



**REQUEST FOR QUOTATION  
FOR  
THE APPOINTMENT OF A SERVICE PROVIDER TO EXECUTE  
SPACE PLANNING AND OFFICE DESIGN**

NAME OF BIDDER.....

POSTAL ADDRESS .....

STREET ADDRESS .....

CONTACT PERSON .....

TELEPHONE NUMBER Code ..... Number .....

CELL PHONE NUMBER Code ..... Number .....

FACSIMILE NUMBER Code .....Number .....

E-MAIL ADDRESS .....

**Signature of Bidder** ..... **Date** .....

<b>RFQ Number</b>	RFQ4323
<b>Date of RFQ</b>	20 October 2023
<b>SANEDI Contact</b>	<p>All enquiries and RFQ submissions must be directed to :</p> <p>Name: Ms Nondumiso Buthelezi  Tel: 011 038 4369  Enquiries: e-mail address: <a href="mailto:enquiries.procurement@sanedi.org.za">enquiries.procurement@sanedi.org.za</a>  Website address: <a href="http://www.sanedi.org.za">www.sanedi.org.za</a></p>
<b>SITE INSPECTION</b>	Non- Compulsory Site Inspection will take place on Thursday the 26 <sup>th</sup> of October 2023 at 13:00. SANEDI OFFICES CEF HOUSE, Block C , Upper Grayston Office Park ,152 Ann Crescent,Strathavon, Sandton 2146
<b>Closing date &amp; Time</b>	<b>Friday the 03<sup>rd</sup> of November 2023 at 11:00am</b>
<b>Electronic - Submission</b>	E-mail submission only: <a href="mailto:quotes.procurement@sanedi.org.za">quotes.procurement@sanedi.org.za</a>
<b>Work specification (and Technical specifications)</b>	<p><b>1. Project Background</b></p> <p>SANEDI is a statutory body established in terms of the National Energy Act No. 34 of 2008. The Act provides for SANEDI to direct, monitor and conduct energy research and development, promote energy research and technology innovation as well as undertake measures to promote energy efficiency throughout the economy.</p> <p>SANEDI has secured additional office space and would like to plan, design and configure the space to be occupied for use by staff effective 01 December 2023. For the organisation to ensure that the space is fit for purpose and also complies with all the requirements from an occupational health and safety perspective. SANEDI is seeking to appoint a competent service provider to design, plan and oversee the implementation of the designs overall remodelling projects to ensure that timelines for occupation are achieved, designed are executed as per plans and the correct furniture and fittings are procured for the space.</p> <p><b>2. Project Objective</b></p> <p>SANEDI's executive management is aware of how crucial it is to have strong organisational, managerial, and strategic frameworks in place to support growth and goal achievement in the future. A key component of this is the strategic planning process as well as strategic risk management.</p> <p>Considering this, SANEDI is looking to hire a service provider that is skilled in both strategic session facilitation and development as well as development of the annual performance plan.</p> <p>The service provider will be required to assist SANEDI with undertaking a review of the existing plans, development of the SANEDI's 2024/25 Annual Performance Plan and Facilitation of the Strategic Sessions.</p> <p>Note:</p> <ul style="list-style-type: none"> <li>✓ The APP needs to abide by and be in line with the DPME framework for Strategic Plans and Annual Performance Plans.</li> <li>✓ The facilitation process is meant to guarantee that the SANEDI Board, EXCO Managers of the organization engage in a coordinated and dynamic manner. A thorough annual performance plan will be created at the</li> </ul>

	<p>end of the process. The foundation for all of this effort will be a common understanding, appreciation, and alignment of the strategic effect, results, outputs, and activities as they relate to the theory of change.</p> <p>✓ The documents' layout should be clear and serve as a management tool that feeds directly into the balanced scorecard of the organization and individual performance agreements</p> <p><b>3. Project Objectives</b></p> <p>To ensure that electrical and electronics appliances are properly disposed at the end of their functional life. When the WEEE are disposed correctly they won't harm the environment and human health.</p>
Scope of Works	<p><b>4. Scope of work</b></p> <ul style="list-style-type: none"> <li>• The service provider will be required to conduct a needs assessment for the office space and design requirements for the space.</li> <li>• Recommend space layout for the offices considering all the health and safety requirements and maximising the effective use of the space. Consideration should also be given to all IT installations that will be required for the space to be accommodated into the design.</li> <li>• Interior designs for office look and feel and selection of interior design elements per the approved plans.</li> <li>• Draft specification for appointment of a service provider to do the remodelling in line with the approved space plans.</li> <li>• Draft specification for the procurement of furniture and fittings and manage the delivery and installation of furniture and fittings.</li> <li>• Collaborate with the IT department with respect to IT and Security installations for the office space.</li> <li>• Project manage the remodelling work and all associated activities from start to occupation as well as resolving any post occupation snags.</li> </ul> <p><b>Additional Information</b></p> <p><b>The proposed space that requires refurbishment is about 597sq in size and include but not limited to the following:</b></p> <ul style="list-style-type: none"> <li>• Three kitchens</li> <li>• 1 board room</li> <li>• 1 training room</li> <li>• 2 toilets</li> <li>• Reception area</li> </ul> <p><b>5. Project duration</b></p> <p>Estimate 3 months (Until occupation of Building.)</p>
Required qualifications	<b>Evaluation Criteria</b>

<b>and experience (Technical Evaluation Criteria)</b>	<div data-bbox="219 199 505 233"> <b>1. Project Background</b> </div> <div data-bbox="264 273 1583 375"> <p>SANEDI is a statutory body established in terms of the National Energy Act No. 34 of 2008. The Act provides for SANEDI to direct, monitor and conduct energy research and development, promote energy research and technology innovation as well as undertake measures to promote energy efficiency throughout the economy.</p> </div> <div data-bbox="264 415 1583 625"> <p>SANEDI has secured additional office space and would like to plan, design and configure the space to be occupied for use by staff effective 01 December 2023. For the organisation to ensure that the space is fit for purpose and also complies with all the requirements from an occupational health and safety perspective. SANEDI is seeking to appoint a competent service provider to design, plan and oversee the implementation of the designs overall remodelling projects to ensure that timelines for occupation are achieved, designed are executed as per plans and the correct furniture and fittings are procured for the space.</p> </div> <div data-bbox="219 707 438 741"> <b>2. Scope of Works</b> </div> <div data-bbox="313 779 1583 1283"> <ul style="list-style-type: none"> <li>• The service provider will be required to conduct a needs assessment for the office space and design requirements for the space.</li> <li>• Recommend space layout for the offices considering all the health and safety requirements and maximising the effective use of the space. Consideration should also be given to all IT installations that will be required for the space to be accommodated into the design.</li> <li>• Interior designs for office look and feel and selection of interior design elements per the approved plans.</li> <li>• Draft specification for appointment of a service provider to do the remodelling in line with the approved space plans.</li> <li>• Draft specification for the procurement of furniture and fittings and manage the delivery and installation of furniture and fittings.</li> <li>• Collaborate with the IT department with respect to IT and Security installations for the office space.</li> <li>• Project manage the remodelling work and all associated activities from start to occupation as well as resolving any post occupation snags.</li> </ul> </div> <div data-bbox="219 1329 519 1360"> <b>3 Additional information</b> </div> <div data-bbox="219 1400 1485 1470"> <p><b>The proposed space that requires refurbishment is about 597sq in size and include but not limited to the following:</b></p> </div> <div data-bbox="264 1509 500 1701"> <ul style="list-style-type: none"> <li>• Three kitchens</li> <li>• 1 board room</li> <li>• 1 training room</li> <li>• 2 toilets</li> <li>• Reception area</li> </ul> </div> <div data-bbox="219 1749 449 1782"> <b>4. Project duration</b> </div> <div data-bbox="237 1820 769 1890"> <ul style="list-style-type: none"> <li>• estimate 3 months (Until occupation of Building.)</li> </ul> </div>
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## 5. Evaluation Criteria

Minimum requirements:

Phase 1		
Criteria	Scoring Guidelines (1-10)	Weighting
<p>Provide proof of company experience/individual contractor's details where the similar services were rendered.</p> <p>NB: A portfolio must be provided as evidence.</p>	<p>Portfolio of evidence for energy efficient and green building/ office spaces for various sizes (801msq to 1000msq) =10</p> <p>Portfolio of evidence for energy efficient and green building/ office spaces for various sizes (501msq to 800msq)=5</p> <p>Portfolio of evidence for energy efficient and green building/ office spaces for various sizes (200msq to 500msq)=3</p>	15%
<p>Qualification of the team leader: The team leader must have a bachelor's degree interior design, Architecture or equivalent</p>	<p>Bachelor's degree in interior design, architecture, or equivalent =10</p> <p>Diploma in interior design, architecture, or equivalent =3</p> <p>Certificate in interior design, architecture, or equivalent =1</p>	10%
<p>Experience of the team leader in office planning and interior designing</p> <p>NB: A CV of the project leader must be provided as evidence.</p>	<p>Seven years and more experience=10</p> <p>Five to six years' experience =6</p> <p>Two-to-three-year experience=3</p>	15%
<p>Registration of the company or team leader with <b>The African Institute of the Interior Design Professions (IID)</b>.</p> <p><b>N:B Provide registration number or certificate</b></p>	<p>Registered =10</p> <p>Not registered =0</p>	5%
<p>Project Plan</p> <p>Provide a brief project plan with deliverables and timelines</p>	<p>Comprehensive plan with timelines, milestones and deliverables=10</p> <p>Reasonable plan with timelines, milestones and deliverables=3</p> <p>No project plan =0</p>	15%

	<p>Provide three signed reference letters of company as proof of previous work completed of the same kind within the last five years.</p> <p>Reference letters should have the following details:</p> <ul style="list-style-type: none"> <li>• Project value</li> <li>• Period.</li> <li>• Contact details (Name, Position, Landline Telephone number, email address)</li> </ul>	<p>Six reference letters = 10 Four to five reference letters= 6 Three reference letter= 4 Less than 2 reference letters= 2</p>	20%
	Threshold for Phase 1		50%
	Phase 2		
	<p>Presentation of the portfolio. The portfolio must demonstrate the following:</p> <ul style="list-style-type: none"> <li>• Designer's ability to plan.</li> <li>• Design concepts and layouts.</li> <li>• Style and or creativity of the interior designer</li> <li>• Meeting client's timelines</li> </ul>	<p>Excellent portfolio that demonstrates all the listed arears in column 1=10 Average portfolio that demonstrates most 50% of the areas listed in column 1=5 Poor portfolio that demonstrates some of the 20% of the areas listed on column 1 = 1</p>	35
	Threshold for phase 2		30%
	Total		100%
<b>Terms and Conditions</b>	<p>The RFQ shall be subjected to the SANEDI procurement terms and conditions which can be found on <a href="http://www.sanedi.org.za">www.sanedi.org.za</a> .</p> <p>New suppliers are requested to apply for registration as suppliers on the database as no RFQs will be considered without suppliers firstly being registered on the supplier database.</p>		
<b>Quoted Price excluding Disbursements VAT inclusive</b>	(Attach a formal quotation on company official letterhead to this RFQ)		
<b>Discounted amounts Disbursements VAT inclusive</b>			
<b>Total Amount VAT inclusive</b>			

<b>Other Requirements</b>	<p>The supplier must submit the following returnable schedules:</p> <ol style="list-style-type: none"> <li>1. Pricing schedule</li> <li>2. Attach SBD9, SBD 4 and SBD 6.1</li> <li>3. Attach valid tax clearance</li> <li>4. Certified BBBEE certificate</li> </ol> <p>Forms are available on <a href="http://www.sanedi.org.za">www.sanedi.org.za</a></p>
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#### **SBD 4: Bidder's Declaration of Interest**

	<p>Any legal person, including persons employed by the state, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes an advertised competitive bid, a limited bid, a proposal or written price quotation). In view of possible allegations of favoritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority where</p> <ul style="list-style-type: none"> <li>- the bidder is employed by the state; and/or</li> <li>- the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.</li> </ul>
	<p><b>In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.</b></p>

	<b>COMPANY &amp; REPRESENTATIVE DETAILS</b>	
	Full Name of bidder or his or her representative	

	Identity Number	
	Position occupied in the Company (director, trustee, shareholder, member):	
	Registration number of company, enterprise, close corporation, partnership agreement or trust	
	Tax Reference Number	
	VAT Registration Number	

	DECLARATIONS	YES	NO
	Are you or any person connected with the bidder presently employed by the state?		
	If so, furnish the following particulars: Name of person / director / trustee / shareholder/ member		
	Name of state institution at which you or the person connected to the bidder is employed :		
	Position occupied in the state institution		
	Any other particulars:		
	If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector?		
	If yes, did you attach proof of such authority to the bid document?  <u>(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid.</u>		



	If no, furnish reasons for non-submission of such proof:		
	Did you or your spouse, or any of the company's directors / trustees / shareholders / members or their spouses conduct business with the state in the previous twelve months?		
	If so, furnish particulars:		
	Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid?		
	If so, furnish particulars:		
	Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies  Wither or not they are bidding for this contract?		
	If so, furnish particulars:		

<b>Full details of directors / trustees / members / shareholders.</b>
The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / PERSAL numbers must be indicated in the table below.

Full Name	Identity Number	Personal Income Tax Reference Number	State Employee Number / Persal Number

“State” means –

- (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

“Shareholder” means a person who owns shares in the company and is actively involved in the management of the enterprise or business and exercises control over the enterprise.

#### **DECLARATION OF INTEREST**

I, the undersigned (name).....

Certify that the information furnished in this declaration is correct and I accept that SANEDI may reject the bid or act against me should this declaration prove to be false.

Name of Enterprise Bidding: .....

Name of Authorised Representative .....

Signature of Authorised Bidder .....

Date .....

## SBD 6.1

### 1. Preference Points

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

**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 Preference Points applicable:

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

1.3 Points for this tender shall be awarded for:

(a) Price; and

(b) Specific Goals.

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

	POINTS
Price	80

Specific Goals	20
<b>Total points for price and specific goals</b>	<b>100</b>

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

1.6 SANEDI 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 SANEDI.

## 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).
- (f) “B-BBEE” means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (g) “B-BBEE status level of contributor” means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (h) “bid” means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (i) “Broad-Based Black Economic Empowerment Act” means the Broad-Based Black Economic

Empowerment Act, 2003 (Act No. 53 of 2003);

- (j) “EME” means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (k) “functionality” means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (l) “proof of B-BBEE status level of contributor” means:
  - B-BBEE Status level certificate issued by an authorized body or person;
  - A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
  - Any other requirement prescribed in terms of the B-BBEE Act;
  - “QSE” means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;

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

#### 3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS A maximum of 80 or 90 points is allocated for price on the following basis:

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest 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 preferencepoint 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 (80/20 system)			Number of points claimed (80/20 system) (To be completed by the tenderer)
	Total points possible	Indicator	Points allocated	
B-BBEE Status level of Contributor	10	Level 1	10	
		Level 2	9	
		Level 3	8	
		Level 4	5	
		Level 5	4	
		Level 6	3	
		Level 7	2	
		Level 8	1	
		Non-compliant	0	
Women	5	Women Owned 76% - 100%	100%	
		Women Owned 51% - 75%	75%	
		Women Owned 26% - 50%	50%	
		Women Owned 5% - 25%	25%	
		Women Owned less than 5% - 0%	0%	
Youth	2.5	Youth Owned 76% - 100%	100%	

		Youth Owned 51% - 75%	75%	
		Youth Owned 26% - 50%	50%	
		Youth Owned 5% - 25%	25%	
		Youth Owned less than 5% - 0%	0%	
Persons with Disability	2.5	Person with Disability 76% - 100%	100%	
		Persons with disability 51% - 75%	75%	
		Persons with disability 26% - 50%	50%	
		Persons with disability 5% - 25%	25%	
		Persons with disability less than 5% - 0%	0%	
<b>TOTAL FOR SPECIFIC GOALS</b>	<b>20</b>			

#### DECLARATION WITH REGARD TO COMPANY/FIRM

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

4.4 Company registration number:.....

4.5 TYPE OF COMPANY/FIRM

Type of Firm	Tick the applicable box here
Partnership/Joint Venture/ Consortium	
One-person business/sole propriety	
Close corporation	
Public Company	
Personal Liability Company	
(Pty) Limited	
Non -Profit Company	
State Owned Company	

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.

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



### **SBD 9: Certificate of Independent Bid Determination**

I, the undersigned, in submitting the accompanying bid for .....

in response to the invitation for the bid made by SANEDI do hereby make the following statements that I certify to be true and complete in every respect:

I therefore certify, on behalf of ..... that I have read and I understand the contents of this Certificate;

1. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
2. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
3. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign the bid, on behalf of the bidder;
4. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:

(a) has been requested to submit a bid in response to this bid invitation;

(b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and

(c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder

5. 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 will not be construed as collusive bidding.
6. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:

(a) prices;

(b) geographical area where product or service will be rendered (market allocation)

(c) methods, factors or formulas used to calculate prices;

(d) the intention or decision to submit or not to submit, a bid;

(e) the submission of a bid which does not meet the specifications and conditions of the bid; or

(f) bidding with the intention not to win the bid.

7. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.

8. 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.
9. 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.

Name of Enterprise Bidding: .....

Name of Authorised Representative .....

Signature of Authorised Bidder .....

Date .....