



Tel: +27(12)432 1300
 Info Centre: 086 00 65383
 web: www.nlcsa.org.za
 National Lotteries Commission (NLC)
 P.O Box 1556
 Brooklyn Square 0083, Pretoria

SBD1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE NATIONAL LOTTERIES					
BID NUMBER:	RFP/2023-080	CLOSING DATE: 08 SEPTEMBER 2023		CLOSING TIME:	11:00
DESCRIPTION	PROPOSALS TO ASSIST NLC INTERNAL AUDIT WITH THE INDEPENDENT REVIEW OF THE GRANT FUNDING BUSINESS PROCESSES				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
333 GROSVENOR STREET, BLOCK D, HATFIELD GARDENS (NO HARD COPIES OR EMAILS WILL BE ACCEPTED,)					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Penelope Soyingwa		CONTACT PERSON		
TELEPHONE NUMBER	012 432 1414		TELEPHONE NUMBER		
FACSIMILE NUMBER			FACSIMILE NUMBER		
E-MAIL ADDRESS	penelope@nlcsa.org.za		E-MAIL ADDRESS		
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	[TICK APPLICABLE BOX] ☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] ☐ Yes ☐ No
[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 YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES, ANSWER PART B:3]
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QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	☐ YES ☐ NO
DOES THE ENTITY HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	☐ YES ☐ 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 PREFERENTIAL PROCUREMENT REGULATIONS, 2017, 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-FILED THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA. 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID. 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER. 2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED. 2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE

CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE.”

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

.....

CAPACITY UNDER WHICH THIS BID IS SIGNED:

.....

(Proof of authority must be submitted e.g. company resolution)

DATE:

.....



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NATIONAL LOTTERIES COMMISSION

REQUEST FOR PROPOSALS TO ASSIST NLC INTERNAL AUDIT WITH THE INDEPENDENT REVIEW OF THE GRANT FUNDING BUSINESS PROCESSES

The PROCESS	REQUIREMENTS
RFP number	RFP/2023-080
Advertisement Date	28 August 2023
Closing date and time	08 September 2023 at 11:00 (South African Standard Time)
Validity period	90 business working days from the closing date
Submission instruction:	The original proposal and supporting documents must be submitted ONLY via USB and be delivered to: Acting Manager: Supply Chain Management National Lotteries Commission 333 Grosvenor Street Block D, Hatfield Gardens Hatfield, Pretoria 0083 Enquires ONLY can be emailed to: penelope@nlcsa.org.za NO email or hardcopies will be accepted.

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TERMS OF REFERENCE FOR THE REQUEST FOR PROPOSALS TO ASSIST THE NLC INTERNAL AUDIT WITH THE INDEPENDENT REVIEW OF THE GRANT FUNDING BUSINESS POCESSES

SECTION 1: BACKGROUND, OVERVIEW AND RFP SCOPE OF REQUIREMENTS

1. INTRODUCTION

The National Lotteries Commission was established in terms of the Lotteries Act No. 57 of 1997, as amended (Lotteries Act) to regulate the National Lottery as well as other lotteries and societies.

The NLC aims to ensure that funds raised through the National Lottery are distributed equitably and expeditiously across South Africa in order to advance social upliftment of communities in need with the aim of addressing poverty and reducing inequalities in line with the National Development Plan.

The Commission is required to apply principles of openness and transparency in the exercise of its functions assigned to it in terms of the Lotteries Act No 57 of 1997.

2. BACKGROUND

The legislative mandate of the NLC includes inviting applications from registered organisations to apply for grants in support of worthy good causes (application-based, or responsive funding); as well as to conduct research on worthy good causes that may be funded without lodging an application (strategic funding). Thus, the NLC currently employs a mixed funding model (i.e., strategic, and responsive), with two entry points for grants to be awarded across the sectors. In both cases, independent sector-based panels of adjudicators (Distributing Agencies) approve grants to be awarded.

The NLC currently has three main sectors, each of which receives a pre-determined percentage of the NLDTF namely Charities (47%), Sport and Recreation (28%) and Arts, Culture, and National Heritage (23%), as well as a fourth fund for Miscellaneous purposes (2%).

The Board of the NLC is committed to ensuring that the NLC is an integral member of society, ensuring sustainable development through inter alia sound corporate governance practices, ethical leadership, and performance excellence. The NLC must apply the principles of transparency and accountability to stakeholders in fulfilling its statutory responsibilities, proving itself a trustworthy and value-adding corporate partner. The NLC in 2017-18 adopted the International Integrated Reporting <IR> Framework¹, which aims to “align capital allocation and corporate behaviour to wider goals of financial stability and sustainable development through the cycle of integrated reporting and thinking” (International Integrated Reporting Council, 2019).

In recent years NLC has been in the media and public spotlight for the wrong reasons including allegations of fraud and maladministration. This negative publicity can be traced back to gaps in the current funding model and adherence to policies governing the grant funding activities of the

NLC. This negative publicity poses a reputational risk to the NLC brand and may have adverse implications on the sustainability and profitability of the National Lottery.

The Board therefore instructed Management to undertake an urgent review of the Grant Funding model, to assess the efficacy of the current model and policies, identify leakages in the grant funding value chain, and to make recommendations for any necessary changes to the above. The then acting Commissioner appointed a cross-functional Task Team to undertake the review and present a report to the Accounting Authority before the end of the third quarter of 2022-23 Financial Year.

The Task Team was comprised of senior officials from:

- Operations Division (including Provincial Managers),
- Finance Division,
- Legal Division,
- Business Development Division (including Research and Monitoring and Evaluation),
- Enterprise Risk Management; and
- Information, Communication and Technology Division.

KEY DELIVERABLES OF THE TASK TEAM

Some of the key deliverables of the task team were as follows:

- Review the grant funding business processes.
- Develop tools as means to improve controls in the value chain.
- Revise policies that directly guide the grant funding value chain.
- Identify capacity gaps in the value chain and propose interventions.
- Revise the application guidelines and checklist.

3. OBJECTIVE

The objective of this consulting service is to conduct a comprehensive review of the Research-Based Grant Funding Policy and Project Adjudication Matrix to ensure compliance with relevant laws, regulations, and organisational standards. The consulting service aims to identify any gaps or deficiencies and provide actionable insights and recommendations for improvement.

4. SCOPE OF WORK

The scope of work will encompass the following areas:

Research-Based Policy Review:

- a) Assess the adequacy of the Research-Based Policy in accordance with the provisions of the Lotteries Act No. 57 of 1997, lotteries regulations, and other applicable laws and regulations.
- b) Evaluate the policy's alignment with the organisation's objectives and strategic priorities.
- c) Examine the policy's adequacy in guiding research initiatives and ensuring transparency and accountability in the allocation of funds.
- d) Identify any gaps or weaknesses in the policy and Standard Operation Procedure and recommend improvements to enhance its efficacy.

Project Adjudication Matrix Review:

- a) Evaluate the adequacy and appropriateness of the Project Adjudication Matrix used for grant funding allocation.
- b) Verify the accuracy of the formulas and criteria employed in the matrix for project evaluation and selection.
- c) Assess the alignment of the matrix with the NLC's grant funding business process.
 - ✓ Identify any discrepancies or areas of improvement in the matrix and provide recommendations for enhancing its effectiveness and fairness.

5. DELIVERABLES

- The successful Service Provider to report directly to the Chief Audit Executive (CAE).
- The appointed Service Provider shall produce the following:
 - ✓ Prepare for approval by the CAE, an engagement letter indicating detail of budget and timeframes and the detail scope.
 - ✓ Submit the report after completion of project signed by the engagement director/Audit partner to the CAE.
 - ✓ Submit working papers to the CAE after finalisation of this ad-hoc assignment within two week.

Other requirements:

- The staff should maintain their objectivity by remaining independent of the activities they audit.
- There must be professionally qualified project manager present throughout the duration of the.
- The NLC will not be billed for any unproductive or duplicated time spent on assignment, for any reason.
- Sufficient time must be spent on assignments to ensure that quality is maintained at the highest standards.

6. DURATION OF THE PROJECT

- The project is expected to start in September 2023 and the final report to be submitted until 1st week of October 2023.

SECTION 2: NOTICE TO SERVICE PROVIDERS

1. Terms and conditions of Request for Proposals (RFP)

- 1.1 This document may contain confidential information that is the property of the NLC.
- 1.2 No part of the contents may be used, copied, disclosed, or conveyed in whole or in part to any party in any manner whatsoever other than for preparing a proposal in response to this RFP without prior written permission from the NLC.
- 1.3 All copyright and intellectual property herein vests with the NLC.
- 1.4 Late and incomplete submissions will not be accepted.
- 1.5 No services must be rendered, or goods delivered before an official NLC Purchase Order form has been received.
- 1.6 This RFP will be evaluated in terms of the 80/20 preference point system.
- 1.7 Suppliers are required to register on the Central Supplier Database at www.csd.gov.za.
- 1.8 Suppliers must provide their CSD registration number (and attach a CSD Registration report) and ensure that tax matters are compliant.
- 1.9 All questions regarding this RFP must be forwarded to penelope@nlcsa.org.za.
- 1.10 Any supplier who has reasons to believe that the RFP specification is based on a specific brand must in the NLC via the email addressed in 1.9.

2. General rules and instructions

- 2.1 News and press releases
 - 2.1.1 Service Providers or their agents shall not make any news releases concerning this RFP or the awarding of the same or any resulting agreement(s) without the consent of, and then only in co-ordination with, the NLC.
- 2.2 Precedence of documents
 - 2.2.1 This RFP consists of a number of sections. Where there is a contradiction in terms between the clauses, phrases, words, stipulations, or terms and herein referred to generally as stipulations in this RFP and the stipulations in any other document attached hereto, or the RFP submitted hereto, the relevant stipulations in this RFP shall take precedence.
 - 2.2.2 Where this RFP is silent on any matter, the relevant stipulations addressing such matter, and which appear in section 217 of the constitution of the republic shall take precedence. Service Providers shall refrain from incorporating any additional stipulations in its proposal submitted in terms hereof other than in the form of a clearly marked recommendation that the NLC may in its sole discretion elect to import or to ignore. Any such inclusion shall not be used for any purpose of interpretation unless it has been so imported or acknowledged by the NLC.

It remains the exclusive domain and election of the NLC as to which of these stipulations are applicable and to what extent. Service Providers are hereby acknowledging that the decision of the commission in this regard is final and binding. The onus to enquire and obtain clarity in this regard rests with the Service Provider(s). The Service Provider(s) shall take care to restrict its enquiries in this regard to the most reasonable interpretations required to ensure the necessary consensus.
- 2.3 Preferential procurement reform

2.3.1 The commission supports B-BBEE as an essential ingredient of its business. In accordance with government policy, the NLC insists that the private sector demonstrates its commitment and track record to B-BBEE in the areas of ownership (shareholding), skills transfer, employment equity and procurement practices (SMME Development) etc.

2.4 National Industrial Participation Programme

2.4.1 The Industrial Participation policy, which was endorsed by Cabinet on 30 April 1997, is applicable to contracts that have an imported content. The NIP is obligatory and therefore must be complied with. Service Providers are required to sign and submit the Standard Bidding Documents (SBD).

2.5 Language

2.5.1 The Proposal shall be submitted in English.

2.6 Gender

2.6.1 Any word implying any gender shall be interpreted to imply all other genders.

2.7 Headings

2.7.1 Headings are incorporated into this RFP document and submitted in response thereto, for ease of reference only and shall not form part thereof for any purpose of interpretation or for any other purpose.

2.8 Occupational Injuries and Diseases Act 13 of 1993

2.8.1 The Service Provider warrants that all its employees (including the employees of any sub-contractor that may be appointed) are covered in terms of the Compensation for Occupational Injuries and Diseases Act 13 of 1993 and that the cover shall remain in force for the duration of the adjudication of this RFP and/ or subsequent agreement. the commission reserves the right to request the Service Provider to submit documentary proof of the Service Provider's registration and "good standing" with the Compensation Fund, or similar proof acceptable to the commission.

2.9 Processing of the Service Provider's Personal Information

2.9.1 All Personal Information of the Service Provider, its employees, representatives, associates and sub-contractors ("Service Provider Personal Information") required under this RFP is collected and processed for the purpose of assessing the content of its tender proposal and awarding the Proposal. The Service Provider is advised that Service Provider Personal Information may be passed on to third parties to whom the commission is compelled by law to provide such information. For example, where appropriate, the commission is compelled to submit information to National Treasury's Database of Restricted Suppliers.

2.9.2 All Personal Information collected will be processed in accordance with POPIA and with the commission Data Privacy Policy.

2.9.3 The following persons will have access to the Personal Information collected:

2.9.3.1 The commission personnel participating in procurement/award procedures; and

2.9.3.2 Members of the public: within seven working days from the time the Proposal is

awarded, the following information will have to be made available on National Treasury's e-Tender portal:

- 2.9.3.2.1 contract description and RFP number.
 - 2.9.3.2.2 names of the successful Service Provider(s) and preference points claimed.
 - 2.9.3.2.3 the contract price(s) (if possible).
 - 2.9.3.2.4 contract period.
 - 2.9.3.2.5 names of directors; and
 - 2.9.3.2.6 date of completion/award.
- 2.9.4 The commission will ensure that the rights of the Service Provider and of its employees and representatives (i.e., the right of access and the right to rectify) are effectively guaranteed in accordance with the procedures as specified in the commission PAIA manual.
- 2.9.5 In signing this document, the Service Provider consents to the use of its Personal Information for the purposes as specified in section 2.9.1 above.

3. Formal Briefing Session

- 3.1 No briefing session.

4. Validity Period

- 4.1 The Commission requires a validity period of 90 Business Days [from closing date] against this RFP.
- 4.2 Service Providers are to note that they may be requested to extend the validity period of their proposals, on the same terms and conditions, if the internal evaluation process are not finalised within the validity period.

5. National Treasury's Central Supplier Database

- 5.1 Service Providers are required to self-register on National Treasury's Central Supplier Database (CSD) which has been established to centrally administer supplier information for all organs of state and facilitate the verification of certain key supplier information.
- 5.2 The Commission may not award business to a Service Provider who has failed to register on the CSD.
- 5.3 Only foreign suppliers with no local registered entity need not register on the CSD.
- 5.4 The CSD can be accessed at <https://secure.csd.gov.za/>

6. Confidentiality

- 6.1 Proposals submitted for this Request for Proposals will not be revealed to any other Service Providers and will be treated as contractually binding.
- 6.2 The Commission reserves all the rights afforded to it by the POPIA in the processing of any of its information as contained in Proposals.
- 6.3 The Service Provider acknowledges that it will obtain and have access to personal information of The NLC and agrees that it shall only process the information disclosed by the NLC in terms of this Proposal award and only for the purposes as detailed in

this RFP and in accordance with any applicable law.

- 6.4 The Service Provider shall notify the NLC in writing of any unauthorised access to personal information and the information of a third party, through cybercrimes or suspected cybercrimes, in its knowledge and report such crimes or suspected crimes to the relevant authorities in accordance with applicable laws, after becoming aware of such.

7. Communication

- 7.1 Specific queries relating to this RFP should be submitted penelope@nlcsa.org.za, before the closing date.
- 7.2 In the interest of fairness and transparency the NLC's response to such a query may be made available to other Service Providers.
- 7.3 It is prohibited for Service Providers to attempt, either directly or indirectly, to canvass any officer or employee of the NLC in respect of this RFP between the closing date and the date of the award of the business.
- 7.4 Service Providers found to be in collusion with one another will be automatically disqualified and restricted from doing business with organs of state for a specified period.

TERMS OF REFERENCE FOR THE REQUEST FOR PROPOSALS TO ASSIST THE NLC INTERNAL AUDIT WITH THE INDEPENDENT REVIEW OF THE GRANT FUNDING BUSINESS POCESESSES

Section 3: EVALUATION CRITERIA

The six (6) phases evaluation criteria will be considered in evaluating the proposals, being:

Stage 1: Tender Closing and Opening

1.1 Tender closing details

The deadline for Tender submission is **08 September 2023** at **11:00am** Standard South African Time. Any late tenders will not be accepted. Tenders are to be submitted to the NLC's tender box at the following physical address:

National Lotteries
Commission333
Grosvenor Street
Block D, Hatfield
GardensHatfield,
Pretoria
0083

1.2 Submission Formats

The proposals must be submitted in a PDF format that is protected from any modifications, deletions, or additions.

Financial/pricing information must be presented in a separate attachment from the Technical/Functional Response information. The onus is on the Service Provider to ensure that all mandatory and required documents are included in the electronic submission.

Submissions must be prominently marked with the full details of the tender namely Service Provider's Name, Tender No and Tender Title.

Tender submissions received after submission date and time will be declared late and will not be accepted for consideration by the NLC.

The NLC will not be responsible for any failure or delay in the submission or receipt of the Proposal including but not limited to:

- Traffic.
- Struggling to find parking.
- Courier arriving late.

Stage 2: Administrative Compliance

All Proposal respondents must submit the relevant documents that comply with

administrative compliance, which will include the following:

Evaluation Criteria	Supporting Document
Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time	Proposal
Whether the Proposal document has been duly signed by the authorised Service Provider official	Company resolution as proof of authorised individuals' delegation
Whether the Proposal contains a priced offer	Pricing and delivery schedule
Whether the Service Provider tax affairs in order	Tax Compliance System Pin
Whether Service Providers have failed to register on the CSD. Only foreign suppliers with no local registered entity need not register on the CSD	Proof of Central Supplier Database (CSD) registration reflecting Tax compliant status

Stage 2: Mandatory Compliance

All Proposal respondents must submit mandatory documents that comply with all mandatory requirements. Proposals that do not fully comply with the mandatory requirements will be disqualified and will not be considered for further evaluation. The Administrative Compliance Evaluation will include the following:

Evaluation Criteria	Supporting Document
1. In the event of the Service Provider being in a joint venture (JV), a signed JV agreement must be submitted (where applicable)	JV Agreement
2. Service Providers must submit a fully complete declaration of interest form (failure to declare honestly will lead to Service Provider being disqualified)	SBD 4
3. Returnable documents (standard Proposal documents) and/or schedules were completed, duly signed by the authorised person.	SBD Forms duly completed and signed and pricing schedules.
4. <i>Only Service Providers who are compliant with the requirements of this stage will proceed to stage 3.</i> Service Provider must submit proof of valid certificate of registration with the Institute of Internal Auditors South Africa IIA (SA) of the assigned Engagement Director/Audit Partner. <u>(Please submit certified copies)</u>	Please attach a membership/accreditation certified/ certified copy letter of good standing with the professional body.

Failure to comply with the above mandatory requirements will render your submission non-responsive and unacceptable.

STAGE 3: TECHNICAL EVALUATION

3.1 The following rating scale will be used to evaluate proposals:

Table 1: Rating Scale

Rating	Definition	Score
Excellent	Exceeds the requirement. Exceptional demonstration by the Service Provider of the relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services. Response identifies factors that will offer potential added value, with supporting evidence.	5
Good	Satisfies the requirement with minor additional benefits. Above average demonstration by the Service Provider of the relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services. Response identifies factors that will offer potential added value, with supporting evidence.	4
Acceptable	Satisfies the requirement. Demonstration by the Service Provider of the relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services, with supporting evidence.	3
Minor Reservations	Satisfies the requirement with minor reservations. Some minor reservations of the supplier's relevant ability, understanding, experience, skills, resource and quality measures required to provide the goods / services, with little or no supporting evidence.	2
Serious Reservations	Satisfies the requirement with major reservations. Considerable reservations of the Service Provider's relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services, with little or no supporting evidence.	1
Unacceptable	Does not meet the requirement. Does not comply and/or insufficient information provided to demonstrate that the Service Provider has the ability, understanding, experience, skills, resource & quality measures required to provide the goods / services, with little or no supporting evidence.	0

CRITERIA		POINTS
	• Above 5 – up to and inclusive of 6 years' Internal audit management experience =experience = (4) • Above 4 – up to and inclusive of 5 years' Internal audit management experience = (3) • Above 2 – up to and inclusive of 4 years' Internal audit management experience = (2) - Less than 2 years' Internal Audit management experience = (0) Qualifications: Internal Audit Manager X1 Rating scale of 0 – 5 to be applied: (i) Relevant master's degree, CIA and any additional relevant auditing professional certifications = (5) (ii) Relevant Honours degree and CIA or CA (SA) = (4) (iii) Relevant BCom degree and CIA (3) (iv) Relevant BCom degree and Internal Audit Technician (IAT) / Professional Internal Auditor (PIA) certificate (2)	5
EXPERIENCE: INTERNAL AUDITOR Provide a comprehensive CV demonstrating experience of the proposed two (2) Internal Auditors in conducting Internal Audit Engagements.	Experience: Internal Auditors X2 The CV must demonstrate experience in conducting Internal Audit Engagements. Rating scale of 0 – 5 to be applied: • Above 5 years' Internal Audit experience = (5) • Above 4– up to and inclusive of 5 years' Internal audit experience =experience = (4) • Above 3 – up to and inclusive of 4 years' Internal audit management experience = (3) • Above 2 – up to and inclusive of 3 years' Internal audit management experience = (2) • Less than 2 years' Internal Audit management experience = (0) Formula = (Rating for each proposed Internal Auditor) / 2 (Two) = Average score Qualifications: Internal auditor x 2 Rating scale of 0 – 5 to be applied: Valid IIA Membership Certificate for all 2 Internal Auditors AND	14 20 6

CRITERIA			POINTS
	(i) Relevant Hons / master's degree and CIA or Internal Audit Technician (IAT) / Professional Internal Auditor (PIA) certificate = (5) (ii) Relevant BCom Degree / Diploma and Internal Audit Technician (IAT) / Professional Internal Auditor (PIA) certificate = (4) (iii) Relevant BCom Degree / Diploma = (3) Formula = (Rating for each proposed Internal Auditor) / 4 (Four) = Average score		
Service Provider experience in providing Internal Audit services. The service provider must demonstrate that they have the capacity to render the required services and demonstrate experience in internal audit and advisory services by submitting a company profile.	Experience of the company Public Sector experience in internal auditing and advisory services. Rating scale of 0 – 5 to be applied: Above 5 years' experience = (5) - Above 4– up to and inclusive of 5 years' experience = (4) - Above 3 – up to and inclusive of 4 years' experience = (3) - Above 2 – up to and inclusive of 3 years' experience = (2) - Less than 2 years' experience = (0)		15
Written reference letters. Service Providers must provide reference letters from at least three (3) contactable references, (different organizations) within the past seven (7) years from the closing of the Proposal. Letters from 1 organization will be considered as 1 reference. The reference letter must	Internal audit experience Three (3) relevant reference letters = (5) Two (2) relevant reference letters = (3) One (1) relevant reference letter = (1) No relevant reference letter = (0) Rating scale of 0 – 5 to be applied:		10

CRITERIA		POINTS
indicate in the letter the services you rendered. The reference letter must be signed and dated, on the company letter head and must have contactable email address): if the reference letter does not comply with the requirements, it will be not considered. No appointment letters from clients will be accepted as reference letters.		
Consulting services approach implementation plan per scope areas The proposal should include be comprehensive outline each area and deliverable timelines.	Review of the Research-Based Policy (15 points) Review Project Adjudication Matrix (10 points) Rating scale of 0 – 5 to be applied:	25
Total:		100

Bidders who score a minimum of 70 points will be evaluated for price and special goals.

Stage 4: Pricing and Special goal

Pricing Schedule: Please refer to Annexure B

The evaluation for Pricing and Special goal will include the following:

1. Procurement from entities who are at least 51% Owned	Sub - points for specific goals	Maximum points for specific goals
91% - 100%	10	10
81% - 90%	9	
71% - 80%	8	
61% - 70%	7	
51% - 60%	6	
41% - 50%	5	
0% - 40%	0	
2. B-BBEE Status Level of Contributor		10
Level 1 - EME /QSE	10	
Level 2 - EME /QSE	9	
Level 1 - Generic / Level 3 EME / QSE	8	
Level 2 - Generic / Level 4 EME / QSE	7	
Level 3 - Generic / Level 5 EME / QSE	6	
Level 4 - 5 Generic / Level 6 EME / QSE	5	
Level 6 - 8 Generic and Non – Compliant / Level 7 - 8 EME / QSE and Non – Compliant	0	

Stage 5: Due Diligence

NLC reserves the right to conduct supplier due diligence prior to final award or at any time during the contract period. This may include site visits and requests for additional information.

Stage 6: Contract and Award

The stage is for negotiation after receipt of formal tenders and before the conclusion of contracts with suppliers/contractors submitting the lowest acceptable tender with a view to obtaining an improvement in price, delivery or content, in circumstances which do not put other tenderers at a disadvantage or affect adversely their confidence or trust in the competitive system. Service Providers may be requested to provide their best and final offers based on contract negotiation.

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state? **YES/NO**

2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

2.2 ¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to



direct the course and decisions of the enterprise 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 consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be,



disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

-
- 3.5 2 Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.
- 3.6 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.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD

THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

SBD 6.1

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

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the **90/10** preference point system.
- b) The applicable preference point system for this tender is the **80/20** preference point system.
- c) Either the **90/10 or 80/20 preference point system** will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	
SPECIFIC GOALS	
Total points for Price and SPECIFIC GOALS	100

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

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

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{min} = Price of lowest acceptable tender

FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{max} = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

1. Procurement from entities who are Black Owned	Sub - points for specific goals	Maximum points for specific goals	To be completed by a bidder
91% - 100%	8	10	
81% - 90%	7		
71% - 80%	6		
61% - 70%	5		
51% - 60%	4		
41% - 50%	3		
0% - 40%	0		
2. SMME's and B-BBEE Status Level of Contributor		10	
Level 1 - EME /QSE	8		
Level 2 - EME /QSE	7		
Level 1 - Generic / Level 3 EME / QSE	6		
Level 2 - Generic / Level 4 EME / QSE	5		
Level 3 - Generic / Level 5 EME / QSE	4		
Level 4 - 5 Generic / Level 6 EME / QSE	3		
Level 6 - 8 Generic and Non – Compliant / Level 7 - 8 EME / QSE and Non – Compliant	0		

Total points for special goals	20	
Total points for price and special goals	100	

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*
- (e) *alteram partem* (hear the other side) rule has been applied; and
- (f) forward the matter for criminal prosecution, if deemed necessary.

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

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

.....



SCM: **CONSENT** **REQUEST FORM**

REQUEST FOR THE CONSENT OF A DATA SUBJECT FOR PROCESSING OF PERSONAL INFORMATION FOR THE PURPOSE OF PROCUREMENT OF GOODS AND SERVICES APPLICATION, IN LINE WITH THE NLC's SUPPLY CHAIN MANAGEMENT POLICY, IN TERMS OF SECTION 11(1)(a) OF THE PROTECTION OF PERSONAL INFORMATION ACT, 2013 (ACT NO.4 OF 2013) ("**POPIA**").

TO: _____

FROM: _____

ADDRESS: _____

Contact number: _____

Email address: _____

PART A

1. In terms of the PROTECTION OF PERSONAL INFORMATION ACT, consent for processing of personal information of a data subject (the person/entity to whom personal information relates) must be obtained for the purpose of processing of application for procurement of goods and services, in line with the NLC's supply chain management policy, and storage of your personal data by means of any form of electronic communication, including automatic calling machines, facsimile machines, SMSs or e-mail, which is prohibited unless written consent to the processing is given by the data subject. You may only be approached once for your consent by us (NLC). After you have indicated your wishes in Part B, you are kindly requested to submit this Form either by post, facsimile or e-mail to the address, facsimile number or e-mail address as stated above.
2. "Processing" means any operation or activity or any set of operations, whether or not by automatic means, concerning personal information, including—
 - 2.1 the collection, receipt, recording, organisation, collation, storage, updating or modification, retrieval, alteration, consultation or use;
 - 2.2 dissemination by means of transmission, distribution or making available in any other form; or
 - 2.3 merging, linking, as well as restriction, degradation, erasure or destruction of information.
3. "Personal information" means information relating to an identifiable, living, natural person, and where it is applicable, an identifiable, existing juristic person, including, but not limited to—
 - 3.1 information relating to the race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well- being, disability, religion, conscience, belief, culture, language and birth of the person;
 - 3.2 information relating to the education or the medical, financial, criminal or employment history of the person;

- 3.3 any identifying number, symbol, e-mail address, physical address, telephone number, location information, online identifier or other particular assignment to the person;
- 3.4 the biometric information of the person;
- 3.5 the personal opinions, views or preferences of the person;
- 3.6 correspondence sent by the person that is implicitly or explicitly of a private or confidential nature or further correspondence that would reveal the contents of the original correspondence;
- 3.7 the views or opinions of another individual about the person; and
- 3.8 the name of the person if it appears with other personal information relating to the person or if the disclosure of the name itself would reveal information about the person.

Full names of the designated person on behalf of the Responsible Party

Signature of Designation person

PART B

I, _____ (full names), duly authorized, hereby:
Consent to the processing of my/our personal information for the application of
procurement of goods and services, in line with the NLC supply chain management
policy, in terms of section 11(1)(a) of POPIA.

SPECIFY GOODS AND SERVICES (Edit/Click on services not required):

- ☐ Product Information
- ☐ Product Updates
- ☐ Industry Newsletters
- ☐ Price Changes

Method of Communication will be via: Email/Postal

☐ Give my consent.

By Ticking the next box, I am aware that I am Digitally Signing this Consent
request Form:

☐

Full Name:

Date:

WITHDRAWAL OF CONSENT ONCE GIVEN

You may withdraw your consent at any time.

Write or email us at the address above, advising us of your consent withdrawal

Schedule A Pricing Proposal: High-level Review of the Research-Based Policy

Resource	Level and Capacity	Planning Stage hrs	Execution stage hrs	Reporting stage hrs	Proposed Project budget			
					Total hrs	Hourly rate (VAT incl)	Variable average rate (VAT incl)	Cost (VAT incl)
				Total hrs				
				Sub-Total audit fee (Vat Incl)				
				Discount amount				
				[A] Sub-Total audit fee (Vat Incl)				R

Schedule B Pricing Proposal: Review Project Adjudication Matrix

Resource	Level and Capacity	Planning Stage hrs	Execution stage hrs	Reporting stage hrs	Proposed Project budget			
					Total hrs	Hourly rate (VAT incl)	Variable average rate (VAT incl)	Cost (VAT incl)
				Total hrs				
				Sub-Total audit fee (Vat Incl)				
				Discount amount				
				[B] Sub-Total audit fee (Vat Incl)				R

GRAND-TOTAL CONSULTING SERVICES FEE	
	[A] + [B] Grand-Total project fee (Vat Incl) R

Disbursements

Resource	Level and Capacity	Return trip km	Number of days	Proposed Project budget			
				Total Kms	Rate/km		Cost (VAT incl)
				[C] Sub-total disbursements (Vat Incl)			R

GRAND-TOTAL AUDIT FEE AND DISBURSEMENTS	
	[A] + [B]+ [C] Grand-Total project fee (Vat Incl) R