Request for Proposal:

Financial Advisory Services for the Development of Modular Logistics Bases in Africa

Contract №

CDC 264/21

27 July 2021

DOCUMENT INFORMATION SHEET

Title of Report	:	*Request for Proposal: Financial Advisory Services for the Development of Modular Logistic Bases in Africa*
Type of Report	:	*Request for Proposal*
Contract No.	:	*CDC/264/21*
Prepared by	:	*Asanda Vos*
Reviewed by	:	*Meike Wetsch*
Business Unit	:	*CDC Africa Programme*
Prepared for	:	*Bid Specification Committee*
Date of Issue	:	*27 July 2021*

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DOCUMENT CONTROL SHEET

The purpose of this form is to ensure that documents are reviewed and approved prior to issue. The form is to be bound into the front of all documents released by the CDC.

PROJECT NAME	:	*Request for Proposal: Financial Advisory Services for the Development of Modular Logistic Bases in Africa*
DOCUMENT TITLE	:	Request for Proposal
CONTRACT No.	:	*CDC264/21*

SIGNING OF THE ORIGINAL DOCUMENT

We, the undersigned, accept this document as a stable work product to be placed under formal change control as described by the Change Control Procedure document.

ORIGINAL	**Prepared by**	**Reviewed by**	**Approved by**
Date: **27 July 2021**	Name: Asanda Vos	Name: Idriss Mouchili	Name: Meike Wetsch
	Signature:	Signature:	Signature:

Distribution:	***Bidders***

REVISION CHART

REVISION 1	**Name:**	**Name:**	**Name:**
Date:	Signature:	Signature:	Signature:

REVISION 2	**Name:**	**Name:**	**Name:**
Date:	Signature:	Signature:	Signature:

REVISION 3	**Name:**	**Name:**	**Name:**
Date:	Signature:	Signature:	Signature:

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ANNEXES

BID INVITATION

CONTRACT NO CDC/264/21

Request for Proposal: Financial Advisory Services for the Development of Modular Logistics Bases in Africa

The Coega Project is a multi-billion Rand initiative consisting of a Special Economic Zone (SEZ) and a Deepwater Port situated in Gqeberha. The initiative aims to position South Africa as a Platform for global manufacturing and export through foreign and local investments. This process forms part of the Coega Development Corporation's (CDC) overall development of infrastructure for the Coega SEZ.

INVITATION AND SCOPE OF WORK

The Coega Development Corporation is inviting capable and competent **South Africa and Foreign Country-Based Companies (Service Providers)** to submit proposals for undertaking Financial advisory services (operation and financing) for the development of modular Logistics Bases Facilities to be located in the rest of the African Continent.

The project entails the construction of centralised multimodal logistics platforms for stocking and storing goods, equipment, vehicles, and machinery of great importance for economic activities in support of the Africa Continental Free Trade Area (AfCFTA). The feasibility study report is completed and will be made available to the successful bidder.

TENDER CONDITIONS

(a) The CDC's Procurement Policy & Procedures will apply.

(b) The Preferential Procurement Policy Framework Act (PPPFA) 2000: Preferential Procurement Regulations, 2017 will apply.

(c) Bids will be evaluated on the 80/20 preference point system and the points will be allocated as follows:

(i)	Price	-	80
(ii)	BBBEE Score	-	20

(d) Bidders with less than 51% black shareholding (QSEs) are to submit a valid SANAS Accredited B-BBEE Verification Certificate (with the full applicable B-BBEE elements). Bidders with more that 51% black shareholding (EMEs & QSEs) are to submit a sworn affidavit, stamped and signed by the Commissioner of Oaths as per the DTI B-BBEE template. In the case of a Joint Venture/ Consortium, a consolidated B-BBEE certificate must be submitted as well as individual B-BBEE Certificates/affidavit of the individual entities making up the Joint Venture/ Consortium to confirm the type of enterprise.

(e) In terms of National Treasury Instruction No. 4A of 2016/2017 regarding the National Central Supplier Database (CSD), all bidders must be registered on CSD to provide key information to be verified through the CSD.

(f) Bidders must provide proof of registration with National Treasury's Central Supplier Database (CSD) or provide a Treasury CSD registration number e.g. MAAA.

(g) Bidders must be registered with BizPortal (formerly CIPC/CIPRO) as CDC will not award any tenders to any business that is not registered with BizPortal (www.bizportal.gov.za).

(h) The CDC will only award the tender to a bidder who is tax compliant. Where the recommended bidder is not tax compliant, the bidder will be notified of their tax non-compliant status and will be granted seven (7) days to rectify the tax compliant status with SARS, failing which they will be disqualified.

(i) The tax compliance status of the bidders will be verified through CSD and SARS website, therefore prospective bidders must ensure that they are Tax Compliant throughout the validity period of the bid in review.

(j) All bid prices must be inclusive of 15% Value-Added Tax or any applicable taxes in the country of origin. Non-VAT vendors who submit bids for contracts that would, if successful, take their annual turnover above the threshold of R 1 million are obliged to include VAT in the prices quoted and must therefore immediately upon award of the contract register with the South African Revenue Service (SARS) as VAT vendors. The award of contract will be conditional pending the successful bidder submitting proof of registration as a VAT vendor with SARS.

(k) Financial offers are to be inclusive of all disbursements in South Africa or in the respective country of origin of bidders and shall exclude costs/ disbursements incurred on international travels to the countries where the project is located; disbursements for international travels will be approved as required by the CDC project team.

(l) The Financial response to this bid shall be in South African Rand only and payable in the indicated local or foreign account at the applicable exchange rate. The CDC will not cover exchange rate risks.

(m) Bids will be evaluated based on functionality and bidders must meet the minimum threshold of 70% to pass the functionality stage of evaluation.

(n) The successful bidder will be required to comply with Occupational Health and Safety Act and Regulations, Act (85 of 1993) and Compensation for Occupational Injuries and Diseases Act, Act (130 of 1993) and all other relevant applicable legislations. The CDC SHEQ Unit will monitor compliance and implementation of Occupational Health and Safety, Environmental requirements for the duration of the contract.

(o) Public servants are prohibited from doing any form of business with organs of state, whether in their own capacity as individuals or through companies in which they are directors. Verification will be done, and bidders will be disqualified should they be found to be in contravention with the regulations. If the bidder has been granted permission by Treasury, the letter must be provided with the bid document.

(p) Notwithstanding the total tendered price, if the appointment is terminated for any reasons whatsoever, the service provider is not entitled to the full tendered price but only to that portion for which services have been rendered, deliverables achieved and costs proven.

(q) All of the project's documentation shall be accessible to CDC.

(r) The Tender validity period shall be twelve (12) weeks.

(s) The size of emails shall be limited to 25Mb. If the submission comprises more than one email, the bidder shall include in the email header the email number of that particular email, and how many emails comprise the full submission, i.e "email 1 of 3" would indicate a 3-part submission. If a bidder fails to comply with this requirement, and as a result of bid is not received, or not received in full, the CDC takes no responsibility for a bidder being deemed non-responsive. Where a bid is only received in part by the closing date and time, only those parts of the bids received will be evaluated.

(t) There will be an online and non-compulsory briefing meeting at 12:00 on Wednesday, 18 August 2021.Entities interested to attend the online and non-compulsory briefing meeting may access the link below: https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZDNkZDY1OWEtNjFkZi00YWQzLThkNWUtNzlkYTE3NDA1M2E2%40thread.v2/0?context=%7b%22Tid%22%3a%22b4333a30-8174-45c8-8963-f080d0621754%22%2c%22Oid%22%3a%22e10e3300-97c9-4e69-85d2-291afa62b798%22%7d

(u) Prospective bidders will be afforded an opportunity to seek clarity for any queries/questions via tenders@coega.co.za. Clarifying questions received less than five days prior to the closing of the bid will not be responded to.

RFP documents can be downloaded from the CDC website: www.coega.com on **Friday, 06 August 2021**.

One original completed bid document shall be placed in a sealed envelope clearly marked: **"CDC/264/21– RFP: Financial Advisory Services for the Development of Modular Logistics Bases in Africa",** or sent by email to tenderscdc26421@coega.co.za with the title of the email clearly marked: **"CDC/264/21– RFP: Financial Advisory Services for the Development of Modular Logistics Bases in Africa". This email address will only be activated five days prior to the closing date of the bid and shall be used *only* for the submission of bids. Clarifying questions must be addressed to the email address given elsewhere.**

The size of emails shall be limited to 25Mb. If the submission comprises more than one email, the bidder shall include in the email header the email number of that particular email, and how many emails comprise the full submission, i.e "email 1 of 3" would indicate a 3-part submission. If a bidder fails to comply with this requirement, and as a result of bid is not received, or not received in full, the CDC takes no responsibility for a bidder being deemed non-responsive**.**

The CDC takes no responsibility for non-delivery due to technical matters, be it with CDC's systems or the supplier's systems. Failure to comply with the requirements for emailed submissions will result in disqualification.

The closing date and time for the receipt of completed bids is **31 August 2021 at 12h00** at the reception desk of the **CDC Main Office, Coega Business Centre, Cnr Alcyon Road & Zibuko Street, Zone 1, Coega SEZ, Port Elizabeth, South Africa** or by email to tenderscdc26421@coega.co.za .

RFP documents will not be opened in public, and no late submissions will be considered. Results will be published on the CDC website.

Failure to provide any **mandatory information** required in this bid will result in the submissions being deemed null and void and shall be considered non-responsive.

Telegraphic, telexed or facsimiled submissions will not be accepted.

Submissions corrected with correcting fluid will be deemed non-responsive.

No telephonic or any other form of communication with any other CDC member of staff, other than the named individual below, relating to this request for tender will be permitted. All enquiries regarding this tender must be in writing only, and must be directed to:

Zine Mtanda: Unit Head: Supply Chain Management e-mail: tenders@coega.co.za

The CDC reserves the right not to accept the lowest proposal in part or in whole or any proposal.

1. INTRODUCTION AND BACKGROUND

In its Strategy 2015 - 2020, the CDC has been working on initiatives, which have higher financial yields than other Special Economic Zone investor projects and would support the revenue generation aspirations for self-sustainability of the organization. The concept of CDC strengthening its involvement and economic ties with the rest of the African Continent as part of its Special Economic Zone (SEZ) strategy received CDC Board approval and Provincial Government endorsement in 2017. The CDC Africa Programme progressed from the concept phase to business development and ultimately the implementation for the secured projects. The CDC Africa Programme is in support of the Africa Continental Free Trade Area (AfCFTA), which was ratified by the South African Parliament.

In 2019, the CDC was awarded a concession by the Central African Republic (CAR) for the development of Logistics Bases in Cameroon (CMR). Despite the delay caused by the COVID-19 pandemic, the CDC has finalised a bankable study as part of its obligations set out in the Concession Agreement with CAR Government. The bankable study has covered the following:

- Market demand,
- Master plan,
- Operational model,
- Financial modelling and funding needs,
- Environmental and Legislative requirements and
- Risk Assessment.

The CDC intends to secure funding and a technical partner for the project. The outcome of this assignment is the achievement of financial closure that will lead to the start of construction activities.

2. SCOPE OF WORK

The CDC is looking to appoint a reputable Financial Advisor to secure and advise on debt and equity funding and a technical partner for the operational stage, for a 20-year Logistics Bases concession that it has secured in CMR on behalf of the CAR Government. The universe of funding options should include reputable parties in South Africa and/or internationally. The feasibility study report is completed and will be made available to the successful bidder.

The feasibility study scope comprises two logistics bases; one in the Douala port area and one in the Kribi port area. The logistics corridor runs from the two CMR port cities of Douala and Kribi where the Logistics Bases are located, to converge in CAR. The following objectives are stated by the commissioning of the project:

- To develop a financial strategy that will form the basis for reaching financial closure;
- To secure lenders, equity and technical partners in South African and internationally;
- To advise and support the legal and commercial elements of the transactions by:
    - ❖ Generating financial options and scenarios, and

- ❖ Identifying the risks associated with the different options and scenarios, with a mitigation plan;
- To advise on the financial implications of the tax and corporate structuring options of the operating entity on the viability of the project; and
- To work closely and align deliverables with other parties working on the project.

3. CONDITIONS OF TENDER

(a) The CDC's Procurement Policy & Procedures will apply;

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(q) All the project's documentation shall be accessible to CDC.

(r) The Tender validity period shall be twelve (12) weeks.

(s) Due to Covid-19 restrictions, emailed submissions will be permitted. Emailed submissions may be sent to tenderscdc26421@coega.co.za, with the subject line clearly marked: **"CDC/264/21 – RFP: Financial Advisory Services for the Development of Modular Logistics Bases in Africa". This email address will only be activated five days prior to the closing date of the bid and shall be used *only* for the submission of bids. Clarifying questions must be addressed to the email address given elsewhere.**

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(w) Prospective bidders will be afforded an opportunity to seek clarity for any queries/questions via tenders@coega.co.za . Clarifying questions received less than five days prior to the closing of the bid will not be responded to.

4. BID EVALUATION STAGES CRITERIA FOR ASSESSMENT

4.1. STAGE 1: TIMEOUS SUBMISSIONS

Only bids that are received on or before the closing date and time will be evaluated. Bids received after the date and time stipulated in the advertisement or as amended by addenda issued during the bid-phase, will not be evaluated further.

4.2. STAGE 2: RESPONSIVENESS ASSESSMENT

Respondents must address all mandatory requirements. Failure to provide any mandatory information required in this bid will result in the submission being deemed null and void and shall be considered non-responsive. The following criteria will be used in assessing the responsiveness of tenders:

TABLE 1: MANDATORY REQUIREMENTS

ITEM NO.	DESCRIPTION
(1)	Bidders must provide at least two (2) referrals letters for similar financial advisory services on transportation and logistics projects in the maritime and transport sector, with contactable references, project description, project value of minimum **R300 million (USD20 million[1])**, completed within the past 7 years
(2)	Bidders must complete and sign the Pricing Schedule in its original format as issued in the tender. **(Annexure H)**
(2)	Fully Completed and Signed Form of Offer **(Annexure I)**
(4)	Completed and signed **SBD 1**, **(Annexure A).** In the case of a Joint Venture/Consortium, a separate SBD 1 Form in respect of each party to the Joint Venture/ Consortium must be completed and submitted).
(5)	Signed letter of intent to enter into **Joint Venture/Consortium**. To be signed by all parties. (Not applicable to a single bidder or entity)
(6)	Authority of Lead Partner to sign **Joint Venture/Consortium** documents. To be signed by all parties in the Joint Venture/ Consortium. (Not applicable to a single bidder or entity)

[1] USD 1 = Rand 15

ITEM NO.	DESCRIPTION
(7)	Completed and signed Declaration of Interest Register (**SBD 4**) (in case of a Joint Venture/Consortium, a separate declaration of interest form in respect of each party to the JV must be completed and submitted) **(Annexure B).**
(8)	Completed and signed Declaration of Bidder's Past Supply Chain Management Practices (**SBD 8**), **(Annexure D).** In case of a Joint Venture/Consortium, a separate SBD 8 in respect of each party to the JV must be completed and submitted.
(9)	Completed and signed Certificate of Independent Bid Determination **SBD 9**, **(Annexure E).** In case of a Joint Venture/Consortium, a separate Certificate of Independent Bid Determination in respect of each party to the JV must be completed and submitted.

Failure to submit and complete all mandatory information set out in the Table above will result in submissions being deemed "non – responsive" and will not be evaluated further.

4.3. STAGE 3: FUNCTIONALITY ASSESSMENT

Bids will be evaluated based on functionality and the minimum threshold for functionality is 70% in order to be considered for the next stage of evaluation. Functionality criteria and score indicators are attached as **Annexure F**.

(a) **Annexure F1**: Functionality Criteria Score
(b) **Annexure F2**: Indicators for the Scoring of Functionality Criteria

Only bidders that pass a minimum threshold of 70% shall be considered further and evaluated in terms of the 80/20 preference point system.

4.4. STAGE 4: QUANTITATIVE ASSESSMENT

Bids that pass the Functionality Assessment Stage will be evaluated on Price and B-BBEE.
Bids will be evaluated according to the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2017. The 80/20 preferential point system will be used to evaluate Price and B-BBEE. The lowest acceptable tender will be used to determine the applicable preferential point system.

Allocation of Points

Area of Adjudication	Maximum Points
Tendered Price (SP)	80
Empowered Objectives	20
Total Points (S)	100

The formula to be used is as follows;

$$Ps = 80\left[1 - \frac{Pt - P\min}{P\min}\right]$$

Where:

PS = Points scored for comparative price of tender or offer under consideration;

Pt = Comparative price of tender or offer under consideration; and

Pmin = Comparative price of lowest acceptable tender or offer.

4.5. STAGE 5: QUALITATIVE ASSESSMENT

The Bid Evaluation Committee will conduct a Qualitative Assessment on the top three scorers from Stage 4. The main thrust of this assessment will be to address the question around potential capacity, commercial risks, and prior performance.

The performance reports of bidders who have previous exposure with the CDC will also be considered during this Stage and those bidders with negative performance reports may not be recommended for appointment. The bidders who appear on the CDC "Amber list" and National Treasury Database of Restricted Suppliers may not be recommended for appointment.

The resources proposed for the bidders' team will be assessed by means of the CVs and other information requested in Annexure C. Where any of the resources proposed are not acceptable, the CDC shall communicate as such to the bidders and request that aspects be clarified or that a replacement resource be proposed. Where, following engagement with the bidder, the experience and/ or qualifications of any of the proposed team members are deemed to be inadequate/ inappropriate, the CDC reserves the right to "pass over" that bidder.

5. DISQUALIFICATION

The following criteria will be applied to determine whether a bidder shall be disqualified:

a) Any Bidder that sought to influence the adjudication process in any manner;

a) Collusion of any kind among bidders;

b) Misrepresentation of information by any Bidder;

c) The bidder has communicated with other members of CDC or CDC Agents about this bid other than the specified contact person;

d) Any bidders (service provider or its principals or both) that have engaged in corrupt and fraudulent practices, not only with the CDC but anywhere else;

e) A bid which does not meet the minimum requirements as stipulated in a bid document (non-responsive bid)

f) Any Bidder who has current, as yet undecided litigation against any organ of state or entity of any organ of state where any element of the litigation relates to abuse of an organ of states' supply chain system, declaration of local content, sub-contracting as a condition of tender and/ or mis-representation of any information;

g) Any Bidder who is bankrupt/insolvent (actually or commercially);

h) Poor past performance, either with CDC or any other organ of state or entity of any organ of state (the focus is on gross poor performance and/ or where there has been repeated poor performance)

6. COPYRIGHT

Copyright of this Document is vested in the CDC. It cannot be copied, in whole or in part, in any form or in any format without the prior written consent of the CDC.

Copyright of the output of this appointment shall vest in the CDC.

7. CONFIDENTIALITY AND MEDIA PROTOCOL

Any information relating to the submissions, through the process or otherwise shall be treated in strict confidence. The CDC reserves the right to announce the names of shortlisted bidders in the media. In submitting the bid, a bidder shall not be entitled to any information disclosed by another bidder to the CDC, which the CDC has determined to be confidential. The content and details of the evaluation of submissions will remain confidential to the CDC

ANNEXURE A: SBD1

PART A INVITATION TO BID

<table>
<tr><td colspan="6">YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE COEGA DEVELOPMENT CORPORATION</td></tr>
<tr><td>BID NUMBER:</td><td>CDC/264/21</td><td>CLOSING DATE:</td><td>31/08/2021</td><td>CLOSING TIME:</td><td>12h00</td></tr>
<tr><td>DESCRIPTION</td><td colspan="5">Financial Advisory Services for the Development of Modular Logistics Bases in Africa</td></tr>
<tr><td colspan="6">THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</td></tr>
</table>

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT

<table>
<tr><td>Cnr Alcyon Road and Zibuko Street</td><td>OR: Emailed to:</td></tr>
<tr><td>Zone 1, Coega SEZ</td><td>tenderscdc26421@coega.co.za</td></tr>
<tr><td>Port Elizabeth 6100, South Africa</td><td></td></tr>
</table>

<table>
<tr><td colspan="5">SUPPLIER INFORMATION</td></tr>
<tr><td>NAME OF BIDDER</td><td colspan="4"></td></tr>
<tr><td>POSTAL ADDRESS</td><td colspan="4"></td></tr>
<tr><td>STREET ADDRESS</td><td colspan="4"></td></tr>
<tr><td>TELEPHONE NUMBER</td><td>CODE</td><td></td><td>NUMBER</td><td></td></tr>
<tr><td>CELLPHONE NUMBER</td><td colspan="4"></td></tr>
<tr><td>FACSIMILE NUMBER</td><td>CODE</td><td></td><td>NUMBER</td><td></td></tr>
<tr><td>E-MAIL ADDRESS</td><td colspan="4"></td></tr>
<tr><td>VAT REGISTRATION NUMBER</td><td colspan="4"></td></tr>
<tr><td></td><td>TCS PIN:</td><td></td><td>AND CSD No:</td><td></td></tr>
<tr><td>B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]</td><td colspan="2">☐ Yes
☐ No</td><td>B-BBEE STATUS LEVEL SWORN AFFIDAVIT</td><td>☐ Yes
☐ No</td></tr>
<tr><td>IF YES, WHO WAS THE CERTIFICATE ISSUED BY?</td><td colspan="4"></td></tr>
<tr><td rowspan="4">AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX</td><td>☐</td><td colspan="3">AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)</td></tr>
<tr><td>☐</td><td colspan="3">A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)</td></tr>
<tr><td rowspan="2">☐</td><td colspan="3">A REGISTERED AUDITOR</td></tr>
<tr><td colspan="3">NAME:</td></tr>
<tr><td colspan="5">[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]</td></tr>
</table>

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 BELOW]
SIGNATURE OF BIDDER	………………………………	**DATE**	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		**TOTAL BID PRICE (ALL INCLUSIVE)**	

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		**TECHNICAL INFORMATION MAY BE DIRECTED TO:**	
DEPARTMENT/ PUBLIC ENTITY	CDC	CONTACT PERSON	-
CONTACT PERSON	Zine Mtanda	TELEPHONE NUMBER	-
TELEPHONE NUMBER	-	FACSIMILE NUMBER	-
FACSIMILE NUMBER	-	E-MAIL ADDRESS	-
E-MAIL ADDRESS	Tenders@coega.co.za		

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 ONLINE IF THE BID PROVIDES FOR ONLINE SUBMISSION.

1.3. BIDDERS MUST REGISTER ON THE NATIONAL TREASURY CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.

1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.

1.5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AS ISSUED BY THE NATIONAL TREASURY AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.

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 VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.

2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.

2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.

2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, <u>EACH PARTY</u> MUST SUBMIT A SEPARATE PROOF OF TCS / 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.

3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

3.1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? ☐ YES ☐ NO

3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO

3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? ☐ YES ☐ NO

3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? ☐ YES ☐ NO

IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

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

ANNEXURE B SBD 4

COMPULSORY DECLARATION OF INTEREST

1. Any legal person, including persons employed by the state[1], 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 a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, 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-

   - the bidder is employed by the state; and/or

   - 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.

2. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

2.1 Full Name of bidder or his or her representative: …………………………………………………

2.2 Identity Number: ………………………………………………………………………………

2.3 Position occupied in the Company (director, trustee, shareholder[2]): …………………………

2.4 Company Registration Number: ……………………………………………………………………

2.5 Tax Reference Number:…………………………………………………………………………………

2.6 VAT Registration Number: ……………………………………………………………………………….

2.6.1 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 paragraph 3 below.

[1]"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.

[2]"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.

2.7 Are you or any person connected with the bidder presently employed by the state? **YES / NO**

2.7.1 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:

………………………………………………………………

………………………………………………………………

2.7.2 If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? **YES / NO**

2.7.2.1 If yes, did you attached proof of such authority to the bid document? **YES / NO**

<u>(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid.</u>

2.7.2.2 If no, furnish reasons for non-submission of such proof:

…………………………………………………………………….

…………………………………………………………………….

…………………………………………………………………….

2.8 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? **YES / NO**

2.8.1 If so, furnish particulars:
……………………………………………………………………..
……………………………………………………………………..
……………………………………………………………………...

2.9 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? **YES / NO**

2.9.1 If so, furnish particulars.
…………………………………………………………………...
…………………………………………………………………..….
………………………………………………………………….

2.10 Are you, or any person connected with the bidder, aware of any relationship (family, friend, other) between any other bidder and any person employed by the state who may be involved with the evaluation and or adjudication of this bid? **YES/NO**

2.10.1 If so, furnish particulars**.**
…………………………………………………………………
…………………………………………………………………
…………………………………………………………………

2.11 Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies whether or not they are bidding for this contract? **YES/NO**

2.11.1 If so, furnish particulars:
…………………………………………………………………………….
…………………………………………………………………………….
…………………………………………………………………………….

3 Full details of directors / trustees / members / shareholders.

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

DECLARATION

I, THE UNDERSIGNED (NAME)………………………………………………………………

CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 2 and 3 ABOVE IS CORRECT.
I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

……………………………………..   ..…………………………………………………

Signature   Date

…………………………………….   ……………………………………………………

Position   Name of bidder

ANNEXURE C: PROPOSED KEY PERSONNEL FORM

Proposed Key Personnel

The Bidder shall list below the key personnel, whom she/he proposes to employ on the contract for the execution of the work, should her/his offer be accepted.

CV's and certified copied of qualifications of the key personnel such as Project Leader, Specialist as per project requirements, Project Administrator, Project Supporter / Reviewer must be submitted with the bid.

KEY PERSONNEL	NAME OF THE PROPOSED KEY PERSONNEL	SUMMARY OF QUALIFICATIONS, EXPERIENCE AND PRESENT OCCUPATION
Project Leader		
Specialist as per project requirements		
Project Supporter / Reviewer		

SIGNATURE: ……………………………………………………. DATE:……………………………

(of person authorised to sign on behalf of the Bidder)

ANNEXURE D: SBD 8:

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

1 This Standard Bidding Document must form part of all bids invited.

2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.

3 The bid of any bidder may be disregarded if that bidder, or any of its directors have-

a. abused the institution's supply chain management system;

b. committed fraud or any other improper conduct in relation to such system; or

c. failed to perform on any previous contract.

4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

Item	Item	Item	Item
4.1	Is the bidder or any of its directors listed on the National Treasury's database as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this database were informed in writing of this restriction by the National Treasury after the *audi alteram partem* rule was applied).	Yes ☐	No ☐
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? **To access this Register enter the National Treasury's website, www.treasury.gov.za, click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445.**	Yes ☐	No ☐

4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐
4.3.1	If so, furnish particulars:		

………………………………………………… ………………………………….
Signature Date

………………………………………………… ………………………………….
Position Name of Bidder

ANNEXURE E SBD 9

CERTIFICATE OF INDEPENDENT BID DETERMINATION

1 This Standard Bidding Document (SBD) must form part of all bids[1] invited.

2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).[2] Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.

3 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:

a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.

b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.

4 This SBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.

5 In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

[1] Includes price quotations, advertised competitive bids, limited bids and proposals.

[2] Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

SBD 9

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

____

(Bid Number and Description)

in response to the invitation for the bid made by: COEGA DEVELOPMENT CORPORATION (PTY) LTD __
(Name of Institution)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of:____that:
(Name of Bidder)

1. I have read and I understand the contents of this Certificate;

2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;

3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;

4. 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;

5. 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

6. 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[3] will not be construed as collusive bidding.

7. 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.

8. 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.

9. 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.

10. 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.

……………………………………………… ………………………………….

Signature Date

…………………………………………………. ………………………………….

Position Name of Bidder

[3] 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.

ANNEXURE F Annexure F1 - Table A1: Functionality Criteria

	Functionality Criteria	Description	Weighting	Requirements
1	**Development of the financial strategy to reach financial closure**	Coherence of the proposal and criteria for funders, equity and technical partners	20	Bidders should propose a coherent financial strategy report that will form the basis for reaching financial closure for the envisaged Logistics Bases. The report must indicate the process that will lead to financial closure for the project (lender, equity and technical partner). The main tasks or activities must be described indicating these with duration, resources, deliverables, clear timelines (start-end dates), options for consideration, and a critical path of activities demonstrating that financial closure can be reached within the stated period.
2	**Secure debt, equity and technical partners**	Lender, equity and technical partner selection	10	Bidders are to develop an investor bid book that makes the project bankable. The project will be structured to match the investment mandate and risk profile of the appropriate lenders, equity and technical partners.
		Proposed timeframes to reach financial closure	25	The project is time sensitive. Achieving competitive pricing within the shortest time is essential to the overall funding strategy. The timeframes shall include an indicative period to first drawdown.
3	**Advise and support the legal and commercial elements of the transactions**		10	Bidders should describe how they will integrate the outcomes of legal and commercial discussion in the financial closure process and the related impact on the financial health of the project

	Functionality Criteria	Description	Weighting	Requirements
4	**Advise on the financial impact of the tax and corporate structuring implications of the operating entity**		10	Bidders should demonstrate an understanding of the financial impact of the corporate structuring across multiple jurisdictions, its implications on the viability of the project and recommend the best course of action
5	**Track Record:** Demonstrated experience in financing projects in the maritime and transport sector in Africa.	Demonstrated experience in financing projects in the maritime and transport sector.	25	This criterion covers the experience and knowledge that the bidders have gained with respect to Financial advisory services while executing past and current projects that are comparable with the defined scope of works in this tender. Bidders are to provide details of similar[1] Projects with value of R300 million (USD 20 million) and above that have been completed in the last 7 (Seven) years. Bidders MUST provide two completion certificates or reference letters for similar projects completed.
		Total	**100**	

[1]Similar nature in this regard, is defined as similar works in Financial advisory services and deal origination for Logistics bases, Dry ports, Maritime and transport projects in Africa

[2]See **IMPORTANT NOTES** below regarding Key Personnel

A maximum of up to 100 evaluation points will be awarded in respect of functionality/quality.

A **minimum of 70%** of the total number of points will be required in order to be considered further.

- Key personnel will be expected to be available for all site and other meetings (co-ordination and technical meetings) as the exigencies of this project require.
- Should it become necessary to replace or supplement any of the key personnel listed during the course of this contract, they may only be replaced by individuals with similar or better qualifications and experience, who satisfy the minimum requirements and then only with the approval of the Employer.
- As a result of the imperative to meet the conditions precedent set out in the concession contract, the timeframe to reach financial closure proposed by bidders is binding.
- All data, baseline information, investor bid books, Financial advisory models to be submitted to CDC with the final report

ANNEXURE F2 - Table A2: FUNCTIONALITY SCORING

	Functionality Criteria	Sub Criteria	Evaluation Indicators				
			No information (0%)	**Poor (25%)**	**Satisfactory (50%)**	**Good (75%)**	**Very Good (100%)**
1	**Development of the financial strategy to reach financial closure**	Coherence of the proposal and criteria for funders, equity and technical partners	Incoherent proposal missing key sections essentials to potential lenders and partners and no schedule submitted	Some sections missing and schedule submitted omits important tasks and/or the timing of the activities are inadequate and the correlation among the activities are inconsistent with the execution of the scope of works.	All sections are present and key tasks or activities are included in the schedule. There are partial consistencies between sections, timing and project deliverables for the scope of works.	All key tasks or activities fits the scope of works well. All activities timing and sequence are appropriate and consistent with project scope of works. A critical path of activities demonstrating how financial closure can be reached within the stated period	Besides meeting the “Good” rating, specific activities to shorten the achievement of financial closure are suggested; the sequencing and timing of activities are very well defined with all key resources also listed against the activities.
2	**Secure debt, equity and technical partners**	Lender, equity and technical partner selection	Incoherent report missing key sections essentials to potential lenders and equity partners; no schedule submitted	No framework for the identification of potential lenders, equity and technical partners; no road map for achieving financial closure proposed	Provision of the framework for the identification of potential lenders, equity and technical partners; unclear road map for achieving financial closure	Key tasks or activities to achieve financial closure are well defined. Potential debt, equity and technical partners are explicitly suggested. All activities timing and sequence are appropriate and consistent with the project scope of works. bidders have identified activities until first drawdown	Besides meeting the “Good” rating, a road map to secure funding and technical partnership is developed; interested parties are identified; bidders have included activities until first drawdown in the tendered price

		Proposed timeframes to reach financial closure	No proposed timeframe submitted, from the day of appointment, to secure lender, equity and technical partner	Proposed timeframe, from the day of appointment, to secure lender, equity and technical partners ≥ **9 months**	**6 months ≤** proposed timeframe, from the day of appointment, to secure lender, equity and technical partners **≤ 9 months**	**4 months ≤** proposed timeframe, from the day of appointment, to secure lender, equity and technical partners **≤ 6 months**	Proposed timeframe, from the day of appointment to secure lender, equity and technical partners and first drawdown **≤ 6 months**
3	**Advise and support the legal and commercial elements of the transactions**	Integrate the outcomes of legal and commercial discussion in the financial closure process and the related impact on the financial health of the project	Poor understanding of the legal and commercial process to reach financial closure	No framework provided for the identification of the relevant legal and commercial matters and the impact on the financial health of the project	Provision of a framework for the identification of the relevant contractual and commercial matters and the impact on the financial health of the project	Key tasks or activities to evaluate the impact of legal and commercial issues on the financial health of the project are explicitly detailed. All activities timing and sequence are appropriate and consistent with the project scope of works. bidders have identified activities until first drawdown	Besides meeting the "Good" rating, bidders have demonstrated the ability to achieve superior outcomes for the project; bidders have included activities until first drawdown in the tendered price
4	**Advise on the financial impact of the tax and corporate structuring**	Integrate the outcomes of tax and corporate structuring on the financial health of the project	Poor understanding of the tax and corporate structuring process to reach financial closure	No framework provided for the linkages between tax and corporate structuring matters and the financial health of the project	Provision of a framework for the financial modelling of the impact of tax and corporate structuring matters contractual on the financial health of the project	Key tasks or activities to evaluate the impact of tax and corporate structuring matters on the financial health of the project are explicitly detailed. All activities timing and sequence are appropriate	Besides meeting the "Good" rating, bidders have demonstrated the ability to achieve superior outcomes for the project; bidders have included activities until first drawdown in the tendered price

	implications of the operating entity					and consistent with the project scope of works. bidders have identified activities until first drawdown	
5	**Track Record**	Demonstrated experience in Financial advisory projects in the maritime and transport sector.	Number of similar projects completed in the last 07 years of value ≥ R300 million (USD20 million) = **nil (0) projects**	Number of similar projects completed in last 07 years of value ≥ R300 million (USD20 million) = **One (1) project completed**	Number of similar projects completed in last 07 years of value ≥ R300 million (USD20 million) = **Two (2) projects completed**	Number of similar projects completed in last 07 years of value ≥ R300 million (USD20 million) and located in West/Central Africa: **= Three (3) projects completed**	Number of similar projects completed in last 07 years of value ≥ R300 million (USD20 million), located in West/Central Africa: **= Four (4) projects completed**

The Functionality Criteria Score allocation is fully described in **Annexure F1 - Table A1** and the scoring indicators for functionality scoring are detailed in **Annexure F2 - Table A2**. The description of each of the functionality criteria is described in detail and comments/documentation/description on the information that is required from the bidders is listed. Minimum combined weighted point threshold must be equal to or greater than **70%** for further consideration of the tender. The total score is **100%.**

Only bidders who meet the minimum threshold of 70% shall be considered further and evaluated in terms of the Price and B-BBEE preference point system.

As a result of the imperatives to meet the conditions precedent set out in the concession agreement, the timeframes to reach financial proposed by bidders is binding.

Currency exchange rate: USD1 = R15; bidders should use an exchange rate, that is relevant to the dateline of submission. The CDC will not cover exchange rate risks.

ANNEXURE G SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- the 80/20 system for requirements with a Rand value below R50 000 000.00 (all applicable taxes included).

1.2 The value of this bid is estimated to not exceed R50 000 000.00 (all applicable taxes included) and therefore the 80/20 system shall be applicable.

1.3 Preference points for this bid shall be awarded for:

(a) Price; and
(b) B-BBEE Status Level of Contribution.

1.3.1 The maximum points for this bid are allocated as follows:

		POINTS
1.3.1.1	**PRICE**	80
1.3.1.2	**B-BBEE STATUS LEVEL OF CONTRIBUTION**	20
	Total points for Price and B-BBEE must not exceed	**100**

1.4 Failure on the part of a bidder to fill in and/or to sign this form and submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS) or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or an Accounting Officer as contemplated in the Close Corporation Act (CCA) together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.5. The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

2. DEFINITIONS

2..1 **"all applicable taxes"** includes value-added tax, pay as you earn, income tax, unemployment insurance
fund contributions and skills development levies;

2.2 **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad -Based Black Economic Empowerment Act;

2.3 "**B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic
Empowerment Act.

2.4 **"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 services, works or goods, through price quotations, advertised competitive bidding processes or proposals.

2.5 **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003).

2.6 **"comparative price"** means the price after the factors of a non-firm price and all unconditional discounts that can be utilized have been taken into consideration.

2.7 **"consortium or joint venture"** 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.

2.8 **"contract"** means the agreement that results from the acceptance of a bid by an organ of state.

2.9 **"EME"** means any enterprise with an annual total revenue of R10 million or less.

2.10 **"Firm price"** means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs or excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;

2.11 **"functionality"** means the measurement according to predetermined norms, as set out in the bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability, viability and durability of a service and the technical capacity and ability of a bidder.

2.12 **"non-firm prices"** means all prices other than "firm" prices.

2.13 **“person”** includes a juristic person.

2.14 **“rand value”** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties.

2.15 **“sub-contract”** means the primary contractor’s assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract.

2.16 **“total revenue”** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the *Government Gazette* on 9 February 2007.

2.17 **“trust”** means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and

2.18 **“trustee”** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

3. ADJUDICATION USING A POINT SYSTEM

3.1 The bidder obtaining the highest number of total points will be awarded the contract.

3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts.

3.3 Points scored must be rounded off to the nearest 2 decimal places.

3.4 In the event that two or more bids have scored equal total points, the successful bid must be the one scoring the highest number of preference points for B-BBEE.

3.5 However, when functionality is part of the evaluation process, and two or more bids have scored equal points including equal preference points for B-BBEE, the successful bid must be the one scoring the highest score for functionality.

3.6 Should two or more bids be equal in all respects, the award shall be decided by the drawing of lots.

4. POINTS AWARDED FOR PRICE

4.1 80/20 PREFERENCE POINT SYSTEMS

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

80/20

$$Ps = 80\left(1 - \frac{Pt - P\min}{P\min}\right)$$

Where

Ps	=	Points scored for comparative price of bid under consideration
Pt	=	Comparative price of bid under consideration
Pmin	=	Comparative price of lowest acceptable bid

5. Points awarded for B-BBEE Status Level of Contribution

5.1 In terms of Regulation 5 (2) and 6 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

5.2 Bidders who qualify as EMEs in terms of the B-BBEE Act must submit a certificate issued by an Accounting Officer as contemplated in the CCA or a Verification Agency accredited by SANAS or a Registered Auditor. Registered auditors do not need to meet the prerequisite for IRBA's approval for the purpose of conducting verification and issuing EMEs with B-BBEE Status Level Certificates.

5.3 Bidders other than EMEs must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.

5.4 A trust, consortium or joint venture, will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.

5.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate bid.

5.6 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.

5.7 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.

5.8 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

6. BID DECLARATION

6.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

7. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.3.1.2 AND 5.1

7.1 B-BBEE Status Level of Contribution: ……….. = …………… (Maximum of 20 points)

(a) (Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 5.1 and must be substantiated by means of the Bidders submitted valid BBBEE Verification Certificate from a SANAS Accredited Verification Agency or from a Registered Auditor approved by the Independent Regulatory Board of Auditors IRBA. (In the case of Joint Venture / Consortium a consolidated BBBEE certificate must submitted). The Qualifying Small Enterprise (QSE) and Exempted Micro Enterprise (EME) must submit a sworn affidavit confirming the Company Annual Total Revenue and level of black ownership;

8 SUB-CONTRACTING

8.1 Will any portion of the contract be sub-contracted? YES / NO (delete whichever is not applicable)

8.1.1 If yes, indicate:

(i) what percentage of the contract will be subcontracted?

…………………………….%

(ii) the name of the sub-contractor? …………………………………………………………..

(iii) the B-BBEE status level of the sub-contractor? ……………..

(iv) whether the sub-contractor is an EME? YES / NO (delete which is not applicable)

9. DECLARATION WITH REGARD TO COMPANY/FIRM

9.1 Name of company/firm : ....

9.2 VAT registration number : ....

9.3 Company registration number ....

9.4 TYPE OF COMPANY/ FIRM

□Partnership/Joint Venture / Consortium

□One person business/sole propriety

□Close corporation

□Company

□(Pty) Limited

[TICK APPLICABLE BOX]

9.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

....

....

9.6 COMPANY CLASSIFICATION

□Manufacturer

□Supplier

□Professional service provider

□Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

9.7 Total number of years the company/firm has been in business? ....

9.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraph 7.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 paragraph 7, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;

(iv) If the B-BBEE status level of contribution has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –

(a) disqualify the person from the bidding 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) restrict the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, 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

WITNESSES:

1. ………………………………………

SIGNATURE(S) OF BIDDER(S)

2. ………………………………………

DATE: …….…………………………………..

ADDRESS:

…………………………..……………………………………………………………………………………………

………

………

……..

ANNEXURE H – PRICING SCHEDULE

CDC/264/21: FINANCIAL ADVISORY SERVICES FOR THE DEVELOPMENT OF MODULAR LOGISTICS BASES IN AFRICA

BIDDERS NAME: ____

PRICING SCHEDULE:

<table>
<tr><th>Project Phases</th><th>Detailed task list and Disbursements</th><th>Rate (R/h) or expense unit price (R/unit)</th><th>Time (hours) or expense unit quantity</th><th>Price (Rand, Excl. VAT)</th></tr>
<tr><td>1. Financial Strategy:</td><td>Develop a financial strategy that will form the basis for reaching financial closure</td><td></td><td></td><td></td></tr>
<tr><td colspan="2">2. Secure lenders, equity, and technical partners in South African and internationally</td><td></td><td></td><td></td></tr>
<tr><td rowspan="2">3. Advise and support the legal and commercial elements of the transactions</td><td>Generate financial options and scenarios</td><td></td><td></td><td></td></tr>
<tr><td>Identify the risks associated with the different options and scenarios, with a mitigation plan</td><td></td><td></td><td></td></tr>
<tr><td colspan="2">4. Advise on the financial impact of the tax and corporate structuring of the operating entity</td><td></td><td></td><td></td></tr>
<tr><td></td><td>TOTAL (EXCL. VAT)</td><td></td><td></td><td></td></tr>
<tr><td></td><td>VAT @ 15%</td><td></td><td></td><td></td></tr>
<tr><td></td><td>TOTAL (INCL. VAT)</td><td></td><td></td><td></td></tr>
</table>

Note 1: All disbursements in the countries where the project is based shall be approved and paid by the CDC according to government standard rates.

Note 2: VAT applies to South African companies; for foreign bidders, VAT is not a requirement; but the total price should be inclusive of all applicable taxes.

REQUIRED PAYMENT SCHEDULE

***The bidder shall return a required payment schedule, in his/ her own format and attach it to this page*.**

The total of the Required Payment Schedule shall be equal to the total of the Pricing Schedule.

The purpose of the Required Payment Schedule is to inform the Client as to the quantum and timing of payments required by the successful bidder.

The Required Payment Schedule shall indicate at least: specific deliverables, the value of payment against those deliverables and the indicative timeframes for each payment.

BIDDER'S TOTAL COSTS OF PROJECT EXCL. VAT: ______________________

VAT: ______________________

BIDDER'S TOTAL COSTS OF PROJECT INCL. VAT: ______________________

BIDDER'S NAME: ____

BIDDER'S SIGNATURE: __________________________

DATE: __________________________

ANNEXURE I

FORM OF OFFER FOR CDC/264/21:

FINANCIAL ADVISORY SERVICES FOR THE DEVELOPMENT OF MODULAR LOGISTICS BASES IN AFRICA

We/I ________________________________ in my/our capacity as ___________________________

(name of representative) (state position)

and duly authorized representative for:

____

(Name of the Company or Entity)

offer the total price of **R________________________ (Incl. VAT)**

(Amount in Words)

____

____

for the contract number: CDC/264/21 - Financial Advisory Services for the Development of Modular Logistics Bases in Africa

Name of Authorised Person:_______________________ Signature: _____________________

Date:_____________________

Witness:

Name:_____________________________ Signature: _________________

Date: ___________________

ANNEXURE J: EME AND QSE AFFIDAVIT TEMPLATES

SWORN AFFIDAVIT – B-BBEE EXEMPTED MICRO ENTERPRISE - GENERAL

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.
2. I am a Member / Director / Owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name:	
Trading Name (If Applicable):	
Registration Number:	
Enterprise Physical Address:	
Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):	
Nature of Business:	
Definition of "Black People"	As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians – (a) Who are citizens of the Republic of South Africa by birth or descent; or (b) Who became citizens of the Republic of South Africa by naturalization- i. Before 27 April 1994; or ii. On or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date

3. I hereby declare under Oath that:

- The Enterprise is _______________% Black Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is _______________% Black Woman Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is _______________% Black Designated Group Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,

- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of ______________, the annual Total Revenue was R10,000,000.00 (Ten Million Rands) or less

- Please Confirm on the below table the B-BBEE Level Contributor, **by ticking the applicable box.**

100% Black Owned	**Level One** (135% B-BBEE procurement recognition level)	
At least 51% Black Owned	**Level Two** (125% B-BBEE procurement recognition level)	
Less than 51% Black Owned	**Level Four** (100% B-BBEE procurement recognition level)	

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the Owners of the Enterprise which I represent in this matter.

5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: ______________________

Date: ______________________

____
Commissioner of Oaths
Signature & stamp

SWORN AFFIDAVIT – B-BBEE QUALIFYING SMALL ENTERPRISE - GENERAL

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.

2. I am a Member / Director / Owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name:	
Trading Name (If Applicable):	
Registration Number:	
Enterprise Physical Address:	
Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):	
Nature of Business:	
Definition of "Black People"	As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians – (a) Who are citizens of the Republic of South Africa by birth or descent; or (b) Who became citizens of the Republic of South Africa by naturalization- i. Before 27 April 1994; or ii. On or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date

3. I hereby declare under Oath that:

- The Enterprise is ______________% Black Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is ______________% Black Woman Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is ______________% Black Designated Group Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,

- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of ________________, the annual Total Revenue was between R10,000,000.00 (Ten Million Rands) and R50,000,000.00 (Fifty Million Rands),

- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

100% Black Owned	**Level One** (135% B-BBEE procurement recognition level)	
At Least 51% black owned	**Level Two** (125% B-BBEE procurement recognition level)	

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.

5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: ________________________

Date:______________________________

____
Commissioner of Oaths
Signature & stamp