



## REQUEST FOR QUOTATION

Terms of Reference

### **INVITATION TO BID**

**APPOINTMENT OF A CONSULTANT TO PROVIDE  
TECHNICAL OPINIONS, ADHOC SERVICES AND  
ASSURANCE IN RESPECT OF FINANCIAL  
STATEMENTS AND OTHER REQUESTS FROM THE  
FINANCIAL REPORTING OFFICE FOR A PERIOD OF  
THREE (3) YEARS.**

RFQ NO.

**RFQ-001-23**

# REQUEST FOR QUOTATION

You are hereby invited to submit a price quotation for:  
**APPOINTMENT OF A CONSULTANT TO PROVIDE TECHNICAL OPINIONS, ADHOC SERVICES AND ASSURANCE IN RESPECT OF FINANCIAL STATEMENTS AND OTHER REQUESTS FROM THE FINANCIAL REPORTING OFFICE FOR A PERIOD OF THREE (3) YEARS.**

|                                       |                                                                                                                                                                                            |
|---------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RFQ NUMBER:</b>                    | <b>RFQ-001-23</b>                                                                                                                                                                          |
| <b>ADVERTISEMENT DATE:</b>            | <b>17 April 2023</b>                                                                                                                                                                       |
| <b>CLOSING DATE:</b>                  | <b>24 April 2023</b>                                                                                                                                                                       |
| <b>CLOSING TIME:</b>                  | <b>12:00</b>                                                                                                                                                                               |
| <b>BID DOCUMENT DELIVERY ADDRESS:</b> | <a href="mailto:scmquotations@sanparks.org">scmquotations@sanparks.org</a> (Please note that any submissions made to any other email other than the designated email will not be accepted) |
| <b>BID VALIDITY PERIOD:</b>           | <b>90 days (commencing from the RFQ Closing Date)</b>                                                                                                                                      |
| <b>TECHNICAL RELATED QUERIES</b>      | <b>Neo.Ngobeni@sanparks.org</b>                                                                                                                                                            |
| <b>SCM RELATED QUERIES</b>            | <b>Quinton.Chetty@sanparks.org</b>                                                                                                                                                         |

Bidders should ensure that bids are delivered timeously to the correct address. If the bid is late, it will not be accepted for consideration.

Bidders shall submit proposal responses in accordance with the prescribed manner of submissions as specified above. Bids received after the time stipulated shall not be considered.

Where applicable, the successful bidder will be required to fill in and sign a written Contract Form (SBD 7).

Bidders are not allowed to contact any other SANParks staff in the context of this RFQ other than the indicated officials under SBD 1 or as indicated above.  
**NB: No proposal shall be accepted by SANPARKS if submitted in any manner other than as prescribed above.**

## PART A INVITATION TO BID

| YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE SOUTH AFRICAN NATIONAL PARKS                                                                                    |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|--------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|--------------|
| BID NUMBER:                                                                                                                                                           | <b>RFQ-001-23</b>                                                                                                                                                                                                  | CLOSING DATE: | <b>24 April 2023</b>                                                     | CLOSING TIME:                                                                                             | <b>12:00</b> |
| DESCRIPTION                                                                                                                                                           | APPOINTMENT OF A CONSULTANT TO PROVIDE TECHNICAL OPINIONS, ADHOC SERVICES AND ASSURANCE IN RESPECT OF FINANCIAL STATEMENTS AND OTHER REQUESTS FROM THE FINANCIAL REPORTING OFFICE FOR A PERIOD OF THREE (3) YEARS. |               |                                                                          |                                                                                                           |              |
| <b>BID RESPONSE DOCUMENTS MUST BE SENT TO THE DESIGNATED EMAIL ADDRESS</b>                                                                                            |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| <a href="mailto:scmquotations@sanparks.org">scmquotations@sanparks.org</a>                                                                                            |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| <b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>                                                                                                                 |                                                                                                                                                                                                                    |               | <b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>                           |                                                                                                           |              |
| CONTACT PERSON                                                                                                                                                        | <b>Quinton Chetty</b>                                                                                                                                                                                              |               | CONTACT PERSON                                                           | <b>Neo Ngobeni</b>                                                                                        |              |
| TELEPHONE NUMBER                                                                                                                                                      | <b>012 426 5247</b>                                                                                                                                                                                                |               | TELEPHONE NUMBER                                                         | <b>012 426 5256</b>                                                                                       |              |
| E-MAIL ADDRESS                                                                                                                                                        | <b>Quinton.Chetty@sanparks.org</b>                                                                                                                                                                                 |               | E-MAIL ADDRESS                                                           | <b>Neo.Ngobeni@sanparks.org</b>                                                                           |              |
| <b>SUPPLIER INFORMATION</b>                                                                                                                                           |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| NAME OF BIDDER                                                                                                                                                        |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| POSTAL ADDRESS                                                                                                                                                        |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| STREET ADDRESS                                                                                                                                                        |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| TELEPHONE NUMBER                                                                                                                                                      | CODE                                                                                                                                                                                                               |               | NUMBER                                                                   |                                                                                                           |              |
| CELLPHONE NUMBER                                                                                                                                                      |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| E-MAIL ADDRESS                                                                                                                                                        |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| VAT REGISTRATION NUMBER                                                                                                                                               |                                                                                                                                                                                                                    |               |                                                                          |                                                                                                           |              |
| SUPPLIER COMPLIANCE STATUS                                                                                                                                            | TAX COMPLIANCE SYSTEM PIN:                                                                                                                                                                                         |               | <b>OR</b>                                                                | CENTRAL SUPPLIER DATABASE No:                                                                             | MAAA         |
| B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE                                                                                                                          | [TICK APPLICABLE BOX]<br><br><input type="checkbox"/> Yes <input type="checkbox"/> No                                                                                                                              |               | B-BBEE STATUS LEVEL SWORN AFFIDAVIT                                      | [TICK APPLICABLE BOX]<br><br><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<br><br>[IF YES ENCLOSE PROOF]                                                                                                                             |               | ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED? | <input type="checkbox"/> Yes <input type="checkbox"/> No<br><br>[IF YES, ANSWER THE QUESTIONNAIRE BELOW ] |              |
| <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                                                  |              |
| DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?                                                                                                                 |                                                                                                                                                                                                                    |               |                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> 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

### 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 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](http://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 PIN 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:

.....

## **1. PURPOSE**

The purpose of this Request for Quotation (RFQ) is to invite professional service providers to submit a quotation for the provision of technical opinions, ad-hoc services, and assurance in respect of Financial Statements and other areas within the Financial Reporting Office.

## **2. BACKGROUND**

South African National Parks (SANParks) is a public entity functioning under National Environmental Management: Protected Areas Act 57 of 2003 (Act 57 of 2003); with the mandate to conserve; protect; control; and manage national parks and other defined protected areas and their biological diversity (Biodiversity). As a public entity, SANParks is also governed by the Public Finance Management Act, Act 1 of 1999 (as amended by Act 29 of 1999), and it is listed as Schedule 3 Part A: public entities.

SANParks' operations are totally guided by its vision statement and mission statement. As a public entity, the organisation is committed to act in pursuance of transformation of South Africa's society in support of entrenching South Africa's democracy. In this regard, the organisation has adopted a transformation mission to guide its efforts accordingly.

As a PFMA listed institution, SANParks is required to comply with section 55(1)(b) which requires that the accounting authority for a public entity must prepare financial statements for each financial year in accordance with generally accepted accounting practice (GRAP) standards issued by the Accounting Standards Board.

In terms of GRAP 1 par 17; the financial statements shall be presented fairly. Fair presentation requires the faithful representation of the effects of transactions, other events, and conditions in accordance with the definitions and recognition criteria for assets, liabilities, revenue, and expenses.

SANParks is a diverse and complex organization with a budget of R4 billion. Management believes it is necessary to acquire a service provider from a firm of consultants to assist with any accounting/auditing or other technical services that maybe required. In terms of paragraph 17 of the "letter to the Accounting Officer", the Auditor General state that; "Although we will grant management one opportunity to correct each misstatement identified, in some instances, financial statement adjustments may not be allowed in the following instances:

- a. Where significant internal control deficiencies have been identified and reported in the current year and the prior year/s in relation to the financial statement item concerned, and management have not taken appropriate steps to address the internal control deficiencies.
- b. Where identical misstatements in relation to the financial statements line items have been identified and adequately/inadequately corrected in prior years, and management have not taken active steps to prevent them from recurring in the current financial year.

The impact of the letter, specifically paragraph 17 might have an adverse outcome on the audit of SANParks' annual financial statements (AFS) and its management prudence to ensure the prevention of a potential modified audit opinion.

### 3. SCOPE OF WORK

The appointed consultant will assist SANParks management with the performance of the following, amongst others, that are not listed below:

- *A detailed technical review of the annual financial statements will be done in line with GRAP on the components as set out in GRAP 1*
- *Provide a technical opinion on GRAP standards when necessary*
- *Assistance on cash flow statement calculations*
- *Other Accounting/auditing advise*



#### **4. COMPLIANCE AND GOVERNANCE VERIFICATION DOCUMENTS (Standard Bidding Documents)**

The verification during this phase is to assess the bid responses for purposes of verifying compliance with RFQ requirements, whereby a bidder may be disqualified if they do not fully comply with requirements as stipulated below:

- Submission of fully completed SBD1 (Invitation to Bid),
- Submission of a quotation on the company letterhead,
- Submission of fully completed SBD 4 (Bidder's disclosure),
- Submission of fully completed SBD 6.1
- Submission of fully completed SBD 7.1

#### **5. MANDATORY TECHNICAL REQUIREMENTS**

The following are mandatory requirements:

1. Company profile:
  - Proven track record and details of experience in application of GRAP, PFMA, Treasury Regulations and policies in the public sector. (Bidder to attach the company profile)
2. Professional Registration
  - Bidders are required to provide accreditation by professional accounting bodies. Certified proof of bidder's registration with SAICA and IRBA.

## **6. FUNCTIONALITY EVALUATION CRITERIA**

The minimum functional threshold is 75%. Any bidder who does not meet the minimum threshold will not proceed to the Price and Preference Stage of evaluation.

### **Points:**

1 point equivalent of 25

2 points equivalent of 50

3 points equivalent of 75

4 points equivalent of 100

| No | EVALUATION CRITERIA                                                                                                                                                                                                            | DOCUMENTS                                                                                                                                                                      | WEIGHT | MAXIMUM POINTS | SCORING                                          |
|----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|----------------|--------------------------------------------------|
| 1  | <b>Company Experience</b><br>Minimum 3 years' experience in providing technical opinion to public entities.<br>.                                                                                                               | A company profile clearly indicating the number of years in providing technical opinion and the clients serviced must be submitted as evidence.                                | 25     | 4              | 1 - Has less than 3 years' relevant experience   |
|    |                                                                                                                                                                                                                                |                                                                                                                                                                                |        |                | 2 - Has 3 – 5 years' relevant experience.        |
|    |                                                                                                                                                                                                                                |                                                                                                                                                                                |        |                | 3 - Has 6 – 10 years' relevant experience.       |
|    |                                                                                                                                                                                                                                |                                                                                                                                                                                |        |                | 4 – Has more than 10 years' relevant experience. |
| 2  | <b>Experience of the Project Leader</b><br><br><b>Team leader</b> - Be qualified CA(SA), plus at least 5 years in providing technical opinion in the Public Sector. (Please provide CV, Qualifications and SAICA registration) | Please provide detailed CV's and certified qualification of the project leader who will be involved in this project. The CV's must include expertise and a year of experience. | 25     | 4              | 1 - Has less than 3 years' relevant experience   |
|    |                                                                                                                                                                                                                                |                                                                                                                                                                                |        |                | 2 - Has 3 – 5 years' relevant experience.        |
|    |                                                                                                                                                                                                                                |                                                                                                                                                                                |        |                | 3 - Has 6 – 10 years' relevant experience.       |
|    |                                                                                                                                                                                                                                |                                                                                                                                                                                |        |                | 4 – Has more than 10 years' experience.          |

| No | EVALUATION CRITERIA                                                                                                                                                                                 | Documents                                                                                                            | WEIGHT | MAXIMUM POINTS | SCORING                                                                                                                                                               |
|----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------|--------|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3  | <b>Reference Letters</b><br>References where similar work was done. The service provider must have dealt with entities similar to SANParks                                                          | Please provide at least 4 contactable references (letters) where similar services were rendered in the past 5 years. | 25     | 4              | 1 – 1 reference letter with relevant similar service.                                                                                                                 |
|    |                                                                                                                                                                                                     |                                                                                                                      |        |                | 2 – 2 reference letters with relevant similar service.                                                                                                                |
|    |                                                                                                                                                                                                     |                                                                                                                      |        |                | 3 – 3 reference letters with relevant similar service.                                                                                                                |
|    |                                                                                                                                                                                                     |                                                                                                                      |        |                | 4 – 4 reference letters with relevant similar service.                                                                                                                |
| 4  | <b>Approach and methodology</b><br>Bidders provide a detailed methodology on the process and steps undertaken to provide a technical opinion with reference to applicable legislation and standards | Detailed methodology and approach that applies legislation and GRAP standards to provide technical opinion.          | 25     | 4              | 1 - The methodology is poorly described and/or does not provide any information regarding the relevant aspects of providing technical opinion in term GRAP standards. |
|    |                                                                                                                                                                                                     |                                                                                                                      |        |                | 2 - The methodology is very briefly described and provides little information regarding the relevant aspects of providing technical opinion                           |

|  |  |  |  |  |                                                                                                                                                                                                               |
|--|--|--|--|--|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  |  |  |  |  | in term GRAP standards.                                                                                                                                                                                       |
|  |  |  |  |  | 3 - The methodology is satisfactorily and meets the requirements and provides information regarding the relevant aspects of providing technical opinion in term GRAP standards.                               |
|  |  |  |  |  | 4 - The methodology is more than comprehensively described and provides detailed information regarding the relevant aspects of providing technical opinion in term GRAP standards and exceeds the expectation |

## **7. CENTRAL SUPPLIER DATABASE INFORMATION**

Bidders are required to be registered on the Central Supplier Database (CSD) of National Treasury. Failure to submit the requested information may lead to disqualification. (Please provide proof of registration on the Central Supplier Database)

## 8. PRICING

### APPOINTMENT OF A CONSULTANT TO PROVIDE TECHNICAL OPINIONS, ADHOC SERVICES AND ASSURANCE IN RESPECT OF FINANCIAL STATEMENTS AND OTHER REQUESTS FROM THE FINANCIAL REPORTING OFFICE FOR A PERIOD OF THREE (3) YEARS.

| Item No                   | Item Description   | Year 1<br>Professional Rate<br>Vat Exclusive:<br>R/per hour<br>2022 - 2023 | Year 2<br>Professional<br>Rate Vat<br>Exclusive:<br>R/per hour<br>2023 - 2024 | Year 3<br>Professional Rate<br>Vat Exclusive: R/per<br>hour<br>2024 - 2025 | Annual estimated<br>number of hours | Total Price for 3 years Excluding<br>Vat |
|---------------------------|--------------------|----------------------------------------------------------------------------|-------------------------------------------------------------------------------|----------------------------------------------------------------------------|-------------------------------------|------------------------------------------|
| 1.                        | Project Director   |                                                                            |                                                                               |                                                                            | 30                                  |                                          |
| 2.                        | Project Manager    |                                                                            |                                                                               |                                                                            | 120                                 |                                          |
| 3.                        | Project Accountant |                                                                            |                                                                               |                                                                            | 140                                 |                                          |
| 4.                        | Disbursements      |                                                                            |                                                                               |                                                                            |                                     |                                          |
| TOTAL                     |                    |                                                                            |                                                                               |                                                                            |                                     | R                                        |
| VAT                       |                    |                                                                            |                                                                               |                                                                            |                                     | R                                        |
| TOTAL INCLUSIVE OF<br>VAT |                    |                                                                            |                                                                               |                                                                            |                                     | R                                        |

**NB:** Please provide detailed supporting calculations for the totals used above.

## **9. PROTECTION OF PERSONAL INFORMATION ACT, 4 OF 2013 (POPIA)**

SANParks adheres to the Protection of Personal Information Act, 4 of 2013 (POPIA) requirements regarding personal information which came into effect 1 July 2021.

As SANParks, we are committed to protecting your privacy and ensuring that personal information collected is used properly, lawfully and transparently.

## **10. TIMELINES**

Upon appointment, the recommended service provider is expected to complete the required services required within SANParks' reporting deadlines as will be communicated to and planned with the service provider. SANParks reserves the right to cancel the Purchase Order if the recommended supplier fails to deliver within the agreed timelines.

## **11. FINANCIAL PAYMENT**

Payment will be made in accordance with the PFMA (within 30 days), after provision of services and receipt of an invoice.

## **12. FINAL AWARD**

SANParks recommends the bidder who has quoted on all the items as required in terms of the RFQ for the contract award subject to the bidder having supplied the relevant administrative documentation and complied in all aspects with the terms and conditions and requirements of the RFQ.



**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.

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

| Full Name | Identity Number | Name of State institution |
|-----------|-----------------|---------------------------|
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

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 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 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.

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<sup>2</sup> Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

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**

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**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).

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

1.2 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.

1.3 The maximum points for this tender are allocated as follows:

|                                           | POINTS |
|-------------------------------------------|--------|
| PRICE                                     | 80     |
| SPECIFIC GOALS                            | 20     |
| Total points for Price and SPECIFIC GOALS | 100    |

1.4 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.

1.5 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).



#### **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 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<br>(80/20 system)<br>(To be completed by the organ of state) | Number of points claimed (80/20 system)<br>(To be completed by the tenderer) |
|-------------------------------------------------------------|-----------------------------------------------------------------------------------------|------------------------------------------------------------------------------|
| B-BBEE Level                                                | 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 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 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:** .....

.....

## 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;
    - 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.
  
4. 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 fulfilment of this contract.

5. I declare that I have no participation in any collusive practices with any bidder or any other person regarding this or any other bid.
6. I confirm that I am duly authorised to sign this contract.

NAME (PRINT) .....

CAPACITY .....

SIGNATURE .....

NAME OF FIRM .....

DATE .....

WITNESSES

1 .....

2 .....

3 .....

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 THIS DATE: .....

NAME (PRINT) .....

SIGNATURE .....

OFFICIAL STAMP

|  |
|--|
|  |
|--|

WITNESSES

1 .....

2 .....