

**Transnet National Ports Authority**

an Operating Division of **TRANSNET SOC LTD**

[hereinafter referred to as **Transnet**]

Registration Number 1990/000900/30

**REQUEST FOR QUOTATION [RFQ] No: TNPA/2022/08/0843/9349/RFQ**

**FOR THE MAINTENANCE OF SUBSTATION PROTECTION SYSTEMS IN THE PORT OF DURBAN  
FOR A PERIOD OF THIRTY SIX (36) MONTHS.**

<b>ISSUE DATE:</b>	<b>11 NOVEMBER 2022</b>
<b>COMPULSORY BRIEFING:</b>	<b>22 NOVEMBER 2022</b>
<b>CLOSING DATE:</b>	<b>09 DECEMBER 2022</b>
<b>CLOSING TIME:</b>	<b>12:00 PM</b>

**Note to the bidders:**

*Bidders are required to ensure that electronic bid submissions are done at least a day before the closing date to prevent issues which they may encounter due to their internet speed, bandwidth or the size of the number of uploads they are submitting. Transnet will not be held liable for any challenges experienced by bidders as a result of the technical challenges. Please do not wait for the last hour to submit. A Bidder can upload 30mb per upload and multiple uploads are permitted.*

**PREFERENTIAL PROCUREMENT PREQUALIFICATION CRITERIA - ONLY THE FOLLOWING RESPONDENTS  
MAY RESPOND TO THIS RFQ:**

- a) RESPONDENTS WITH A MINIMUM B-BBEE STATUS LEVEL OF 4**
- b) EXEMPTED MICRO ENTERPRISES (EMEs) AND/OR QUALIFYING SMALL ENTERPRISES (QSEs)**

**SECTION 1: SBD1 FORM****PART A****INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF TRANSNET SOC LTD TRADING THROUGH ITS OPERATING DIVISION TRANSNET NATIONAL PORTS AUTHORITY, A DIVISION TRANSNET SOC LTD</b>							
BID NUMBER:	TNPA/2022/08/0843/9349/RFQ	ISSUE DATE:	11/11/2022	CLOSING DATE:	09/12/2022	CLOSING TIME:	12:00
DESCRIPTION	MAINTENANCE OF SUBSTATION PROTECTION SYSTEMS IN THE PORT OF DURBAN FOR A PERIOD OF THIRTY SIX (36) MONTHS.						
<b>BID RESPONSE DOCUMENTS SUBMISSION</b>							
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.							
<b>RESPONDENTS ARE TO UPLOAD THEIR BID RESPONSE PROPOSALS ONTO THE TRANSNET SYSTEM AGAINST EACH TENDER/RFQ SELECTED.</b>							
The Transnet e-Tender Submission Portal can be accessed as follows:							
<ul style="list-style-type: none"> <li>Log on to the Transnet eTenders management platform website/Portal (<a href="https://transnetetenders.azurewebsites.net">transnetetenders.azurewebsites.net</a>) (please use <b>Google Chrome</b> to access Transnet link/site free of charge);</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> <li>No late submissions will be accepted. The bidder guide can be found on the Transnet Portal <a href="https://transnetetenders.azurewebsites.net">transnetetenders.azurewebsites.net</a></li> </ul>							
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>				<b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>			
CONTACT PERSON	Saneliswa Mabaso			CONTACT PERSON	Saneliswa Mabaso		
TELEPHONE NUMBER	031 361 8735			TELEPHONE NUMBER	031 361 8735		
FACSIMILE NUMBER	NOT APPLICABLE			FACSIMILE NUMBER	NOT APPLICABLE		
E-MAIL ADDRESS	<a href="mailto:Saneliswa.Mabaso@transnet.net">Saneliswa.Mabaso@transnet.net</a>			E-MAIL ADDRESS	<a href="mailto:Saneliswa.Mabaso@transnet.net">Saneliswa.Mabaso@transnet.net</a>		
<b>SUPPLIER INFORMATION</b>							
NAME OF BIDDER							
POSTAL ADDRESS							
STREET ADDRESS							
TELEPHONE NUMBER	CODE		NUMBER				
CELLPHONE NUMBER							
FACSIMILE NUMBER	CODE		NUMBER				
E-MAIL ADDRESS							
VAT REGISTRATION NUMBER							
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE	UNIQUE REGISTRATION REFERENCE NUMBER: MAAA		
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		
<b>[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT MUST BE SUBMITTED FOR PURPOSES OF COMPLIANCE WITH THE B-BBEE ACT]</b>							

<b>1 ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	<b>2 ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER QUESTIONNAIRE BELOW ]
<b>QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>			
<p>IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>DOES THE ENTITY HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p><b>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 1.3 BELOW.</b></p>			

## PART B TERMS AND CONDITIONS FOR BIDDING

<b>1. TAX COMPLIANCE REQUIREMENTS</b>
<p>1.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>1.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.</p> <p>1.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.</p> <p>1.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</p> <p>1.5 IN BIDS WHERE UNINCORPORATED CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</p> <p>1.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</p>

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

SIGNATURE OF BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....

(Proof of authority must be submitted e.g. company resolution)

DATE: \_\_\_\_\_

## SECTION 2: NOTICE TO BIDDERS

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### 1 Responses to RFQ

Responses to this RFQ [**Quotations**] must not include documents or reference relating to any other quotation or proposal. Any additional conditions must be embodied in an accompanying letter.

### 2 Formal Briefing

A formal briefing session **will be held** but should Respondents have specific queries they should email these to the Transnet employee(s) indicated in paragraph 4 [*Communication*] below:

A compulsory pre-proposal site meeting and RFQ briefing will be conducted at **Queen Mary Boardroom , 1<sup>st</sup> Floor Queens Warehouse, 237 Mahatma Ghandi Road, Port of Durban** on the **22<sup>nd</sup> of November 2022**, at **11h00 AM** for a period of **± 2 hours**. [Respondents to provide own transportation and accommodation]. The briefing session will start punctually and information will not be repeated for the benefit of Respondents arriving late.

- 2.1 *A Certificate of Attendance in the form set out in Section 8 hereto must be completed and submitted with your Proposal as proof of attendance is required for a **compulsory** site meeting and RFQ briefing.*
- 2.2 Respondents failing to attend the compulsory RFQ briefing will be disqualified.
- 2.3 Respondents are encouraged to bring a copy of the RFQ to the site meeting and/or RFQ briefing.
- 2.4 Bidders are required to confirm their attendance and to send their contact details including the number of representatives (where applicable) to the following address: [Saneliswa.Mabaso@transnet.net](mailto:Saneliswa.Mabaso@transnet.net) .This is to ensure that Transnet may make the necessary arrangements for the briefing session.

### 3 Preferential Procurement Prequalification Criteria

#### 3.1 Minimum B-BBEE level

Transnet has set a minimum B-BBEE threshold for participation in this RFQ process. The minimum B-BBEE threshold in this instance is a B-BBEE Level 4. Respondents who do not have at least this B-BBEE status or higher will be disqualified.

#### 3.2 Exempted Micro Enterprises & Qualifying Small Enterprises

Transnet has set a prequalification criterion that only Exempted Micro Enterprises (EMEs) and Qualifying Small Enterprises may participate in this RFQ process. A bid that fails to meet this pre-qualifying criteria will be regarded as an unacceptable bid.

#### **4 Communication**

- 4.1 Specific queries relating to this RFQ before the closing date of the RFQ should be submitted onto the system and to [Saneliswa.Mabaso@transnet.net](mailto:Saneliswa.Mabaso@transnet.net) before **12:00 pm on 29 November 2022**. In the interest of fairness and transparency Transnet's response to such a query will then be made available to other bidders.
- 4.2 It is prohibited for Respondents to attempt, either directly or indirectly, to canvass any officer or employee of Transnet in respect of this RFQ between the closing date and the date of the award of the business.
- 4.3 Respondents found to be in collusion with one another will be automatically disqualified and restricted from doing business with organs of state for a specified period.
- 4.4 Respondents may also, at any time after the closing date of the RFQ, communicate with the Secretariat of the Divisional Bid Adjudication Committee on any matter relating to its RFQ response:

Telephone **011 351 9460**

Email: [kabelo.mafohla@transnet.net](mailto:kabelo.mafohla@transnet.net)

#### **5 Legal Compliance**

The successful Respondent shall be in full and complete compliance with any and all applicable national and local laws and regulations.

#### **6 Employment Equity Act**

Respondents must comply with the requirements of the Employment Equity Act 55 of 1998 applicable to it including (but not limited to) Section 53 of the Employment Equity Act.

#### **7 Changes to Quotations**

Changes by the Respondent to its submission will not be considered after the closing date and time.

#### **8 Binding Offer**

Any Quotation furnished pursuant to this Request shall be deemed to be an offer. Any exceptions to this statement must be clearly and specifically indicated.

#### **9 Disclaimers**

- 9.1 Respondents are hereby advised that Transnet is not committed to any course of action as a result of its issuance of this RFQ and/or its receipt of a Quotation in response to it. Please note that Transnet reserves the right to:
- modify the RFQ's goods / service(s) and request Respondents to re-bid on any changes;
  - reject any Quotation which does not conform to instructions and specifications which are detailed herein;
  - disqualify Quotations submitted after the stated submission deadline;
  - not necessarily accept the lowest priced Quotation or an alternative bid;
  - place an order in connection with this Quotation at any time after the RFQ's closing date;
  - award only a portion of the proposed goods / services which are reflected in the scope of this RFQ;
  - split the award of the order/s between more than one Supplier/Service Provider should it at Transnet's discretion be more advantageous in terms of, amongst others, cost or developmental considerations;
  - cancel the quotation process;
  - validate any information submitted by Respondents in response to this bid. This would include, but is not limited to, requesting the Respondents to provide supporting evidence. By submitting a bid, Respondents hereby irrevocably grant the necessary consent to Transnet to do so;

- request audited financial statements or other documentation for the purposes of a due diligence exercise;
- not accept any changes or purported changes by the Respondent to the bid rates after the closing date and/or after the award of the business, unless the contract specifically provides for it;
- to cancel the contract and/request that National Treasury place the Respondent on its Database of Restricted Suppliers for a period not exceeding 10 years, on the basis that a contract was awarded on the strength of incorrect information furnished by the Respondent or on any other basis recognised in law;
- award the business to the next ranked bidder, provided that he/she is still prepared to provide the required Goods/Services at the quoted price, should the preferred bidder fail to sign or commence with the contract within a reasonable period after being requested to do so. Under such circumstances, the validity of the bids of the next ranked bidder(s) will be deemed to remain valid, irrespective of whether the next ranked bidder(s) were issued with a Letter of Regret. Bidders may therefore be requested to advise whether they would still be prepared to provide the required Goods/Services at their quoted price, even after they have been issued with a Letter of Regret.

#### **10 Specification/Scope of Work**

Refer to **Annexure C** for a detailed Scope of Work.

#### **11 Legal review**

A Proposal submitted by a Respondent will be subjected to review and acceptance or rejection of its proposed contractual terms and conditions by Transnet's Legal Counsel, prior to consideration for an award of business.

#### **12 Security clearance**

Acceptance of this bid could be subject to the condition that the Successful Respondent, its personnel providing the goods and its subcontractor(s) must obtain security clearance from the appropriate authorities to the level of CONFIDENTIAL/ SECRET/TOP SECRET. Obtaining the required clearance is the responsibility of the Successful Respondent. Acceptance of the bid is also subject to the condition that the Successful Respondent will implement all such security measures as the safe performance of the contract may require.

#### **13 National Treasury's Central Supplier Database**

Respondents are required to self-register on National Treasury's Central Supplier Database (CSD) which has been established to centrally administer supplier information for all organs of state and facilitate the verification of certain key supplier information. Transnet is required to ensure that price quotations are invited and accepted from prospective bidders listed on the CSD. Business may not be awarded to a respondent who has failed to register on the CSD. Only foreign suppliers with no local registered entity need not register on the CSD. The CSD can be accessed at <https://secure.csd.gov.za/>.

**For this purpose, the attached SBD 1 Form must be completed and submitted as a mandatory returnable document by the closing date and time of the bid.**

#### **14 Tax Compliance**

Respondents must be compliant when submitting a proposal to Transnet and remain compliant for the entire contract term with all applicable tax legislation, including but not limited to the Income Tax Act, 1962 (Act No. 58 of 1962) and Value Added Tax Act, 1991 (Act No. 89 of 1991).

It is a condition of this bid that the tax matters of the successful Respondents be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the Respondents tax obligations.

The Tax Compliance status requirements are also applicable to foreign Respondents/ individuals who wish to submit bids.

Where Consortia / Joint Ventures / Sub-contractors are involved, each party must be registered on the Central Supplier Database and their tax compliance status will be verified through the Central Supplier Database.

### **Transnet urges its clients, suppliers and the general public to report any fraud or corruption to**

#### **TIP-OFFS ANONYMOUS:**



**Ethics Helpdesk** (Pty) LTD.  
Ethics Management System™

**You can choose to be Anonymous or Non-Anonymous on ANY of the platforms**  
**PLEASE RETAIN YOUR REFERENCE NUMBER**



#### **AI Voice Bot "Jack"**

Speak to our AI Voice Chat Bot "JACK", you converse with him like chatting to a human, with the option to record a message and speak to an agent at anytime.



#### **What's App**

Speak to an Agent via What's App.



#### **Speak to an Agent**

Speak to an Agent via the platform with no call or data charge



#### **Telegram**

Speak to an Agent via Telegram



**0800 003 056**



**086 551 4153**



**reportit@ethicshelpdesk.com**



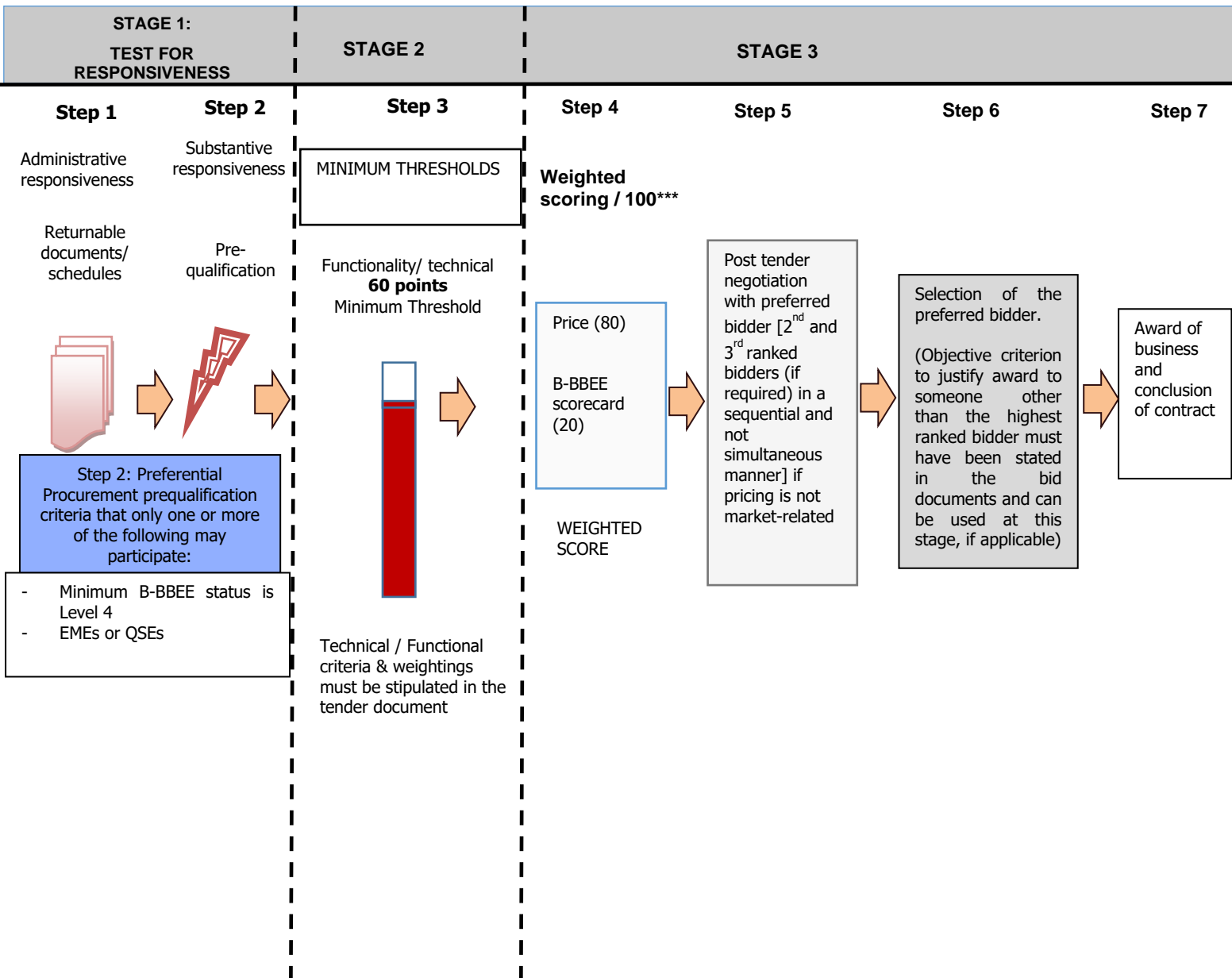
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## SECTION 3

### EVALUATION METHODOLOGY, CRITERIA AND RETURNABLE DOCUMENTS

#### 1 Evaluation Criteria

Transnet will utilise the following methodology and criteria in selecting a preferred Supplier/Service provider:



NB: Evaluation of the various stages will normally take place in the sequential manner. However, in order to expedite the process, Transnet reserves the right to conduct the different stages of the evaluation process in parallel. In such instances the evaluation of bidders at any given stage must not be interpreted to mean that bidders have necessarily passed any previous stage(s).



**1.1 STEP ONE: Test for Administrative Responsiveness**

The test for administrative responsiveness will include the following:

<b>Administrative responsiveness check</b>	<b>RFQ Reference</b>
<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>	<i>Section 3</i>
<ul style="list-style-type: none"> <li>Verify the validity of all returnable documents</li> </ul>	<i>Section 3</i>
<ul style="list-style-type: none"> <li>Verify if the Bid document has been duly signed by the authorised respondent</li> </ul>	<i>All sections</i>

***The test for administrative responsiveness [Step One] must be passed for a Respondent's Proposal to progress to Step Two for further pre-qualification***

**1.2 STEP TWO: Test for Substantive Responsiveness to RFQ**

The test for substantive responsiveness to this RFQ will include the following:

<b>Check for substantive responsiveness</b>	<b>RFQ Reference</b>
<ul style="list-style-type: none"> <li>Whether any general and legislation qualification criteria (excluding preferential procurement) set by Transnet, have been met</li> </ul>	<i>All sections</i>
<ul style="list-style-type: none"> <li>Whether the Bid contains a priced offer</li> </ul>	<i>Section 4 - Quotation Form</i>
<ul style="list-style-type: none"> <li>Whether the Bid materially complies with the scope and/or specification given</li> </ul>	<i>All Sections</i>
<ul style="list-style-type: none"> <li>Whether any set prequalification criteria for preferential procurement have been met:               <ul style="list-style-type: none"> <li>The minimum B-BBEE threshold is Level 4.</li> <li>Only EMEs and/or QSEs may participate in this RFQ</li> </ul> </li> </ul>	<i>Section 2 - Paragraph 3</i>
<ul style="list-style-type: none"> <li>Entity's financial stability</li> </ul>	

***The test for substantive responsiveness [Step Two] must be passed for a Respondent's proposal to progress to Step Three for further evaluation***

**1.3 STEP THREE: Minimum Threshold 60 points for Technical Criteria**

The test for the Technical and Functional threshold will include the following:

Technical Evaluation Criteria	Points Weightings	Maximum scores
<b>Policy, Organisation and Safety and Health Management Involvement</b>  <b>Critical Elements numbers 1, 2, 3 and 4</b> 1. Safety and Health Plan 2. Signed and dated Safety and Health Policy copy signed by the Chief Executive Officer / Managing Director 3. OHS Act 16.2 Appointee 4. Relevant SHE legal appointees in terms of Construction Regulations applicable to the Project: a) SHE Representatives b) First Aiders c) Risk Assessors 5. Company organogram	<b>0=</b> No response or none of the key elements met.  <b>20%=</b> The Service provider has submitted Policy, Organisation and Safety and Health Management Involvement with the key elements met but only 1 element is critical.  <b>40%=</b> The Service provider has submitted Policy, Organisation and Safety and Health Management Involvement with the key elements met but only 2 are critical elements.  <b>60%=</b> The Service provider has submitted Policy, Organisation and Safety and Health Management Involvement with 1, 2 and 3 critical elements met.  <b>80%=</b> The Service provider has submitted Policy, Organisation and Safety and Health Management Involvement with 1, 2, 3 critical elements and element 4 met.  <b>100%=</b> The Service provider has submitted Policy, Organisation and Safety and Health Management Involvement with all 5 elements met including the 3 critical elements.	10
<b>Risk Assessment</b> The Service provider to submit a detailed Risk Assessment. The information to ensure SHE compliance in terms of Scope of work – <b>Critical Elements are numbers 1, 2 and 3</b> Baseline risk assessment which as a minimum includes these critical elements: 1. Identify the risks and hazards to which persons may be exposed to. 2. Analysis and evaluation of identified risks/ hazards. 3. Measures to mitigate, reduce or control the risks and hazards identified with roles and responsibilities for implementation and control. 4. Defined Risk Assessment methodology in which risks are quantified. 5. Signed Risk assessment by 16.2 or Construction Manager or Construction Supervisor.	<b>0=</b> No response or none of the key elements met.  <b>20%=</b> The Service provider has submitted a Risk Assessment with the key elements met but only 1 element is critical.  <b>40%=</b> The Service provider has submitted a Risk Assessment with the key elements met but only 2 are critical elements.  <b>60%=</b> The Service provider has submitted a Risk Assessment with 1, 2 and 3 critical elements met.  <b>80%=</b> The Service provider has submitted a Risk Assessment with 1, 2, 3 critical elements and element 4 met.  <b>100%=</b> The Service provider has submitted a Risk Assessment with all 5 elements met including the 3 critical elements.	10

<p><b>Method Statement-</b> documents or required information to ensure SHE compliance in terms of Scope of work – <b>Critical Elements are numbers 1, 2 and 3</b></p> <p>1.Scope of the work and hazards identified are aligned to risk assessment.</p> <p>2.Minimum Personal Protective Equipment (PPE) required to complete the job</p> <p>3.Personnel required and responsibilities</p> <p>4.Resources and equipment required</p> <p>5.Emergency procedures</p>	<p><b>0=</b> No response or none of the key elements met.</p> <p><b>20%=</b> The Service provider has submitted a Method Statement with the key elements met but only 1 element is critical.</p> <p><b>40%=</b> The Service provider has submitted a Method Statement with the key elements met but only 2 are critical elements.</p> <p><b>60%=</b> The Service provider has submitted a Method Statement with 1, 2 and 3 critical elements met.</p> <p><b>80%=</b> The Service provider has submitted a Method Statement with 1, 2, 3 critical elements and element 4 met.</p> <p><b>100%=</b> The Service provider has submitted a Method Statement with all 5 elements met including the 3 critical elements.</p>	10
<p><b>Company experience.</b></p> <p>The Contractors Company has previously undertaken protection engineering and testing for other clients or companies that have medium voltage (11 – 33kV or greater) substations.</p> <p>The name of the client or company for which work was undertaken, details of the work and the contact details (cell phone number) of a contact person at those clients or companies must be supplied for evaluation purposes. The more information provided the better.</p> <p>Contract in this case also means any purchase order awarded to the contractor's company for protection engineering and testing.</p>	<p><b>0=</b> No previous protection engineering and testing contracts undertaken or no proof of company experience submitted.</p> <p><b>20%=</b> Three previous protection engineering and testing contracts undertaken.</p> <p><b>40%=</b> More than three but less than or equal five previous protection engineering and testing contracts undertaken.</p> <p><b>60%=</b> More than five but less than or equal seven previous protection engineering and testing contracts undertaken.</p> <p><b>80%=</b> More than seven but less than or equal nine previous protection engineering and testing contracts undertaken.</p> <p><b>100%=</b> Ten or more previous protection engineering and testing contracts undertaken.</p>	20
<p><b>Professional Electrical Engineer protection engineering and testing, qualification and experience.</b></p> <p>The Protection engineer carrying out the work (as detailed in the scope of work) needs to be registered with the Engineering</p>	<p><b>0=</b> No proof of ECSA registration submitted, has no previous protection engineering, protection testing and power system fault analysis, also not based at a local office within 55 kilo-</p>	50

<p>Council of South Africa (ECSA) as a Professional Electrical engineer. Certified proof of ECSA registration as a Professional Electrical engineer must be submitted.</p> <p>The professional Electrical Engineer has experience in the field of protection engineering, protection testing and power system fault analysis.</p> <p>This is as per the scope of work and means the calculation of protection settings, the application and testing of those settings for all of the forms of protection mentioned in the scope of work. Also be able to download fault information from the protection relays, analyse that information and report on it with graphical explanations.</p> <p>A traceable portfolio of experience must be submitted as proof of experience. The name of the client or company for which work was undertaken, details of the work and the contact details (cell phone number) of a contact person at those clients or companies must be supplied for evaluation purposes.</p> <p>The professional Electrical Engineer must also be permanently based at a local office within 55 kilo-meters of the Port of Durban. This is to ensure response times to callouts as per annexure "B". No points will be awarded to the professional Electrical Engineer for this section if the local office criteria is not met. Proof of business address must be provided.</p>	<p>meters of the Port of Durban or no proof of the above submitted.</p>	
	<p><b>20%=</b> 1) Proof of ECSA registration submitted.</p> <p>2) The professional Electrical Engineer has three or less year's experience in the field of protection engineering, protection testing and power system fault analysis.</p> <p>3) The Professional Electrical Engineer is permanently based at a local office within 55 kilo-meters of the Port of Durban.</p>	
	<p><b>40%=</b> 1) Proof of ECSA registration submitted.</p> <p>2) The professional Electrical Engineer has more than three years but less than or equal to five years experience in the field of protection engineering, protection testing and power system fault analysis.</p> <p>3) The Professional Electric Engineer is permanently based at a local office within 55 kilo-meters of the Port of Durban.</p>	
	<p><b>60%=</b> 1) Proof of ECSA registration submitted.</p> <p>2) The professional Electrical Engineer has more than five years but less than or equal to seven years experience in the field of protection engineering, protection testing and power system fault analysis.</p> <p>3) The Professional Electric is permanently based at a local office within 55 kilo-meters of the Port of Durban.</p>	
	<p><b>80%=</b> 1) Proof of ECSA registration submitted.</p> <p>2) The professional Electrical Engineer has more than seven years but less than or equal to nine years experience in the field of protection engineering, protection testing and power system fault analysis.</p>	

	3) The Professional Electrical Is permanently based at a local office within 55 kilo-meters of the Port of Durban.	
	<b>100%=1)</b> Proof of ECSA registration submitted.	
	2) The Professional Electrical Engineer has ten or more years' experience in the field of protection engineering, protection testing and power system fault analysis.  3) The Professional Electrical Is permanently based at a local office within 55 kilo-meters of the Port of Durban.	
<b>Total Weighting:</b>		<b>100</b>
<b>Minimum qualifying score required:</b>		<b>60</b>

***The minimum threshold for technical/functionality [Step Three] must be met or exceeded for a Respondent's Proposal to progress to Step Four for final evaluation***

#### 1.4 STEP FOUR: Evaluation and Final Weighted Scoring

a) **Price Criteria** [Weighted score 80 points]:

Evaluation Criteria	RFP Reference
• Commercial offer	<i>Section 4</i>

Transnet will utilise the following formula in its evaluation of Price:

$$P_s = 80 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where:

$P_s$  = Score for the Bid under consideration

$P_t$  = Price of Bid under consideration

$P_{\min}$  = Price of lowest acceptable Bid

**b) Broad-Based Black Economic Empowerment criteria** [Weighted score 20 points]

- B-BBEE - current scorecard / B-BBEE Preference Points Claims Form
- Preference points will be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table indicated in Section 4.1 of the B-BBEE Preference Points Claim Form.

**1.5 STEP FIVE: Post Tender Negotiations (if applicable)**

- Respondents are to note that Transnet may not award a contract if the price offered is not market-related. In this regard, Transnet reserves the right to engage in PTN with the view to achieving a market-related price or to cancel the tender. Negotiations will be done in a sequential manner i.e.:
  - first negotiate with the highest ranked bidder or cancel the bid, should such negotiations fail,
  - negotiate with the 2nd and 3rd ranked bidders (if required) in a sequential manner.
- In the event of any Respondent being notified of such short-listed/preferred bidder status, his/her bid, as well as any subsequent negotiated best and final offers (BAFO), will automatically be deemed to remain valid during the negotiation period and until the ultimate award of business.
- Should Transnet conduct post tender negotiations, Respondents will be requested to provide their best and final offers to Transnet based on such negotiations. Where a market related price has been achieved through negotiation, the contract will be awarded to the successful Respondent(s).

**1.6 STEP SIX: Objective Criteria (if applicable)**

Transnet reserves the right to award the business to the highest scoring bidder/s unless objective criteria justify the award to another bidder. The objective criteria Transnet may apply in this bid process include:

- Geographical location;
- all Risks identified during a risk assessment exercise/probity check (which may be conducted by an authorised third party) that would be done to assess all risks, including but not limited to:
  - the financial stability of the bidder based on key ratio analysis, which would include, but not be limited to Efficiency, Profitability, Financial Risk, Liquidity, Acid Test, and Solvency;
  - a due diligence to assess functional capability and capacity. This could include a site visit;
  - A commercial relationship with a Domestic Prominent Influential Person (DPIP) or Foreign Prominent Public Official (FPPO) or an entity of which such person or official is the beneficial owner; and
  - Reputational and Brand risks

**1.7 STEP SEVEN: Award of business and conclusion of contract**

- Immediately after approval to award the contract has been received, the successful or preferred bidder(s) will be informed of the acceptance of his/their Quotation by way of a Letter of Award. Thereafter the final contract will be concluded with the successful Respondent(s).
- Otherwise, a final contract will be concluded and entered into with the successful Bidder at the acceptance of a letter of award by the Respondent.

**2 Validity Period**

Transnet requires a validity period of 90 [Ninety] Business Days from the closing date of this RFQ, excluding the first day and including the last day.

Bidders are to note that they may be requested to extend the validity period of their bid, on the same terms and conditions, if the internal evaluation process has not been finalised within the validity period. However, once the adjudication body has approved the process and award of the business to the successful bidder(s), the validity of the successful bidder(s)' bid will be deemed to remain valid until a final contract has been concluded.

### 3 Disclosure of contract information

#### Prices Quoted

Respondents are to note that, on award of business, Transnet is required to publish the tendered prices of the successful and unsuccessful Respondents *inter alia* on the National Treasury e-Tender Publication Portal, ([www.etenders.gov.za](http://www.etenders.gov.za)), as required per National Treasury Instruction Note 01 of 2015/2016.

#### Johannesburg Stock Exchange Debt Listing Requirements

Transnet may also be required to disclose information relating to the subsequent contract i.e. the name of the company, goods/services provided by the company, the value and duration of the contract, etc. in compliance with the Johannesburg Stock Exchange (JSE) Debt Listing Requirements.

#### Domestic Prominent Influential Persons (DPIP) OR Foreign Prominent Public Officials (FPPO)

Transnet is free to procure the services of any person within or outside the Republic of South Africa in accordance with applicable legislation. Transnet shall not conduct or conclude business transactions, with any Respondents without having:

- Considered relevant governance protocols;
- Determined the DPIP or FPPO status of that counterparty; and
- Conducted a risk assessment and due diligence to assess the potential risks that may be posed by the business relationship.

As per the Transnet Domestic Prominent Influential Persons (DPIP) and Foreign Prominent Public Officials (FPPO) and Related Individuals Policy available on Transnet website <https://www.transnet.net/search/pages/results.aspx?k=FPIDP#k=DPIP>, Respondents are required to disclose any commercial relationship with a DPIP or FPPO (as defined in the Policy) by completing the following section:

The below form contains personal information as defined in the Protection of Personal Information Act, 2013 (the "Act"). By completing the form, the signatory consents to the processing of her/his personal information in accordance with the requirements of the Act. Consent cannot unreasonably be withheld.						
<b>Is the Respondent</b> (Complete with a "Yes" or "No")						
<b>A DPIP/FPPO</b>		<b>Closely Related to a DPIP/FPPO</b>		<b>Closely Associated to a DPIP/FPPO</b>		
<b>List all known business interests, in which a DPIP/FPPO may have a direct/indirect interest or significant participation or involvement.</b>						
No	Name of Entity / Business	Role in the Entity / Business (Nature of interest/ Participation)	Shareholding %	Registration Number	Status (Mark the applicable option with an X)	
					<b>Active</b>	<b>Non-Active</b>
1						

2						
3						

Respondents declaring a commercial relationship with a DPIIP or FPPO are to note that Transnet is required to annually publish on its website a list of all business contracts entered into with DPIIP or FPPO. This list will include successful Respondents, if applicable.

#### 4 Returnable Documents

**Returnable Documents** means all the documents, Sections and Annexures, as listed in the tables below. There are three types of returnable documents as indicated below and Respondents are urged to ensure that these documents are returned with their bids based on the consequences of non-submission as indicated below:

Mandatory Returnable Documents	<b><i>Failure to provide all these Mandatory Returnable Documents at the Closing Date and time of this RFQ <u>will</u> result in a Respondent's disqualification.</i></b>
Returnable Documents Used for Scoring	<b><i>Failure to provide all Returnable Documents used for purposes of scoring a bid, by the closing date and time of this bid will not result in a Respondent's disqualification. However, Bidders will receive an automatic score of zero for the applicable evaluation criterion.</i></b>
Essential Returnable Documents	<b><i>Failure to provide essential Returnable Documents <u>will</u> result in Transnet affording Respondents a further opportunity to submit by a set deadline. Should a Respondent thereafter fail to submit the requested documents, this may result in a Respondent's disqualification.</i></b>

**All Returnable Sections, as indicated in the header and footer of the relevant pages, must be signed, stamped and dated by the Respondent.**

##### a) Mandatory Returnable Documents

Respondents are required to submit with their bid submissions the following **Mandatory Returnable Documents**, and also to confirm submission of these documents by so indicating [Yes or No] in the tables below:

<b>Mandatory Returnable Documents</b>	<b>Submitted [Yes or No]</b>
SECTION 1: SBD1 Form	
SECTION 4 : Quotation Form	
Valid proof of Respondent's compliance to B-BBEE requirements stipulated in Section 7 of this RFQ.	



**b) Returnable Documents Used for Scoring**

In addition to the requirements of section (a) above, Respondents are further required to submit with their Proposals the following **Returnable Documents Used for Scoring** and also to confirm submission of these documents by so indicating [Yes or No] in the table below:

<b>RETURNABLE DOCUMENTS USED FOR SCORING</b>	<b>SUBMITTED [Yes or No]</b>
Valid proof of Respondent's compliance to B-BBEE requirements stipulated in Section 7 of this RFP (Valid B-BBEE certificate or Sworn Affidavit)	
Safety, health and environment (SHE) Plan	
Risk Assessment	
Safety Work Method Statement	
Company Experience	
Professional Electrical Engineer protection engineering and testing, qualification and Experience.	

**c) Essential Returnable Documents:**

Over and the above the requirements of section (a) and (b) mentioned above, Respondents are further required to submit with their Proposals the following **Essential Returnable Documents** and also to confirm submission of these documents by so indicating [Yes or No] in the table below:

<b>ESSENTIAL RETURNABLE DOCUMENTS &amp; SCHEDULES</b>	<b>SUBMITTED [Yes or No]</b>
In the case of Joint Ventures, a copy of the Joint Venture Agreement or written confirmation of the intention to enter into a Joint Venture Agreement	
Latest Financial Statements signed by your Accounting Officer or latest Audited Financial Statements plus 2 previous years	
SECTION 3: Evaluation Methodology, Criteria And Returnable Documents	
SECTION 5: Certificate of Acquaintance with RFQ Documents	
SECTION 6: RFQ Declaration and Breach of Law Form	
SECTION 7: B-BBEE Preference Claim Form	
SECTION 8: Certificate of attendance of compulsory Site Meeting / RFQ Briefing	
SECTION 9: Protection of Personal Information	

**5 CONTINUED VALIDITY OF RETURNABLE DOCUMENTS**

The successful Respondent will be required to ensure the validity of all returnable documents, including but not limited to its valid proof of B-BBEE status, for the duration of any contract emanating from this RFQ. Should the Respondent be awarded the contract [**the Agreement**] and fail to present Transnet with such renewals as and when they become due, Transnet shall be entitled, in addition to any other rights and remedies that it may have in terms of the eventual Agreement, to terminate such Agreement immediately without any liability and without prejudice to any claims which Transnet may have for damages against the Respondent.

## SECTION 4

### QUOTATION FORM

I/We \_\_\_\_\_

hereby offer to supply the goods/services at the prices quoted in the Price Schedule below, in accordance with the conditions related thereto.

I/We agree to be bound by those terms and conditions in:

- the Standard RFQ Terms and Conditions for the Supply of Goods or Services to Transnet; and
- any other standard or special conditions embodied in this Request for Quotation.

I/We accept that unless Transnet should otherwise decide and so inform me/us, this Quotation [and, if any, its covering letter and any subsequent exchange of correspondence], together with Transnet's acceptance thereof shall constitute a binding contract between Transnet and me/us. I/We further agree that if, after I/we have been notified of the acceptance of my/our Quotation, I/we fail to deliver the said goods/service/s within the delivery lead-time quoted, Transnet may, without prejudice to any other legal remedy which it may have, cancel the order and recover from me/us any expenses incurred by Transnet in calling for Quotations afresh and/or having to accept any less favourable offer.

### Price Schedule

I/We quote as follows for the goods/services required, on a "delivered nominated destination" basis, including VAT:

#### SCHEDULE OF QUANTITIES AND RATES

#### PORT OF DURBAN SUBSTATION PROTECTION ENGINEERING, PROTECTION TESTING, COMMISSIONING, REPAIR AND EMERGENCY BREAKDOWNS SERVICES

ITEM NO.	TASK DESCRIPTION	UNIT	QTY	RATE	TOTAL
<b>1</b>	<b>Professional services external</b>				
1.1	Adhoc outsourcing of professional services to various TNPA approved subcontractors	hours	200		
	<b>Total cost for section 1</b>				
<b>2</b>	<b>As and when Protection engineering, commissioning, repair and emergency breakdown services</b>				
2.1	Cost per two hour (2) call out including travel to any area of the Port of Durban including Wentworth substation during normal working hours (07H00 to 16H00)	each	45		
2.2	Hourly labour rate during normal working hours (07H00 to 16H00)	hours	90		
2.3	Cost per two hour (2) call out including travel to any area of the Port of Durban including Wentworth substation after hours (16H01 to 06H59, including weekends and public holidays)	each	18		
2.4	Hourly after hours labour rate (16H01 to 06H59, including	hours	36		

Respondent's Signature

Date & Company Stamp

	weekends and public holidays)				
	<b>Total cost for section 2</b>				

<b>3</b>	<b>PROTECTION TESTING OF THE PORT OF DURBAN AND OLD DURBAN INTERNATIONAL SUBSTATIONS AND MINI-SUBSTATIONS</b>						
<b>3.1</b>	<b>POINT AREA</b>	<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
3.1.1	<b>Stanger street 33 kV substation</b>	5		PEB 33			
	E75		Incomer		L30	OC, EF & CD	
	E74		Transformer		T30	OC, EF, B&T	
	E73		Bus section		F35	bus bar blocking zone 1 & 2	
	E72		Transformer		T30	OC, EF, B&T	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	E71		Feeder		L30 + 7SD600	OC, EF & CD	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The two power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief. The bus bar protection system is bus bar blocking. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Stanger street 33 kV substation</b>						
3.1.2	<b>Stanger street 6.6 kV substation</b>	17		PEB 29			
	E50		Feeder		F35	OC & EF	
	E51		Feeder		F35 & 7SD600	OC & EF CD	
	E52		Feeder		F35 & 7SD600	OC & EF CD	
	E53		Transformer		F35	OC, EF, B&T	
	E54		PFC bank		F35 & RLC-04	OC & EF	

	E55		Feeder		F35 & 7SD600	OC & EF CD	
	E56		Incomer / feeder		F35 & 7SD600	OC & EF CD	
	E57		Incomer		F35	OC & EF	
	E58		Bus section		F35	High impedance zone 1 & 2	
	E59		Incomer		F35	OC & EF	
	E60		Incomer / feeder		F35 & 7SD600	OC & EF CD	
	E61		Feeder		F35 & 7SD600	OC & EF CD	
	E62		PFC bank		F35 & RLC-04	OC & EF	
	E63		Feeder		F35 & 7SD600	OC & EF CD	
	E64		Feeder		F35 & 7SD600	OC & EF CD	
	E65		Feeder		F35	OC & EF	
	E66		Feeder		F35	OC & EF	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	Substation earth resistance (ER)						
<b>Note</b>	<p>For the capacitor banks the following protection testing must be carried out on the RLC-04 relay, over Voltage, high set over Voltage, high set overcurrent, earth fault and high set earth fault and high set line unbalance.</p> <p>The power transformer has oil temp alarm and trip and bucholz alarm and trip.</p> <p>The bus bar protection system is high impedance.</p> <p>The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for Stanger street 6.6 kV substation</b>						
3.1.3	<b>Ocean Terminal building 6.6 kV substation</b>	7		PEB 29			
	F03		Transformer		F35	OC, EF, B&T	
	F04		Spare		F35	N/A	
	F05		Incomer		F35 & 7SD600	OC & EF CD	
	F06		Bus section		F35	Frame leakage zone 1,2 & 3	
	F07		Incomer		F35	OC & EF	

					&7SD600	CD	
	F08		Feeder		F35	OC & EF	
	F09		Transformer		F35	OC, EF, B&T	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The two power transformers have oil temp alarm and trip and bucholz alarm and trip. The bus bar protection system is frame leakage. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Ocean Terminal building 6.6 kV substation</b>						
3.1.4	<b>Sand bypass 6.6 kV substation</b>	9		PEB 29			
	F90		Transformer		F35	OC, EF, B&T	
	F91		Transformer		F35	OC, EF, B&T	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	F92		Incomer		F35 &7SD600	OC & EF CD	
	F93		Incomer		F35 &7SD600	OC & EF CD	
	F94		Bus section		F35	High impedance and arc zone 1 & 2	
	F95		Incomer		F35 &7SD600	OC & EF CD	
	F96		Incomer		F35 &7SD600	OC & EF CD	
	F97		Feeder		F35	OC, EF	
	F98		Feeder		F35	OC, EF	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The power transformers have oil temp alarm and trip and bucholz alarm and trip. The bus bar protection system is high impedance and arc. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Sand bypass 6.6 kV substation</b>						
<b>3.2</b>	<b>BAYHEAD AREA</b>						

3.2.1	<b>DHI 33 kV substation</b>	5		PEB 33			
	E25		Incomer		L30	OC & EF CD	
	E24		Transformer		T30	OC, EF, B&T	
	E23		Bus section		F35	bus bar blocking zone 1 & 2	
	E22		Transformer		T30	OC, EF, B&T	
	E21		Feeder		L30 + 7SD600	OC & EF CD	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	<p>The power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief.</p> <p>The bus bar protection system is bus bar blocking.</p> <p>The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for DHI 33 kV substation</b>						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
3.2.2	<b>DHI 6.6 kV substation</b>	21		PEB 29			
	E01		Incomer / feeder		F35 &7SD600	OC & EF CD	
	E02		Feeder		F35	OC, EF	
	E03		Feeder		F35	OC, EF	
	E04		Feeder		F35	OC, EF	
	E05		Feeder		F35 &7SD600	OC & EF CD	
	E06		Feeder		F35 &7SD600	OC & EF CD	
	E07		Transformer		F35	OC, EF, B&T	
	E08		PFC bank		F35 & RLC- 04	F35 & RLC- 04	
	E09		Spare		F35		
	E10		Incomer		F35	OC, EF	
	E11		Bus section		F35	bus bar blocking zone 1 & 2	
	E12		Incomer		F35	OC, EF	
	E13		Spare		F35		
	E14		PFC bank		F35 & RLC- 04	F35 & RLC- 04	
	E15		Transformer		F35	OC, EF,	

						B&T	
	E16		Feeder		F35 & 7SD600	OC & EF	
	E17		Feeder		F35	CD	
	E18		Feeder		F35 & 7SD600	OC, EF	
	E19		Feeder		F35	CD	
	E20		Feeder		F35	OC, EF	
	E21		Incomer / feeder		F35 & 7SD600	OC, EF	
	Substation earth resistance (ER)					CD	
<b>Note</b>	<p>For the capacitor banks the following protection testing must be carried out on the RLC-04 relay, over Voltage, high set over Voltage, high set overcurrent, earth fault and high set earth fault and high set line unbalance.</p> <p>The power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief.</p> <p>The bus bar protection system is bus bar blocking.</p> <p>The protection testing must include breaker fail and trip circuit supervision.</p>						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	<b>Total cost for DHI 6.6 kV substation</b>						
3.2.3	<b>Shot blast 6.6 kV substation</b>	7		PEB 29			
	F39		Incomer		F35 & 7SD600	OC, EF	
	F40		Spare		F35	CD	
	F41		Transformer		F35	OC, EF, B&T	
	F42		Bus section		F35	High impedance and arc zone 1 & 2	
	F43		Transformer		F35	OC, EF, B&T	
	F44		Spare		F35		
	F45		Incomer		F35 & 7SD600	OC, EF	
	Substation earth resistance (ER)					CD	
	Battery bank test						
<b>Note</b>	<p>The power transformers have oil temp alarm and trip and bucholz alarm and trip.</p> <p>The bus bar protection system is high impedance and arc.</p> <p>The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for Shot blast 6.6 kV substation</b>						

3.2.4	<b>Graving Dock 6.6 kV substation</b>	9		PEB 29			
	F68		Incomer		MCGG	Solkor OC, EF	
	F69		Feeder		MCGG	OC, EF	
	F70		Feeder		MCGG	OC, EF	
	F71		Transformer		MCGG	OC, EF, B&T	
	F72		Bus section			Frame leakage zone 1,2 & 3	
	F73		Transformer		MCGG	OC, EF, B&T	
	F74		Feeder		MCGG	OC, EF	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	F75		Spare		MCGG	OC, EF, B&T	
	F76		Incomer		MCGG	Solkor OC, EF	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief. The bus bar protection system is bus bar blocking. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Graving Dock 6.6 kV substation</b>						
3.2.5	<b>Pump House 6.6 kV substation</b>	5		PEB 29			
	F78		Incomer		F35 &7SD600	OC, EF CD	
	F79		Motor		Vamp 40	OC, EF	
	F80		Motor		Vamp 40	OC, EF	
	F81		Motor		Vamp 40	OC, EF	
	F82		Incomer		F35 &7SD600	OC, EF	
	Zone 1 bus bar protection high impedance						
	Zone 2 bus bar protection high						



	impedance						
	Zone 1 arc detection						
	Zone 2 arc detection						
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	Protection testing for the motors must be overcurrent and earth fault according to tripping curve and instantaneous, phase unbalance, stall and thermal. The bus bar protection system is high impedance and arc. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Pump House 6.6 kV substation</b>						
3.2.6	<b>Floating dock 6.6 kV substation</b>	5		PEB 29			
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	F83		Incomer		F35 & 7SD600	OC, EF CD	
	F84		Transformer		F35	OC, EF	
	F85		Bus section		F35	High impedance and arc zone 1 & 2	
	F86		Feeder		F35	OC, EF	
	F87		Incomer		F35 & 7SD600	OC, EF CD	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The power transformers have oil temp alarm and trip and bucholz alarm and trip. The bus bar protection system is high impedance and arc. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Floating dock 6.6 kV substation</b>						
3.2.7	<b>Repair Quay 6.6 kV substation</b>	7		PEB 29			
	F58		Spare		F35		
	F59		Transformer		F35	OC, EF, B&T	
	F60		Incomer		F35 & 7SD600	OC, EF CD	
	F61		Bus section		F35	Frame leakage zone 1,2 &	

						3	
	F62		Incomer		F35 &7SD600	OC, EF CD	
	F63		Transformer		F35	OC, EF, B&T	
	F64		Spare		F35		
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The power transformers have oil temp alarm and trip and bucholz alarm and trip. The bus bar protection system frame leakage. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Repair Quay 6.6 kV substation</b>						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
3.2.8	<b>Ambrose Park 11 kV substation</b>	3		PEB 24			
	F10		Incomer		F35	OC, EF	
	F11		Feeder		F35	OC, EF	
	F12		Feeder		F35	OC, EF	
	Substation earth resistance (ER)						
	Battery bank test						
	<b>Total cost for Ambrose Park 11 kV substation</b>						
<b>3.3</b>	<b>FYNNLAND AREA</b>						
3.3.1	<b>Allan Dalton 33 kV substation</b>	18		PEB 33			
	E80 33 kV side		Transformer		T60	OC, EF, B&T	
	E80 11 kV side		Transformer			OC, EF	
	E81		Feeder		L30	OC, EF CD	
	E82 33 kV side		Transformer		T60	OC, EF, B&T	
	E82 6.6 kV side		Transformer			OC, EF	
	E83		Incomer		L30	OC, EF CD	
	E84		Spare			OC, EF	

	E85		Spare			OC, EF	
	E86		Bus section			High impedance and arc zone 1 & 2	
	E87		Spare			OC, EF	
	E88		Gen NEC/R			OC, EF	
	E89		Spare			OC, EF	
	E90		Incomer		L30	OC, EF CD	
	E91 33 kV side		Transformer		T60	OC, EF, B&T	
	E91 6.6 kV side		Transformer			OC, EF	
	E92		Feeder		L30	OC, EF CD	
	E93 33 kV side		Transformer		T60	OC, EF, B&T	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	E93 11 kV side		Transformer			OC, EF	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	<p>The power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief.</p> <p>The bus bar protection system is bus bar blocking.</p> <p>The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for Allan Dalton 33 kV substation</b>						
3.3.2	<b>Allan Dalton generator 11 kV substation</b>	11		PEB 33			
	E40		Gen 1			OC, EF	
	E41		Gen 2			OC, EF	
	E42		PFC bank		F35 & RLC-04	OC, EF, Cap bank protection	
	E43		Feeder			OC, EF CD	
	E44		Incomer			OC, EF	
	E45		Bus section			High impedance zone 1 & 2	
	E46		Incomer			OC, EF	
	E47		Feeder			OC, EF CD	
	E48		PFC bank		F35 & RLC-04	OC, EF, Cap bank	

						protection	
	E49		Gen 3			OC, EF	
	E50		Gen 4			OC, EF	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	<p>For the Port of Durban standby generators the following protection testing is also required, under and over frequency, under and over Voltage and differential protection.</p> <p>For the capacitor banks the following protection testing must be carried out on the RLC-04 relay, over Voltage, high set over Voltage, high set overcurrent, earth fault and high set earth fault and high set line unbalance.</p> <p>The power transformers have oil temp alarm and trip and bucholz alarm and trip.</p> <p>The bus bar protection system is high impedance and arc.</p> <p>The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for Allan Dalton generator 11 kV substation</b>						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
3.3.3	<b>Allan Dalton 6.6 kV substation</b>	17		PEB 29			
	E01		Spare		F35	OC, EF	
	E02		Spare		F35	OC, EF	
	E03		Feeder		F35	OC, EF	
	E04		Transformer		F35	OC, EF	
	E05		Feeder		F35	OC, EF	
	E06		Feeder		F35 & 7SD600	OC, EF CD	
	E07		PFC bank		F35 & RLC-04	OC, EF, cap bank protection	
	E08		Incomer		F35	OC, EF	
	E09		Bus section		F35	High impedance and arc zone 1 & 2	
	E10		Incomer		F35	OC, EF	
	E11		PFC bank		F35 & RLC-04	OC, EF, cap bank protection	
	E12		Feeder		F35 & 7SD600	OC, EF CD	
	E13		Feeder		F35	OC, EF	
	E14		Transformer		F35	OC, EF	
	E15		Feeder		F35	OC, EF	
	E16		Spare		F35	OC, EF	
	E17		Feeder		F35	OC, EF	
	Substation earth resistance (ER)						

	Battery bank test						
<b>Note</b>	<p>For the capacitor banks the following protection testing must be carried out on the RLC-04 relay, over Voltage, high set over Voltage, high set overcurrent, earth fault and high set earth fault and high set line unbalance.</p> <p>The power transformers have oil temp alarm and trip and bucholz alarm and trip. The bus bar protection system is high impedance and arc. The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for Allan Dalton 6.6 kV substation</b>						
3.3.4	<b>Fynnlands 6.6 kV substation</b>	9		PEB 29			
	E70		Spare		ABB REF 615	OC, EF	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	E71		Incomer / feeder		ABB REF 615 & 7SD600	OC, EF	
	E72		Feeder		ABB	CD	
						OC, EF	
	E74		Bus section			High impedance and arc zone 1 & 2	
	E75		Feeder		ABB REF 615	OC, EF	
	E76		Feeder		ABB REF 615	OC, EF	
	E77		Incomer / feeder		ABB REF 615 & 7SD600	OC, EF	
	E78		Spare		ABB REF 615	CD	
						OC, EF	
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	<p>The bus bar protection system is high impedance and arc. The protection testing must include breaker fail and trip circuit supervision.</p>						
	<b>Total cost for Fynnlands 6.6 kV substation</b>						
	<b>CFI 6.6 kV substation</b>	5		PEB 29		OC, EF	
						OC, EF	
			Motor 1		Vamp 40	OC, EF	

			Motor 2		Vamp 40	OC, EF	
			Motor 3		Vamp 40		
			Motor 4		Vamp 40		
	Substation earth resistance (ER)						
<b>Note</b>	Protection testing for the motors must be overcurrent and earth fault according to tripping curve and instantaneous, phase unbalance, stall and thermal.						
	<b>Total cost for CFI 6.6 kV substation</b>						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
<b>3.4</b>	<b>PIER 2 CONTAINER TERMINAL</b>						
3.4.1	<b>Pier 2 33 kV substation</b>	5		PEB 33		OC, EF	
						CD	
						OC, EF, B&T	
	E41		Incomer		F35	High impedance and arc zone 1 & 2	
	E42		Transformer		T60	OC, EF, B&T	
	E43		Bus section		F35	OC, EF	
	E44		Transformer		T60	CD	
	E45		Incomer		F35		
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief. The bus bar protection system is bus bar blocking. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Pier 2 33 kV substation</b>						
3.4.2	<b>Pier 2 11 kV substation</b>	20		PEB 30			

	E01		PFC bank		F35 & RLC-04	CD	
	E02		Feeder		F35 & 7SD600	OC, EF CD	
	E03		Feeder		F35 & 7SD600	OC, EF OC, EF	
	E04		Spare		F35	CD	
	E05		Feeder		F35 & 7SD600	OC, EF OC, EF	
	E06		Incomer		F35	OC, EF	
	E07		Feeder		F35	OC, EF	
	E08		Feeder		F35	OC, EF	
	E09		Feeder		F35	High impedance and arc zone 1 & 2	
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	E10		Feeder		F35	OC, EF	
	E11		Bus section		F35	OC, EF	
	E12		Feeder		F35	OC, EF	
	E13		Feeder		F35	CD	
	E14		Feeder		F35 & 7SD600	OC, EF OC, EF	
	E15		Feeder		F35	OC, EF	
	E16		Incomer		F35	CD	
	E17		Feeder		F35 & 7SD600	OC, EF OC, EF	
	E18		Spare		F35	CD	
	E19		Feeder		F35 & 7SD600	OC, EF CD	
	E20		Feeder		F35 & 7SD600	OC, EF	
	E21		PFC bank		F35 & RLC-04		
	Substation earth resistance (ER)						
	Battery bank test						
<b>Note</b>	The power transformers have oil temp alarm and trip, winding temp alarm and trip, bucholz alarm and trip and pressure relief. The bus bar protection system is bus bar blocking. The protection testing must include breaker fail and trip circuit supervision.						
	<b>Total cost for Pier 2 11 kV substation</b>						
	<b>Total cost for all Port of Durban substations</b>						

	PORT OF DURBAN MINI-SUBSTATIONS			Drawing reference	Protection relay	Protection type	Cost per mini-substation
<b>3.5</b>	<b>POINT AREA</b>	6		PEB 29			
3.5.1	B berth mini				VIP 35	OC, EF, ER	
3.5.2	M berth mini				VIP 35	OC, EF, ER	
3.5.3	R berth mini				VIP 45	OC, EF, ER	
3.5.4	Q berth mini				FUSED	ER	
3.5.5	Gantry mini					OC, EF, ER	
3.5.6	Station yard mini				FUSED	ER	
<b>3.6</b>	<b>BAYHEAD AREA</b>	7		PEB 29			
				<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per mini-substation</b>
3.6.1	Congella no.1 mini				VIP 35	OC, EF, ER	
3.6.2	Congella no.2 mini				VIP 35	OC, EF, ER	
3.6.3	Congella no.3 mini				VIP 35	OC, EF, ER	
3.6.4	Capstan mini				VIP 12R	OC, EF, ER	
3.6.5	Converter mini				VIP 12R	OC, EF, ER	
3.6.6	Inner caisson mini				VIP 35	OC, EF, ER	
3.6.7	Crane supply mini				VIP 12R	OC, EF, ER	
3.6.8	Outer caisson mini				VIP 12R	OC, EF, ER	
<b>3.7</b>	<b>FYNNLAND AREA</b>	5		PEB 29			
3.7.1	Fynnland mini				VIP 45	OC, EF, ER	
3.7.2	Fynnland RMU				VIP 35	OC, EF, ER	

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3.7.3	Electrical depot mini				VIP 35	OC, EF, ER	
3.7.4	Pollution control mini				VIP 35	OC, EF, ER	
3.7.5	Tank washout mini				VIP 45	OC, EF, ER	
3.7.6	IVS Berth 8 mini				VIP 35	OC, EF, ER	
3.7.7	CFI mini				VIP 35	OC, EF, ER	
<b>3.8</b>	<b>ALLAN DALTON</b>	4		PEB 29			
				<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per mini-substation</b>
3.8.1	Bayhead rd. mini				VIP 35	OC, EF, ER	
3.8.2	Kingsrest mini 1				VIP 35	OC, EF, ER	
3.8.3	Kingsrest mini 2				VIP 35	OC, EF, ER	
3.8.4	NMPP mini				VIP 35	OC, EF, ER	
3.8.5	Berth 9 mini				VIP 35	OC, EF, ER	
3.8.6	Berth 100 mini				VIP 35	OC, EF, ER	
<b>Total cost for all Port of Durban mini-substations</b>							
<b>3.9</b>	<b>OLD DURBAN INTERNATIONAL AIRPORT SUBSTATIONS</b>						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
3.9.1	<b>OPS 11 kV substation</b>	9		PEB 25			
	A01		Feeder		DCC	OC, EF	
	A02		Feeder		DCC	OC, EF	
	A03		Feeder		DCC	N/A	
	A04		Incomer		DCC	OC, EF	
	A05		Bus section		DCC	OC, EF	
	A06		Incomer		DCC	OC, EF	

	A07		Feeder		DCC	OC, EF	
	A08		Feeder		DCC	OC, EF	
	A09		Feeder		DCC	OC, EF	
	Substation earth resistance (ER)						
	<b>Total cost for OPS 11 kV substation</b>						
3.9.2	<b>GEN 1 11 kV SUBSTATION</b>	3		PEB 25			
	A21		Transformer		CDG	OC, EF	
	A22		Spare		CDG	OC, EF	
	A23		Transformer		CDG	OC, EF	
	Substation earth resistance (ER)						
		<b>No of panels</b>	<b>Breaker use</b>	<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per breaker</b>
	<b>Total for GEN 1 11 kV substation</b>						
3.9.3	<b>GEN 2 11 kV SUBSTATION</b>	3		PEB 25			
	A15		Transformer		CDG	OC, EF	
	A16		Incomer		CDG	OC, EF	
	A18		Transformer		CDG	OC, EF	
	Substation earth resistance (ER)						
	<b>Total cost for GEN 2 11 kV substation</b>						
3.9.4	<b>P&amp;L 11 kV SUBSTATION</b>	5		PEB 25			
	A38		Feeder		DCC	OC, EF	
	A39		Incomer		CDG - LV side	OC, EF	
	A40		Bus section			N/A	
	A41		Incomer		CDG - LV side	OC, EF	
	A42		Feeder		DCC	OC, EF	
	Substation earth resistance (ER)						
	<b>Total cost for P&amp;L 11 kV substation</b>						
3.9.5	<b>24 SUBSTATION</b>	5		PEB 25			

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	A59		Incomer		DCC	OC, EF	
	A60		Incomer		DCC	OC, EF	
	A61		Transformer		DCC	OC, EF	
	A62		Transformer		DCC	OC, EF	
	A63		Spare		DCC	OC, EF	
	Substation earth resistance (ER)						
	<b>Total cost for 24 substation</b>						
3.9.6	<b>6 SUBSTATION</b>	5		PEB 25			
	A53		Spare		DCC	OC, EF	
	A54		Transformer		DCC	OC, EF	
	A55		Transformer		DCC	OC, EF	
	A56		Incomer		DCC	OC, EF	
	A57		Incomer		DCC	OC, EF	
	Substation earth resistance (ER)						
	<b>Total for 6 substations</b>						
	<b>Total cost for all old Durban International airport substations</b>						
				<b>Drawing reference</b>	<b>Protection relay</b>	<b>Protection type</b>	<b>Cost per mini-substation</b>
<b>3.10</b>	<b>OLD DURBAN INTERNATIONAL AIRPORT MINI-SUBSTATIONS</b>	4		PEB 25			
3.10.1	A mini					ER	
3.10.2	B mini					ER	
3.10.3	C mini					ER	
3.10.4	D mini					ER	
	<b>Total cost for all old Durban International airport mini-substations</b>						

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	<b>Total cost for the protection testing of the Port of Durban and old Durban International airport substations and mini-substations</b>	
<b>4</b>	<b>Summary of schedule of quantities and rates</b>	<b>Totals</b>
<b>4.1</b>	<b>Section 1 - Professional services external</b>	
<b>4.2</b>	<b>Section 2 - As and when Protection engineering, commissioning, repair and emergency breakdown services</b>	
<b>4.3</b>	<b>Section 3 - Protection testing of the Port of Durban and old Durban International airport substations and mini-substations</b>	
<b>4.4</b>	<b>Provide the total cost for all work which is the sum of section 1 + section 2 + section 3 as shown in line items 4.1, 4.2 and 4.3 above.</b>	

5	Total cost for labour year 1 is calculated by dividing the total cost for the schedule of quantities and rates as shown in line 4.4 above (summary section), by 3.					
ALLOWING FOR INFLATION OF LABOUR COSTS DURING YEARS 2 AND 3 OF THE 36 MONTHS						
					Percentage increase applied to labour costs	Totals
6	Cost for labour year 2 = (Year 1 labour cost as shown in line item 5 above + percentage increase for labour costs if necessary )					
7	Cost for labour year 3 = (Year 2 labour cost as calculated in line item 6 above + percentage increase for labour costs if necessary)					
8	Health and safety file	each	1	N/A		
9	Total cost for labour for 36 months including percentage increase in labour costs for years 2 and 3 = Year 1 labour cost (line item 5) + Year 2 labour cost (line item 6)+ Year 3 labour cost (line item 7)+ cost for Health and safety file (line item 8)					

SIGNATURE OF TENDERER \_\_\_\_\_ DATE \_\_\_\_\_

**Delivery Lead-Time from date of purchase order:** \_\_\_\_\_ **[days/weeks]**

*Respondents are to note that Transnet will round off final pricing scores to the nearest 2 (two) decimal places.*

**Notes to Pricing:**

- a) Respondents are to note that if the price offered by the highest scoring bidder is not market-related, Transnet may not award the contract to that Respondent. Transnet may-
- (i) negotiate a market-related price with the Respondent scoring the highest points or cancel the RFQ;
  - (ii) if that Respondent does not agree to a market-related price, negotiate a market-related price with the Respondent scoring the second highest points or cancel the RFQ;
  - (iii) if the Respondent scoring the second highest points does not agree to a market-related price, negotiate a market-related price with the Respondent scoring the third highest points or cancel the RFQ.

If a market-related price is not agreed with the Respondent scoring the third highest points, Transnet must cancel the RFQ.

- b) All Prices must be quoted in South African Rand, inclusive of VAT
- c) Any disbursement not specifically priced for will not be considered/accepted by Transnet.
- d) To facilitate like-for-like comparison bidders must submit pricing strictly in accordance with this price schedule and not utilise a different format. Deviation from this pricing schedule could result in a bid being disqualified.
- e) Please note that should you have offered a discounted price(s), Transnet will only consider such price discount(s) in the final evaluation stage if offered on an unconditional basis.
- f) In respect of incoterms conditions, if applicable, please refer to page 3 of the General Bid Conditions which is attached to the RFQ as **Annexure C** ( Specification or Scope of work).

## SECTION 5

### CERTIFICATE OF ACQUAINTANCE WITH RFQ DOCUMENTS

**By signing this certificate the Respondent is deemed to acknowledge that he/she has made himself/herself thoroughly familiar with, and agrees with all the conditions governing this RFQ. This includes those terms and conditions contained in any printed form stated to form part hereof, including but not limited to the documents stated below. As such, Transnet will recognise no claim for relief based on an allegation that the Respondent overlooked any such term or condition or failed properly to take it into account in calculating tendered prices or any other purpose:**

1. Transnet's General Bid Conditions
2. Standard RFQ Terms and Conditions for the supply of Goods or Services to Transnet
3. Transnet's Supplier Integrity Pact
4. Non-disclosure Agreement

**Note:** Should a Respondent be successful and awarded the bid, they will be required to complete a Supplier Declaration Form for registration as a vendor onto the Transnet vendor master database.

Should the Bidder find any terms or conditions stipulated in any of the relevant documents quoted in the RFQ unacceptable, it should indicate which conditions are unacceptable and offer alternatives by written submission on its company letterhead, attached to its submitted Bid. Any such submission shall be subject to review by Transnet's Legal Counsel who shall determine whether the proposed alternative(s) are acceptable or otherwise, as the case may be. A material deviation from the Standard terms or conditions could result in disqualification.

Bidders accept that an obligation rests on them to clarify any uncertainties regarding any bid to which they intend to respond, before submitting the bid. The Bidder agrees that he/she will have no claim or cause of action based on an allegation that any aspect of this RFQ was unclear but in respect of which he/she failed to obtain clarity.

The bidder understands that his/her Bid will be disqualified if this Certificate of Acquaintance with RFQ documents included in the RFQ as a returnable document, is found not to be true and/ or complete in every respect.

SIGNED at \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_

SIGNATURE OF WITNESSES

ADDRESS OF WITNESSES

1 \_\_\_\_\_

Name \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2 \_\_\_\_\_

Name \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

SIGNATURE OF RESPONDENT'S AUTHORISED REPRESENTATIVE: \_\_\_\_\_

NAME: \_\_\_\_\_

DESIGNATION: \_\_\_\_\_

## SECTION 6

### RFQ DECLARATION AND BREACH OF LAW FORM

NAME OF ENTITY: \_\_\_\_\_

We \_\_\_\_\_ do hereby certify that:

1. Transnet has supplied and we have received appropriate responses to any/all questions [as applicable] which were submitted by ourselves for RFQ Clarification purposes;
2. We have received all information we deemed necessary for the completion of this Request for Quotation [**RFQ**];
3. We have been provided with sufficient access to the existing Transnet facilities/sites and all relevant information relevant to the Supply of the Goods as well as Transnet information and Employees, and have had sufficient time in which to conduct and perform a thorough due diligence of Transnet's operations and business requirements and assets used by Transnet. Transnet will therefore not consider or permit any pre- or post-contract verification or any related adjustment to pricing, service levels or any other provisions/conditions based on any incorrect assumptions made by the Respondent in arriving at his Bid Price.
4. At no stage have we received additional information relating to the subject matter of this RFQ from Transnet sources, other than information formally received from the designated Transnet contact(s) as nominated in the RFQ documents;
5. We have complied with all obligations of the Bidder/Supplier as indicated in the Transnet Supplier Integrity Pact which includes but are not limited to ensuring that we take all measures necessary to prevent corrupt practices, unfairness and illegal activities in order to secure or in furtherance to secure a contract with Transnet;
6. We are satisfied, insofar as our entity is concerned, that the processes and procedures adopted by Transnet in issuing this RFQ and the requirements requested from Bidders in responding to this RFQ have been conducted in a fair and transparent manner;
7. We declare that a family, business and/or social relationship **exists / does not exist** [delete as applicable] between an owner / member / director / partner / shareholder of our entity and an employee or board member of Transnet including any person who may be involved in the evaluation and/or adjudication of this Bid;
8. We declare that an owner / member / director / partner / shareholder of our entity **is / is not** [delete as applicable] an employee or board member of the Transnet;
9. In addition, we declare that an owner / member / director / partner / shareholder/employee of our entity **has / has not been** [delete as applicable] a former employee or board member of Transnet in the past 10 years. I further declare that if they were a former employee or board member of Transnet in the past 10 years that they **were/were not** involved in the bid preparation or had access to the information related to this RFQ; and
10. If such a relationship as indicated in paragraph 7, 8 and/or 9 exists, the Respondent is to complete the following section:

FULL NAME OF OWNER/MEMBER/DIRECTOR/  
PARTNER/SHAREHOLDER/EMPLOYEE:

ADDRESS:

Indicate nature of relationship with Transnet:

***[Failure to furnish complete and accurate information in this regard will lead to the disqualification of a response and may preclude a Respondent from doing future business with Transnet]. Information provided in the declarations may be used by Transnet and/or its affiliates to verify the correctness of the information provided.***

11. We declare, to the extent that we are aware or become aware of any relationship between ourselves and Transnet [other than any existing and appropriate business relationship with Transnet] which could unfairly advantage our entity in the forthcoming adjudication process, we shall notify Transnet immediately in writing of such circumstances.

#### **BIDDER'S DISCLOSURE (SBD4)**

#### **12 PURPOSE OF THE FORM**

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

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

#### **13 Bidder's declaration**

13.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest<sup>1</sup> in the enterprise, employed by the state?

**YES/NO**

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

Full Name	Identity Number	Name of State institution

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




13.2 Do you, or any person connected with the bidder, have a relationship with  
any person who is employed by the procuring institution?

**YES/NO**

13.2.1. If so, furnish particulars:

.....  
.....

13.3 Does the bidder or any of its directors / trustees / shareholders / members /  
partners or any person having a controlling interest in the enterprise have any  
interest in any other related enterprise whether or not they are bidding for this  
contract?

**YES/NO**

13.3.1. If so, furnish particulars:

.....  
.....

#### **14 DECLARATION**

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

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

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

14.3 The bidder has arrived at the accompanying bid independently from, and without consultation,  
communication, agreement or arrangement with any competitor. However, communication between  
partners in a joint venture or consortium<sup>2</sup> will not be construed as collusive bidding.

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

<sup>2</sup> 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.

14.5 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.

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

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

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 12, 13 and 14 ABOVE IS CORRECT.

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

#### **BREACH OF LAW**

12. We further hereby certify that *I/we **have/have not been*** [delete as applicable] found guilty during the preceding 5 [five] years of a serious breach of law, including but not limited to a breach of the Competition Act, 89 of 1998, by a court of law, tribunal or other administrative body. The type of breach that the Respondent is required to disclose excludes relatively minor offences or misdemeanours, e.g. traffic offences. This includes the imposition of an administrative fine or penalty.

Where found guilty of such a serious breach, please disclose:

NATURE OF BREACH:

DATE OF BREACH: \_\_\_\_\_

Furthermore, I/we acknowledge that Transnet SOC Ltd reserves the right to exclude any Respondent from the bidding process, should that person or entity have been found guilty of a serious breach of law, tribunal or regulatory obligation.

SIGNED at \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_

For and on behalf of _____ duly authorised hereto	AS WITNESS:
Name:	Name:
Position:	Position:
Signature:	Signature:
Date:	Registration No of Company/CC _____
Place:	Registration Name of Company/CC _____

\_\_\_\_\_  
Respondent's Signature\_\_\_\_\_  
Date & Company Stamp

## SECTION 7

### B-BBEE PREFERENCE POINTS CLAIM FORM

This preference form must form part of all bids invited. It contains general information and serves as a claim for preference points for Broad-Based Black Economic Empowerment [**B-BBEE**] Status Level of Contribution.

Transnet will award preference points to companies who provide valid proof of their B-BBEE status using either the latest version of the generic Codes of Good Practice or Sector Specific Codes (if applicable).

**NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.**

#### 1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to all bids:
- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
  - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).
- 1.2 The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 preference point system shall be applicable. Despite the stipulated preference point system, Transnet shall use the lowest acceptable bid to determine the applicable preference point system in a situation where all received acceptable bids are received outside the stated preference point system.
- 1.3 The 80/20 preference point system will be applicable to this tender.
- 1.4 Preference points for this bid shall be awarded for:
- (a) Price; and
  - (b) B-BBEE Status Level of Contribution.
- 1.5 The maximum points for this bid are allocated as follows:

	POINTS
<b>PRICE</b>	<b>80</b>
<b>B-BBEE STATUS LEVEL OF CONTRIBUTOR</b>	<b>20</b>
<b>Total points for Price and B-BBEE must not exceed</b>	<b>100</b>

- 1.6 Failure on the part of a bidder to submit proof of B-BBEE status level of contributor together with the bid will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.7 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

#### 2. DEFINITIONS

- (a) **"all applicable taxes"** includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- (b) **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (c) **"B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic

Empowerment Act;

- (d) **"bid"** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the supply/provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- (e) **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (f) **"EME"** means an Exempted Micro Enterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (g) **"functionality"** means the ability of a bidder to provide goods or services in accordance with specification as set out in the bid documents;
- (h) **"Price"** includes all applicable taxes less all unconditional discounts.
- (i) **"Proof of B-BBEE Status Level of Contributor"** means:
- 1) B-BBEE status level certificate issued by an unauthorised body or person;
  - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
  - 3) Any other requirement prescribed in terms of the B-BBEE Act.
- (j) **"QSE"** means a Qualifying Small EEnterprise in terms of a Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 ( Act No. 53 of 2003);
- (k) **"rand value"** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties.

### 3. POINTS AWARDED FOR PRICE

#### 3.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

#### 80/20

$$P_s = 80 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

- $P_s$  = Points scored for comparative price of bid under consideration
- $P_t$  = Comparative price of bid under consideration
- $P_{\min}$  = Comparative price of lowest acceptable bid

### 4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTION

- 4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4

8	2
Non-compliant contributor	0

4.2 The table below indicates the required proof of B-BBEE status depending on the category of enterprises:

Enterprise	B-BBEE Certificate & Sworn Affidavit
Large	Certificate issued by SANAS accredited verification agency
QSE	Certificate issued by SANAS accredited verification agency Sworn Affidavit signed by the authorised QSE representative and attested by a Commissioner of Oaths confirming annual turnover and black ownership (only black-owned QSEs - 51% to 100% Black owned) [Sworn affidavits must substantially comply with the format that can be obtained on the DTI's website at <a href="http://www.dti.gov.za/economic_empowerment/bee_codes.jsp">www.dti.gov.za/economic_empowerment/bee_codes.jsp</a> .]
EME <sup>3</sup>	Sworn Affidavit signed by the authorised EME representative and attested by a Commissioner of Oaths confirming annual turnover and black ownership Certificate issued by CIPC (formerly CIPRO) confirming annual turnover and black ownership Certificate issued by SANAS accredited verification agency only if the EME is being measured on the QSE scorecard

4.3 A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Status Level verification certificate for every separate bid.

4.4 Tertiary Institutions and Public Entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.

4.5 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.

4.6 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

4.7 Bidders are to note that the rules pertaining to B-BBEE verification and other B-BBEE requirements may be changed from time to time by regulatory bodies such as National Treasury or the DTI. It is the Bidder's responsibility to ensure that his/her bid complies fully with all B-BBEE requirements at the time of the submission of the bid.

## 5. BID DECLARATION

5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

## 6. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 6.1

6.1 B-BBEE Status Level of Contribution: . = .....(maximum of 20 points)

(Points claimed in respect of paragraph 6.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

## 7. SUB-CONTRACTING

<sup>3</sup> In terms of the Implementation Guide: Preferential Procurement Regulations, 2017, Version 2, paragraph 11.11 provides that in the Transport Sector, EMEs can provide a letter from accounting officer or get verified and be issued with a B-BBEE certificate by SANAS accredited professional or agency as the Transport Sector Code has not been aligned to the generic Codes. EMEs in the Transport Sector are not allowed to provide a Sworn Affidavit as the generic codes are not applicable to them.

7.1 Will any portion of the contract be sub-contracted?

(Tick applicable box)

YES		NO	
-----	--	----	--

7.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted.....%
- ii) The name of the sub-contractor.....
- iii) The B-BBEE status level of the sub-contractor.....
- iv) Whether the sub-contractor is an EME or QSE

(Tick applicable box)

YES		NO	
-----	--	----	--

- v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

Designated Group: An EME or QSE which is at last 51% owned by:	EME ✓	QSE ✓
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
<b>OR</b>		
Any EME		
Any QSE		

8. **DECLARATION WITH REGARD TO COMPANY/FIRM**

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

8.4 **TYPE OF COMPANY/ FIRM**

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety
- ☐ Close corporation
- ☐ Company
- ☐ (Pty) Limited

[TICK APPLICABLE BOX]

8.5 **DESCRIBE PRINCIPAL BUSINESS ACTIVITIES**

.....

.....

8.6 **COMPANY CLASSIFICATION**

- ☐ Manufacturer
- ☐ Supplier
- ☐ Professional service provider
- ☐ Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business:.....

- 8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBEE status level of contribution indicated in paragraphs 4.1 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:
- i) The information furnished is true and correct;
  - ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
  - iii) In the event of a contract being awarded as a result of points claimed as shown in paragraph 4.1 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
  - iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have-
    - (a) disqualify the person from the bidding 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) if the successful bidder subcontracted a portion of the bid to another person without disclosing it, Transnet reserves the right to penalise the bidder up to 10 percent of the value of the contract;
    - (e) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury 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
    - (f) forward the matter for criminal prosecution.

**WITNESSES**

1. ....
2. ....

.....

**SIGNATURE(S) OF BIDDERS(S)**

DATE: .....

ADDRESS .....

.....



**SECTION 8****CERTIFICATE OF ATTENDANCE OF COMPULSORY RFQ BRIEFING**

It is hereby certified that –

1. \_\_\_\_\_

2. \_\_\_\_\_

Representative(s) of \_\_\_\_\_ *[name of entity]*

attended the site meeting and RFQ briefing in respect of the proposed Services to be rendered in terms of this RFQ on \_\_\_\_\_ 20\_\_

\_\_\_\_\_  
TRANSNET'S REPRESENTATIVE

\_\_\_\_\_  
RESPONDENT'S REPRESENTATIVE

DATE \_\_\_\_\_

DATE \_\_\_\_\_

**NOTE:**

This certificate of attendance must be filled in duplicate, one copy to be kept by Transnet and the other copy to be kept by the bidder.

## SECTION 9

### PROTECTION OF PERSONAL INFORMATION

1. The following terms shall bear the same meaning as contemplated in Section 1 of the Protection of Person information act, No.4 of 2013.(“POPIA”):  
  
consent; data subject; electronic communication; information officer; operator; person; personal information; processing; record; Regulator; responsible party; special information; as well as any terms derived from these terms.
2. Transnet will process all information by the Respondent in terms of the requirements contemplated in Section 4(1) of the POPIA:  
  
Accountability; Processing limitation; Purpose specification; Further processing limitation; Information quality; Openness; Security safeguards and Data subject participation.
3. The Parties acknowledge and agree that, in relation to personal information that will be processed pursuant to this RFQ, the Responsible party is “Transnet” and the Data subject is the “Respondent”. Transnet will process personal information only with the knowledge and authorisation of the Respondent and will treat personal information which comes to its knowledge as confidential and will not disclose it, unless so required by law or subject to the exceptions contained in the POPIA.
4. Transnet reserves all the rights afforded to it by the POPIA in the processing of any of its information as contained in this RFQ and the Respondent is required to comply with all prescripts as detailed in the POPIA relating to all information concerning Transnet.
5. In responding to this bid, Transnet acknowledges that it will obtain and have access to personal information of the Respondent. Transnet agrees that it shall only process the information disclosed by Respondent in their response to this bid for the purpose of evaluating and subsequent award of business and in accordance with any applicable law.
6. Transnet further agrees that in submitting any information or documentation requested in this RFQ, the Respondent is consenting to the further processing of their personal information for the purpose of, but not limited to, risk assessment, assurances, contract award, contract management, auditing, legal opinions/litigations, investigations (if applicable), document storage for the legislatively required period, destruction, de-identification and publishing of personal information by Transnet and/or its authorised appointed third parties.
7. Furthermore, Transnet will not otherwise modify, amend or alter any personal data submitted by the Respondent or disclose or permit the disclosure of any personal data to any third party without the prior written consent from the Respondent. Similarly, Transnet requires the Respondent to process any personal information disclosed by Transnet in the bidding process in the same manner.
8. Transnet shall, at all times, ensure compliance with any applicable laws put in place and maintain sufficient measures, policies and systems to manage and secure against all forms of risks to any information that may be shared or accessed pursuant to this RFQ (physically, through a computer or any other form of electronic communication).

9. Transnet shall notify the Respondent in writing of any unauthorised access to information, cybercrimes or suspected cybercrimes, in its knowledge and report such crimes or suspected crimes to the relevant authorities in accordance with applicable laws, after becoming aware of such crimes or suspected crime. The Respondent must take all necessary remedial steps to mitigate the extent of the loss or compromise of personal information and to restore the integrity of the affected personal information as quickly as is possible.
10. The Respondent may, in writing, request Transnet to confirm and/or make available any personal information in its possession in relation to the Respondent and if such personal information has been accessed by third parties and the identity thereof in terms of the POPIA. The Respondent may further request that Transnet correct (excluding critical/mandatory or evaluation information), delete, destroy, withdraw consent or object to the processing of any personal information relating to the Respondent in Transnet's possession in terms of the provision of the POPIA and utilizing Form 2 of the POPIA Regulations.
11. In submitting any information or documentation requested in this RFQ, the Respondent is hereby consenting to the processing of their personal information for the purpose of this RFQ and further confirming that they are aware of their rights in terms of Section 5 of POPIA

**Respondents are required to provide consent below:**

YES		NO	
-----	--	----	--

12. Further, the Respondent declares that they have obtained all consents pertaining to other data subject's personal information included in its submission and thereby indemnifying Transnet against any civil or criminal action, administrative fines or other penalty or loss that may arise as a result of the processing of any personal information that the Respondent submitted.
13. The Respondent declares that the personal information submitted for the purpose of this RFQ is complete, accurate, not misleading, is up to date and may be updated where applicable.

Signature of Respondent's authorised representative: \_\_\_\_\_

Should a Respondent have any complaints or objections to processing of its personal information, by Transnet, the Respondent can submit a complaint to the Information Regulator on <https://www.justice.gov.za/inforeg/>, click on contact us, click on complaints.IR@justice.gov.za