submitted. The individual company sworn Affidavits/certificates will not be considered for JV's.
- Letters from the verification agency stating that the bidder is on the process of being verified will not be acceptable.
- The B-BBEE certificate/affidavit must be submitted on the date and time of closing of tender.



## Valid B-BBEE Sworn Affidavit

Name of deponent & ID Number

Enterprise details

Indicate BO & BWO  
Tick or underlined Mngt Acc or AFS

Commissioner of Oath  
signature and date

**SWORN A** **IE EXEMPTED MICRO ENTERPRISE**

I, the undersigned,

Full name & Surname: SUNDHRAN NAIDOO  
Identity number: 7406165131089

Hereby declare under oath as follows:

- The contents of this statement are to the best of my knowledge a true reflection of the facts.
- I am a member / director / owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name: D S W PLANT AND CIVILS CC  
Trading Name: SK PLANT AND CONSTRUCTION  
Registration Number: 2008/037956/23  
Enterprise Address: 32 PARAGON PLACE  
INDUSTRIAL PARK  
PHOENIX  
1600

- I hereby declare under oath that:
  - The enterprise is 100 % black owned;
  - The enterprise is 0 % black woman owned;
  - Based on the management accounts and other information available on the 2016 financial year, the income did not exceed R10,000,000.00 (ten million rand);
  - Please confirm on the table below the B-BBEE level contributor, by tick the applicable box.

100% black owned	Level One (135% B-BBEE procurement recognition)	<input checked="" type="checkbox"/>
More than 51% black owned	Level Two (125% B-BBEE procurement recognition)	<input type="checkbox"/>
Less than 51% black owned	Level Four (100% B-BBEE procurement recognition)	<input type="checkbox"/>

- The entity is an empowering supplier in terms of the dti Codes of Good Practice.
- I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.
- The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: [Signature]  
Date: 16 August 2016

Commissioner of Oath Signature & stamp: [Signature]  
SOUTH AFRICAN POLICE SERVICE  
COMMUNITY SERVICE CENTRE

**Example:  
VALID  
SWORN  
AFFIDAVIT**

Financial Year (dd/mm/yyyy)

B-BBEE Status Level based  
on Black Ownership

Deponent signature and date

Commissioner of Oath Certification Stamp



## Valid B-BBEE Certificate

## COMPANY NAME

dtic  
logo

CIPC logo

**Example:**  
**VALID CIPC B-BBEE**

Bar code with tracking number

Bar code with enterprise number

Certificate number

CIPC Watermark

% of BO, BWO &amp; TWO

B-BBEE Status &amp; Proc Recog Level

Date of issue &amp; expiry date

Reg. Number &amp; Enterprise Name

**the dti**  
Department:  
Trade and Industry  
REPUBLIC OF SOUTH AFRICA

**CIPC logo**  
Companies and Intellectual  
Property Commission  
a member of the dti group

**B-BBEE CERTIFICATE  
FOR  
EXEMPTED MICRO ENTERPRISES**

Issued by the Companies & Intellectual Property Commission (CIPC) on behalf of the Department of Trade and Industry. Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end, the annual Total Revenue was R10,000,000.00 (Ten Million Rands) or less.

This Certificate serves as an Affidavit in terms of Code Series 000, Section 4.5 of the Amended Codes 2013.

Tracking Number: 9367024326 Enterprise Number: K2017267673

**B-BBEE LEVEL 1 CONTRIBUTOR: 135% PROCUREMENT RECOGNITION**

**B-BBEE INFORMATION**

Certificate Number	9367024326
Total Number of Shareholders	ONE (1) SHAREHOLDER(S)
Number of Black Shareholders	ONE (1) BLACK SHAREHOLDER(S)
Number of White Shareholders	ZERO (0) WHITE SHAREHOLDER(S)
Black Ownership Percentage	100% BLACK OWNERSHIP
Black Female Percentage	100% BLACK FEMALE OWNERSHIP
White Ownership Percentage	0% WHITE OWNERSHIP
B-BBEE Status	B-BBEE LEVEL 1 CONTRIBUTOR: 135% PROCUREMENT RECOGNITION
Date of issue	01-June-2022
Expiry Date	31-May-2023

- Unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution: 0%
- Black people who are youth as defined in the National Youth Commission Act of 1996: 100%
- Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act: 0%
- Black people living in rural and under developed areas: 0%
- Black military veterans who qualify to be called a military veteran in terms of the Military Veterans Act 18 of 2011: 0%

**ENTERPRISE INFORMATION**

Registration number	2017 / 267673 / 07
Enterprise Name	JOEL MARK (PTY) LTD
Registration Date	19-June-2017
Enterprise Type	Private Company
Enterprise Status	In Business

Physical Address: the dti Campus - Block F  
77 Meintjies Street  
Sunnyside 0001

Postal Address: Companies  
P O Box 429  
Pretoria  
0001

Docex: 256  
Web: www.dpc.co.za  
Contact Centre: 086 100 2472(CIPC)  
Contact Centre (International): +27 12 394 9500



## Valid B-BBEE Certificate

**VA Name**

**Enterprise Name**  
(Cross referenced to Tax Clearance Certificate & Enterprise Registration No.)

**Example:**  
**VALID B-BBEE**

**COMPANY NAME**  
(REG No: 2003/007768/07\*\*VAT No: 466021785) t/a  
**AQUA TRANSPORT AND PLANT HIRE (PTY) LTD**  
13 LEMANS ROAD, PINETOWN

HAS BEEN INDEPENDENTLY RATED IN TERMS OF BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT NO.53 of 2003 AND AS PER THE CODES OF GOOD PRACTICE NO: 36928

AND IS DEEMED TO BE A

**LEVEL 2 CONTRIBUTOR**  
GENERIC ENTERPRISE  
AND HAS A RECOGNITION LEVEL OF 125%

**B-BBEE Status, Generic Codes, & Procurement Recog level**

**Elements verified**

B-BBEE STATUS	POINTS		STATUS
Ownership Equity	20.00	Black Ownership	100%
Management Control	14.27	Black Female Ownership	20%
Skills Development	16.00	ED Beneficiary	No
Supplier & Enterprise Development	42.00	Designated Supplier	No
Socio-Economic Development	05.00	Certificate Number	Gen 001/2017
Priority Elements achieved	Yes	Date Issued	06/02/2017
Level discounted	No	Expiry Date	05/02/2018
Final Level	2		

**Certificate Number & Validity Period**

**Technical Signatory**

**SANAS logo & BVA Number**



**TRANSNET**



# **TECHNICAL PRE-QUALIFICATION SCHEDULES**

**PRESENTED BY:**  
**DAVID SEBILOANE: PROJECT MANAGER**



## COMPANY EXPERIENCE

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**Tenderers are required to demonstrate their experience in the successful delivery of services similar to the scope of work, and to this end shall supply:**

- **A minimum of three (3)** reference letters in the relevant company's letterhead of similar services completed during the last ten (10) years
- The Tenderer has demonstrated experience in similar services to the scope of works, i.e., fire protection and detection system installations
- The reference letters must contain all the elements listed below:
  - (a) The description of the project and activities
  - (b) Client Company name
  - (c) Client contact details (email and telephone)
  - (d) Start and finish dates the project
- Letter of Affiliation of any of the contractor's key resource with ASIB (Automatic Sprinkler Inspection Board) or Certificate of Accreditation with The South African Qualification & Certification Committee (Fire) (SAQCC) for SANS 10139.



## KEY PERSONNEL

KEY RESOURCE	YEARS OF EXPERIENCE	QUALIFICATION	PROFESSIONAL REGISTRATION
Mechanical Engineer	Minimum 10 years	Bachelor's degree in Mechanical Engineering	Engineering Council of South Africa (ECSA) as a Pr. Eng
Commissioner			SAQCC (SANS 10139)
Project Manager	Minimum 5 years	NQF Level 6 in Built Environment or higher qualification	Registered (SACPCMP) / Project Management Institute (PMI) as a Professional Project Manager
Health & Safety Officer	Minimum 3 years	Diploma in Safety Management or SAMTRAC or NEBOSH or modern accredited SHEQ risk management training course	Registered as a Health and Safety Officer with SACPCMP



- The Programme **must clearly** demonstrate how the tenderer plans to achieve the following dates and demonstrate them on the schedule –
  - ✓ Initiates Starting Date
  - ✓ Access Dates
  - ✓ Planned Completion
  - ✓ Completion Date
  - ✓ Time Risk Allowance and the
  - ✓ Basis of Schedule is attached.
- The tenderers are requested to submit the Programme in an **MSP** format converted to PDF.



## HEALTH & SAFETY REQUIREMENTS

**Tenderers are to submit Safety Management requirements, which as a minimum include the following critical elements:**

- Safety, Health & Environmental Policy signed by the Chief Executive Officer
- Outlined the following Roles & Responsibilities:

S16.2 CEO, CR8.1 Construction Manager, Health and Safety Manager, CR8.5 Safety Officer, CR8.7 Construction Supervisor, CR9.1 Risk Assessor, 17.1 SHE Reps, as per the Occupational health and safety Act 85 of 1993.

- The Tenderer has submitted a fully completed Health & Safety Cost Breakdown
- Generic or Similar Health & Safety Plan



# HEALTH & SAFETY REQUIREMENTS

## TNPA Estimate Health and Safety Cost Breakdown

Tenderer (Company)	Responsible Person	Designation	Date
Project/Tender Title	Project/Tender No.	Project Location / Description	

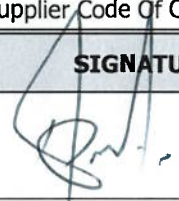


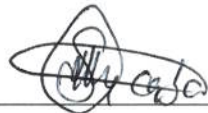









#	Cost element	Unit Cost (R)	# of Units	Total Cost (R)
1.	Human Resources			
2.	Systems Documentation			
3.	Meetings & Administration			
4.	H&S Training			
5.	PPE & Safety Equipment			
6.	Signage & Barricading			
7.	Workplace Facilities			
8.	Emergency & Rescue Measures			
9.	Hygiene Surveys & Monitoring			
10.	Medical Surveillance			
11.	Safe Transport of Workers			
12.	HazMat Management (e.g., asbestos /silica)			
13.	Substance Abuse Testing (3 kits @R500 pm)			
14.	H&S Reward & Recognition			

<b>Total to be carried forward to BoQ No. 1.19 (R)</b>	
<b>Total Estimate Value (R)</b>	
<b>H&amp;S Cost as % of Tender value</b>	



COMPULSORY CLARIFICATION MEETING  
REGISTER



DATE	TIME	TITLE	VENUE		
21 July 2025	10:00am	Mechanical Equipment Installation at 06 Toulon Road Building in the Port of Durban	Transnet National Ports Authority (TNPA), Richards Bay		
SITE /LOCATION		ATTENDEES			
Port of Durban		Hereby, acknowledge having read and understood the contents of the "Transnet Supplier Code Of Conduct" and the "Transnet Declaration of Interest" attached hereto.			
NAME	CAPACITY / DESIGNATION	COMPANY NAME	SIGNATURE	TELEPHONE NO:	EMAIL
RUBEN	Sales .	Pro Secure		086122 7444	info@pro-secure.co.za
SHAUN	SALES	LOTUS CIVILS & FIRE		0833832943	tender1@lotuscf.co.za
IGSHAN	RANSAROOPE	FIRE CHECK		0648084587	IGSHAN@FIRECHECK-DURBAN
Simplice Gcaba	Director	SHALOM Holdings (PTY) LTD		081784 013 2	Simplice@shalomholdings.co.za
Davini Moses	Site supervisor	Dynatron group		0120000630 0719935338	Admin@dynatrongroup.com
DUMO MNGONYAM	ADMIN	BLAKON		0735629639	Admin@blakon.co.za
Sanele Mjwara	Admin	Blakon		027643523	Admin@blakon.co.za
Lerato Lebese	Director	Leleba Bright Trading		082 445 3983	Info@lelebabright.com Info@lelebabright.com
Luthando Gumede	Project Supervisor	Iqhave Elible Trading		081 880 1672	tenders@igecivilandprojects.co.za
Pinkie Khumalo	Administrator	Fundisani Construction Projects		012 262 3169	admin@fundisaniprojects.co.za
NOZIPHO MAWUNDA	QUANTITY SURVEYOR	54H CIVILS (PTY) LTD		031 171 0813	54hcivils@gmail.com
Bandile Dube	Director	Seraki Engineering Solutions		084 2360 997	clement.natuba@gmail.com clement.natuba
SIMPLICE	Admin	ENELAD		061 422 1206	PUKINE PUKI@ENELAD.CO.ZA



[illegible]



[illegible]

[illegible]

## SUPPLIER CODE OF CONDUCT

Transnet SOC Limited aims to achieve the best value for money when buying or selling goods and obtaining services. This however must be done in an open and fair manner that supports and drives a competitive economy. Underpinning our process are several acts and policies that any supplier dealing with Transnet must understand and support. These are:

- The Transnet Procurement Policy – A guide for Tenderers.
- Section 217 of the Constitution - the five pillars of Public PSCM (Procurement and Supply Chain Management): fair, equitable, transparent, competitive and cost effective;
- The Public Finance Management Act (PFMA);
- The Broad Based Black Economic Empowerment Act (BBBEE)
- The Prevention and Combating of Corrupt Activities Act (PRECCA); and
- The Construction Industry Development Board Act (CIDB Act).

This code of conduct has been included in this contract to formally appraise Transnet Suppliers of Transnet's expectations regarding behaviour and conduct of its Suppliers.

### ***Prohibition of Bribes, Kickbacks, Unlawful Payments, and Other Corrupt Practices***

Transnet is in the process of transforming itself into a self-sustaining State Owned Enterprise, actively competing in the logistics industry. Our aim is to become a world class, profitable, logistics organisation. As such, our transformation is focused on adopting a performance culture and to adopt behaviours that will enable this transformation.

#### ***1. Transnet SOC Limited will not participate in corrupt practices. Therefore, it expects its suppliers to act in a similar manner.***

- Transnet and its employees will follow the laws of this country and keep accurate business records that reflect actual transactions with, and payments to, our suppliers.
- Employees must not accept or request money or anything of value, directly or indirectly, from suppliers.
- There may be times when a supplier is confronted with fraudulent or corrupt behaviour of Transnet employees. We expect our Suppliers to use our "Tip-offs Anonymous" Hot line to report these acts. (0800 003 056).
- Employees may not receive anything that is calculated to:
  - Illegally influence their judgement or conduct or to ensure the desired outcome of a sourcing activity;
  - Win or retain business or to influence any act or decision of any person involved in sourcing decisions; or
  - Gain an improper advantage.

#### ***2. Transnet SOC Limited is firmly committed to the ideas of free and competitive enterprise.***

- Suppliers are expected to comply with all applicable laws and regulations regarding fair competition and antitrust practices.
- Transnet does not engage with non-value adding agents or representatives solely for the purpose of increasing BBBEE spend (fronting).

#### ***3. Transnet's relationship with suppliers requires us to clearly define requirements, to exchange information and share mutual benefits.***

- Generally, suppliers have their own business standards and regulations. Although Transnet cannot control the actions of our suppliers, we will not tolerate any illegal activities. These include, but are not limited to:
  - Misrepresentation of their product (origin of manufacture, specifications, intellectual property rights, etc);
  - Collusion;
  - Failure to disclose accurate information required during the sourcing activity (ownership, financial situation, BBBEE status, etc.);
  - Corrupt activities listed above; and
  - Harassment, intimidation or other aggressive actions towards Transnet employees.
- Suppliers must be evaluated and approved before any materials, components, products or services are purchased from them. Rigorous due diligence is conducted and the supplier is expected to participate in an honest and straight forward manner.
- Suppliers must record and report facts accurately, honestly and objectively. Financial records must be accurate in all material respects.

### ***Conflicts of Interest***

A conflict of interest arises when personal interests or activities influence (or appear to influence) the ability to act in the best interests of Transnet SOC Limited.

- Doing business with family members.
- Having a financial interest in another company in our industry



Where possible, contracts will be negotiated to include the above in the terms of such contracts. To the extent such terms are not included in contractual obligations and any of the above code is breached, then Transnet reserves its right to review doing business with these suppliers.

Declaration of interest







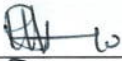






As signed above, I declare that I have read and understood the contents of the Tender Documentation for the **Mechanical Equipment Installation at 06 Toulon Road Building in the Port of Durban**, meeting number **TNPA/2025/02/0012/90062/RFP** to be held on **21 July 2024**.

I further declare that:

- (a) I am not in any way, whether directly or indirectly, interested in any contract or proposed contract, which has been or is to be entered into by the Company, and which is to be discussed at the abovementioned meeting;
- (b) I am not in any way, whether directly or indirectly, save in my capacity as an employee of Transnet, interested in any other matter which is to be discussed at the abovementioned meeting;
- (c) I do not have any relationship, whether of a family, business, social or other nature, with any person who has any interest, whether direct or indirect, in any contract or other matter to be discussed at the abovementioned meeting;
- (d) Should I at any stage before, during or after the abovementioned meeting become aware of the existence of an interest or relationship of the nature described above, I will immediately disclose such interest or relationship to Transnet;
- (e) I will treat all information shared / received at this meeting as strictly confidential, and will not share such information with any Transnet employee or third party, unless specifically authorized to do so or required to do so in the execution of my duties. Any release of information shall be in terms of the Transnet Capital Projects communication guidelines.





DATE	TIME	TITLE	VENUE		
24 July 2025	12:00pm	Mechanical Equipment Installation at 06 Toulon Road Building in the Port of Durban	Transnet National Ports Authority (TNPA), Richards Bay		
SITE /LOCATION		ATTENDEES			
Port of Durban		Hereby, acknowledge having read and understood the contents of the "Transnet Supplier Code Of Conduct" and the "Transnet Declaration of Interest" attached hereto.			
NAME	CAPACITY / DESIGNATION	COMPANY NAME	SIGNATURE	TELEPHONE NO:	EMAIL
RUBEN	SALES	PRO SECURE		0861227444	info@pro-secure.co.za
SHAWN	SALES	LOTUS CIVILS & FIRE		0833832943	tenders@lotuscivils.co.za
SUNDESH	MEMBER	ARKSUN FIRE EQUIPMENT & FIRE EQUIPMENT		0824979296	arksunfireequip.co.za sundeshfireequip.co.za
MBARISO MKHIZE	MARKETING OFFICER	NTLEPHO CORPORATE PTY LTD		0763027391	mangadimatseke@gmail.com
NOZIPHO MAUNDLA	QUANTITY SURVEYOR	54H CIVILS (PTY) LTD		031 171 0813	54hcivils@gmail.com
Jonathan Dube	M. Director	Gobodla Risk Firm		0739413102	jonathand@gobodla.co.za
Pinkie Khumalo	Administrator	Fundisani Construction Projects		0722523169	admin@fundisaniprojects.co.za
Luthando Gumede	Project Supervisor	IGHawe Elite Trading		031 880 1672	tenders@igecivilandprojects.co.za
Mduduzi Sibeko	Project Coordinator	Xpero Trading Pty Ltd & Paradigm Shift Holdings		076 671 8737	mduduzis@paradigmshiftholdings.com
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## SUPPLIER CODE OF CONDUCT

Transnet SOC Limited aims to achieve the best value for money when buying or selling goods and obtaining services. This however must be done in an open and fair manner that supports and drives a competitive economy. Underpinning our process are several acts and policies that any supplier dealing with Transnet must understand and support. These are:

- The Transnet Procurement Policy – A guide for Tenderers.
- Section 217 of the Constitution - the five pillars of Public PSCM (Procurement and Supply Chain Management): fair, equitable, transparent, competitive and cost effective;
- The Public Finance Management Act (PFMA);
- The Broad Based Black Economic Empowerment Act (BBBEE)
- The Prevention and Combating of Corrupt Activities Act (PRECCA); and
- The Construction Industry Development Board Act (CIDB Act).

This code of conduct has been included in this contract to formally appraise Transnet Suppliers of Transnet's expectations regarding behaviour and conduct of its Suppliers.

### ***Prohibition of Bribes, Kickbacks, Unlawful Payments, and Other Corrupt Practices***

Transnet is in the process of transforming itself into a self-sustaining State Owned Enterprise, actively competing in the logistics industry. Our aim is to become a world class, profitable, logistics organisation. As such, our transformation is focused on adopting a performance culture and to adopt behaviours that will enable this transformation.

#### ***1. Transnet SOC Limited will not participate in corrupt practices. Therefore, it expects its suppliers to act in a similar manner.***

- Transnet and its employees will follow the laws of this country and keep accurate business records that reflect actual transactions with, and payments to, our suppliers.
- Employees must not accept or request money or anything of value, directly or indirectly, from suppliers.
- There may be times when a supplier is confronted with fraudulent or corrupt behaviour of Transnet employees. We expect our Suppliers to use our "Tip-offs Anonymous" Hot line to report these acts. (0800 003 056).
- Employees may not receive anything that is calculated to:
  - Illegally influence their judgement or conduct or to ensure the desired outcome of a sourcing activity;
  - Win or retain business or to influence any act or decision of any person involved in sourcing decisions; or
  - Gain an improper advantage.

#### ***2. Transnet SOC Limited is firmly committed to the ideas of free and competitive enterprise.***

- Suppliers are expected to comply with all applicable laws and regulations regarding fair competition and antitrust practices.
- Transnet does not engage with non-value adding agents or representatives solely for the purpose of increasing BBBEE spend (fronting).

#### ***3. Transnet's relationship with suppliers requires us to clearly define requirements, to exchange information and share mutual benefits.***

- Generally, suppliers have their own business standards and regulations. Although Transnet cannot control the actions of our suppliers, we will not tolerate any illegal activities. These include, but are not limited to:
  - Misrepresentation of their product (origin of manufacture, specifications, intellectual property rights, etc);
  - Collusion;
  - Failure to disclose accurate information required during the sourcing activity (ownership, financial situation, BBBEE status, etc.);
  - Corrupt activities listed above; and
  - Harassment, intimidation or other aggressive actions towards Transnet employees.
- Suppliers must be evaluated and approved before any materials, components, products or services are purchased from them. Rigorous due diligence is conducted and the supplier is expected to participate in an honest and straight forward manner.
- Suppliers must record and report facts accurately, honestly and objectively. Financial records must be accurate in all material respects.

### ***Conflicts of Interest***

A conflict of interest arises when personal interests or activities influence (or appear to influence) the ability to act in the best interests of Transnet SOC Limited.

- Doing business with family members.
- Having a financial interest in another company in our industry

Where possible, contracts will be negotiated to include the above in the terms of such contracts. To the extent such terms are not included in contractual obligations and any of the above code is breached, then Transnet reserves its right to review doing business with these suppliers.

Declaration of interest

As signed above, I declare that I have read and understood the contents of the Tender Documentation for the **Mechanical Equipment Installation at 06 Toulon Road Building in the Port of Durban**, meeting number **TNPA/2025/02/0012/90062/RFP** to be held on **24 July 2025**.

I further declare that:

- (a) I am not in any way, whether directly or indirectly, interested in any contract or proposed contract, which has been or is to be entered into by the Company, and which is to be discussed at the abovementioned meeting;
- (b) I am not in any way, whether directly or indirectly, save in my capacity as an employee of Transnet, interested in any other matter which is to be discussed at the abovementioned meeting;
- (c) I do not have any relationship, whether of a family, business, social or other nature, with any person who has any interest, whether direct or indirect, in any contract or other matter to be discussed at the abovementioned meeting;
- (d) Should I at any stage before, during or after the abovementioned meeting become aware of the existence of an interest or relationship of the nature described above, I will immediately disclose such interest or relationship to Transnet;
- (e) I will treat all information shared / received at this meeting as strictly confidential, and will not share such information with any Transnet employee or third party, unless specifically authorized to do so or required to do so in the execution of my duties. Any release of information shall be in terms of the Transnet Capital Projects communication guidelines.