



Specifications, Evaluation Criteria and Works Space Norms Western Cape and Northern Cape Provincial Office

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**LEGAL AID SA SPECIFICATION: EVALUATION CRITERIA FOR PROCUREMENT OF OFFICE
ACCOMMODATION IN WESTERN AND NORTHERN CAPE PROVINCIAL OFFICE**

| No. | TERMS AND CONDITIONS OF THE SPECIFICATION | YES | NO | Comment |
|----------|--|-----|----|---------|
| 1 | OPERATIONAL LEASE REQUIREMENTS | | | |
| 1.1. | The properties should be offered on an operational lease, for a minimum period of five (5) years. | | | |
| 1.2. | No deposit shall be paid for rental of the leased office accommodation. | | | |
| 1.3. | The building offered must be habitable for office use and the bidder must be open for negotiation with Legal Aid SA for Tenant Installation Allowance. | | | |
| 1.4. | The lease proposal must include an estimate of the costs of refurbishment and the Tenant Installation Allowance offered in accordance with the detailed work space norms provided on the last page of this document. | | | |
| 1.5. | The Landlord must be willing to undertake all refurbishments on behalf of Legal Aid SA in line with Construction Industry Development Board (CIDB) requirements. Legal Aid SA will reimburse the Landlord for all costs negotiated less any Tenant Installation Allowance provided on condition that if the costs of refurbishment exceed the contribution of the Landlord, the latter must advise the Tenant timeously and obtain consent from the Tenant prior to commencing with refurbishments in excess of the contribution amount. The refurbishments will form part of the signed lease agreement. | | | |
| 1.6. | Legal Aid SA reserves the right to negotiation for space, rental and refurbishment costs. | | | |
| 1.7. | A separate water and electricity meter must be in place which is managed and controlled by the local municipality or Eskom. No other meter system will be accepted. | | | |
| 1.8. | The Landlord must ensure proper and adequate maintenance of the exterior of leased premises together with common areas for the duration of the agreement. | | | |
| 1.9. | The Landlord must be willing to include a clause in the lease agreement regarding right of first refusal where the building will be first offered to Legal Aid SA should it be up for sale subject to Legal Aid SA adhering to its Supply Chain Management Policy. | | | |
| 1.10. | Standard Lease Agreement used by Legal Aid SA shall form part of the tender document . By submitting the tender, the Landlord agrees that it will use the agreement and Legal Aid SA reserves its rights to reject the Landlord from using their own lease agreement. In cases where Legal Aid SA waives its right to use its standard lease agreement, no levies or contract drafting costs shall be payable by Legal Aid SA. Such leases shall be vetted by Legal Aid SA's legal team to ensure compliance with the organization's policies and regulations. | | | |
| 1.11. | Legal Aid SA reserves the right not to make any appointment and shall not entertain any claim for costs that may have been incurred in the preparation and the submission of proposals. | | | |
| 1.12. | Building that have no rising damp or visible structural defects or wall cracks. Building with structural defects and wall cracks exceeding 5mm will not be considered for further evaluation. | | | |
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| 2 | Evaluation Criteria The bid will be evaluated in five (5) phases as outlined below: | | |
| 2.1. | Phase 1: Responsiveness | | |
| 2.1.1. | Bidders must ensure that they complete and sign documents as indicated below, and the documents must be submitted as part of the bid document by the closing date and time: i. Signed SBD 1: Invitation to Bid. ii. Signed SBD 3.1: Pricing schedule – firm prices (Purchases). iii. Signed SBD 4: Bidder's Declaration. iv. Signed SBD 6.1: Preference Points claim form in terms of the Preferential Procurement Regulations 2022. v. Original or certified valid B-BBEE certificate or sworn affidavit. JV must submit a consolidated B-BBEE certificate. The bidder must be registered on Central Supplier Database (CSD): The bidder must ensure that their company is registered on CSD (attach the CSD report with the bid document or provide bidder CSD registration number). vi. Municipal Account Statement and/or electricity account of not older than two (2) months from the tender closing date. vii. The bid must be submitted with the latest CSD reports of all parties (agent, landlord/JV partners etc.) | | |
| 2.2. | Phase 2: Disqualification Criteria | | |
| 2.2.1 | i) A bidder must provide a copy of the title deed for the building as proof of property ownership. ii) An agent/entity of the landlord must provide a signed letter or relationship agreement with detailed responsibilities that the owner of the building has granted to the agent/entity for the leasing of the office building. Bidder must submit a signed confirmation letter/ relationship agreement. The letter must be in the company's letterhead signed by a delegated authority of all parties. | | |
| | NB: Failure to comply with the above will result in the bid not being evaluated for Phase 3, 4 and 5. | | |
| 2.3. | Phase 3: Functionality In this phase, Legal Aid SA will look at the most appropriate property aligned to its operation, compatible with its infrastructure and feedback from reference checks. These will include site visits of properties and bid documents submitted by the landlords. The building will be evaluated on the following functionality criteria: | | |
| | Functionality Evaluation Criteria | Points | |
| 2.3.1. | Building Documentation i. Building inspection conducted by Legal Aid SA officials and the bidder within five (5) days upon request by Legal Aid SA. Written communiqué will be used for evaluation as proof of evidence. (5 points) ii. A bidder must submit a copy of actual building compliance documents: (25 points) a) Approved building plan (5 points); b) Occupancy Certificate (10 points); c) Zoning Certificate (2 points); d) Fire Protection/Evacuation Plan (2 points); e) Electrical Compliance Certificate (2 points); f) Pests Control Certificate (2 points) and g) Building Maintenance plan (2 points). NB Zero point will be allocated for criteria/subcriteria not met or substantiated. | 30 | |
| 2.3.2. | Building location and accessibility: (Targeted area is Stellenbosch) i. Aerial plan indicating the following to be attached. a) Building must be located in the target area and within 10km from the CBD of Stellenbosch = (20 points) b) Building be located in the target area more than 10.1 km up to 15m from the CBD of Stellenbosch = (15 points) c) Building be located in the target area more than 15.1km up to 18km from the CBD of Stellenbosch = (10 points) d) Building be located in the target area more than 18.1km up to 20km from the CBD of Stellenbosch = (5 points) e) Building be located in the target area and are more than 20km from the CBD of Stellenbosch = 0 points ii. A building must be accessible to people living with disabilities. NB: Site Inspection will be conducted by Legal Aid SA's official to verify. a) Building with ramps, lifts if offices not on ground floor and signage. (10 points) b) Building which is not accessible to persons living with disabilities. = (0 points) | 30 | |
| 2.3.3 | Building requirements: i. Office space (20 points) Office building must have the following: a) air-conditioners = 5 points; b) electrical plugs per office = 5 points ; c) ablution facilities as per space norm = 5 points; d) fire escape routes/emergency exits = 5 points. NB: Zero point will be allocated for criteria/subcriteria not met or substantiated. ii. Parking Space (10 points) A building with: a) availability minimum of 4 covered lockable parking bays on the premises; (10 points) b) availability minimum of 4 covered parking bays behind locked gate on the premises; (6 points); c) additional free open parking bay for Legal Aid SA's employees, visitors and clients within the premises. (2 points). d) No information or insufficient parking provided (0 points) | 30 | |
| 2.3.4 | Building Conditions and Availability: i. The premises must be within a safe and secure office environment zoned for office or business use, as deemed acceptable as Land Use Management Scheme/Town Planning Scheme. The buildings (including the office offered to the Legal Aid SA) comprising the bidder's proposal and that of neighboring properties must have acceptable look, promote Legal Aid SA image and its business objectives. (8 points) ii. The premises must be made available for occupation by the 01 September 2024 . (2 points) NB: Zero point will be allocated for criteria/subcriteria not met or substantiated. | 10 | |
| | TOTAL | 100 | |
| | Only Bids that score 70 points or more on functionality will be evaluated further. | | |

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| 2.4.1 | <p>Phase 4: Compliance Criteria Qualifying bidders from Phase 3 are subjected to confirmation/verification of the following occupational and building compliance documents as per below. Failure to submit the documents required as part of the due diligence process, within 7 working days from request, the bidder may be disqualified from further evaluation:</p> <ul style="list-style-type: none"> i) Approved building plans; ii) Occupancy Certificate; iii) Zoning certificate; iv) Fire protection/evacuation plan; v) Electrical compliance certificate; vi) Pest Control Certificate; vii) Building Maintenance Plan (Before occupation & post occupation); and viii) Floor plan per the office setup | | |
| 2.4.2 | <p>Phase 5: Price and B-BBEE ii. PPFA Points Scoring Qualifying bidders will be evaluated in terms of the Preferential Procurement Policy Framework Act (PPFA), Procurement Regulations 2022. The value of this bid is estimated not to exceed R50 000 000 (all applicable taxes included), the 80/20 points system will apply, where: Price = 80 points, and B-BBEE level of contribution = 20 points</p> <p>Pricing - must include VAT, if registered as a VAT Vendor or application made to SARS to register as a VAT Vendor (Proof must be attached)</p> <ul style="list-style-type: none"> - Bidder must provide the total costs of accommodation for the proposed duration, with the following details: <ul style="list-style-type: none"> * Rental rate per square metre for the proposed office space; * Rate per parking bay; * Annual escalation rate of not greater than CPI, with a motivation if this exceeds CPI; * Tenant installation amount offered by the bidder; * Tenant's share of proportionate costs with details, if applicable. * Tenant Estimated Installation Cost: Tenant installation costs as per Legal Aid SA space norm will be applied on price evaluation to determine the best value for money. | | |
| 3 | Implementation | | |
| 3.1 | Upon occupation, a snag list shall be drawn within 30 days and be submitted to the service provider, who will attend to the defects within 30 days upon receipt thereof. | | |
| 4 | Additional Requirements are as follows. | | |
| 4.1. | Partitioning as per Legal Aid SA's specification | | |
| 4.2. | Air-conditioning (preferably split units) | | |
| 4.3. | Painting - with corporate colours | | |
| 4.4. | Floor covering - with corporate colours | | |
| 4.5. | Power skirtings - with two power plugs per work station - one being specifically for computers | | |
| 4.6. | Network and telephone points | | |
| 4.7. | Blinds - with corporate colours | | |
| 4.8. | Space plan | | |
| 4.9. | UPS facility integrated into specific power points. | | |
| 4.10. | Branding requirements: Landlord willing to allow Legal Aid SA sign-board of Size: 1200mm (width) x 800mm (height), Weight/thickness 10mm mounted on the outside of the building | | |
| 4.11. | Information Technology requirements - Power skirtings accommodating computer and telephone network. Two plug points per desk. Between 5 and 6 Network points. UPS facility integrated into specific power points. | | |
| 4.12. | An emergency generator as a backup to electricity supply; | | |
| 4.13. | The building must have natural ventilation and natural light. | | |
| 4.14. | The building must be accessible to disabled persons and include, ramps and/or lifts where necessary. | | |
| 4.15. | Energy saving building will be an additional advantage. | | |

Comparison of existing facilities at Western Cape & Northern Cape Provincial Office with Legal Aid SA Space Norms

| A | B | C | D | E | F |
|------------------------------------|----------------|--|--|---------------|--|
| Office | m ² | Toilet Specifications (Toilets included in Column D) | Number of Offices, cubicles and open spaces | No. Employees | No. Parking Bays (Parking Bays not included in Column D) |
| Current Building Statistics | 325 | No cubicles, 4 toilets, 4 basin and No toilet for people living with disability. | 10 offices, (1 open space-Reception Area), 1 Store room ,1 Library 2 Kitchens, 1 boardroom, 1 Small boardroom 1 passage upstairs and 1 passage downstairs , 4 toilets with 4 basins) | 10 | 10 |
| Per work space norms/ requirements | 373 | 2 Toilets >Females: (3 cubicles and 3 basins) >Males (3 cubicles, 3 basins and 3 urinals) >1 toilet for people living with disability | 10 offices, 7 facility rooms and 1 designated open areas which serve as area for visitors | 10 | 4 |

Legal Aid SA - Workspace Norms for Northern Cape/Western Cape Provincial Office

| Position | Number of Employees | Offices Required | Cubicles Required | Open Area | Space Allocation per employee position/facility | Total space m ² | Comments |
|--|---------------------|------------------|-------------------|-----------|---|----------------------------|--|
| Space allocation based on employees | | | | | | | |
| Provincial Executive | 1 | 1 | | | 20 | 20 | Office |
| Provincial Legal Manager | 1 | 1 | | | 15 | 15 | Office |
| Supervision Legal Manager | 1 | 1 | | | 12 | 12 | Office |
| Provincial Finance Manager | 1 | 1 | | | 12 | 12 | Office |
| Provincial Human Resources | 1 | 1 | | | 12 | 12 | Office |
| Provincial Communication Practitioner | 1 | 1 | | | 12 | 12 | Office |
| Finance Admin Officer | 1 | 1 | | | 8 | 8 | Office |
| Human Resource Admin Officer | 1 | 1 | | | 8 | 8 | Office |
| PA to Provincial Executive including waiting area | 1 | 1 | | | 8 | 8 | Office |
| Regional Technician | 1 | 1 | | | 8 | 8 | Office |
| Intern office | 0 | | | | 8 | 0 | Office |
| Total Space based on employees | 10 | 10 | 0 | 0 | 123 | 115 | |
| Space allocation based on facilities | | | | | | | |
| Average number of attendees for Board Room meetings | 32 | | | | | | |
| Average number of attendees for Training Workshops | 32 | | | | | | |
| Registry/ Filing Room & Stationery | | 1 | | | 9 | 9 | |
| Waiting area | | 1 | | 1 | 9 | 9 | Window from the PA's Office to monitor waiting area |
| Boardroom | | 1 | | | 100 | 100 | Board room can be dual purpose i.e. partitions to convert into additional consultation rooms when not used for meetings. |
| Library area/Filing Room & Stationery | | 1 | | | 45 | 45 | The space to allow for filling cabinets (closed and open) |
| Kitchen | | 1 | | | 8 | 8 | |
| Toilet | | 2 | | | 8 | 16 | <u>Female Toilet:</u> (3 cubicles and 3 basins) <u>Male Toilet:</u> (3 cubicles, 3 basins and 3 urinals for males) 1 Toilet must be accessible to people living with disability. |
| Server/Network room | | 1 | | | 9 | 9 | Ventilated |
| Total Space based on facilities | 8 | 0 | 1 | | 196 | | |
| Total Space Requirements | | | | | | 311 | |
| Walkways, stairs and hallways | | | | | | 62 | |
| TOTAL | 10 | 18 | 0 | 1 | 123 | 373 | Minimum Space required |
| Total Number of Employees | 10 | | | | | | |
| Total Number of Offices, Cubicles and Toilets | | | 18 | | | | |