

# INVITATION TO TENDERS Bids are hereby invited from suitable suppliers for the following requirements

RFQ NO.	DESCRIPTION	BRIEFING SESSION	BID CLOSING
<b>KZNLA</b> 39/2022/2023	Appointment of a service prover for development of ICT strategy and governance	N/A	Closing date: 20/10/2022 Closing time: 11H00

Evaluation method for bid will comprise of 03 stages of evaluation: stage one - Administrative compliance stage two- functionality, and Price

Documents can be obtained and downloaded on www.kznlqa.co.za

Bids may only be submitted on the bid document that is issued. Bids are to be completed in accordance with the conditions attached to the documents and must be sealed and endorsed with the relevant bid number and must emailed Nokubonga Maguzane@kzniga coza/Bhekanii.Mncwango@kzniga coza not later than 11H00 on 20 Outrbut 2022

The entity will not award any bid to a supplier not registered on the Central Supplier Database. Bids shall be valid for a period of 90 working days. KZN Liquor Authority does not bind itself to accept the lowest or any bid.

Queries relating to this tender may be addressed as follows following: SCM queries: Mr Bhekani. Mncwango, tel. 031 302 0661 / email: Bhekani mncwango@kznlqa.co.za Technical queries: Mr Mthokozisi Cele , tel. 031 302 0669 / email: mthokozisi.cele@kznlqa.co.za

## PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID F	OR REQUIRE				LATORY BOA	ARD F	FOR AUDITORS (IRBA)
BID NUMBER: 39/2022/23	CLOSING DATE:				SING	TIME: 11H00	
DESCRIPTION   Appointment of a services provider for development of ICT strategy and governance							
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM.  BID RESPONSE DOCUMENTS MAY BE EMAILED TO:							
Bhekani.Mncwango@kznlqa.co.za	IVIA I DE	E EWAILED TO.					
22 Dorothy Nyembe street							
The marine building							
Durban							
4001							
SUPPLIER INFORMATION	nacial wines					NW LA	
NAME OF BIDDER	-						
POSTAL ADDRESS							
STREET ADDRESS	-					-	
TELEPHONE NUMBER	CODE				NUMBER		
CELLPHONE NUMBER							
FACSIMILE NUMBER	CODE				NUMBER		
E-MAIL ADDRESS			,				
VAT REGISTRATION NUMBER							-
	TCS PIN:			OR	CSD No:		
B-BBEE STATUS LEVEL	Yes				E STATUS		Yes
VERIFICATION CERTIFICATE					. SWORN		
[TICK APPLICABLE BOX] IF YES, WHO WAS THE	│	···		AFFID	AVIT		No
CERTIFICATE ISSUED BY?							
AN ACCOUNTING OFFICER AS	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION						
CONTEMPLATED IN THE CLOSE	ACT (CCA)						
CORPORATION ACT (CCA) AND	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)						
NAME THE APPLICABLE IN THE TICK BOX	A REGISTERED AUDITOR						
	<u> </u>	NAME:				3	<u> </u>
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMES& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]							
				ARE	OU A FOREIG	N.	
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH	☐Yes	□No		4	D SUPPLIER		☐Yes ☐No
AFRICA FOR THE GOODS	[IF YES ENCLOSE PROOF]			FOR THE GOODS /SERVICES /WORKS OFFERED?			[IF YES ANSWER PART
/SERVICES /WORKS OFFERED?						•	B:3 BELOW]
SIGNATURE OF BIDDER	,		_	DATE			
CAPACITY UNDER WHICH THIS BID							· · · · · · · · · · · · · · · · · · ·
IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of							
directors, etc.)							
TOTAL NUMBER OF ITEMS				TOTA	L BID PRICE		
OFFERED					NCLUSIVE)		·
BIDDING PROCEDURE ENQUIRIES MA	Y BE DIRECT	ED TO:				MAY	BE DIRECTED TO:
CONTACT PERSON	Bhekani MNCWANGO		CONTACT PERSON TELEPHONE NUMBER				
TELEPHONE NUMBER 031 302 0661		FACSIMILE NUMBER					
FACSIMILE NUMBER		·	E-MAIL			+	
E-MAIL ADDRESS Bhekani.mncwango@kznlqa.co.		wango@kznlqa.co.za					

## PART B TERMS AND CONDITIONS FOR BIDDING

1.	BID SUBMISSION:	
	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LA CONSIDERATION.	TE BIDS WILL NOT BE ACCEPTED FOR
1.2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-T	YPED) OR ONLINE
1.3. 1.4.	BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX (INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFID TO BIDDING INSTITUTION.	COMPLIANCE STATUS: AND BANKING
1.5.	WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE	NAMELY: (BUSINESS REGISTRATION/ NOT BE SUBMITTED WITH THE BID SUBMITTED TO BIDDING INSTITUTION.
	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.	「2000 AND THE PREFERENTIAL AND, IF APPLICABLE, ANY OTHER
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 ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.	(PIN) ISSUED BY SARS TO ENABLE THE
2.3	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILI TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE	NG. IN ORDER TO USE THIS PROVISION, E WWW.SARS.GOV.ZA.
2.4	BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.	
2.5	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EAPROOF OF TCS / PIN / CSD NUMBER.	ACH PARTY MUST SUBMIT A SEPARATE
2.6	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLEMUST BE PROVIDED.	LIER DATABASE (CSD), A CSD NUMBER
3.	QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
3.1.	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	YES NO
3.2.	DOES THE BIDDER HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO
3.3.	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	YES NO
3.4.	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA?	☐ YES ☐ NO
IF TH	HE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTA PLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND	IN A TAY COMPLIANCE OF ATUO / TAY

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.



### TERMS OF REFERENCE

## APPOINTMENT OF A SERVICE PROVIDER FOR DEVELOPMENT OF ICT STRATEGY AND GOVERNANCE

THE KWAZULU NATAL LIQUOR AUTHORITY

**BUSINESS UNIT: CORPORATE SERVICES (ICT UNIT)** 

**Technical Enquiries:** 

Mr Mthokozisi Cele

IT Manager - KwaZulu-Natal Liquor Authority

Email:

mthokozisi.cele@kznlaa.co.za

031 302 0669

**SCM Enquiries:** 

Mr Bhekani Mncwango

SCM Practitioner - KwaZulu-Natal Liquor Authority

bhekani.mnwango@kznlqa.co.za

031 302 0661

#### 1. INTRODUCTION

#### 1.1. Abbreviation, Acronyms and Definitions

TOR Terms of Reference

KZNLA KwaZulu-Natal Liquor Authority

KZN Province of KwaZulu-Natal

SP Service Provider

SCM Supply Chain Management

CEO Chief Executive Officer

CFO Chief Financial Officer

PFMA Public Finance Management Act, 1999 (Act No 29 of 1999) as

amended

B-BBEE Broad-Based Black Economic Empowerment

SLA Service Level Agreement

PPPFA Preferential Procurement Policy Framework Act, 2000 (Act No 5

of 2000) as almended

#### 1.2. Background Overview

The KwaZulu Natal Liquor Authority (Herein referred to as KZNLA) was established on 01 August 2012, with a legislative mandate to control and regulate the retail sale and micro manufacture of liquor in the province of KwaZulu-Natal. The liquor regulatory function in the past resided directly with the Department of Economic Development and Tourism. However, all matters pertaining to liquor policy and legislation remain with the Department whilst the Liquor Authority is the implementing Agency.

#### 1.3. Purpose of the project

The purpose of the TOR is to call for proposals from reputable service providers to develop and present the 5-year ICT Strategy and Governance Framework for KZNLA

#### 1.4. Purpose of the terms of reference

It is the intention of the KZNLA to enter into a formal agreement with the successful Service Provider to provide the services described hereunder.

The Terms of Reference (TOR) would serve to guide the process of selecting and appointing a qualified service provider by ensuring a match between KZNLA's requirements and the knowledge and experience of the service provider.

These TORs and the service provider's proposal will form the basis of the service agreement to be entered into between the parties.

#### 2. SCOPE OF WORK AND DELIVERABLES

#### 2.1. Developing an ICT Strategy and Governance

Conducting research, interviews, surveys and using industry expertise draft a 5-year ICT Strategy and Governance for KZNLA based on the most relevant industry framework e.g. COBIT, TOGAF, ITIL, GWEA or a combination of two or more frameworks.

#### 2.2. Presenting the ICT Strategy and Governance

To present the final product to the IT Steering Committee and subsequently to the Audit and Risk Committee for recommendation to the Board.

#### 3. PREVIOUS WORK EXPERIENCE

It is essential that the service provider must have minimum of 5 years' experience in ICT consulting and/or internal auditing in public entities. To be included in the proposal are three (3) recent verifiable references of relevant clients for similar projects.

The proposal should also indicate the approach to be used to acquire/provide for the non-permanent resources which would normally be required for specific tasks/projects.

The service provider will be expected to:

- provide advisory services in line with best practice;
- have an excellent understanding and application of various laws and relevant regulations.
- enable a Key Account Manager who will be responsible for the implementation and co-ordination of the agreement.

 Provide proposed rates which must be valid for 2 months after the date of submission.

#### 4. QUOTATION REQUIREMENTS

Bidders will be required to submit a technical and financial proposal in 2 **SEPARATE** envelopes.

#### 4.1. Technical proposal

The service provider should meet the following competency requirements:

- Be independent of the entity;
- Be competent in the professional practice of iCT Consulting specifically in ICT strategy development;
- Be well versed in the best practices of the profession; and
- Has at least five (5) years of recent experience in the practice of ICT
   Strategy development at public institutions.
- Has developed the ICT Strategy to a mihimum of three public institutions.

#### 4.1.1. Overall Experience

The technical proposal should comprise the following elements:

- Understanding of the assignment and scope of work
- Experience of the service provider including relevant track record through verifiable reference letters, reputation, record of affiliation and experience of conducting similar work.
- The key ICT Consultant must be qualified with at least an Honours or Post-Graduate Degree in Information Systems, Informatics, Auditing or ICT and a minimum of 5 years relevant experience. In addition, each team member assigned to the project must have a minimum of 3 to 5 years relevant experience.
- Provide 1-page CV's for all team members including the team leader.
- The service provider must be registered with relevant professional body e.g.
  Institute of Information Technology Professionals South Africa (IITPSA),
  Independent Regulatory Board of Auditors (IRBA), Compliance Institute
  Southern Africa (CISA), Institute of Internal Auditors (IISA), or any other
  relevant governing bodies.

 Detailed project execution plan, including task definition and allocation, project timeframes / timetable and milestones as well as feedback and reporting plan to KZNLA.

#### 4.1.2. Special Conditions

- KZNLA wishes the project to be completed on or before 31st March 2022.
   Bidders must submit a detailed project plan with milestones and timelines.
- The final ICT Strategy and Governance will be approved by the BOARD.
- The Consultant appointed will be bound to the Code of Conduct and Confidentiality as per the IITPSA Standards and the KZNLA policies in the course of their duties.
- The bidder should possess knowledge of the public entity's activities.
- The successful bidder(s) must sign a Service Level Agreement (SLA) with the Chief Executive Officer (CEO) and reporting on the progress and completion of the contract will be made to the EXCO.
- The bidder may not intend to assign, in whole or in part, any of its obligations
  to perform in terms of the contract to any third party, unless the Chief
  Executive Officer has prior to the assignment, consented in writing to the
  assignment.
- The bidder(s) and staff allocated to the project must agree to be subjected to a security vetting process, if required.

#### 4.2. Financial proposal

- The financial offer must contain a Budget breakdown
- The budget breakdown will include a detailed outline of the line items listed in the technical proposal
- All costs should be inclusive of VAT and conditional and/or unconditional discounts where applicable.
- Additional costs (i.e. travel, administrative, documentation, etc.)

#### 5. QUALITY CONTROL

The supplier has the primary responsibility to ensure that quantity and quality are in accordance with the specification.

#### 6. PAYMENT

- No payment will be made by the KZNLA before a service has been rendered;
- No payment will be made without an original invoice or celtified copy;
- No payment will be processed before full delivery is completed and accepted; and
- Payment will be made within 30 days of receipt of the original or certified invoice from the supplier, provided that the KZNLA is satisfied with the quality and standard of the supplier's performance.

#### 7. EVALUATION CRITERIA

A three (3) phase evaluation criteria will be considered in evaluating the bid, being:

#### Phase 1: Administrative (Mandatory) Requirements

- Central Supplier Database (CSD) registration;
- Signed standard bid documents (SBD Forms); and
- Company registration certificate.

#### Phase 2: Functional/technical Evaluation

Only bidders that have met the pre-qualification criteria will be evaluated for functional evaluation. In this phase the evaluation will be based on the bidders' responses in respect of the bid proposal (evaluated on the minimum functional specifications).

#### Phase 3: Price and B-BBEE

Prospective bidders who score a minimum of 70 points or more in phase 2 will be considered for Price and B-BBEE status level contributor.

NAME OF PROJECT: APPOINTMENT OF A SERVICE PROVIDER FOR DEVELOPMENT OF ICT STRATEGY AND GOVERNANCE	Weight	Initial Score	Final Score
Companies Experience 1 - 5 years' public sector ICT Consulting = 5 6 - 9 years' public sector ICT Consulting = 10 10 and above years ICT Consulting = 15	15		
Company referrals (in the past 5 years) 1 - 2 relevant reference letters = 5 3 - 5 relevant reference letters = 10 6 and above relevant reference letters = 15	15		
Approach and Project Plan with timelines and milestones	15		
Affiliation of the company to professional bodies	15		
Key Expert: ICT Consulting			
Proof of qualifications and experience.	10		
Professional experience - Team Leader Over 10 years = 15 points 5 - 10 year = 10 points Less than 5 years = 0 points	15		
Professional experience - Team members Over 5 years = 15 points 5 years = 10 points Less than 5 years = 0 points	15		
Total Score	100		

#### **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 institution	State
28			

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

<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.

	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)
3.1 3.2	I have read and I understand the contents of this disclosure; 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

There have been no consultations, communications, agreements or

contract.

3.5

arrangements made by the bidder with any official of the procuring

<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.

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.

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.

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Signature	Date
Position	Name of bidder