

PART A
INVITATION TO BID

| | | | | | |
|--|--|-------------------------------|---|--|------------------------------|
| YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE COMMUNITY SCHEMES OMBUD SERVICE | | | | | |
| BID NUMBER: | RFQ041-2023R | CLOSING DATE: 27 OCTOBER 2023 | | CLOSING TIME: 16h00 | |
| DESCRIPTION | APPOINTMENT OF A SERVICE PROVIDER IN PROPERTY MANAGEMENT OR OWNS COMMERCIAL PROPERTIES FOR LEASING IN THE POTCHEFSTROOM CENTRAL BUSINESS DISTRICT AND SURROUNDING SUBURBS, FOR A PERIOD OF TWENTY-FOUR MONTHS. | | | | |
| BID RESPONSE DOCUMENTS MAY BE EMAILED TO THE BELOW (EMAIL ADDRESS) | | | | | |
| quotations@csos.org.za | | | | | |
| BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO | | | TECHNICAL ENQUIRIES MAY BE DIRECTED TO: | | |
| CONTACT PERSON | Jabulile Sithole | | CONTACT PERSON | Lindi Sibiya | |
| TELEPHONE NUMBER | 066 302 5937 | | TELEPHONE NUMBER | 066 302 5975 | |
| FACSIMILE NUMBER | | | FACSIMILE NUMBER | | |
| E-MAIL ADDRESS | jabulile.sithole@csos.org.za | | E-MAIL ADDRESS | lindi.sibiya@csos.org.za | |
| SUPPLIER INFORMATION | | | | | |
| 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] | | | B-BBEE STATUS LEVEL SWORN AFFIDAVIT | [TICK APPLICABLE BOX] |
| | <input type="checkbox"/> Yes | | <input type="checkbox"/> No | | <input type="checkbox"/> Yes |
| [A DETAILED CSD REPORT REFLECTING EME OR QSE 51% OR MORE BLACK OWNERSHIP FOR AT LEAST ONE OF THE DESIGNATED GROUPS MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR SPECIFIC GOALS] | | | | | |

PART B
TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

- 1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
- 1.2. **ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED- (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.**
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022 THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
- 1.4. **THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).**

2. TAX COMPLIANCE REQUIREMENTS

- 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.

SIGNATURE OF BIDDER:

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

DATE:



Affordable Reliable Justice

REQUEST FOR PROPOSAL (RFP)

TERMS OF REFERENCE FOR THE APPOINTMENT OF A SERVICE PROVIDER IN
PROPERTY MANAGEMENT OR OWNS COMMERCIAL PROPERTIES FOR LEASING IN
THE POTCHEFSTROOM CENTRAL BUSINESS DISTRICT AND SURROUNDING
SUBURBS, FOR A PERIOD OF TWENTY-FOUR MONTHS

OCTOBER 2023

1. TERMS AND CONDITIONS

This Request for Proposal (RFP) has been compiled by the CSOS and is made available to Bidders subject to the following terms and conditions, which Bidders are deemed to acknowledge and accept:

- 1.1. A Quotation submitted in response to this RFP will constitute a binding offer that will remain binding and irrevocable for a period of one hundred and twenty (90) days from the date of submission to the CSOS.
- 1.2. Unless or until a binding contract is concluded between the CSOS and the successful Bidder, the offer constituted by the quotation will be deemed not to have been accepted and no agreement will be deemed to be reached with any Bidder.
- 1.3. The CSOS reserves the right to amend, modify, withdraw or terminate this RFP or any of the requirements set out herein at any time (and from time to time), without prior notice and without liability to compensate or reimburse any Bidder or person.
- 1.4. Should this RFP be amended, the CSOS undertakes to publicize or send each Bidder in writing the amended RFP. No oral amendments by the Bidder or the CSOS shall be considered.
- 1.5. It is compulsory for a Bidder submitting a quotation to be registered on the National Treasury's Central Supplier Database ("the CSD") and ensure that it remains registered for the duration of the services and/or contract, if successful.
- 1.6. The Bidder needs to ensure that it is tax compliant at the time of submitting its quotation and remains tax compliant for the duration of the contract and/or services, if successful, and undertakes to provide supporting documentation issued by the South African Revenue Services ("SARS") confirming it is tax compliant upon request by the CSOS.
- 1.7. The CSOS reserves the right to conduct site inspections or call for supporting documentation to confirm any information provided by a Bidder in its response to this quotation.
- 1.8. This RFP is not intended to form the basis of a decision to enter into any transaction with the CSOS and does not constitute an offer or recommendation to enter into such transaction, or an intention to enter into any legal relationship with any person.

- 1.9. Neither the CSOS nor any of its respective directors, officers, employees, agents, representatives, or advisors will assume any responsibility for any costs or expenses incurred by any party in or associated with preparing or submitting a quotation in response to this RFP.
- 1.10. No entity or associated entities may be directly or indirectly involved in more than one quotation in response to this RFP. Failure to comply with this requirement may, within the sole discretion of the CSOS, result in disqualification of both entities.
- 1.11. Any material changes in the control and/or composition of any Bidder or any core member of a Bidder after submission of a quotation must be brought to the attention of the CSOS Supply Chain Management (“SCM”) Section in writing. The CSOS shall be the sole arbiter as to what constitutes a material change in the control and/or composition of any Bidder and may in its sole discretion disqualify the Bidder from any further participation in the bid process.
- 1.12. Any requirement set out in this RFP which stipulates the form and/or content of any aspect of a quotation is stipulated for the sole benefit of the CSOS, and unless the contrary is expressed, may be waived by the CSOS in its sole discretion at any stage in the bid process.
- 1.13. The CSOS and its advisors shall rely on a quotation as being accurate and complete about the information and proposals provided therein by the Bidders.
- 1.14. All quotations submitted to CSOS shall become the property of the CSOS and will not be returned to the Bidders. The CSOS will make all reasonable efforts to maintain the information contained in proposals confidentially.
- 1.15. A quotation submitted by the Bidder shall be considered non-responsive if it shows any omissions or irregularities of any kind. However, the CSOS reserves the right to waive any aspect of non-responsiveness and to make an award in the best interest of the organization provided that any such waiver shall be applied consistently across all Bidders.
- 1.16. The CSOS reserves the right to accept or reject in part or whole any submitted quotation submitted.
- 1.17. The CSOS reserves the right to require a Bidder to provide a formal presentation of its RFP at a date and time to be determined by the CSOS. The CSOS shall provide adequate instructions and clarification regarding the purpose and scope of the presentation. All expenses shall be borne by the Bidder.

- 1.18. In this RFP, the words “service provider”, and “supplier” will be used interchangeably to refer to the Bidder.
- 1.19. All costs associated with the preparation and submission of the quotation remain the responsibility of the Bidder. The costs shall not be chargeable to the CSOS by the successful or unsuccessful Bidder.
- 1.20. All quotations must be formulated and submitted according to the requirements of this RFP.
- 1.21. Quotations received after the closing date and time as specified in this RFP shall be rejected.
- 1.22. The CSOS is not obliged to appoint a bidder with the lowest price, if, based on its sole discretion and assessment, the said bidder does not exhibit or demonstrate adequate capacity or full comprehension of the scope of work to be undertaken.
- 1.23. In this regard, CSOS may appoint the second-ranked bidder provided that the reasons for such deviation are properly justified and accurately recorded.

2. INTRODUCTION

- 2.1. The Community Schemes Ombud Services (CSOS) is established in terms of the Community Schemes Ombud Services Act 2011 (Act 9 of 2011), to regulate the conduct of parties within community schemes and to ensure good governance within community schemes. To deliver on its mandate, among the key priorities of the organisation is:
 - 2.1.1. Regulations of all community schemes.
 - 2.1.2. Provision of Dispute Resolution Services.
 - 2.1.3. Quality assurance and keeping custody of schemes governance documentation.
 - 2.1.4. Providing access to schemes governance documentation to the members.
 - 2.1.5. Ensuring good governance within community schemes.

3. PROJECT PURPOSE AND BACKGROUND

- 3.1. The purpose of this Bid is to invite suitably qualified and experienced service providers to submit proposals for the provision of office space and onsite parking facilities, under a lease agreement to the CSOS, for 24 months. The lease area must be within the range of 120m²- 150m².

- 3.2 The CSOS aims to request proposals from service providers to assist in identifying a prime site in the Potchefstroom Central Business District and surrounding suburbs, for the acquisition of its Satellite Office.
- 3.3 The service provider must be qualified in property management or own commercial properties for leasing in the Potchefstroom Central Business District and surrounding suburbs.

4. CSOS OVERVIEW

4.1. CURRENT OFFICES

- 4.1.1. **Head Office and Gauteng (GP) Regional Office** located at 8 Bauhinia Street, Berkeley Office Park, Highveld Technopark, Centurion
- 4.1.2. **Western Cape (WC) Regional Office** located at 8th Floor Constitution House, 124 Adderley Street, Cape Town.
- 4.1.3. **Kwa-Zulu Natal (KZN) regional office** located at 7th Floor Aquasky Towers, 275 Anton Lembede Street, Durban.
- 4.1.4. **Gqeberha satellite office** located on the 3rd Floor, Fairview Office Park, Regus Building, 66 Ring Road, Greenacres, Gqeberha.
- 4.1.5. **Polokwane satellite office** located at Shop 6B, Standard Bank Square, Hans van Rensburg Street, Polokwane.
- 4.1.6. **George satellite office** located at 14 CJ Langenhoven Road, George

5. SCOPE OF WORK

5.1. OFFICE LOCATION

The office space should be in the Potchefstroom Central Business District and surrounding suburbs. The office space must be within proximity to public transport services.

5.2. BUILDING FEATURES

- 5.2.1 The leased floor space size (not the total size of the property) must be within a range of 120-150m². The preferred premises should be easily accessible by public transport (taxis, buses) as well as to people with disabilities. The CSOS requires occupation of the office space facility from **1 November 2023 or as soon as practicable thereafter but not later than the 30th of November 2023**.

5.2.2 BATHROOM FACILITIES FOR MALES & FEMALES

The Landlord shall hand over fully functional toilet facilities at an agreed occupation date. Bathrooms are to be refurbished and/or fitted with pans, wash hand basins, automatic hand dryers or towels. The Landlord should install sanitation equipment, toilet roll holders, liquid soap dispensers, and paper dispensers. The toilet facilities must be provided for males and females, as specified below:

- **1 Female toilet,**
- **1 Male toilet, and**
- **1 for people with disabilities (Male and Female)**

5.2.3 PEOPLE WITH DISABILITIES

Bathroom facilities for people with disabilities (clients and staff) must be provided for, as per National Building Regulations 103 of 1997, SANS 10400. The building shall accommodate people with disabilities and comply with the relevant acts, regulations and municipal by-laws.

5.2.4 LEASE PERIOD.

5.2.4.1 The lease period shall be for 24 months.

5.2.4.2 The lease must be flexible to provide for:

- a) Expansion
- b) Extension
- c) Termination
- d) First right of refusal

5.2.5 PROPERTY

5.2.5.1 The building must be at street level for the front office.

5.2.5.2 The building should allow for comfortable entrance/exit to and from the building by staff, clients, and stakeholders. The building must make provision for perimeter access control which must be accessible to both staff and stakeholders. Access for people with disabilities must be made available.

5.2.5.3 Windows must have blinds or appropriate curtaining or an option to brand them.

5.3. EXTERIOR.

The building must be an existing building (complete built structure), and external signage must be permissible.

5.4. CLIMATE-CONTROLLED AIR-CONDITIONING.

Climate-controlled air-conditioning must be provided in all offices and common areas.

5.5. ELECTRICITY

- 5.5.1 The Installation and design shall comply with all relevant regulations and by-laws.
- 5.5.2 A sufficient power supply is to be provided to increase demand at peak times up to 20% of normal use, and each functional area shall have independent control of lighting while emergency lights shall comply with the National Building Regulations.
- 5.5.3 The building shall have enough lightning protection in line with SANS 62305, which must be provided at the bidder's cost Proof of compliance must be submitted, and the provision of backup electricity in case of power supply outages is compulsory.
- 5.5.4 The proposed building must have a backup generator unit or any electricity backup system that provides enough electricity without disruption to the business.
- 5.5.5 Each office must be equipped with easily accessible and sufficient electrical plugs.

5.6. SECURITY OF THE BUILDING.

- 5.6.1 The building must be secured with internal and external security access control systems as follows:
 - a) The building must be secured.
 - b) Fire detection and fire control system; and
 - c) Emergency assembly area.
 - d) Adequate lighting (floodlights)
 - e) After-hour access to the office is a requirement

5.7. PARKING

5.7.1 Covered Parking for Employees

- a) Five (5) Parking bays are required for employees' vehicles at the premises and must be available for exclusive use by the CSOS.

5.7.2 Visitors Parking

- a) Approximately 5 parking bays for the CSOS clients as well as 1 parking bay for people with disabilities.
- b) The parking bays provided shall be made available to the CSOS on a 24-hour basis.
- c) There must be an option available to increase or decrease parking bays as and when required.

5.8. AVAILABILITY

Occupation is to commence on 1 November 2023 or as soon as practicable thereafter but not later than 30th November 2023.

5.9. INSURANCE

Structural building insurance is the responsibility of the landlord. The Bidder must provide proof of Public Insurance of a minimum of R10 000 000.

5.10. FIRE PROTECTION & RISK MANAGEMENT

The Fire control, safety and risk management shall be in full compliance with the National Building Regulations, SABS 10400 as amended. It will be required that a complete Automatic Sprinkler Inspection Bureau (ASIB) report be submitted, along with all other information regarding fire protection compliance. Fire extinguishers are to be supplied and accessible in emergency situations. Serviced regularly/yearly basis.

5.11. VERTICAL MOVEMENTS

5.11.1 STAIRS

The building must have stairs/ramps in case of fire if it has more than one floor.

5.11.2 LIFTS

If the building has more than one floor, it must provide lifts to be utilised as passenger lifts and or goods with a minimum payload of 1,000 kg at any given time. The building and lifts must comply with the relevant legislation. The lift must allow accessibility for persons with disabilities (in wheelchairs) and must be regularly maintained by the landlord.

6. SUPPLY CHAIN MANAGEMENT COMPLIANCE REQUIREMENTS

- 6.1 Bidders to attach the below supply chain requirement documents:

| Documents required | Submitted Y/N |
|---|---------------|
| Valid B-BBEE certificate issued by an accredited SANAS verification agency/Sworn Affidavit signed by the EME/QSE representative and attested by a Commissioner of Oath/B-BBEE certificate issued by the Companies and Intellectual Property Commission (CIPC) | |
| Proof of registration on the National Treasury Central Supplier Database (provide full detailed CSD report or CSD number) | |
| Valid tax pin number/letter from SARS | |
| Fully completed SBD documents (SBD 1,3.3.4 & 6.1) | |

7. MANDATORY REQUIREMENT

- 7.1. **Bidders must comply with all the requirements below to be evaluated further for site inspection.** Non-compliance with the mandatory requirements below will result in disqualification.

| NO | REQUIREMENTS | COMPLY | NOT COMPLY | REFERENCING OF DOCUMENTATION |
|----|--|--------|------------|------------------------------|
| 1. | Occupational Health and Safety (OHS) Certificate - Failure to submit a valid certificate will invalidate the bid. | | | |
| 2. | Electricity Certificate of Compliance (COC) certificate (certificate to be submitted at the closing of the RFP) | | | |

| | | | | |
|-----------|--|--|--|--|
| | failure to do so will render the bid invalid. | | | |
| 3. | Fire Certificate of Compliance (FOC) certificate (Certificate to be submitted at the closing of the RFP) failure to do so will render the bid invalid. | | | |
| 4. | Proof of Public Liability Insurance of R10 million | | | |
| 5. | Proof of ownership (Copy of title deed/ deed of transfer). | | | |
| 6. | 6.1 The service provider must provide a formal letter as proof of mandate if acting on behalf of the landlord. 6.2 Provision for the distinction between the estate agent and landlord in terms of who is the bidder. | | | |
| 7. | Office location: Potchefstroom Central Business District and surrounding suburbs. A map, showing the office location must be provided. | | | |
| 8. | Building size: Building size within a range of 120m ² - 150m ² – provide building/ floor plan. | | | |
| 9. | Accessibility for people with a disability: The building must accommodate people with disabilities, ramps, lifts, parking and toilets. (<i>Pictures or building plan must be attached</i>) | | | |

| | | | | |
|-----|--|--|--|--|
| 10. | Parking: 5 staff parking and 5 visitors parking including 1 parking for people living with disabilities. (Parking plans to be provided) | | | |
| 11. | Bidders must write a letter to confirm that the CSOS will be allowed to erect signage on the property when a need arises. | | | |
| 12. | Bidders must write a letter to confirm that Climate-controlled air conditioning will be provided in all offices and common areas. | | | |

Bidders that meet all the above requirements will be evaluated further during a site inspection of the premises. Bidders need to comply with ALL the below requirements during the site visit to be evaluated further on price and specific goals.

| NO | REQUIREMENTS | COMPLY | NOT COMPLY |
|----|--|--------|------------|
| 1. | Bathroom facilities: <ul style="list-style-type: none"> • 1 Female toilet, • 1 Male toilet, and • 1 for people with disabilities (Male and Female) | | |
| 2. | Accessibility for people with disabilities: The building must accommodate people with disabilities, with ramps, lifts (if the building has more than one floor), parking and toilets. | | |
| 3. | Electricity and backup electricity: The building must have a backup generator or any electricity backup system. | | |
| 4. | Security: The building must be secured with internal and external security access control systems as follows: <ol style="list-style-type: none"> a) The building must be secured. b) Fire detection and fire control system; and | | |

| | | | |
|-----------|---|--|--|
| | c) Emergency assembly area. d) Adequate lighting (floodlights) | | |
| 5. | Accessibility to public transportation: Bidders must indicate the location and kilometres of public transport accessibility, within the public transport route. 500 m to 1 Km within a public transport route. | | |

8. PRICING INSTRUCTION

- 8.1. In order to facilitate a transparent selection process that allows equal opportunity to all bidders. Proposals will be evaluated using the 80/20 formulae for Price and specific goals as per the 2022 PPPFA Regulations.
- 8.2. All pricing must be in SA Rands and inclusive of all applicable taxes.

| Criteria | Sub Criteria | Weighting/Points |
|--|--|------------------|
| Price | Detailed budget breakdown | 80 |
| Specific Goals | CSD report reflecting that company is at least 51% black owned by the below designated groups: • Women and/or • Youth and/or • People with disability and/or • Black people who are military veterans. | 20 |
| Total Points for Price and Specific Goals. | | 100 |

PRICING SCHEDULE

| Description | Cost Year 1 | Cost Year 2 |
|---|-------------|-------------|
| Upfront Deposit (once off, if required) | R | R |
| Admin fee | R | R |

| | | |
|---|---|---|
| Rand per m ² | R | R |
| Total square meters (on offer) | R | R |
| Office Rental per month: | R | R |
| Annual Escalation rate (Percentage): ____%) | | |
| Rates | | |
| Operating costs per month: | R | R |
| Parking rent per month: | | |
| Open parking rent per month: | R | R |
| Covered parking rent per month: | R | R |
| Electricity back-up | | |
| Generator/ electricity back-up costs | R | R |
| Other (Bidder to specify) additional costs | | |
| Subtotal | R | R |
| VAT @ 15% (if applicable) | R | R |
| Total Cost (incl. VAT) | R | R |

Signature (Bidder)

Date

9. COMPLIANCE

The building shall comply with all laws, including but not limited to, at least the following specifications, laws, or local authority requirements:

- a) Occupational Health and Safety Act 85 of 1993
- b) The latest issue of SABS 0142: "Code of Practice for the Wiring of Premises"
- c) Code of practice – Interior Lighting SABS 0114:1996 - Part I
- d) The National Building Regulations and Building Standards Acts 1977 (Act 103 of 1977) as amended (SANS 10400)
- e) The Municipal by-laws and any special requirements of the local supply authority
- f) The local fire regulations

10. TIMELINE OF THE BID PROCESS

- 10.1. The validity period of tenders and the withdrawal of offers, after the closing date and time is 90 days.

11. DURATION OF THE CONTRACT

- 11.1. Twenty-four months

12. PROJECT MANAGEMENT RESPONSIBILITY

- 12.1. The CSOS Project Manager's responsibilities will include:
 - 12.1.1. Providing the service provider with all appropriate advice and information pertinent to the success of this project as well as assisting in setting up meetings with key management staff.

13. SERVICE PROVIDER RESPONSIBILITIES

- 13.1.1. The specialist service provider will, after signing an agreement to conduct the full scope of work for the CSOS, provide a line-item budget detailing each cost.
- 13.1.2. The service provider will sign a Service Level Agreement which will assure the confidentiality of CSOS information and intellectual property.
- 13.1.3. The service provider undertakes to abide by the CSOS's policies and procedures and Code of Conduct whilst conducting work on behalf of the CSOS.

14. SUPPLIER DUE DILIGENCE

- 14.1. The CSOS reserves the right to conduct supplier due diligence before the final award or at any time during the contract period. This may include site visits, confirmation of financial stability and requests for additional information.

15. RESPONSE FORMAT (SUBMISSION OF PROPOSAL)

- 15.1. The proposals must be submitted in the prescribed format. Standard bidding documents attached with Terms of Reference must be completed in full.

16. LATE BIDS

- 16.1. Quotations received after the closing date and time, at the central mailbox indicated in the document, will not be considered.

17. FRONTING

- 17.1. The government supports the spirit of Broad-Based Black Economic Empowerment and recognizes that real empowerment can only be achieved through individuals and businesses conducting themselves by the Constitution and an honest, fair, equitable, transparent, and legally compliant manner. Against this background, the Government condemns any form of fronting.
- 17.2. The Government, in ensuring that bidders honestly conduct themselves will, as part of the quotation evaluation processes, conduct, or initiate the necessary enquiries/investigations to determine the accuracy of the representation made in quotation documents. Should any of the fronting indicators as contained in the Guidelines on Complex Structures and Transactions and Fronting, issued by the Department of Trade and Industry, be established during such enquiry/investigation, the onus will be on the Bidder/contractor to prove that fronting does not exist. Failure to do so within 14 days from the date of notification may invalidate the quotation/contract and may also result in the restriction of the Bidder /contractor to conduct business with the public sector for a period not exceeding ten years, in addition to any other remedies CSOS may have against the Bidder/contractor concerned.

18. CONTACT AND COMMUNICATION

- 18.1. A nominated official of the bidder(s) can make enquiries, in writing, to the specified person, Ms Lindi Sibiya via email: lindi.sibiya@csos.org.za or Tel:010 593 0533/066 302 5975. Further information regarding Supply Chain Management matters can be sent via email to Ms Jabulile Sithole: quotations@csos.org.za or at Tel: 010 593 0533/ 066 302 5937.
- 18.2. The delegated office of CSOS may communicate with Bidder(s) where clarity is sought in the proposal.
- 18.3. Any communication to an official or a person acting in an advisory capacity for CSOS in respect of the quotation between the closing date and the award of the quotation by the Bidder(s) is discouraged.
- 18.4. All communication between the Bidder(s) and CSOS must be done in writing.

- 18.5. Whilst all due care has been taken in connection with the preparation of this quotation, CSOS makes no representations or warranties that the content of the quotation or any information communicated to or provided to Bidder(s) during the bidding process is, or will be, accurate, current, or complete. CSOS and its employees and advisors will not be liable for any information communicated that may not be accurate, current, or complete.
- 18.6. If Bidder(s) finds or reasonably believes it has found any discrepancy, ambiguity, error or inconsistency in this quotation or any other information provided by CSOS (other than minor clerical matters), the Bidder(s) must promptly notify CSOS in writing of such discrepancy, ambiguity, error, or inconsistency to give CSOS an opportunity to consider what corrective action is necessary (if any).
- 18.7. Any actual discrepancy, ambiguity, error or inconsistency in the quotation or any other information provided by CSOS will, if possible, be corrected and provided to all Bidder(s) without attribution to the Bidder(s) who provided the written notice.
- 18.8. All persons (including bidder(s) obtaining or receiving the quotation and any other information in connection with the quotation or the tendering process must keep the contents of the quotation and other such information confidential, and not disclose or use the information except as required for developing a proposal in response to this quotation.

19. SUBMISSION OF PROPOSALS

- 19.1. Proposal documents should be submitted to the following email address: quotations@csos.org.za on or before the 27 October 2023 at 16h00.

PRICING SCHEDULE
(Professional Services)

NAME OF BIDDER: **BID**
NO: RFQ041-2023R: APPOINTMENT OF A SERVICE PROVIDER IN PROPERTY MANAGEMENT OR OWNS COMMERCIAL PROPERTIES FOR LEASING IN THE POTCHEFSTROOM CENTRAL BUSINESS DISTRICT AND SURROUNDING SUBURBS, FOR A PERIOD OF TWENTY-FOUR MONTHS

CLOSING DATE: 27 OCTOBER 2023

CLOSING TIME 16h00

OFFER TO BE VALID FOR 90 DAYS FROM THE CLOSING DATE OF BID.

| <u>ITEM NO TAX</u> | <u>DESCRIPTION</u> | <u>BID PRICE IN RSA CURRENCY INCLUSIVE OF <u>VALUE ADDED</u></u> |
|----------------------------|--------------------|--|
|----------------------------|--------------------|--|

DESCRIPTION: APPOINTMENT OF A SERVICE PROVIDER IN PROPERTY MANAGEMENT OR OWNS COMMERCIAL PROPERTIES FOR LEASING IN THE POTCHEFSTROOM CENTRAL BUSINESS DISTRICT AND SURROUNDING SUBURBS, FOR A PERIOD OF TWENTY-FOUR MONTHS.

1. Services must be quoted in accordance with the attached terms of reference.

Total cost of the assignment (R inclusive VAT

R.....

PRICING SCHEDULE

| Description | Cost Year 1 | Cost Year 2 |
|---|-------------|-------------|
| Upfront Deposit (once off, if required) | R | R |
| Admin fee | R | R |
| Rand per m ² | R | R |
| Total square meters (on offer) | R | R |
| Office Rental per month: | R | R |
| Annual Escalation rate (Percentage): ____%) | | |
| Rates | | |
| Operating costs per month: | R | R |
| Parking rent per month: | | |
| Open parking rent per month: | R | R |
| Covered parking rent per month: | R | R |
| Electricity back-up | | |
| Generator/ electricity back-up costs | R | R |
| Other (Bidder to specify) additional costs | | |
| Subtotal | R | R |
| VAT @ 15% (if applicable) | R | R |
| Total Cost (incl. VAT) | R | R |

Signature (Bidder)

Date

The financial proposal for this assignment should cover for all assignment activities as per terms of reference

2. Period required for commencement with project after acceptance of bid _____

3 Are the rates quoted firm for the full period? Yes/No

4. If not firm for the full period, provide details of the basis on which Adjustments will be applied for, for example consumer price index.

Technical enquiries regarding bidding procedures may be directed to:

Lindi Sibiya

Cell: **066 302 5975**

E-mail address: lindi.sibiya@csos.org.za

Supply Chain queries may be directed to:

Jabulile Sithole

Cell: **066 302 5937**

Email: jabulile.sithole@csos.org.za

PLEASE REFER TO THE ATTACHED TERMS OF REFERENCE FOR MORE INFORMATION.

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 interest¹ 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:

.....
.....

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:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 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 consortium² 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.

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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

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
 - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).
- 1.2 **To be completed by the organ of state**
- 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 | Detailed (Full Registration) CSD Report | 20 |
| Total points for Price and SPECIFIC GOALS | | 100 |

- 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

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:

$$P_S = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}}\right) \text{ or } P_S = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}}\right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

P_{min} = 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:

| | | |
|--|-----------|---|
| $80/20$ | or | $90/10$ |
| $Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$ or | | $Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$ |

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

P_{max} = 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) |
|--|--|--|
| EME OR QSE which is at least 51% black owned by: <ul style="list-style-type: none"> • Women and/or; • Youth and/or • People living with disabilities, and/or • Military veterans | 20 | |

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 proprietor
 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 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.

.....
SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....