

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR



**APPOINTMENT OF A WHOLESALER TO SUPPLY AND  
DELIVER ALCOHOLIC AND NON- ALCOHOLIC BEVERAGES  
TO THE MARKET THEATRE BAR**

**MTF 05/2024-2025**

Closing Date: 11 June 2025

Closing Time: 12:00

Submission Address: The Market Square, 138 Lillian Ngoyi Street, Newtown,  
Johannesburg

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

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# APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

## 1. COPY OF ADVERT



The Market Theatre Foundation is an internationally renowned performing and visual arts institution situated in Newtown, Johannesburg

SUPPLIERS ARE HEREBY INVITED TO BID TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

**BID NUMBER: MTF 04/2024-2025**

**DESCRIPTION: APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR**

**CLOSING DATE: 11 June 2025**

**COSING TIME: 12:00 when bids will be opened in public**

**Bid documents must be deposited in the tender box situated at:**

The Market Theatre Foundation

Market Square

138 Lillian Ngoyi (previously Bree) Street, corner Miriam Makeba Street

Newtown, Johannesburg, 2001

Bidders should ensure that documents are delivered timeously to the correct address. Bid documents that are faxed, emailed or delivered late will not be accepted for consideration. The successful bidder will be required to fill in and sign a written Contract Form.

Bid documents are available from The Market Theatre Foundation website, [www.markettheatre.co.za](http://www.markettheatre.co.za) as well as the e-tender portal [www.etenders.gov.za](http://www.etenders.gov.za)

For more information contact: Mr Vickey Pienaar, [vickeyp@markettheatre.co.za](mailto:vickeyp@markettheatre.co.za), (t) +27 11 832 1641 ext 208.

This bid will be evaluated in terms of the Preferential Procurement Policy Framework Act (PPPFA) and bid submissions will be evaluated according to the sum of the points awarded in respect of the bid value and the status of the enterprise.

Target goals are as follows: - Points for Price 80; points for BEE Goals 20; total points 100.

Functionality goal is as follows – 80 points thresholds, any supplier who does not score 80 or above will be disqualified.

The Market Theatre Foundation does not bind itself to accept the lowest or any other bid in whole or in part.

## **2. INTRODUCTION**

### THE MARKET THEATRE FOUNDATION BACKGROUND

The Market Theatre Foundation is a Cultural Institution for performance art and photography and includes the Market Theatre, Market Laboratory and the Market Photo Workshop and the Windybrow Arts Centre.

The MTF's core business is producing a variety of theatre works that reflect and represent the issues that affect the people of South Africa. The Market Theatre produces an estimated 20-25 productions annually which create employment for +/-250 artists per annum. Over the years the Market Theatre has provided work for +/-8,750 theatre practitioners – playwrights, directors, actors, set/costume/lighting and sound designers and engineers as well as stage managers and crews. In line with the MTF's mission and vision 85% of these artists are from the historically disadvantaged communities.

In 2022/23 the Market Theatre produced 52 shows and had an audience attendance of an estimated 56 103. This excludes the daily foot traffic and visitors that frequent the Market Theatre precinct and the Market Square Building.

The Market Laboratory operates skills training and outreach programmes that educate marginalised youth with practical, income-generating skills geared to the performing arts sector. The Laboratory is committed to encouraging young talent and developing innovative and indigenous theatre at community level. The Market Laboratory education programmes include a 2-year Drama Course for aspirant young actors and two annual community theatre festivals.

In 2020/21 the Laboratory offered skills training to estimated 44 young people from marginalised communities and ran 2 festivals with a participation of estimated 389 members and an audience attendance of estimated 3 857.

The Market Photo Workshop is a school of photography, project space and gallery. The Market Photo Workshop runs a variety of photography courses and programmes for especially marginalised youth that equip them to pursue careers in photography, visual arts and media. The Advanced Programme in Photography and the Photojournalism and Documentary Photography Programme are one-year full time photography programmes.

The Market Photo Workshop also runs Public Programmes: a series of events involving and directed at professional photographers, visual artists, educators, students and the broader public. Public Programmes all seek to inform the trends, practices, methods and contemporary

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ways of working and thinking in South African photography practice through exposure to a broad understanding of visual culture.

The Photo Workshop Gallery is a photography dedicated gallery that produces regular exhibitions and publications.

In 2021/22 the Market Photo Workshop offered skills training to estimated 133 students of which estimated 73 graduated. In addition, estimated 10 688 attended their regular photographic exhibitions and public programmes in the Market Photo Workshop Gallery.

The Heritage House at the Windybrow Arts Centre in Doornfontein has been revived. The restored 121-year old building is the home to new and exciting programmes in the Hillbrow and inner-city neighbourhoods working with residents and communities around a range of art-based and participatory engagement projects.

### **3. Grounds for Disqualification**

The Market Theatre reserves the right to disqualify any bidder which does any one or more of the following, and such disqualification may take place without prior notice to the offending bidder, however the bidder shall be notified in writing of such disqualification:

1. Bidders who do not submit a valid Tax PIN issued by SARS, on the closing date and time of the bid.
2. bidders who submitted incomplete information and documentation according to the requirements of this Bid (SBD 1, SBD 4, SBD 6.1, SBD7,2, SBD 8 and SBD 9)
3. bidders who submitted information that is fraudulent, factually untrue or inaccurate, for example memberships that do not exist, BEE credentials, experience, etc.;
4. bidders who received information not available to other vendors through fraudulent means; and/or.
5. Bidders are reminded that all alterations in the bid document must be signed in full by the bidder's authorised signatory and an accompanying letter on the bidder's official letterhead must be provided indicating such alterations.
6. This bid, correctly endorsed is to be addressed to The Market Theatre Foundation and must be deposited into the tender box at the time and date shown herein. Under no circumstances will late tenders be accepted.
7. The bid document is to be submitted in full in the same order as issued with all sections attached.
8. Proposal that do not meet Market Theatre's requirements shall be considered as unsuitable and non-responsive and shall be rejected.
9. Bidders are required to cost for all the items as required. If not, the proposal will be rejected as non-responsive.

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### 4. **SCOPE OF CONTRACT**

The Market Theatre has a bar that operates at the Main Theatre Complex serving the public and customers that comes to enjoy our productions from Wednesday to Sundays.

The Market Theatre is looking for a wholesaler to supply the bar with alcoholic and non- alcoholic beverages over a 3 year period.

### **Special Delivery Requirements**

1. Orders placed before 11:00 must be delivered the same day
2. Orders placed after 11:00 to must be delivered the next day
3. Deliveries will be to The Market Theatre Foundation Bar, 56 Margaret Mcingana St, Newtown, Johannesburg. Should there be a need for orders to be delivered at a different address other than the said address, this will be communicated in advance with the service provider
4. All products must be delivered sealed and in a closed truck
5. Deliveries must be accompanied by a delivery note and invoices mailed after but within 3 working days.
6. All invoices to be issued with all stocks delivered to be emailed to [mavisn@markettheatre.co.za](mailto:mavisn@markettheatre.co.za) & [simphiweb@markettheatre.co.za](mailto:simphiweb@markettheatre.co.za), delivery notes will be accepted upon delivery for sign off.
7. Deliveries should be as and when requested
8. A company representative from the bidding company is required to conduct monthly visits with the Manger / deputy manager / to check and maintain the service rendered, quality of product and to ensure that any issues that may arise are resolved immediately. Contact details must be provided on the bidding document.
9. No subcontracting is allowed for this service. Preference will be given to distributors only. (Proof of Distribution Licence (Valid NLA 33 or 9 issued by DTI)).
10. The below list of beverages is what will be ordered as and when required

### **SCOPE OF WORK SOFT DRINKS 200ML AIRLINE CANS (COKE SOUTH AFRICA)**

Item Name	Packaging
200ml Coke	Case 24
200ml Coke Light	Case 24
200ml Coke Zero	Case 24
200ml DRY LEMON	Case 24
200ml GINGERALE	Case 24
200ml LEMONADE	Case 24
200ml SODA	Case 24
250ml RED BULL	Case 24
200ml TONIC WATER	Case 24
200ml Tonic Light	Case 24

### **SOFT DRINKS 300ML CANS**

Item Name	Packaging
300 ml COKE	Case 24
300ML APPLLETISER	Case 24
300ml COKE ZERO	Case 24
300ml CREAM SODA	Case 24

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300ml FANTA GRAPE	Case 24
300ml FANTA ORANGE	Case 24
300ml RED GRAPETISER	Case 24
300ml SPRITE	Case 24
300ml SPRITE ZERO	Case 24
300ml STONEY	Case 24

**BEERS 330ML BOTTLES**

Item Name	Packaging
AMSTEL	Case 24
BLACK LABEL	Case 24
CASTLE	Case 24
CASTLE LITE	Case 24
HANSA	Case 24
HEINEKEN	Case 24
HEINEKEN ZERO	Case 24
WINDHOEK LAGER 330ml	Case 24
WINDHOEK LIGHT 330ml	Case 24

**DRAUGHT BOTTLES & KEGS**

Item Name	Packaging
CASTLE LITE DRAUGHT	Each 30L
CASTLE LAGER KEG	Each 30L
BLACK LABEL KEG	Each 30L
CBC LAGER BEER CRAFT	Each 30L
WINDHOEK DRAUGHT BOTTLE 440ml	Case 24
WINDHOEK DRAUGHT KEG	Each 30L
MILLERS DRAUGHT BOTTLES 330ML	Case 24

**CIDERS & AFB'S**

Item Name	Packaging
HUNTERS DRY 330ml	Case 24
HUNTERS GOLD 330ml	Case 24
HUNTERS EXTREME 330ML	Case 24
STRONGBOW (All variance)	Case 24
REDS	Case 24
BRUTAL FRUIT (All flavors)	Case 24
SAVANNA DRY 330ml	Case 24
SAVANNA LIGHT 330ml	Case 24
SAVANNA ZERO 330ml	Case 24
SMIRNOFF DOUBLE BLACK 250ml	Case 24
SMIRNOFF SPIN 300ml	Case 24
SMIRNOFF STORM 300ml	Case 24

**LIQUORS & SPIRITS**

Item Name	Packaging
ABSOLUT VANILLA	Each
AFTERSHOCK 750ml	Each
AMARETTO DISARRONO 750ml	Each
AMARULA 750ml	Each
ANGOSTURA 118ml	Each
BACARDI RUM 750ml	Each
BELLS 750ml	Each
BUTLERS BLUE CURACAO 750ml	Each

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BUTLERS CHERRY 750ml	Each
BUTLERS STRAWBERRY	Each
BUTLERS TRIPLE SEC 750ml	Each
CAPTAIN MORGAN 750ml	Each
CHIVAS REGAL 12yr 750ml	Each
CHOCOLATE VODKA	Each
EL JIMADOR GOLD TEQUILA 750ml	Each
EL JIMADOR SILVER TEQUILA 750ml	Each
FAMOUS GROUSE 750ML	Each
GILBEYS 750ml	Each
GLENFIDDICH 18yr	Each
GLENNFIDDICH 12yr 750ml	Each
GLENNFIDDICH 15yr 750ml	Each
HENNESSY VS 750ml	Each
J & B 750ml	Each
JACK DANIELS 750ml	Each
JAGERMEISTER 750ml	Each
JAMESONS 12yr 750ml	Each
JAMESONS 750ml	Each
JOHNNIE WAKER BLACK 750ml	Each
JOHNNIE WALKER RED 750ml	Each
JOHNNIE WALKER PLATINUM 750ml	Each
KAHLUA 750ml	Each
KLIPDRIFT 750ML	Each
LAVOKA CHOCOLATE	Each
LAVOKA CARAMEL 750ml	Each
MALIBU 750ML	Each
MONIS MEDIUM CREAM	Each
OLD BROWN SHERRY 750ml	Each
REMI MARTIN VS	Each
RICHELIEU 750ml	Each
SKYY BLUE	Each
SMIRNOFF RED	Each
SOUTHERN COMFORT	Each
SPICED GOLD	Each
STOLICHNAYA VODKA 750ml	Each
STROH RUM 750ML	Each
TANG SOURS750ML	Each
TANQURAY 750ML	Each
ZAPPA ORIGINAL 750ml	Each

**CORDIALS**

GRENADINE DIAS 750ml	Each
MONIN Elderflower 1lt	Each
MONIN Hazelnut 1L	Each
MONIN Crème Brûlée 1L	Each
Monin Chocolate Cookie 1L	Each
Monin Wild Mint Mojito	Each
Monin Coconut (Pina Colada)	Each
Monin Granny Smith Apple	Each
ROSES KOLA-TONIC 750ml	Each



ROSES LIME CORDIAL 750ml	Each
ROSES PASSION FRUIT	Each

## 5. ASSESSMENT CRITERIA

1. Functionality (any supplier who does not score 80 or above will be disqualified and not evaluated further)
2. Preference points
  - Price - 80 points
  - Specific goals - 20 points

<b><u>Criteria</u></b>	<b><u>Weighting</u></b>
<p><b><u>Previous Experience</u></b></p> <p>The bidder must provide evidence in the form of a reference letters of supply and delivery of alcoholic and non- alcoholic beverages: A minimum of 5 reference letters is required</p> <p>The reference letters must be on the clients letterhead with contactable details and signed by the appropriate authority.</p> <p>Evidence must be reference letters (with contactable references – letters not older than 5 years)</p> <ul style="list-style-type: none"> <li>• 5 and above reference letters of completed contracts = 25 points</li> <li>• 4 to 5 and above reference letters of completed contracts = 20 points</li> <li>• 3 to 4 and above reference letters of completed contracts = 15 points</li> <li>• 2 to 3 reference letters of completed contracts = 10 points</li> <li>• 1 reference letters of completed contracts = 5 points</li> <li>• Non-compliance with the minimum criteria = 0 points</li> </ul>	<b><u>25</u></b>
<p><b><u>Licence</u></b></p> <p>The prospective bidder must hold a valid National distributors licence for the distribution and sale of alcoholic beverages.</p> <p>Please submit a certified copy of a Valid NLA 33 or 9 issued by DTI.</p> <ul style="list-style-type: none"> <li>• Valid NLA 33 or 9 issued by DTI – 35</li> <li>• No Valid NLA 33 or 9 issued by DT - 0</li> </ul>	<b><u>35</u></b>

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<p><b><u>Delivery</u></b></p> <p>Please supply your delivery procedure outlining on when stock is delivered after receiving the order.</p> <ul style="list-style-type: none"> <li>• Stock delivered same day of order placed – 20</li> <li>• Stock delivered within 24 Hrs – 10</li> <li>• Stock delivered after 24 Hrs – 5</li> <li>• No procedure - 0</li> </ul>	<p><b><u>20</u></b></p>
<p><b><u>Stock and storage procedure</u></b></p> <p>Please supply your process in maintaining sufficient stock levels as well as how stock is being stored. Mention the following:</p> <ol style="list-style-type: none"> <li>1. Stock count and order</li> <li>2. How stock is being stored</li> <li>3. Pest controls services</li> <li>4. Health and safety</li> <li>5. Return of incorrect and faulty stock delivered</li> </ol> <ul style="list-style-type: none"> <li>• Detailed stock and storage process - 20</li> <li>• Partial stock and storage process - 10</li> <li>• No stock and storage process – 0</li> </ul>	<p><b><u>20</u></b></p>

**Functionality (100 points with a threshold of 80 points, any supplier who does not score 80 or above will be disqualified)**

The functionality assessment is based on:

**10.1 Previous Experience**

The bidder must provide evidence in the form of a reference letter of internal audit work in the Public Sector, related to all the deliverables reflected below:

Evidence must be reference letters on the letterhead of the organisation where the service was provided. (with contactable references – letters not older than 5 years)

**10.2 License**

The prospective bidder must hold a valid National distributors license for the distribution and sale of alcoholic beverages.

Please submit a certified copy of a Valid NLA 33 or 9 issued by DTI.

**10.3 Delivery**

Please supply your delivery procedure outlining on when stock is delivered after receiving the order.

**10.4 Stock and storage procedure:**

Please supply your process in maintaining sufficient stock levels as well as how stock is being stored.

Mention the following:

1. Stock count and order

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2. How stock is being stored
3. Pest controls services
4. Health and safety
5. Return of incorrect stock delivered

### **Price and BEE Status**

#### **1. GENERAL CONDITIONS**

- 1.1 The following preference point systems are applicable to invitations to tender:
  - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- 1.2 The applicable preference point system for this tender is the **80/20** preference point system.
- 1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
  - (a) Price; and
  - (b) Specific Goals.
- 1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

#### **2. DEFINITIONS**

- (a) **“tender”** means a written offer in the form determined by an organ of state in

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response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;

- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

### 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

#### 3.1. POINTS AWARDED FOR PRICE

##### 3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ P_s = 80 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right) & \text{or} & P_s = 90 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right) \end{array}$$

Where

P<sub>s</sub> = Points scored for price of tender under consideration

P<sub>t</sub> = Price of tender under consideration

P<sub>min</sub> = Price of lowest acceptable tender

#### 3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

##### 3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ P_s = 80 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) & \text{or} & P_s = 90 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) \end{array}$$

Where

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Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

#### **4. POINTS AWARDED FOR SPECIFIC GOALS**

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that either the 80/20

or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,  
then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

**Table 1: Specific goals for the tender and points claimed are indicated per the table below.**

***(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.)***

***Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)***

	The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1.	100% Black owned or	6	
	51-99% Black owned	4	
2.	100% Black women owned or	6	
	51% to 99% Black women owned	4	

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<b>3.</b>	<b>5% Youth Ownership</b>	<b>2</b>	
<b>4.</b>	<b>2% Owned by persons with disabilities</b>	<b>1</b>	
<b>5.</b>	<b>Exempt Micro Enterprise ( EME) or</b>	<b>5</b>	
	<b>Qualifying Small Enterprise ( QSE)</b>	<b>3</b>	

**DECLARATION WITH REGARD TO COMPANY/FIRM**

4.3. Name of company/firm.....

4.4. Company registration number: .....

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- 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 paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
  - (a) disqualify the person from the tendering process;
  - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
  - (c) cancel the contract and claim any damages which it has suffered

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as a result of having to make less favourable arrangements due to such cancellation;

- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

**6. CLOSING DATE, TIME AND VENUE FOR SUBMISSIONS**

The completed tender document shall be placed in a sealed envelope.

The words: **REQUEST FOR PROPOSAL FOR: APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON- ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR - MTF 05/2024-2025**, must be written / typed clearly on the envelope.

The envelope must be deposited in the tender box at:

The Market Square Building  
No 138 Lillian Ngoyi Street  
Newtown  
Johannesburg  
2001

**The Tender closes at 12h00 on (11 June 2025)**

A public read out will be done on the above closing date and time

**NO LATE TENDERS WILL BE ACCEPTED OR CONSIDERED.**

The Market Theatre Foundation's selection of qualifying tenders shall be in the Market Theatre Foundation's sole discretion and shall be final. The Market Theatre Foundation does not bind itself to accept any particular tender and no correspondence will be entered into.

The Market Theatre Foundation reserves the right to not appoint the lowest or any service provider.

Queries can be addressed in writing to: Vicky Pienaar at [vickeyp@markettheatre.co.za](mailto:vickeyp@markettheatre.co.za).

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**Pricing Schedule**

The MTF has developed the following pricing schedule as a baseline to assist in the evaluation of bids. Each bidder is required to complete and submit the Pricing Table. Additional price components not included in the Pricing Table should be clearly itemized below.

**1. Pricing Schedule**

<b>SCOPE OF WORK SOFT DRINKS 200ML AIRLINE CANS COKE SOUTH AFRICA)</b>			<b>TOTAL FOR 1 YEAR SUPPLY</b>
<b>Item Name</b>	<b>Packaging</b>	<b>Quantity</b>	<b>Total (Packaging + Quantity)</b>
200ml Coke	Case 24	50	R
200ml Coke Light	Case 24	50	R
200ml Coke Zero	Case 24	50	R
200ml DRY LEMON	Case 24	40	R
200ml GINGERALE	Case 24	40	R
200ml LEMONADE	Case 24	40	R
200ml SODA	Case 24	40	R
250ml RED BULL	Case 24	40	R
200ml TONIC WATER	Case 24	40	R
200ml Tonic Light	Case 24	40	R
<b>SOFT DRINKS 300ML CANS</b>			
<b>Item Name</b>	<b>Packaging</b>		
300 ml COKE	Case 24	50	R
300ML APPLLETISER	Case 24	50	R
300ml COKE ZERO	Case 24	50	R
300ml CREAM SODA	Case 24	50	R
300ml FANTA GRAPE	Case 24	50	R
300ml FANTA ORANGE	Case 24	50	R
300ml RED GRAPETISER	Case 24	50	R
300ml SPRITE	Case 24	50	R
300ml SPRITE ZERO	Case 24	50	R
300ml STONEY	Case 24	50	R
<b>BEERS 330ML BOTTLES</b>			
<b>Item Name</b>	<b>Packaging</b>		
AMSTEL	Case 24	60	R
BLACK LABEL	Case 24	60	R
CASTLE	Case 24	60	R
CASTLE LITE	Case 24	60	R
HANSA	Case 24	60	R
HEINEKEN	Case 24	60	R
HEINEKEN ZERO	Case 24	20	R
WINDHOEK LAGER 330ml	Case 24	60	R
WINDHOEK LIGHT 330ml	Case 24	60	R
<b>DRAUGHT BOTTLES &amp; KEGS</b>			
<b>Item Name</b>	<b>Packaging</b>		
CASTLE LITE DRAUGHT	Each 30L	4	R
CASTLE LAGER KEG	Each 30L	4	R
BLACK LABEL KEG	Each 30L	6	R



APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

WINDHOEK DRAUGHT BOTTLE 440ml	Case 24	60	R
HEINEKEN KEG	Each 30L	4	R
MILLERS DRAUGHT BOTTLES 330ML	Case 24	20	R
<b>CIDERS &amp; AFB'S</b>			
Item Name	Packaging		
HUNTERS DRY 330ml	Case 24	60	R
HUNTERS GOLD 330ml	Case 24	60	R
HUNTERS EXTREME 330ML	Case 24	60	R
STRONGBOW (All variance)	Case 24	60	R
REDS	Case 24	60	R
BRUTAL FRUIT (All flavors)	Case 24	60	R
SAVANNA DRY 330ml	Case 24	60	R
SAVANNA LIGHT 330ml	Case 24	60	R
SAVANNA ZERO 330ml	Case 24	60	R
SMIRNOFF DOUBLE BLACK 250ml	Case 24	60	R
SMIRNOFF SPIN 300ml	Case 24	60	R
SMIRNOFF STORM 300ml	Case 24	60	R
<b>LIQUORS &amp; SPIRITS</b>			
Item Name	Packaging		
ABSOLUT VANILLA	Each	12	
AFTERSHOCK 750ml	Each	6	
AMARETTO DISARRONO 750ml	Each	6	
AMARULA 750ml	Each	12	
ANGOSTURA 118ml	Each	6	
BACARDI RUM 750ml	Each	6	
BELLS 750ml	Each	12	
BUTLERS BLUE CURACAO 750ml	Each	6	
BUTLERS CHERRY 750ml	Each	6	
BUTLERS STRAWBERRY	Each	6	
BUTLERS TRIPLE SEC 750ml	Each	6	R
CAPTAIN MORGAN 750ml	Each	12	R
CHIVAS REGAL 12yr 750ml	Each	6	R
CHOCOLATE VODKA	Each	3	R
EL JIMADOR GOLD TEQUILA 750ml	Each	24	R
EL JIMADOR SILVER TEQUILA 750ml	Each	24	R
FAMOUS GROUSE 750ML	Each	6	R
GILBEYS 750ml	Each	6	R
GLENFIDDICH 18yr	Each	6	R
GLENNFIDDICH 12yr 750ml	Each	3	R
GLENNFIDDICH 15yr 750ml	Each	3	R
HENNESSY VS 750ml	Each	12	R
J & B 750ml	Each	12	R
JACK DANIELS 750ml	Each	12	R
JAGERMEISTER 750ml	Each	6	R
JAMESONS 12yr 750ml	Each	6	R
JAMESONS 750ml	Each	12	R

APPOINTMENT OF A WHOLESALE TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

JOHNNIE WAKER BLACK 750ml	Each	6	R
JOHNNIE WALKER RED 750ml	Each	6	R
JOHNNIE WALKER PLATINUM 750ml	Each	6	R
KAHLUA 750ml	Each	6	R
KLIPDRIFT 750ML	Each	6	R
LAVOKA CHOCOLATE	Each	3	R
LAVOKA CARAMEL 750ml	Each	3	R
MALIBU 750ML	Each	3	R
MONIS MEDIUM CREAM	Each	3	R
OLD BROWN SHERRY 750ml	Each	3	R
REMI MARTIN VS	Each	3	R
RICHELIEU 750ml	Each	3	R
SKYY BLUE	Each	3	R
SMIRNOFF RED	Each	3	R
SOUTHERN COMFORT	Each	3	R
SPICED GOLD	Each	3	R
STOLICHNAYA VODKA 750ml	Each	3	R
STROH RUM 750ML	Each	3	R
TANG SOURS750ML	Each	3	R
TANQURAY 750ML	Each	12	R
ZAPPA ORIGINAL 750ml	Each	3	R
CORDIALS			
Item Name	Packaging		
GRENADINE DIAS 750ml	Each	3	R
MONIN Elderflower 1lt	Each	3	R
MONIN Hazelnut 1L	Each	3	R
MONIN Crème Brûlée 1L	Each	3	R
Monin Chocolate Cookie 1L	Each	3	R
Monin Wild Mint Mojito	Each	3	R
Monin Coconut (Pina Colada)	Each	3	R
Monin Granny Smith Apple	Each	3	R
ROSES KOLA-TONIC 750ml	Each	3	R
ROSES LIME CORDIAL 750ml	Each	3	R
ROSES PASSION FRUIT	Each	3	R
<b>Total (Inclusive of VAT 15%)</b>			R

Please provide the prices for 3 years with escalations included

	Category	Rands (Including VAT @ 15%)
1	Year 1	R
2	Year 2 (Please include % _____)	R
3	Year 3 (Please include % _____)	R
	<b>Total bid price for three years</b>	<b>R</b>

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-  
ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

## ANNEXURE A

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

SBD1

**PART A  
INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)</b>					
BID NUMBER:	MTF 05/2024-2025	CLOSING DATE:	11 June 2025	CLOSING TIME:	12:00
DESCRIPTION	APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR				
<b>BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)</b>					
138 LILLIAN NGOYI STREET					
NEWTOWN					
JOHANNESBURG					
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>			<b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>		
CONTACT PERSON	Vickey Pienaar		CONTACT PERSON	Vickey Pienaar	
TELEPHONE NUMBER	011 832 1641		TELEPHONE NUMBER	011 832 1641	
FACSIMILE NUMBER	N/A		FACSIMILE NUMBER	N/A	
E-MAIL ADDRESS	vickeyp@markettheatre.co.za		E-MAIL ADDRESS	vickeyp@markettheatre.co.za	
<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 No:	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 (FOR EMES &amp; QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]</b>					
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER PART B:3 ]
<b>QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE A BRANCH IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?				<input type="checkbox"/> YES <input type="checkbox"/> NO	

**APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR**

DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? ☐ YES ☐ NO  
 IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? ☐ YES ☐ NO

**IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.**

**PART B  
TERMS AND CONDITIONS FOR BIDDING**

<b>1. BID SUBMISSION:</b>
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. <b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED--(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</b>
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4. <b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</b>
<b>2. TAX COMPLIANCE REQUIREMENTS</b>
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

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

<b>Total Bid Amount</b>	<b>R</b>
-------------------------	----------

SIGNATURE OF BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....  
 (Proof of authority must be submitted e.g. company resolution)

DATE: .....

## ANNEXURE B

## **TAX CLEARANCE CERTIFICATE REQUIREMENTS**

**It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with**

### **South African Revenue Service (SARS) to meet the bidder's tax obligations.**

1. In order to meet this requirement bidders are required to complete in full the attached form TCC 001 "Application for a Tax Clearance Certificate" and submit it to any SARS branch office nationally. The Tax Clearance Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.
2. SARS will then furnish the bidder with a Tax Clearance Certificate that will be valid for a period of 1 (one) year from the date of approval.
3. The original Tax Clearance Certificate must be submitted together with the bid. Failure to submit the original and valid Tax Clearance Certificate will result in the invalidation of the bid. Certified copies of the Tax Clearance Certificate will not be acceptable.
4. In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Clearance Certificate.
5. Copies of the TCC 001 "Application for a Tax Clearance Certificate" form are available from any SARS branch office nationally or on the website [www.sars.gov.za](http://www.sars.gov.za).
6. Applications for the Tax Clearance Certificates may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website [www.sars.gov.za](http://www.sars.gov.za).

Jeyrel:\Mdk416-SBD2 tax clearance

## ANNEXURE C



## BIDDER'S DISCLOSURE

### 1. PURPOSE OF THE FORM

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.

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.

### 2. Bidder's declaration

2.1 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

2.1.1 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

2.2 Do you, or any person connected with the bidder, have a relationship  
1 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.

with any person who is employed by the procuring institution?

YES/NO

2.2.1 If so, furnish particulars:

.....  
.....

2.3 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

2.3.1 If so, furnish particulars:

.....  
.....

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

**3 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:

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

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

3.3 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.

3.4 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.

3.4 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.

3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring

2 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.

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.

3.6 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 1, 2 and 3 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.**

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder

## ANNEXURE D

**SBD 6.1**

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022**

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

**NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022**

---

**1. GENERAL CONDITIONS**

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and

1.2 **To be completed by the organ of state**

*(delete whichever is not applicable for this tender).*

a) The applicable preference point system for this tender is the **80/20** preference point system.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

## 2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

## 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

### 4.1. POINTS AWARDED FOR PRICE

#### 3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

<b>80/20</b>	<b>or</b>	<b>90/10</b>
$P_s = 80 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right)$	or	$P_s = 90 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right)$

Where

$P_s$  = Points scored for price of tender under consideration

$P_t$  = Price of tender under consideration

$P_{min}$  = Price of lowest acceptable tender

### 4.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

#### 4.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

<b>80/20</b>	<b>or</b>	<b>90/10</b>
--------------	-----------	--------------

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

$$Ps = 80 \left( 1 + \frac{Pt - P_{max}}{P_{max}} \right) \quad \text{or} \quad Ps = 90 \left( 1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

## 5. POINTS AWARDED FOR SPECIFIC GOALS

5.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

5.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that either the 80/20

or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

**Table 1: Specific goals for the tender and points claimed are indicated per the table below.**

***(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.)***

***Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)***

	The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1.	100% Black owned or	6	
	51-99% Black owned	4	

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

2.	100% Black women owned or	6	
	51% to 99% Black women owned	4	
3.	5% Youth Ownership	2	
4.	2% Owned by persons with disabilities	1	
5.	Exempt Micro Enterprise ( EME) or	5	
	Qualifying Small Enterprise ( QSE)	3	

**DECLARATION WITH REGARD TO COMPANY/FIRM**

5.3. Name of company/firm.....

5.4. Company registration number: .....

5.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

5.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- 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 paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –

- (a) disqualify the person from the tendering process;

APPOINTMENT OF A WHOLESALER TO SUPPLY AND DELIVER ALCOHOLIC AND NON-ALCOHOLIC BEVERAGES TO THE MARKET THEATRE BAR

- (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
- (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

.....	
<b>SIGNATURE(S) OF TENDERER(S)</b>	
<b>SURNAME AND NAME:</b>	.....
<b>DATE:</b>	.....
<b>ADDRESS:</b>	.....
	.....
	.....



## ANNEXURE E

## CONTRACT FORM - RENDERING OF SERVICES

THIS FORM MUST BE FILLED IN DUPLICATE BY BOTH THE SERVICE PROVIDER (PART 1) AND THE PURCHASER (PART 2). BOTH FORMS MUST BE SIGNED IN THE ORIGINAL SO THAT THE SERVICE PROVIDER AND THE PURCHASER WOULD BE IN POSSESSION OF ORIGINALLY SIGNED CONTRACTS FOR THEIR RESPECTIVE RECORDS.

### PART 1 (TO BE FILLED IN BY THE SERVICE PROVIDER)

1. I hereby undertake to render services described in the attached bidding documents to (name of the Institution) ..... in accordance with the requirements and task directives / proposals specifications stipulated in Bid number ..... at the price/s quoted. My offer/s remain binding upon me and open for acceptance by the Purchaser during the validity period indicated and calculated from the closing date of the bid .

2. The following documents shall be deemed to form and be read and construed as part of this agreement:

(i) Bidding documents, viz

- Invitation to bid;
- Tax clearance certificate;
- Pricing schedule(s);
- Filled in task directive/proposal;
- Preference claims for Broad Based Black Economic Empowerment Status Level of Contribution in terms of the Preferential Procurement Regulations 2011;
- Declaration of interest;
- Declaration of bidder's past SCM practices;
- Certificate of Independent Bid Determination;
- Special Conditions of Contract;

(ii) General Conditions of Contract; and

(iii) Other (specify)

3 I confirm that I have satisfied myself as to the correctness and validity of my bid; that the price(s) and rate(s) quoted cover all the services specified in the bidding documents; that the price(s) and rate(s) cover all my obligations and I accept that any mistakes regarding price(s) and rate(s) and calculations will be at my own risk.

3. I accept full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on me under this agreement as the principal liable for the due fulfillment of this contract.

4. I declare that I have no participation in any collusive practices with any bidder or any other person regarding this or any other bid.

5. I confirm that I am duly authorised to sign this contract.

NAME (PRINT) .....

CAPACITY .....

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SIGNATURE .....

NAME OF FIRM .....

DATE .....

## CONTRACT FORM - RENDERING OF SERVICES

### PART 2 (TO BE FILLED IN BY THE PURCHASER)

1. I ..... in my capacity as .....  
..... accept your bid under reference number .....  
dated .....for the rendering of services indicated hereunder and/or further  
specified in the annexure(s).
2. An official order indicating service delivery instructions is forthcoming.
3. I undertake to make payment for the services rendered in accordance with the terms and  
conditions of the contract, within 30 (thirty) days after receipt of an invoice.

DESCRIPTION OF SERVICE	PRICE (ALL APPLICABLE TAXES INCLUDED)	COMPLETION DATE	B-BBEE STATUS LEVEL OF CONTRIBUTION

4. I confirm that I am duly authorised to sign this contract.

SIGNED AT ..... ON.....

NAME (PRINT) .....

SIGNATURE .....

OFFICIAL STAMP

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## ANNEXURE F

## DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have-
  - a. abused the institution's supply chain management system;
  - b. committed fraud or any other improper conduct in relation to such system; or
  - c. failed to perform on any previous contract.
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

Item	Question	Yes	No
4.1	<p><b>Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?</b></p> <p>(Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).</p> <p>The Database of Restricted Suppliers now resides on the National Treasury's website(<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) and can be accessed by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	<p>Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?</p> <p><b>The Register for Tender Defaulters can be accessed on the National Treasury's website (<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) by clicking on its link at the bottom of the home page.</b></p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.3.1	If so, furnish particulars:		

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4.4	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.4.1	If so, furnish particulars:		

**CERTIFICATION**

**I, THE UNDERSIGNED (FULL NAME).....  
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE  
AND CORRECT.**

**I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE  
TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.**

.....  
**Signature**

.....  
**Date**

.....  
**Position**

.....  
**Name of Bidder**

## ANNEXURE G



**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

- 1 This Standard Bidding Document (SBD) must form part of all bids<sup>1</sup> invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).<sup>2</sup> Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
  - a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.
  - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
- 4 This SBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

<sup>1</sup> Includes price quotations, advertised competitive bids, limited bids and proposals.

<sup>2</sup> Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

I, the undersigned, in submitting the accompanying bid:

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(Bid Number and Description)

in response to the invitation for the bid made by:

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(Name of Institution)

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do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: \_\_\_\_\_ that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
  - (a) has been requested to submit a bid in response to this bid invitation;
  - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
  - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium<sup>3</sup> will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
  - (a) prices;
  - (b) geographical area where product or service will be rendered (market allocation)
  - (c) methods, factors or formulas used to calculate prices;
  - (d) the intention or decision to submit or not to submit, a bid;
  - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
  - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and

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conditions or delivery particulars of the products or services to which this bid invitation relates.

9. 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.

<sup>3</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.

10. 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.

Signature: .....

Date: .....

Position: .....

Name of Bidder.....

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## ANNEXURE H

## Supplier Self-Registration Process

