

# **SCM Presentation Clarification Meeting:**

**CONTRACT SANRAL N.010-050-2020/3**

**THE PERIODIC MAINTENANCE (REPAIR AND  
RESEAL) OF NATIONAL ROUTE 10 SECTION 5  
FROM LUIPERTSKOP (KM 40.00) TO HANOVER  
(KM 62.17)**

**PROCUREMENT WESTERN REGION**

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# **SCM Clarification Meeting for:**

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# TENDER NOTICE AND INVITATION TO TENDER



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# **PART T1.1: TENDER NOTICE AND INVITATION TO TENDER**

## **TENDER DOCUMENTS**

Tender documents are available from **Thursday, 28 March 2024** at no cost in electronic format downloaded from the SANRAL's website by the following link:  
[https://www.nra.co.za/sanral-tenders/status?region\\_id=western](https://www.nra.co.za/sanral-tenders/status?region_id=western)

Tenderers must have access to Microsoft © Office 2013 and Acrobat Adobe © 9.0 or similar compatible software.

Tenderers must submit, via email, the duly completed Form A1.1 Certificate of Intention to Submit Tender prior to **Friday 05, April 2024**.

Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive, if “any material amendment/s” contained in the addenda or additional information is not included in the tender offer/submission.

## **PART T1.1: TENDER NOTICE AND INVITATION TO TENDER**

A compulsory clarification briefing meeting will be held at **Corner of Darling and Mark Street, Hanover, 7005 on Friday, 19 April 2024 at 10h00.**

Tenderers must pre-book for attendance at the clarification briefing meeting.

Due to restrictions on numbers of attendees, only one representative per tenderer/company can attend the briefing meeting.

Late arrivals will not be allowed to participate in the meeting and their submissions shall be declared non-responsive.

**A tenderer's representative cannot represent more than one tenderer at the tender briefing meeting.**

# CLARIFICATION MEETING PRESENTATION

The onus rests with the tenderer to ensure that the representative reading the clarification briefing presentation is appropriately qualified to understand all directives and clarifications given in the clarification briefing presentation.

The signature on the duly completed and signed Form A1 shall be considered proof that the tenderer attended the compulsory clarification briefing.

**Form A1 will be signed by the Employer's Representative on the day of the compulsory clarification meeting.**

## COMPLETION AND DELIVERY OF TENDERS

**The closing time for receipt of tenders is 11:00 on Friday, 10 May 2024 -**

**Closing venue: Western Region Offices, 1 Havenga Street, Oakdale, Bellville**

**Telegraphic, telephonic, telex, e-mail, facsimile and late tenders will not be accepted.**

**Tenders may only be submitted in the format as stated in the Tender Data.**

Queries relating to issues arising from these documents may be addressed to:  
e-mail: [procurementWR4@sanral.co.za](mailto:procurementWR4@sanral.co.za).

**\* Please quote the project number (e.g., N.010-050-2020/3) in the subject line.\***



# COMPOSITION OF THE TENDER DOCUMENT

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# COMPOSITION OF TENDER DOCUMENT

Book 1 of 3		Book 2 of 3	Book 3 of 3			
T1 TENDERING PROCEDURES	T2 RETURNABLE SCHEDULE	C1 AGREEMENTS & CONTRACTS DATA	C2 PRICING DATA	C3 SCOPE OF WORK	C4 PROJECT INFORMATION	C5: Annexures
T.1.1 Tender Notice & Invitation to Tender (incorporating SBD1)	T2.1 List of Returnable Schedules	C1.1 Form of Offer and Acceptance	C2.1 Pricing Instructions (assumptions)	C3 Scope of Work	C4 Project Information	Annexures
T1.2 Tender Data	T.2.2 Returnable Schedules	C1.2 Contract Data	C2.2 Pricing Schedules / Bills of Quantities			

# INFORMATION IN THE TENDER FOLDER

## 1. Tender Document

- ❖ Book 1 Tender Document in PDF
- ❖ Book 2 Tender Document in PDF
- ❖ Book 3 Tender Document in PDF

## 2. Returnable Schedules

- ❖ C1.1.1 Form of Offer in MsWord
- ❖ C1.2.3 Contract Data - Information Provided by Tenderer in MsWord
- ❖ Pricing Schedule (Bill of Quantities) in Excel
- ❖ Returnable Schedules (Forms A - F) in MsWord
- ❖ Local Content Annexures C, D & E in Excel

## 3. Clarification Presentations

- ❖ Clarification Presentation SCM in PDF

## 4. Annexures

- ❖ **Drawings**

# CONDITIONS OF TENDER

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## **T1.2 TENDER DATA**

### **Notes to tenderer:**

**The conditions of tender are the standard conditions of tender as contained in Annexure C of the CIDB STANDARD FOR UNIFORMITY IN ENGINEERING AND CONSTRUCTION WORKS CONTRACTS as per Government Notice No. 423 published in Government Gazette No. 42622 of 08 AUGUST 2019 and as amended from time to time. (see [www.cidb.org.za](http://www.cidb.org.za)).**

<http://www.cidb.org.za/News/Documents/Standard%20for%20Uniformity%20August%202019.pdf>

## Part T1.2: Tender Data

Clause Number	Tender Data
C.1.4	<p><b>Communication and employer's agent</b></p> <p>The Employer's Agent during the tender period can be contacted at: <a href="mailto:ProcurementWR4@sanral.co.za">ProcurementWR4@sanral.co.za</a></p>

### Notes to Tenderer:

**Kindly note communication must be in writing and only addressed to the email address provided. Any communication received in any other form or to any other email address will not be regarded as an official clarification query and therefore not responded to.**

## Part T1.2: Tender Data

Clause Number	Tender Data
C.2.1	<b>Eligibility</b> Only those tenderers who satisfy the following eligibility criteria are eligible to submit tenders

### Notes to Tenderer:

- Each Eligibility Criteria is discussed individually in detail
- Failure to satisfy all the eligibility criteria will result in a non-eligible tender
- Obligation is on tenderers to ensure compliance to eligibility criteria as no additional documents will be accepted after tender closing.

## Part T1.2: Tender Data (continued ...)

Clause No	Tender Data
C.2.8	<b>Seek clarification</b> Request clarifications at least <b>12 (twelve)</b> working days before the closing date
C.3.1	<b>Respond to requests from the tenderer</b>
C.3.1.1	The employer shall respond to clarifications received up to <b>12 (twelve)</b> working days before tender closing date.  The Employer shall respond to any clarifications from the tenderers emanating from the addenda until <b>3 (three)</b> working days before tender closing date.

### Notes to Tenderer:

- **No clarification queries, including on the Bill of Quantities, will be responded to if received after 24 April 2024 (Due date for all clarifications)**
- **Tenderers are therefore encouraged to go through their tender documents in preparation for the clarification meeting to identify errors and clarification.**
- **This will ensure timeous response.**
- **Only clarification emanating from the addenda will be responded to until 3 working days (07 May 2024 ) from tender closing.**



## Part T1.2: Tender Data (continued ...)

Clause No	Tender Data
<b>C.2.12.1</b>	<p>A tenderer wishing to submit an alternative offer (excluding alternative offers of different contract duration, retention guarantees, discounted offers or different compliant material sources) shall first apply to the Employer for confirmation that the Employer's standards and requirements envisaged in the design are not compromised or reduced. Such confirmation must have been provided by the Employer in writing at least <b>5 (five) working</b> days before the date of tender closing, or as extended by an addendum sent to all tenderers. The application shall not be submitted later than <b>7 (seven) working days</b> before the date of tender closing given in Tender Data clause C.2.15, or as extended by an addendum sent to all tenderers.</p>

### Notes to Tenderer:

- Kindly note that tenderers need to apply for permission as indicated above in order to submit an alternative offer.
- Tenderers to ensure that the confirmation from the employer is submitted with an alternative offer.

## Part T1.2: Tender Data (continued ...)

Clause No	Tender Data
C.2.15.1	<p>The Employer's address for delivery of tender offers and identification details to be shown on each tender offer package are:</p> <ul style="list-style-type: none"><li>• Location of tender box: <b>SANRAL Western Region (Reception Area)</b></li><li>• Physical address: <b>1 Havenga Street, Oakdale, 7530</b></li><li>• Identification details: Place the completed, printed and bound hard copy and flash drive in a package marked with the tenderer's company name, the project number and description: <b>CONTRACT SANRAL N.010-050-2020/3 - THE PERIODIC MAINTENANCE (REPAIR AND RESEAL) OF NATIONAL ROUTE 10 SECTION 5 FROM LUIPERTSKOP (KM 40.00) TO HANOVER (KM 62.17)</b></li><li>• Tenders must be submitted during hours (09:00 to 16:00) Monday to Friday at the Employer's address.</li></ul> <p>It is in the tenderer's interest to ensure that the delivery of the tender offer is recorded in the Employer's tenders received register and deposited in the tender box.</p>

### Notes to Tenderer:

**Tenderers to allow sufficient time on the closing date to comply with access control and administration.**

## Part T1.2: Tender Data (continued ...)

Clause No	Tender Data
C.3.9	<p data-bbox="295 244 1329 277"><b>Arithmetical errors, omissions, discrepancies and imbalanced unit rates</b></p> <p data-bbox="295 325 1875 396">Notify shortlisted tenderers of all errors, omissions or imbalanced rates that are identified in their tender offers.</p> <p data-bbox="295 449 1875 521">Where the tenderer elects to confirm the errors, omissions or re-balancing of imbalanced rates the tender offer shall be corrected as follows:</p> <ol data-bbox="295 574 1875 935" style="list-style-type: none"><li data-bbox="295 574 1875 731">a) if Bills of Quantities or Pricing Schedules apply and there is an error in the line-item total resulting from the product of the unit rate and the quantity, the unit rate shall govern, and the line-item total shall be corrected. Where there is an obviously gross misplacement of the decimal point in the unit rate, the line-item total as quoted, and the unit rate shall be corrected.</li><li data-bbox="295 739 1875 811">b) Where there is an error in the total of the prices either as a result of other corrections required by this checking process or in the tenderer's addition of prices, the total of the prices shall be corrected.</li><li data-bbox="295 819 1875 935">c) Where the unit rates are imbalanced, the tenderer shall adjust such rates by increasing or decreasing them and selected others while retaining the total of the prices derived after any other corrections made under (a) and (b) above.</li></ol>

### Notes to Tenderer:

- **Where there is an omission of a line item, no correction is possible, and the offer may be declared non-responsive.**
- **Should the original price not be retained after balancing, the tenderer will be rendered non-responsive.**
- **Declare as non-responsive and reject any offer from a tenderer who elects not to accept the proposed correction of the; errors, omissions or imbalanced rates.**
- **During testing of tender responsiveness, clause C.3.8 of CIDB tender conditions will be applicable.**
- **The tenderer is required to submit balanced unit rates for rate only items in the pricing schedule. The rates submitted for these items will be taken into account in the evaluation of tenders.**

## Part T1.2: Tender Data (continued ...)

Clause No	Tender Data
C.3.13	<p><b>Acceptance of a tender offer</b></p> <p>The conditions stated in clauses C.2.13(a) to (f) of the Conditions of Tender as well as the following additional clauses C.3.13(g) to (k) shall be applied as objective criteria in terms of section 2(1)(f) of the Preferential Procurement Policy Framework Act, 2000 and as compelling and justifiable reasons in terms of Conditions of Tender clause 5.11:</p>

### Notes to Tenderer:

- The tenderer or any of the directors must not be restricted on any of the Register of Tender Defaulters, in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector;
- the tenderer has not abused the Employer's supply chain management system;
- the tenderer has not failed to perform on any previous contract and has not been given a written notice to this effect; and
- the tenderer is tax compliant. The recommended tenderer who becomes non-compliant, prior to award, shall be notified and must become compliant within 7 working days of the date of being notified. A recommended tenderer who remains non-compliant after the 7 working days of being notified, shall be declared non-responsive.
- the tenderer is registered and in good standing with the compensation fund or with a licensed compensation insurer. The licensed compensation insurer shall be approved by Department of Labour in terms of Section 80 of the Compensation for Injury and Disease Act, 1993 (Act No. 130 of 1993).

# SUBMISSION REQUIREMENTS

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# COMPLETENESS

Ensure all tender returnables are duly signed and relevant proof is attached to the form where applicable.

FORM NO	ELECTRONIC FORMAT	FORM DESCRIPTION	TENDERER REQUIRED TO		
			COMPLETE	SIGN	ATTACH SUPPORTING DOCUMENT
A1	PDF	CERTIFICATE OF TENDERER'S BRIEFING	YES	YES	NO
A1.1	PDF	CERTIFICATE OF INTENTION TO SUBMIT A TENDER	YES	YES	NO
A2.1	PDF	CERTIFICATE OF AUTHORITY FOR SIGNATORY	NO	YES	YES
A2.2	PDF	DECLARATION OF TENDERER'S CURRENT STATUS OF ANY DEBT OUTSTANDING TO SANRAL	YES	YES	NO
A2.3	PDF	CERTIFICATE OF SINGLE TENDER SUBMISSION	YES	YES	NO
A2.4	PDF	CERTIFICATE OF FRONTING PRACTICES	YES	YES	NO
A2.5	PDF	DECLARATION – MANAGEMENT OF PROMINENT INFLUENTIAL PERSONS	YES	YES	NO
A2.6	PDF	CERTIFICATE OF PERMISSION TO CONDUCT DUE DILIGENCE INVESTIGATION	YES	YES	NO
A3.1/ SBD4	PDF	COMPULSORY DECLARATION	YES	YES	NO
A3.2/ SBD9	PDF	CERTIFICATE OF INDEPENDENT TENDER (REPEALED)	N/A	N/A	N/A
A3.3	PDF	DECLARATION OF TENDERER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES	YES	YES	NO
A3.4	PDF	REGISTRATION ON NATIONAL TREASURY CENTRAL SUPPLIER DATABASE	YES	YES	YES
A3.5	PDF	DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS (SBD 6.2)	YES	YES	NO
A3.6	PDF	LOCAL CONTENT DECLARATION: SUMMARY SCHEDULE (ANNEXURE C)	YES	YES	NO
A4	PDF	SCHEDULE OF DEVIATIONS OR QUALIFICATIONS BY TENDERER	YES	YES	NO
A5	PDF	SCHEDULE OF ADDENDA TO TENDER DOCUMENTS	YES	YES	NO
A6/ SBD2	PDF	CERTIFICATES OF TAX COMPLIANCE	YES	YES	YES
A7	PDF	CERTIFICATE OF INSURANCE COVER	YES	YES	YES
A8	PDF	TENDERER'S REGISTERED FINANCIAL SERVICE PROVIDER LETTER AND BANK DETAILS	NO	NO	YES
A9 .1	PDF	DECLARATION OF TENDERER'S LITIGATION HISTORY	YES	YES	NO
A9.2	PDF	ENVIRONMENTAL, SOCIAL, HEALTH, AND SAFETY PERFORMANCE DECLARATION	YES	YES	NO

# COMPLETENESS

Ensure all tender returnables are duly signed and relevant proof is attached to the form where applicable.

FORM NO	ELECTRONIC FORMAT	FORM DESCRIPTION	TENDERER REQUIRED TO		
			COMPLETE	SIGN	ATTACH SUPPORTING DOCUMENT
A10	PDF	SCHEDULE OF CURRENT COMMITMENTS	YES	YES	NO
A11	PDF	CERTIFICATE OF COMPLIANCE WITH COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT, 1993 (ACT NO. 130 OF 1993)	NO	YES	YES
A12	PDF	CERTIFICATE OF REGISTRATION WITH CIDB	YES	YES	YES
A13/SBD1	PDF	INVITATION TO BID (SBD1)	YES	YES	NO
A14	PDF	DECLARATION OF TENDERER'S FINANCIAL SUBMISSION	YES	YES	NO
B1	PDF	CONTRACTORS ESTABLISHMENT ON SITE	YES	YES	NO
B2	PDF	SCHEDULE OF SPECIAL MATERIALS	YES	YES	YES
C1.1	PDF	TENDERER'S B-BBEE VERIFICATION CERTIFICATE	YES	YES	YES
C1.2 / SBD6.1	PDF	PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022	YES	YES	YES
D1	MS EXCEL	SCHEDULE OF TENDERER'S PLANT AND EQUIPMENT	YES	YES	NO
D2	PDF	TENDERER'S METHOD STATEMENT	NO	YES	YES
D3	PDF	TENDERER'S ORGANISATION AND STAFFING	YES	YES	YES
D4.1	PDF	TENDERER'S KEY PERSONNEL EXPERIENCE (CONTRACTS DIRECTOR)	N/A	N/A	N/A
D4.2	PDF	TENDERER'S KEY PERSONNEL EXPERIENCE (Contracts Manager)	YES	YES	YES
D4.3	PDF	TENDERER'S KEY PERSONNEL EXPERIENCE (Construction manager (Contractor's Representative))	N/A	N/A	N/A
D5.1	PDF	TENDERER'S EXPERIENCE BASED ON COMPLETED PROJECTS	YES	YES	YES
D5.2	PDF	TENDERER'S EXPERIENCE BASED ON PROJECTS IN PROGRESS	YES	YES	YES
D6	PDF	TENDERER'S INDICATIVE PROGRAMME	NO	YES	YES
D7	PDF	SCHEDULE OF ESTIMATED MONTHLY EXPENDITURE	YES	YES	NO
D8	PDF	SCHEDULE OF SUBCONTRACTORS	YES	YES	NO
D9	PDF	CORPORATE SOCIAL INVESTMENT	YES	YES	NO
C1.1.1/SBD 7	PDF	FORM OF OFFER	YES	YES	NO
C1.2.3	PDF	CONTRACT DATA – INFORMATION PROVIDED BY THE TENDERER	YES	YES	NO
C2.2/ SBD3	MS EXCEL	PRICING SCHEDULE	YES	NO	NO
C2.3	MS EXCEL	SUMMARY OF PRICING SCHEDULE	YES	YES	NO
F1	PDF	SCHEDULE OF TENDER COMPLIANCE	YES	YES	NO

# PART T2: RETURNABLE SCHEDULES

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## **T2.1 LIST OF RETURNABLE SCHEDULES**

### **Notes to tenderer:**

- 1. Returnable schedules have been based on the CIDB Standard for Uniformity in Construction Procurement and incorporate National Treasury requirements within them. Returnable schedules are separated into the following categories:
  - i) Forms, certificates and schedules for completion by the tenderer for use in the quantitative and qualitative evaluation of the tender (Forms A to E).**
  - ii) A list of all returnable documents for completion by the tenderer (Form F1).****
  
- 2. Failure to fully complete the relevant returnable documents may render such a tender offer be declared non-responsive.**
  
- 3. Tenderers shall note that their signatures appended to each returnable form represents a declaration that they vouch for the accuracy and correctness of the information provided**

## **T2.1 LIST OF RETURNABLE SCHEDULES**

- 4. Notwithstanding any check or audit conducted by or on behalf of the Employer, the information provided in the returnable documents is accepted in good faith and as justification for entering into a contract with a tenderer. If subsequently any information is found to be incorrect such discovery shall be taken as wilful misrepresentation by that tenderer to induce the contract.**

**In such event:**

- a. the Employer shall inform the tenderer and give the tenderer an opportunity to make representations within 14 days as to why the tender submitted should not be disqualified and as to why the tenderer should not be restricted by the National Treasury from conducting any business with any organ of state for a period not exceeding 10 years;**
- b. if the Employer has already entered into a contract with the Tenderer, the Employer has the discretionary right under FIDIC Particular Condition 15.2(g) to terminate the contract.**

# EVALUATION PROCESS

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## C.2.1 ELIGIBILITY CRITERIA

Item	Description	Required
a)	<p><b><u>CIDB registration (Form A12)</u></b></p> <p>CIDB contractor grading <b>8</b> or higher in a CE class</p>	<ul style="list-style-type: none"> <li>• Only those tenderers who are registered with the CIDB and registrations are valid ;</li> <li>• Or are capable of being registered prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25(7A) of the Construction Industry Development Regulations, are eligible to have their tenders evaluated</li> </ul> <p>Joint ventures are eligible to submit tenders provided that:</p> <ol style="list-style-type: none"> <li>1. every member of the joint venture is registered with the CIDB;</li> <li>2. the lead partner has a contractor grading designation in the specified class of construction work; or not lower than one level below the required grading designation in the class of works construction works under considerations and possess the required recognition status.</li> <li>3. The combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a specified class of construction work or a value determined in accordance with Regulation 25(7A) of the Construction Industry Development Regulations.</li> </ol>

## C.2.1 ELIGIBILITY CRITERIA

Item	Description	Required
	CIDB registration (Form A12)	<ul style="list-style-type: none"> <li>• Tenderers whose CIDB registration expires within the tender validity period, need to demonstrate that there is a reasonable chance of being registered in the appropriate grading designation during the tender evaluation period, by submitting a copy of their timely application for CIDB registration, with their tender submission.</li> <li>• Tenderers registered as potentially emerging enterprises but with a CIDB contractor grading designation lower than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with 25(7A) of the Construction Industry Development Regulations, are not eligible to have their tenders evaluated.</li> </ul> <p><b>The tender will be declared non-responsive if:</b></p> <ul style="list-style-type: none"> <li>• The Tenderer is not registered on CIDB within the required contractor grading and category prior to evaluation of submission, or</li> <li>• The Tenderer is suspended and where the tenderer has not provided proof that they have settled their outstanding CIDB annual fees or proof that they have made arrangements to pay outstanding CIDB annual fees has been made or proof of compliance with tax was submitted to CIDB, or</li> <li>• The Tenderer has not declared interest of application to upgrade the grading.</li> </ul>

## C.2.1 ELIGIBILITY CRITERIA

Item	Description	Required
b)	Registered on National Treasury Central Supplier Database. (Form A3.4)	Provide your MAAA number in Form A3.4  Tenderers, or in the event of a Joint Venture or a Targeted Enterprise, each member of the Joint Venture or Targeted Enterprise, shall be registered on the National Treasury Central Supplier Database at the closing date for tender submissions. If not registered as verified online at tender closing, the tender will be declared non-responsive

**FAILURE TO SATISFY THE ELIGIBILITY CRITERIA SHALL RESULT IN A NON-ELIGIBLE TENDER.**

# COMPLIANCE EVALUATION

Item	Description	Required
1	Compliance Evaluation	<ul style="list-style-type: none"><li>• The tenderer must complete, sign, attach supporting documents and comply with the requirements of Returnable Schedules Part T2 of the tender document.</li><li>• Tenderers must complete all declarations and complete correct information and sign. Failure to declare the correct information on declaration forms will render the tenderer non-responsive.</li></ul>

# COMPLIANCE EVALUATION

## Key Personnel and Minimum Requirements:

Key Personnel Position: Management	Professional Registration	Minimum Years of Relevant Experience
FORM D4.1: TENDERER'S KEY PERSONNEL EXPERIENCE (CONTRACTS DIRECTOR)	<b>NOT REQUIRED</b>	N/A
FORM D4.2: TENDERER'S KEY PERSONNEL EXPERIENCE (CONTRACTS MANAGER)	SACPCMP as PrCM or ECSA as PrEng or PrTechEng or PrTechni	5 Years
FORM D4.3: TENDERER'S KEY PERSONNEL EXPERIENCE (CONSTRUCTION MANAGER (CONTRACTOR'S REPRESENTATIVE))	<b>NOT REQUIRED</b>	N/A



# COMPLIANCE EVALUATION

## Key Personnel and Minimum Requirements

- In the event that the **CONTRACTS MANAGER** are not in its permanent employment, the tenderer shall provide a signed undertaking from an organisation having the required personnel, stating that they will undertake the necessary work on behalf of the tenderer in terms of a sub-consultant agreement.
- If the tenderer's experience does not meet the stipulated minimum requirement or does not respond within stated period when requested to do so; the tender will be declared non-responsive.

# COMPLIANCE EVALUATION

## Tenderer's Past Performance

### FORM D5.1: TENDERER'S EXPERIENCE BASED ON COMPLETED PROJECTS

- The tenderer shall provide details of previous experience required for this project and attach contract performance evaluation certificates in the form of **CIDB Contractor Performance Reports** or **official reference letters** from previous employer(s)
- The Tenderer must have satisfactorily completed (at least completed as a prime contractor, joint venture member, management contractor or sub-contractor) a minimum number of **3 similar reseal** contracts matching the subject project's scope of work, between **1st January 2008** and tender submission deadline. Each completed contract must have a minimum value that exceeds **R45 000 000** and have a Performance Rating not less than zero (0) Adequate, as rated in terms of the CIDB Performance Rating system.
- Contracts under which the Tenderer participated as a joint venture member or sub-contractor, only the Tenderer's share, by value, shall be considered to meet the minimum value requirement.

# COMPLIANCE EVALUATION

## Tenderer's Past Performance

### FORM D5.1: TENDERER'S EXPERIENCE BASED ON COMPLETED PROJECTS

- If the Tenderer is a joint venture, the value of contracts completed by the individual joint venture members can be combined and shall be treated as one contract to determine whether the requirement of the minimum value of a single contract has been met. In the case of combined contracts, each contract performed by each member shall **exceed fifty percent (50%)** of the minimum value of a single contract as required for single entity. In determining whether the joint venture meets the requirement of total number of contracts, the number of contracts completed by all JV members each of value equal or more than the minimum value required shall be aggregated. For the afore-mentioned purpose, contracts which are combined to meet the minimum value shall be treated as one contract.
- If the tenderer's experience does not meet the stipulated minimum requirement e.g. less than the minimum stipulated number of recent civil engineering contracts; or If the proposed project is not relevant and as a result the tenderer does not meet the minimum requirement; the tender will be declared non-responsive in terms of clause C.3.13 (b) of the Tender Data.

# COMPLIANCE EVALUATION

## Tenderer's Past Performance

### FORM D5.2: TENDERER'S EXPERIENCE BASED ON PROJECTS IN PROGRESS

- Submission of this form is optional. This form must be submitted if the tenderer does not comply with the requirements of Form D5.1 and elects to list projects that are in progress to comply with afore- mentioned requirements.
- The Tenderer must list details of similar projects in progress (as a prime contractor, joint venture member, management contractor or sub-contractor) matching the subject project's scope of work, between **1st January 2008** and tender submission deadline. Each project in progress must have a certified value of work that **exceeds 80%** of the awarded value and exceeds **R45 000 000** and have a Performance Rating not less than zero (0) Adequate, as rated in terms of the CIDB Performance Rating system. The Performance Rating and certified value of work at closing date must be confirmed by the Project Employer or Project Engineer in writing.
- For contracts under which the Tenderer participated as a joint venture member or sub-contractor, only the Tenderer's share, by value, shall be considered to meet the minimum value requirement.

# COMPLIANCE EVALUATION

## Tenderer's Past Performance

### FORM D5.2: TENDERER'S EXPERIENCE BASED ON PROJECTS IN PROGRESS

- If the Tenderer is a joint venture, the value of contracts completed by the individual joint venture members can be combined and shall be treated as one contract to determine whether the requirement of the minimum value of a single contract has been met. In the case of combined contracts, each contract performed by each member shall exceed **fifty percent (50%)** of the minimum value of a single contract as required for single entity. In determining whether the joint venture meets the requirement of total number of contracts, the number of contracts completed by all JV members each of value equal or more than the minimum value required shall be aggregated. For the afore-mentioned purpose, contracts which are combined to meet the minimum value shall be treated as one contract.
- If the tenderer's experience not meeting minimum requirements (certified value of work that **exceeds 80%** of the awarded value and exceeds specified rand value); or If the proposed project is not relevant and as a result the tenderer does not meet the minimum requirement; the tender shall be declared non-responsive.

# COMPLIANCE EVALUATION

## Notes to Tenderers.

- If the declaration forms are omitted or blank; or if the tenderer found to have failed to declare conflict or declare false information, The tender will be declared non-responsive and should it be discovered after the award of a contract, will be ultimately blacklisted.
- If the Tenderer does not have financial resources, the tender will be declared nonresponsive (**Form A8**)
- Tenderers must ensure that the key persons professional registrations are in good standing at the time of tender closing.
- CIDB Past performance reports or Official reference letters must have a Performance Rating not less than zero (0) Adequate, as rated in terms of the CIDB Performance Rating system.
- The CIDB performance reports or Official letters must be duly signed by the Employer's Representative.
- The project submitted as proof of past performance must match the scope of works of the project.

# FINANCIAL EVALUATION

## Evaluation of Tendered Price and Rates.

- Tendered Prices and Rates shall be evaluated in accordance with clause **C.3.9.**

# **PRICE AND PREFERENCE**

**Tenderers who meet the Eligibility and Compliance, Technical and Financial requirements shall be evaluated for Price and Preference.**

- ❖ IN ORDER TO SCORE THE POINTS FOR PRICE THE PRICING SCHEDULE MUST BE COMPLETED IN FULL**
- ❖ COMPLETE PRICING SCHEDULE ON EXCEL SHEET PROVIDED**
- ❖ SUMMARY SCHEDULE MUST BE COMPLETED AND SIGNED**
- ❖ Tendering ZERO RATES may pose a risk to the employer and your tender may be regarded as an unacceptable tender.**



### **C.3.11 Evaluating price and preference. (Form C1.2/SBD6.1)**

#### **SCORING PREFERENCE (SPECIFIC GOALS):**

**Points for specific goals will be awarded according to the table below:**

Specific goals	Criteria	10 points		20 points	
		Point allocation	Max points	Point allocation	Max points
B-BBEE Level	B-BBEE Level 1	10	10	20	20
	B-BBEE Level 2	9		18	
	B-BBEE Level 3	6		14	
	B-BBEE Level 4	5		12	
	B-BBEE Level 5	4		8	
	B-BBEE Level 6	3		6	
	B-BBEE Level 7	2		4	
	B-BBEE Level 8	1		2	
	Non-compliant contributor	0		0	

**A valid B-BBEE verification certificate or A valid Sworn Affidavit must be submitted.**

### **C.3.11 Evaluating price and preference. (Form C1.2/SBD6.1)**

1. The tenderer's scorecard shall be a B-BBEE Certificate issued in accordance with:
  - the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 1 December 2017 by the Department of Trade and Industry; or
  - in the event that the Measured Entity operates in more than one sector or a sub-sector, the scorecard for the sector or sub-sector in which the majority of its core activities (measured in terms of annual revenue) are located will be acceptable. The tenderer must comply with the annual revenue thresholds for EME or QSE or Generic in accordance with the amended Construction Sector Codes; and
  
2. The scorecard shall be submitted as a certificate attached to Returnable Schedule Form C1.2; and
  
3. The certificate shall:
  - be valid at the tender closing date; and
  - have been issued by a verification agency accredited by the South African National Accreditation System (SANAS); or
  - be in the form of a sworn affidavit or a certificate issued by the Companies and Intellectual Property Commission in the case of an Exempted Micro Enterprise (EME) with a total annual revenue of less than R1.8million if issued in accordance with the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 1 December 2017 by the Department of Trade and Industry; and
  - have a date of issue less than 12 (twelve) months prior to the original advertised tender closing date (see Tender Data C.2.15); and

### **C.3.11 Evaluating price and preference. (Form C1.2/SBD6.1)**

4. A valid BBEE Certificates shall contain:

- Name of enterprise as per enterprise registration documents issued by CIPC, and enterprise business address.
- Value-Added Tax number, where applicable.
- The B-BBEE Scorecard against which the certificate is issued, indicating all elements and scores achieved for each element. The actual score achieved must be linked to the total points as per the relevant Codes.
- B-BBEE status with corresponding procurement recognition level.
- The relevant Codes used to issue the B-BBEE verification certificate.
- Date of issue and expiry (e.g., 9 June 2018 to 8 June 2019). Where a measured entity was subjected to a re-verification process, due to material change, the BBEE Verification Certificate must reflect the initial date of issue, date of re-issue and the initial date of expiry. Re-verification does not extend the lifespan of the BBEE Verification Certificate.
- Financial period which was used to issue the B-BBEE Verification Certificate.

### **C.3.11 Evaluating price and preference. (Form C1.2/SBD6.1)**

#### 5. A Valid B-BBEE Sworn Affidavit Shall Contain:

- Name/s of deponent as they appear in the identity document and the identity number.
- **Designation of the deponent as either the director, owner or member must be indicated in order to know that person is duly authorised to depose of an affidavit.**
- Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
- Percentage black ownership, black female ownership and whether they fall within a designated group.
- Indicate total revenue for the year under review and whether it is based on audited financial statements or management accounts.
- **Financial year-end as per the enterprise's registration documents, which was used to determine the total revenue. The valid format of the Financial Year-End is Day/Month/Year**
- B-BBEE status level. An enterprise can only have one status level.
- Date deponent signed, and date of Commissioner of Oath must be the same.
- Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest.

#### 6. Compliance with any other information requested to be attached to Returnable Schedule Form D1; and

#### 7. In the event of a Joint Venture (JV), a project-specific consolidated (SANRAL project number indicated) valid B-BBEE verification certificate in the name of the JV, issued by a verification agency accredited by the South African National Accreditation System (SANAS) shall be submitted.

# TEMPLATE FOR ACSC SWORN AFFIDAVIT

**B-BBEE EXEMPTED AFFIDAVIT FOR EXEMPTED MICRO ENTERPRISES  
(ISSUED IN TERMS OF THE AMENDED CONSTRUCTION SECTOR CODE)  
(Gazette Vol. 630 No. 41287)  
Issued in terms of paragraph 3.6.2.4.1 (B)**

I, the undersigned,

Full names and surname	
Identity number	

This **must** be completed

This **must** be completed

Hereby declare under oath as follows:

The correct position **must** be selected

- The contents of this statement are to the best of my knowledge a true reflection of the facts.
- I am a Member / Director / Owner of the following enterprise and am duly authorized to act on its behalf.

The correct trading name **must** be completed

Enterprise Name:	
Trading Name (If Applicable):	
Registration Number:	
Physical Address:	
Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):	

The correct legal name **must** be completed

The correct registration number **must** be completed

Only this option in applicable for this tender

Nature of Construction Business: <i>Indicate the applicable category with a tick.</i>	<input checked="" type="checkbox"/> <b>BEP</b>	<input type="checkbox"/> Contractor	<input type="checkbox"/> Supplier
Definition of "Black People"	As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians – who are citizens of the Republic of South Africa by birth or descent; or who became citizens of the Republic of South Africa by naturalization before 27 April 1994; or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date."		
Definition of "Black Designated Groups"	"Black Designated Groups" means: (a) unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution; (b) Black people who are youth as defined in the National Youth Commission Act of 1996; (c) Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act; (d) Black people living in rural and under developed areas; (e) Black military veterans who qualifies to be called a military veteran in terms of the Military Veterans Act 18 of 2011."		

# TEMPLATE FOR ACSC SWORN AFFIDAVIT

3) I hereby declare under Oath that as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,

- The Enterprise is \_\_\_\_\_ % Black Owned
- The Enterprise is \_\_\_\_\_ % Black Female Owned
- The Enterprise is \_\_\_\_\_ % Owned by Black Designated Group (provide Black Designated Group Breakdown below as per the definition in the table above)

This **must** be completed

- o Black Youth % \_\_\_\_\_ %
- o Black Disabled % \_\_\_\_\_ %
- o Black Unemployed % \_\_\_\_\_ %
- o Black People living in Rural areas % \_\_\_\_\_ %
- o Black Military Veterans % \_\_\_\_\_ %

This **must** be completed if applicable, if not please indicate with zero (0)

This **must** be completed with Day, month & year e.g.:31 March 2016/17

Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of \_\_\_\_\_ the annual Total Revenue was less than the applicable amount confirmed by ticking the applicable box below.

BEP	R1.8 million	<input type="checkbox"/>
Contractor	R3.0 million	<input type="checkbox"/>
Supplier	R3.0 million	<input type="checkbox"/>

This **must** be completed by means of selecting one option

if the turnover exceeds the applicable amount in the table above then this affidavit is no longer applicable and an EME certificate must be obtained from a rating agency accredited by SANAS or when applicable a B-BBEE Verification Professional Regulator appointed by the Minister of Trade and Industry.

- Please Confirm on the below table the B-BBEE Level Contributor, by ticking the applicable box below.

100% Black Owned	Level One (135% B-BBEE procurement recognition level)	<input type="checkbox"/>
At least 51% Black Owned	Level Two (125% B-BBEE procurement recognition level)	<input type="checkbox"/>
At least 30% Black Owned	Level Four (100% B-BBEE procurement recognition level)	<input type="checkbox"/>
Less than 30% Black Owned	Level Five (80% B-BBEE procurement recognition level)	<input type="checkbox"/>

This **must** be completed by means of selecting one option


# TEMPLATE FOR ACSC SWORN AFFIDAVIT

3. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the Owners of the Enterprise which I represent in this matter.
4. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Commissioner of Oaths  
Signature & stamp + Date



These two dates  
**must** be on the  
same date

## TIPS FOR SUBMITTING YOUR TENDER DOCUMENTS SUCCESSFULLY

- ❖ Please ensure that whosoever delivers your tender documents at SANRAL, comply with the access control requirements.
- ❖ When using a courier company, ensure that the delivery to SANRAL is before the specified closing time.
- ❖ The courier **MUST** complete the correct register using your company name and not their courier company name.
- ❖ Tender documents **MUST** be submitted on a printed and bound hard copy and flash drive. This is required to be labelled clearly and correctly.
- ❖ Clearly mark all the envelopes legibly, using the correct Tender number.
- ❖ For multiple tenders closing at the same time, ensure that the correct tender submission match the project number and description of the envelope.



SANRAL

*Baie Dankie*

*Thank You*

*Enkosi*

*Ndolivhuwa*

*Ngiyabonga*

BUILDING SOUTH AFRICA  
THROUGH BETTER ROADS