

TENDER NO: SCMU10-23/24-0020

FOR

RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

COMPULSORY BRIEFING: 16 October 2023 AT 10H00

TENDER CLOSING: 6 November 2023 AT 11H00

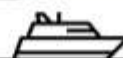
Eastern Cape Department of Transport
32 Cowan Close
Stellenbosch Park Building
King William's Town
5601

Company Name of Tenderer:

.....

CRS No.

CSD No.



An efficient, safe, sustainable, affordable and accessible transport system

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RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

PROVINCE OF THE EASTERN CAPE

DEPARTMENT OF TRANSPORT

TENDER NO. SCMU10-23/24-0020

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T1.1 TENDER NOTICE AND INVITATION TO TENDER

A. TENDER INVITATION:

The Department of Transport hereby invites submissions from suitably qualified and experienced **(4 GB)** Contractors to provide a bids for:

Tender Number	Description	Tender Briefing	Tender Closing Date and Time
SCMU10-23/24-0020	Renovation and Repairs of Phakade Traffic Station	16 October 2023 at Umzimvubu Hall, Mount Ayliff @ 10:00am	06 November 2023 at 11:00

Tender documents will be available as of **06 October 2023** from the DoT Website (www.ectransport.gov.za) and Department of National Treasury eTender Publication website <https://www.etenders.gov.za>."

Only respondents who have in their full-time employment at least Contracts manager with demonstrated capabilities in renovations and paving are eligible to have their Tender evaluated.

The contract will be for a period of **Six (6) months**. The services will be provided to the Department's Head Office in King William's Town.

Contractors must take particular note of the following:

- Contractors must be registered on Central Supplier Database (CSD) and must submit a copy of the CSD registration report with the Tender.
- With regard to evaluation of tenders on functionality, it is a specific requirement that the Contractor must be able to demonstrate his/her ability to carry out the service required. Scores for quality will not be included in points allocated for price or preference.
- The tender will be evaluated according to the preferential procurement model in the preferential Procurement Policy Framework Act (PPPFA 5 of 2000): Preferential Procurement Regulations 2022, as well as the SCM Policy of the Department of Transport.
- Centralized Suppliers Database (CSD) Registration Report will be used to verify preferential specific goal points.
- Bidders are required to be registered with Central Supplier Database (CSD) prior to submitting this bid (see <https://secure.csd.gov.za/>).
- Bidders must also submit a Tax Compliance Status PIN code in order to verify their tax status with SARS
- All the forms contained in this tender document shall be completed.

Failure to supply all supplementary information may result in the tender being deemed to be non-responsive and may not be considered.

- No late, telephonic, posted, e-mailed or faxed tenders will be considered.
- The Department reserves the right to not award the contract to any Contractor.

"Tenderers are required to download any addenda issued by the Employer from the Eastern Cape Department of Transport Website www.ectransport.gov.za only. Addenda will only be issued 7 (seven) days before the Tender Closing date and it is the Tenderers responsibility to check the addenda issued in the departmental website. Please note, **ONLY** addenda critical to the evaluation will be issued. **NB: The notice of the addenda will be issued on Tender bulletin of the Provincial Treasury.**

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B. TENDER EVALUATION

This tender will be evaluated in Four (4) phases as follows:

Phase One: Compliance, responsiveness to the tender rules and conditions thereafter

Phase Two: Eligibility, responsiveness to the tender rules and conditions thereafter

Phase Three: Functionality, responsiveness to the tender and conditions thereafter

Phase Four: Tenders passing stage one above will thereafter be evaluated on PPPFA.

The Bidder who have failed to meet the minimum requirements to each phase will be deemed nonresponsive

Eligibility Criteria

Only those tenderers who satisfy the following eligibility criteria and who provide the required evidence in their tender submissions are eligible to submit tenders and have their tenders evaluated:

*Only those tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations, for a **4 (GB)** class of construction work, are eligible to have their tenders evaluated.*

Joint ventures are eligible to submit tenders provided that:

- 1. every member of the joint venture is registered with the CIDB;*
- 2. the lead partner has a contractor grading designation in the **4 (GB)** class of construction work; and*
- 3. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a **4 (GB)** class of construction work or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations.*

The following tenderers who are registered with the CIDB, or are capable of being so registered prior to the evaluation of submissions, are eligible to have their tenders evaluated:

- a) contractors who have a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum Tendered, or a value determined in accordance with Regulation 25 (1B) of 25(7A) of the Construction Industry Development Regulations, for a **4 (GB)** class of construction work; and*
- b) contractors registered as potentially emerging enterprises with the CIDB who are registered in one contractor grading designation lower than that required in terms of a) above and who satisfy the following criteria:*
 - 1) the employer is satisfied that such a contractor has the potential to develop and qualify to be registered in that higher grade as determined in accordance with the provisions of the CIDB Specification for Social and Economic Deliverables in Construction Works Contracts; and*
 - 2) The employer agrees to provide the financial, management or other support that is considered appropriate to enable the contractor to successfully execute that contract.*

Company Work Experience

The tenderer must have successfully implemented at least three similar projects at a value of (5 million) each in the past five years (including new building structures; renovation and rehabilitation etc.) and produce proof in a form of appointment letter, and final completion certificate from the client i.e. province or metropolitan district or local municipality.

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Key Personnel:

Site Agent must: National Diploma / Degree in built environment with certified copy be registered as Construction Project Manager/ Construction Manager under the South African Council for the Project and Construction Management act (ACT 48 of 2000) SACPCMP or be registered as a Pr. QS with a relevant Council (SACQSP) and must submit a certified copy of valid good standing certificate with the relevant council, suitably and verifiably experienced with a minimum of 5 years' experience as a registered Professional, 3 years' of the 5 years of experience must be working as a Site Agent in building structures (Renovations, Rehabilitation, additions and New buildings), The CV of the candidate must indicate the position, duration of employment in the company, (3) project completed, client and contact details of the client.

Site Foreman: National Diploma /Trade Test certificate in building construction environment certified copy, minimum of 5 years of experience as a Foreman the CV of the candidate must indicate the position, duration, and (5) completed projects at a level of CIDB grade 3 GB, client and contact details of the client.

Safety officer: Safety Management Certificate equivalent to NQF level 6 (Construction Regulations) be registered as Construction Health and Safety Officer/ Construction Manager under the South African Council for the Project and Construction Management act (ACT 48 of 2000) SACPCMP suitably and verifiably experienced with a minimum of 3 years work experience as registered OHS Practitioner must be in built environment projects. The CV of the candidate shall indicate the position, duration, project completed, client and contact details of the client.

Details of key personnel and their relevant information must be entered in **Form J** of the Returnable Schedules. Copies of CV's and certificates of qualifications and professional registration must be attached, in order to qualify for this tender.

C. PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT (PPPFA) POINTS WILL BE AWARDED AS FOLLOWS:

Maximum points on price	-	80 points
Maximum points for preference	-	20 points
Maximum points	-	100 points

The preferential specific goals point are distributed as follows.

PREFERENTIAL SPECIFIC GOALS POINTS TABLE		
The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Historically Disadvantaged Individuals		
Black ownership	8	% ownership as per CIPC / CSD
Women Equity Ownership	7	% ownership as per CIPC / CSD
Locality:-		
(a) Preferred address in the Eastern Cape in the last 3 at local municipality (Umzimvubu Municipality)	5	
b) Alternative address in the Eastern Cape in the last 3 years	3	
(c) Outside Eastern Cape no satellite office in Eastern Cape: (i) including preferred address less than 3 years (ii) Alternative address less than 3 years	2	

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- Calculation of the specific goals points for a Joint venture will be based as per the Joint Venture agreement, that must be submitted by the tenderers.

Documents to be attached when claiming points:

- HDI: Black Ownership

The Central Supplier Database (CSD) report will be used to obtain the required information.

- Locality:

Locality shall mean a fully functional office within the Province of the Eastern Cape. Satellite shall mean an office with minimum staff of not less than 3 personnel running the office on fulltime.

Locality Points will be allocated for proof of local office operations in Eastern Cape. The primary address on CSD and proof of ownership under the bidding company will be used for choice Locality.

A Lease Agreement accompanied by the Landlord's affidavit will also be considered.

- Joint Venture agreement, that must be submitted by the tenderers.

D. TENDER SPECIFICATIONS, CONDITIONS AND RULES

The minimum specifications, eligibility and other tender conditions and rules are detailed in the bid document.

Note: Tender Validity Period is **90 days**.

E. TENDER SUBMISSIONS:

The completed tender document as well as any supporting documentation shall be placed in a sealed envelope clearly marked "**TENDER NO: SCMU10-23/24-0020: Renovation and Repairs of Phakade Traffic Station 4**" and deposited in the Tender Box, not later than **11h00 on Monday, 6 November 2023** when tenders will be opened in public.

The completed Bid documents must be placed in a sealed envelope, clearly marked: **SCMU10-23/24-0020: RENOVATION AND REPAIRS OF PHAKADE TRAFFIC STATION**, and be deposited in the Bid Box situated at Ground floor foyer, 23 Cowan Street Stellenbosch Park King Williamstown not later than **11H00 on Monday, 6 November 2023**, when the bids will be opened in public.

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SCM RELATED ENQUIRIES

Mr. P. Nqikashe
Tel No: 043 604 7652
Cell No: 067 419 8001
Email Address: philasande.nqikashe@ectransport.gov.za

TECHNICAL ENQUIRIES

Mr. S. Ndlela
Cell No: 083 210 7859
Email Address: Siyabonga.ndlela@ectransport.gov.za

FOR COMPLAINTS, FRAUD, & TENDER ABUSE:

Call: 0800 701 1701

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T 1.2 TENDER DATA

Clause number	Description / Comment
	The conditions of tender are those contained in the latest edition of SANS 10845-3, <i>Construction Procurement – Part 3: Standard conditions of tender</i>. SANS 10845-3 makes several references to the Tender Data for details that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the provisions of SANS 10845-3. Each item of data given below is cross-referenced to the clause in SANS 10845-3 to which it mainly applies
F.1.1	The Employer is the Department of Transport, Province of the Eastern Cape.
F.1.2	The Project Document issued by the Employer comprises the following: THE TENDER Part T1: Tender procedures: T1.1 Tender notice and invitation to tender T1.2 Tender data Part T2 : Returnable documents : T2.1 List of returnable documents T2.2 Returnable schedules THE CONTRACT Part C1: Agreements and contract data C1.1 Form of offer and acceptance C1.2 Contract data Part C2: Pricing data C2.1 Pricing instructions C2.1 Pricing Schedules Part C3: Scope of work DRAWINGS The Tender Document and the drawings shall be obtained from the Employer or his authorized representative at the physical addresses stated in the Tender Notice, upon payment of the deposit stated in the Tender Notice

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Clause number	Description / Comment
F.1.4	The name and contact details of the Employer's agent are as follows: Name: S. Ndlela Department of Transport 32 Cowen Close, Stellenbosch Park King Williams Town 5606 Tel. 043 604 7426 Cell. 083 210 7859 e-mail: Siyabonga.ndlela@ectransport.gov.za
F.2.1	Eligibility <i>Only those tenderers who satisfy the following eligibility criteria and who provide the required evidence in their tender submissions are eligible to submit tenders and have their tenders evaluated:</i> <i>Only those tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations, for a 4 (GB) class of construction work, are eligible to have their tenders evaluated.</i> <i>Joint ventures are eligible to submit tenders provided that:</i> <i>1. every member of the joint venture is registered with the CIDB;</i> <i>2. the lead partner has a contractor grading designation in the 4 (GB) class of construction work; and</i> <i>3. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a 4 (GB) class of construction work or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations.</i> <i>The following tenderers who are registered with the CIDB, or are capable of being so registered prior to the evaluation of submissions, are eligible to have their tenders evaluated:</i> <i>a) contractors who have a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum Tendered, or a value determined in accordance with Regulation 25 (1B) of 25(7A) of the Construction Industry Development Regulations, for a 4 (GB) class of construction work; and</i> <i>b) contractors registered as potentially emerging enterprises with the CIDB who are registered in one contractor grading designation lower than that required in terms of a) above and who satisfy the following criteria:</i> <i>1) the employer is satisfied that such a contractor has the potential to develop and qualify to be registered in that higher grade as determined in accordance with the provisions of the CIDB Specification for Social and Economic Deliverables in Construction Works Contracts; and</i> <i>2) The employer agrees to provide the financial, management or other support that is considered appropriate to enable the contractor to successfully execute that contract.</i>

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Clause number	Description / Comment
	Company Work Experience <i>The tenderer must have successfully implemented at least three similar projects at a value of (5 million) each in the past five years (including new building structures; renovation and rehabilitation etc.) and produce proof in a form of appointment letter, and final completion certificate from the client i.e. province or metropolitan district or local municipality.</i> Key Personnel: Site Agent must: National Diploma / Degree in built environment with certified copy be registered as Construction Project Manager/ Construction Manager under the South African Council for the Project and Construction Management act (ACT 48 of 2000) SACPCMP or be registered as a Pr. QS with a relevant Council (SACQSP) and must submit a certified copy of valid good standing certificate with the relevant council, suitably and verifiably experienced with a minimum of 5 years' experience as a registered Professional, 3 years' of the 5 years of experience must be working as a Site Agent in building structures (Renovations, Rehabilitation, additions and New buildings), The CV of the candidate must indicate the position, duration of employment in the company, (3) project completed, client and contact details of the client. Site Foreman: National Diploma /Trade Test certificate in building construction environment certified copy, minimum of 5 years of experience as a Foreman in (New buildings, Renovations and Rehabilitation) the CV of the candidate must indicate the position, with minimum duration 6 months, and (5) completed projects at a level of CIDB grade 3 GB, client and contact details of the client. Safety officer: Safety Management Certificate equivalent to NQF level 6 (Construction Regulations) be registered as Professional Construction Health and Safety Officer/ Construction Manager under the South African Council for the Project and Construction Management act (ACT 48 of 2000) SACPCMP suitably and verifiably experienced with a minimum of 3 years work experience as registered OHS Practitioner must be in built environment projects. The CV of the candidate shall indicate the position, duration, project completed, client and contact details of the client.
F.2.7	<i>There will be compulsory briefing meeting for this Request for Tender</i>
F. 2.9	<i>The Employer does not provide insurance.</i>
F. 2.10	Pricing the tender offer (a)Value Added Tax <i>The Valued Added Tax (VAT) rate shall be 15% or as otherwise provided for by legislation.</i> (b) <i>The successful Tenderer shall be required to produce a VAT invoice that shall only be prepared once measurements and valuations for work done in terms of the contract offer have been agreed with the Employers agent and a certificate of payment issued.</i> (c) <i>Payment of VAT to non-VAT vendors shall be processed from the month in which the Tenderers liability with the South African Revenue Services is effective.</i>
F.12.11	Alterations to documents <i>A Tender offer shall not be considered if alterations have been made to the forms of tender data or contract data (unless such alterations have been duly authenticated by the Tenderer) or if any particulars required therein have not been completed in all respects.</i>

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Clause number	Description / Comment
F.2.12	Alternative Tenders No alternative tender will be considered If a tenderer wishes to submit an alternative tender, the only criteria permitted for such alternative tender offer is that it demonstrably satisfies the employer's standards and requirements, the details of which may be obtained from the employer's agent. Calculations, drawings and all other pertinent technical information and characteristics as well as modified or proposed Pricing Data must be submitted with the alternative tender offer to enable the employer to evaluate the efficacy of the alternative and its principal elements, to take a view on the degree to which the alternative complies with the employer's standards and requirements and to evaluate the acceptability of the pricing proposals. Calculations must be set out in a clear and logical sequence and must clearly reflect all design assumptions. Pricing Data must reflect all assumptions in the development of the pricing proposal. Acceptance of an alternative tender offer will mean acceptance in principle of the offer. It will be an obligation of the contract for the tenderer, in the event that the alternative is accepted, to accept full responsibility and liability that the alternative offer complies in all respects with the Employer's standards and requirements. The modified Pricing Data must include an amount equal to 5% of the amount Tendered for the alternative offer to cover the employer's costs in confirming the acceptability of the detailed design
F.2.13	Submitting of TENDER
F.2.13.1	The Tenderer may not make an offer for only part of the services as defined in the Scope of Work.
F.2.13.3	a) No copies of Tenders are required. Tenders shall be submitted as an original only. b) Additional documentation shall be submitted in a separate, properly bound document. c) Parts of each tender offer communicated on paper shall be submitted as original, plus 0 copies. Under no circumstances whatsoever may the tender forms be retyped or redrafted.
F.2.13.6	A two-envelope procedure will not be followed.
F.2.13.7	The Employer's address for delivery of Tenders is: Tender Box Department of Transport, Entrance Foyer C, Stellenbosch Park Fleming Street, King William's Town, 5601. and identification details to be shown on the Tender offers are: RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION
F.2.15	The closing time for submission of Tenders is 11:00 on 06 November 2023
F.2.16	Tenders shall remain valid for a period of ninety (90) days from the closing time stated in F.2.15.
F.2.23	An <u>original and valid</u> Tax Clearance Certificate issued by the South African Revenue Services ("SARS") must be submitted with the Tender to certify that the Contractor's taxes are in order. If the submission is made simultaneously with other Tenders/bids or tenders to the Department, or an original valid Tax Clearance Certificate has been submitted previously that is valid at the time of this submission, then a cross reference must be made to the other Tender/bid or tender within the Department.
F.3.4	Tenders will be opened after the closing time for submission at the Department's offices in King William's Town.
F.3.11	The quality criteria and maximum score in respect of each of the criteria are as follows:

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Clause number	Description / Comment		
	Quality criteria	Sub criteria	Maximum no of points
	Tenderer's Relevant experience on Similar previous projects (Q1) and submit the completion certificate Maximum – points 40	Completed 4 projects and above	40
		Completed 3 projects	20
	Site Agent, (Q2) and submit a copy of a CV Maximum- 20 points	10 years and above of experience is 20 points	20
		5 years of experience is 10 points	10
	Foreman Q3) and submit a copy of a CV maximum – 20 points	10 years and above of experience is 20 points	20
		5 years of experience is 10 points	10
	Safety Officer(Q4) and submit a copy of a CV(Qualification) Maximum – 20 points	10 years and above of experience is 10 points	20
		5 years of experience is 10 points	10
	Maximum possible score for quality (NQ)		100
F.3.11	Contractors must ensure that they submit the supporting information in respect of the quality criteria <u>under the headings as reflected in the table above.</u>		
F.3.11	<u>All Tenders that fail to score a minimum of 60 out of a possible 100 points for quality will not be further considered.</u>		
F.3.11	Scores for quality will not be included in points allocated for price or preference in terms of the Preferential Procurement Policy Framework Act.		
F.3.11	EVALUATION OF TENDERS Scoring preferences Tenders will be evaluated based on the 80/20 preference point system in terms of the Preferential Procurement Policy Framework Act (Act 5 of 2000) and 2022 Regulations thereto in the following manner: Up to 100 minus W1 tender evaluation points will be awarded to tenderers who submit responsive tenders and who are found to be eligible for the preference claimed. Points are based on a tenderer's specific goal points. Calculation of the specific goals points for a Joint venture will be based as per the Joint Venture agreement, that must be submitted by the tenderers. Maximum points for preference = 20 points The preferential specific goals points are distributed as follows.		

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Clause number	Description / Comment		
	PREFERENTIAL SPECIFIC GOALS POINTS TABLE		
	The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
	Historically Disadvantaged Individuals		
	Black ownership	8	% ownership as per CIPC / CSD
	Women Equity Ownership	7	% ownership as per CIPC / CSD
	Locality:-		
	(a) Preferred address in the Eastern Cape in the last 3 at local municipality (Umzimvubu Municipality)	5	
	b) Alternative address in the Eastern Cape in the last 3 years	3	
	(c) Outside Eastern Cape no satellite office in Eastern Cape: (i) including preferred address less than 3 years (ii) Alternative address less than 3 years	2	
	➤ Historically Disadvantaged Individual (HDI): Black Ownership (max= 5 points) Central Supplier Database (CSD) report will be used. To Score points for Black Ownership the following formula will be used to calculate the points out of 8 points Max. $SGP = \frac{\%BOE (CIPC / CSD)}{100} \times MHDI (Max = 5)$ SGP= Specific goals points MHDI= Maximum points for Historical disadvantaged individuals BO = Black Ownership Equity		
	➤ Locality (max= 5 points) Locality shall mean' Fully functional office within the Province of the Eastern Cape. Satellite shall mean an office with minimum staff of not more than 3 personnel running the office on fulltime. Locality Points will be allocated for proof of local office operations in Eastern Cape. The primary address on CSD and proof of ownership under the bidding company will be used for choice Locality. A Lease Agreement accompanied by the Landlord's affidavit will also be considered.		

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Clause number	Description / Comment
	<u>Calculation of points for Price:</u> 80 points will be awarded to the Contractor submitting the lowest price (all other Contractors will receive points proportionately thereto): $N_{FO} = 80 \times \left(1 - \frac{(P - P_M)}{P_M}\right)$ where W_1 is the number of Tender evaluation points for financial offer and equals 80 P_M is the lowest acceptable Tender price P is the price of the Tender under consideration
F.3.11	The total number of bid evaluation points (T_{EV}) for responsive bids for each of the offers will be calculated in accordance with the following formula: $T_{EV} = N_{FO} + N_P$ where: N_{FO} is the number of Tender evaluation points awarded for financial offer N_P is the number of Tender evaluation points awarded for preferential specific goal
F.3.11	The Tender will be awarded to the responsive Contractor who has scored the highest points, unless there are justifiable, objective reasons to award the Tender to another Contractor. However, the Department retains the right not to accept any Tender.
F.3.12	Risk Analysis Notwithstanding compliance with regard to CIDB registration or any other requirements of the tender, the Employer will perform a risk analysis in respect of the following: - reasonableness of the financial offer - reasonableness of unit rates, prices and unpriced rates where necessary - as per clause F.2.1 paragraph 7, the previous and the current contracts performance of the responsive bidders will be used to draw a conclusion to determine the acceptability of the tender offer. The Department reserves the right to consider other similar contracts undertaken by the prospective bidder that do not form part of this proposal. - The tenderer, if a risk analysis is been performed on their tenderer, will be required to submit information in a prescribed format within a period of 5 calendar days. If the information is not received in the prescribed format and period the tenderer might be regarded as non-responsive.
	Tenders will only be accepted if the Contractor, or any of its directors, have not – - abused the Employer's supply chain management system; - committed fraud or any other improper conduct in relation to such system; or - failed to perform any previous contract and has been given a written notice to this effect In order to give effect to the above, the Compulsory Enterprise Questionnaire in Part T2.2 must be completed and submitted with the Tender.
F3.13	The number of paper copies of the signed contract to be provided by the Employer is one.

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THE TENDER PART 2 (OF 2) : RETURNABLE DOCUMENTS
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T2.1 List of Returnable Documents

T2.2 Returnable Documents

T2.1 LIST OF RETURNABLE DOCUMENTS

The Contractor must complete the following returnable documents:

1. RETURNABLE SCHEDULES REQUIRED FOR TENDER EVALUATION PURPOSES
 - Certificate of Authority for Joint Ventures
 - Record of Addenda to Tender documents
 - Compulsory Enterprise Questionnaire
 - A copy of the Central Supplier Database(CSD) registration report
 - Invitation to Bid (Form SBD 1)
 - Declaration of Interest (Form SBD 4)
 - Preference Points Claim Form (Form SBD 6.1)
 - Declaration Certificate for Local Production and Content (Form SBD 6.2)
 - Evaluation Schedule: Scoring of Functionality
 - Copy of Workmen's Compensation Registration Certificate (or proof of payment of contributions in terms of the Compensation for Occupational Injuries and Diseases Act No. 130 of 1993)
 - Execution Programme
 - Contractor's Health and Safety Declaration
 - Proforma Notification form in terms of the Occupational Health and Safety Act 1993, Construction Regulations, 2014.
2. RETURNABLE SCHEDULES THAT WILL BE INCORPORATED INTO THE CONTRACT
 - Personnel Schedule
3. OTHER DOCUMENTS THAT WILL BE INCORPORATED INTO THE CONTRACT
 - C1.1 Offer and Acceptance
 - C1.2 Contract Data
 - C2.2 Pricing Schedule

T2.2 RETURNABLE DOCUMENTS AND SCHEDULES

CERTIFICATE OF AUTHORITY FOR JOINT VENTURES

This Returnable Schedule is to be completed by joint ventures.

We, the undersigned, are submitting this bid offer in Joint Venture and hereby authorise

Mr/Ms....., authorised signatory of the company....., acting in the capacity of the lead partner, to sign all documents in connection with the Tender offer and any contract resulting from it on our behalf.

NAME OF FIRM	ADDRESS	DULY AUTHORISED SIGNATORY
Lead partner		Signature..... Name..... Designation.....
		Signature..... Name..... Designation.....
		Signature..... Name..... Designation.....
		Signature..... Name..... Designation.....

RECORD OF ADDENDA TO TENDER DOCUMENTS

We confirm that the following communications received from the Employer before the submission of this Tender offer, amending the Tender Documents, have been taken into account in this Tender offer.

	Date	Title or Details
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		

Attach additional pages if more space is required.

Signed.....

Date.....

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Name **Position**.....

Contractor

COMPULSORY ENTERPRISE QUESTIONNAIRE

The following particulars must be furnished. In the case of a joint venture, separate enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: CIDB registration number, if any:

Section 4: Particulars of sole proprietors and partners in partnerships

Name*	Identity number*	Personal income tax number*

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 5: Particulars of companies and close corporations

Company registration number

Close corporation number

Tax reference number

Section 6: Record in the service of the state

Indicate by marking the relevant boxes with a cross, if any sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months in the service of any of the following:

- | | |
|--|---|
| ☐ a member of any municipal council | ☐ an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999) |
| ☐ a member of any provincial legislature | ☐ a member of an accounting authority of any national or provincial public entity |
| ☐ a member of the National Assembly or the National Council of Province | ☐ an employee of Parliament or a provincial legislature |
| ☐ a member of the board of directors of any municipal entity | |
| ☐ an official of any municipality or municipal entity | |

If any of the above boxes are marked, disclose the following:

Name of sole proprietor, partner, director, manager,	Name of institution, public office, board or organ of state and	Status of service (tick appropriate column)	
		Current	Within last 12 months

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principal shareholder or stakeholder	position held		

***insert separate page if necessary**

Section 7: Record of spouses, children and parents in the service of the state
Indicate by marking the relevant boxes with a cross, if any spouse, child or parent of a sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months been in the service of any of the following:

- | | |
|--|---|
| ☐ a member of any municipal council
☐ a member of any provincial legislature
☐ a member of the National Assembly or the National Council of Province
☐ a member of the board of directors of any municipal entity
☐ an official of any municipality or municipal entity | ☐ an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999)
☐ a member of an accounting authority of any national or provincial public entity
☐ an employee of Parliament or a provincial legislature |
|--|---|

Name of spouse, child or parent	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

***insert separate page if necessary**

The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise:

- (i) authorizes the Employer to verify with the South African Revenue Services that my / our tax matters are in order;
- (ii) confirms that neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;
- (iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within

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the last five years been convicted of fraud or corruption;
(iv) confirms that I / we are not associated, linked or involved with any other bidding entities submitting bid offers and have no other relationship with any of the bidders or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and
(v) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed	_____	Date	_____
Name	_____	Position	_____
Contract or	_____		

T2.2 RETURNABLE DOCUMENTS

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SBD 1: INVITATION TO TENDER

PART A
INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE DEPARTMENT OF ROADS & PUBLIC WORKS					
BID NUMBER:	SCMU10-23/24-0020	CLOSING DATE: 6 NOVEMBER 2023	CLOSING TIME:	11h00	
DESCRIPTION	RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION				
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT:					
32 Cowan Close					
Stellenbosch Park Building					
King Williams Town (Eastern Cape)					
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					
	TCS PIN:		OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		☐ Yes ☐ No
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	☐	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	☐	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	☐	A REGISTERED AUDITOR			
		NAME:			
[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 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	Transport		CONTACT PERSON	Mr. S. Ndlela	
CONTACT PERSON	P. Nqikashe		TELEPHONE NUMBER	083 210 7859	

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TELEPHONE NUMBER	043 604 7652	E-MAIL ADDRESS	sschroeder@gibb.co.za
E-MAIL ADDRESS	PHILASANDE.NQIKASHE@ECTransport.gov.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 1.3. BIDDERS MUST REGISTER ON THE 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) 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, EACH PARTY 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.

**TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION**

A: DECLARATION OF THE COMPULSORY TENDER BRIEFING

Notes to tenderer:

1. The Tenderers are required to attend the compulsory tender briefing as per the part T1.1 of the tender document. The location of the tender briefing is **Community Hall – Mt Ayliff**.
2. In the tender briefing venue, you are required to sign the attendance register. The briefing will start at 10h00, attendees who arrived 20 minutes late on the briefing will be prohibited from signing the attendance register and therefore will not be considered for tendering.

THE TENDERER HEREBY DECLARES:

(Name of tenderer),
.....

Has attended the compulsory briefing of the tender “**SCMU10-23/24-0020 TENDER BRIEFING**”,

by (name of tenderer’s representative)

(signature of tenderer’s representative)

and that the information provided by the tenderer’s representative are correct.

SIGNED BY TENDERER:
SIGNATURE

.....
NAME (PRINT)

WITNESS:
SIGNATURE

.....
NAME (PRINT)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

B: CERTIFICATE OF AUTHORITY FOR SIGNATORY
--

Notes to tenderer:

- 1 The signatory for the tenderer shall confirm his/her authority thereto by attaching, to the returnable schedule, on the tendering company's letterhead a duly signed and dated copy of the relevant resolution of the board of directors/partners.
- 2 In the event that the tenderer is a joint venture, a certificate is required from each member of the joint venture clearly setting out authority for signatory.
- 3 The resolution below is given as an example of an acceptable format for authorisation, but submission of this page with the example completed shall not be accepted as authorisation of the tenderer's signatory.

EXAMPLE BELOW:

By resolution of the board of directors passed at a meeting held on

Mr/Ms

whose signature appears below, has been duly authorised to sign all documents in connection with the tender for **SCMU10-23/24-0020** and any contract that may arise therefrom on behalf of

.....
(name of tenderer in block capitals)

EXAMPLE

SIGNED ON BEHALF OF THE COMPANY:

IN HIS/HER CAPACITY AS:

DATE:

SIGNATURE OF SIGNATORY:

WITNESS:
SIGNATURE

.....
SIGNATURE

.....
NAME (PRINT)

.....
NAME (PRINT)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

C:	REGISTRATION WITH THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD
-----------	--

Notes to tenderer:

1. The tenderer shall attach to this returnable schedule a printed copy of the Active Contractor's Listing off the Construction Industry Development Board (CIDB) website (www.cidb.org.za).
2. Tenderers whose CIDB registration expires within 21 days after close of tender should attach proof of their application for re-registration.
3. In the case of a joint venture (JV):
 - (a) a printed copy of the Active Contractor's Listing must be provided for each member of the JV; and
 - (b) a signed copy of the JV Agreement must be attached to returnable schedule **G: JOINT VENTURE DISCLOSURE**

IN CASE OF SINGLE TENDERING ENTITY:

Name of Contractor:

Contractor Grading Designation: **GB** class of construction work

CIDB Contractor Registration Number:

Expiry Date:

IN CASE OF A JOINT VENTURE:

Lead member if Joint Venture

Name of Contractor:

Contractor Grading Designation: **GB** class of construction work

CIDB Contractor Registration Number:

Expiry Date:

Other member(s) of Joint Venture

Name of Contractor:

Contractor Grading Designation: **GB** class of construction work

CIDB Contractor Registration Number:

Expiry Date:

Name of Contractor:

Contractor Grading Designation: **GB** class of construction work

CIDB Contractor Registration Number:

Expiry Date:

(Attached additional pages if more space is required.)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

D:	SIMILAR PROJECT(S) COMPLETED BY THE TENDERER (including TABLE A of this schedule)
-----------	--

Notes to tenderer:

1. The tenderer must provide, in **TABLE A** of this returnable schedule, information of similar project(s) completed by the tenderer as defined in **CLAUSE F.2.1.4.4 OF T1.2: TENDER DATA**.
2. For each similar project listed by the tenderer in **TABLE A**, the tenderer must attach:
 - (a) the **COMPLETION CERTIFICATE** of the project; and
 - (b) a completed and signed returnable schedule **D(A): SIMILAR PROJECT COMPLETED VERIFICATION FORM**.
3. The tenderer shall indicate in **TABLE A**, where applicable, if the similar project was completed as:
 - (a) a principal contractor (PC);
 - (b) a joint venture (JV) member;
4. The tenderer must only list defined similar project(s) completed in **TABLE A** provided. **DO NOT** attach a separate list of projects; and **DO NOT** include projects which are not defined as similar project.
5. The information supplied by the tenderer in **TABLE A** and attached supporting documentation [similar project completed verification form(s) and completion certificate(s)] to this returnable schedule will be deemed material to the responsiveness and the Employer's risk analysis of the tender offer.

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

TABLE A : LIST OF SIMILAR PROJECTS COMPLETED FOR RETURNABLE SCHEDULE D

CONTRACT NAME AND CONTRACT NUMBER	EMPLOYER	WORK DONE AS A (tick applicable box)	SHORT DESCRIPTION OF WORKS COMPLETED	DURATION OF WORKS (months)	VALUE OF WORKS COMPLETED (incl. VAT)	COMPLETED ON DATE (mm/yyyy)
		☐ PC ☐ JV				
		☐ PC ☐ JV				
		☐ PC ☐ JV				
		☐ PC ☐ JV				
		☐ PC ☐ JV				

SIGNED BY TENDERER:

**TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION**

D(A): SIMILAR PROJECT COMPLETED VERIFICATION FORM (one verification form required for each listed project)

SIMILAR PROJECT VERIFICATION FORM (QUESTIONNAIRE)

**FOR TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION**

NAME OF TENDERER:

**VERIFICATION OF TENDERER'S INDICATED SIMILAR PROJECT BY CONSULTING ENGINEER OR
EMPLOYER**

Page 1 of 2

(Note: Verification by Consulting Engineer or Employer in terms of the contract for the indicated similar project)

CONTRACT NO.:

CONTRACT NAME:

EMPLOYER:

CONTRACTOR:

CONSULTING ENGINEER:

VALUE OF WORKS AT COMPLETION (INCL. VAT): R

MONTH/YEAR COMPLETED:

In terms of this Tender a similar project is defined as:

“A new structure, renovation and repairs of building project(s) completed in the past five (5) years to the value of at least **R 15 000 000 00**, located within the SADC (South African Development Community) region, which included as a minimum the following:

Excavation and brickwork
Installation of hawker stalls
Installation of paving
Electrification of the stalls
Roof structure and covering
Plumbing works
Paintwork

1. Was a certificate of completion, in terms of the condition of contract, issued to the contractor?

YES	NO
-----	----

 (TICK APPLICABLE BOX)

If **NO**, please state reasons:

.....
.....

CONTINUE TO NEXT PAGE

VERIFICATION OF TENDERER'S INDICATED SIMILAR PROJECT BY CONSULTING ENGINEER OR EMPLOYER

Page 2 of 2

2. Was the project located within the SADC (South African Development Community) region?

YES	NO
-----	----

 (TICK APPLICABLE BOX)

3. Was the value of the Works, completed by the Tenderer (then Contractor) more or equal (≥) R 15 million (incl. VAT)

YES	NO
-----	----

 (TICK APPLICABLE BOX)

If **NO**, please write value below

R

4. Did the project include the following works and was the Tenderer (then Contractor) involved with said works?

4.1 Brickwork and earthworks

YES	NO
-----	----

 (TICK APPLICABLE BOX)

Involved	YES	NO
----------	-----	----

4.2 Roof structure and covering

YES	NO
-----	----

 (TICK APPLICABLE BOX)

Involved	YES	NO
----------	-----	----

4.3 Electrical works

YES	NO
-----	----

 (TICK APPLICABLE BOX)

Involved	YES	NO
----------	-----	----

4.4 Brick paving and concrete works

YES	NO
-----	----

 (TICK APPLICABLE BOX)

Involved	YES	NO
----------	-----	----

4.5 Targeted subcontractor management / development

YES	NO
-----	----

 (TICK APPLICABLE BOX)

Involved	YES	NO
----------	-----	----

Details of respondent:

Verification information supplied by:
(state name & surname)

Designation on Project:

Company:

Signature: Date:

Contact Details:

Tel No.:

Email:

Client Stamp:

--

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

(Please return both pages to Tenderer for submission with his Tender)

NB: Copy this page and make it available for the three (3) projects required as per clause F2.1.4.3.

E: TENDERER'S KEY PERSONNEL (including TABLES A and B of this schedule)
--

Notes to tenderer:

1. The tenderer must provide, in **TABLES A and B** of this returnable schedule, required information of the tenderer's key personnel as defined in **CLAUSE F.2.1.4.5 OF T1.2: TENDER DATA**.
2. For key personnel listed by the tenderer in **TABLES A and B**, the tenderer must attach:
 - (a) proof of required professional registration with the specified professional body and that the professional registration is currently active.
 - (b) if the key personnel listed by the tenderer is not currently in the employment of the tenderer, provide letter of intent as defined in **CLAUSE F.2.1.4.5 OF T1.2: TENDER DATA**.
3. **TABLES A and B** provides space for the tenderer to provide details of the key personnel and define experience required, as defined in **CLAUSE F.2.1.4.5 OF T1.2: TENDER DATA**.
4. A CV of the tenderer's key personnel is **NOT REQUIRED** in terms of this tender as **TABLES A and B**, completed by the tenderer as instructed, provides for the required information.
5. The information supplied by the tenderer in **TABLE A and B** and attached supporting documentation [proof of professional registration and letter of intent (if applicable)] to this returnable schedule will be deemed material to the responsiveness and the Employer's risk analysis of the tender offer.

SIGNEDBYTENDERER:.....

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

TABLE A: TENDERER'S KEY PERSONNEL (CONSTRUCTION MANAGER) FOR RETURNABLE SCHEDULE E

NAME	KEY POSITION	ECSA Reg. No	ECSA Category	SACPCMP Reg No	SACPCMP Category	CURRENTLY EMPLOYMENT BE TENDERER (YES or NO)	NO. OF YEARS EXPERIENCE (for defined type of works)
	SITE AGENT						
List only applicable information relevant to the type and duration of experience required (Start with latest experience)							
CLIENT AND PROJECT NAME	DESCRIPTION OF PROJECT	PROJECT END DATE AND DURATION ON PROJECT	VALUE OF PROJECT	POSITION HELD	CONTACT PERSON AND FIRM	CONTACT NO.	

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

TABLE B: TENDERER'S KEY PERSONNEL (FOREMAN) FOR RETURNABLE SCHEDULE E

NAME	KEY POSITION	ARTISAN Reg No	DISCIPLINE Category		CURRENTLY EMPLOYMENT BE TENDERER (YES or NO)	NO. OF YEARS EXPERIENCE (for defined type of works)
List only applicable information relevant to the type and duration of experience required (Start with latest experience)						
CLIENT AND PROJECT NAME	DESCRIPTION OF PROJECT	PROJECT END DATE AND DURATION ON PROJECT	VALUE OF PROJECT	POSITION HELD	CONTACT PERSON AND FIRM	CONTACT NO.

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

TABLE B: TENDERER'S KEY PERSONNEL (CONSTRUCTION HEALTH AND SAFETY OFFICER) FOR RETURNABLE SCHEDULE E

NAME	KEY POSITION	SACPCMP Reg No	SACPCMP Category		CURRENTLY EMPLOYMENT BE TENDERER (YES or NO)	NO. OF YEARS EXPERIENCE (for defined type of works)
List only applicable information relevant to the type and duration of experience required (Start with latest experience)						
CLIENT AND PROJECT NAME	DESCRIPTION OF PROJECT	PROJECT END DATE AND DURATION ON PROJECT	VALUE OF PROJECT	POSITION HELD	CONTACT PERSON AND FIRM	CONTACT NO.

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

F: DECLARATION IN RESPECT OF CONSTRUCTION EQUIPMENT

Notes to tenderer:

1. The tenderer's declaration in terms of this returnable schedule and any supporting documentation will be deemed material to the responsiveness and the Employer's risk analysis of the tender offer.

DECLARATION IN RESPECT OF CONSTRUCTION EQUIPMENT

.....**(name of tenderer)** hereby declare the following:

1. The tenderer has available, either by means of his own construction equipment or ability to hire construction equipment from others, construction equipment exclusively intended for the execution and successful completion of the works as specified in the tender documentation.

by (name of tenderer's representative)

(signature of tenderer's representative)

and that the information provided by the tenderer's representative are correct.

SIGNED BY TENDERER:
SIGNATURE

.....
NAME (PRINT)

WITNESS:
SIGNATURE

.....
NAME (PRINT)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

G: JOINT VENTURE AGREEMENT DISCLOSURE (if applicable)

Notes to tenderer:

1. If submitting a tender offer as a joint venture (JV), attach a signed copy of the JV Agreement to this returnable schedule.
2. Failure to provide a JV Agreement will render the tender non-responsive.
3. In case of a JV please note additional requirements in terms of Returnable Schedules:

 B: CERTIFICATE OF AUTHORITY FOR SIGNATORY
 C: REGISTRATION WITH THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD
 H: REGISTRATION ON NATIONAL TREASURY CENTRAL SUPPLIER DATABASE
 I: DECLARATION IN RESPECT OF COMPLIANCE WITH LABOUR LEGISLATION
 N: TENDERER'S BANKING AND AUDITOR DETAILS
 P: COMPULSORY ENTERPRISE QUESTIONNAIRE
 SBD 4: DECLARATION OF INTEREST
 SBD 6.1: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL
 PROCUREMENT REGULATIONS 2022

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

H: REGISTRATION ON NATIONAL TREASURY CENTRAL SUPPLIER DATABASE
--

Notes to Tenderer:

1. The tenderer must be registered the National Treasury Central Supplier Database and tax status must be compliant, in terms of National Treasury requirements. Failure to comply will render the tender offer non-responsive.
2. The tenderer shall complete this returnable schedule and attach a printed copy of the Active Supplier Listing on the National Treasury Central Supplier Database (www.treasury.go.za). In the case of a joint venture (JV), the tenderer shall provide printed copies of the Active Supplier Listing on the National Treasury Central Supplier Database for each member of the JV.

IN CASE OF SINGLE TENDERING ENTITY:

Name of Supplier:

Central Supplier Database Supplier Number:

IN CASE OF A JOINT VENTURE:

Lead member if Joint Venture

Name of Supplier:

Central Supplier Database Supplier Number:

Other member(s) of Joint Venture

Name of Supplier:

Central Supplier Database Supplier Number:

Name of Supplier:

Central Supplier Database Supplier Number:

(Attached additional pages if more space is required.)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

I: DECLARATION IN RESPECT OF COMPLIANCE WITH LABOUR LEGISLATION
--

Notes to tenderer:

1. The tenderer must be registered with the **Bargaining Council for the Civil Engineering Industry (BCCEI)**. Failure to comply will render the tender offer non-responsive.
2. The tender must attach to this returnable schedule proof of registration with applicable Bargaining Council. In case of a joint venture (JV) each member of the JV must attach proof of registration.
3. The tenderer's declaration in terms of this returnable schedule will be deemed material to the responsiveness and the Employer's risk analysis of the tender offer.

DECLARATION IN RESPECT OF COMPLIANCE WITH LABOUR LEGISLATION

.....(name of tenderer) hereby declare the following:

1. The tenderer and his subcontractors shall be registered with the **Bargaining Council for the Civil Engineering Industry (BCCEI)** prior to closing of the Tender.
2. The tenderer and his subcontractors shall apply the rates for wages and conditions of labour agreed by the **Bargaining Council for the Civil Engineering Industry (BCCEI)**.
3. The tenderer has included in the tendered rates and prices of the completed Pricing Schedules for all costs related to applying the rates for wages and conditions of labour agreed by the **Bargaining Council for the Civil Engineering Industry (BCCEI)**.

by (name of tenderer's representative)

(signature of tenderer's representative)

and that the information provided by the tenderer's representative are correct.

SIGNED BY TENDERER:
SIGNATURE

.....
NAME (PRINT)

WITNESS:
SIGNATURE

.....
NAME (PRINT)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

J:	DECLARATION IN RESPECT OF FULFILMENT OF THE CONSTRUCTION REGULATIONS, 2014
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In terms of Regulation 7(1)(a) of the Construction Regulations, 2014 (hereinafter referred to as the Regulations), promulgated on 7 February 2014 in terms of Section 43 of the Occupational Health and Safety Act, 1993 (Act No 85 of 1993) the Employer shall not appoint a Contractor to perform construction work unless the Contractor can satisfy the Employer that his/her firm has the necessary competencies and resources to carry out the work safely and has allowed adequately in his/her tender for the due fulfilment of all the applicable requirements of the Act and the Regulations.

Definition of a Competent Person as in Construction Regulations 2014

“Competent person” means a person who:

- (a) has in respect in the work or the task to be performed the required knowledge, training and experience and, where applicable, qualifications and training are registered in terms of the provisions of the National Qualification Framework Act, 2000 (Act No.67 of 2000), those qualifications and that training must be regarded as the required qualifications and training; and
- (b) is familiar with the Act and with the applicable regulations made under the Act.

Tenderers shall answer the questions below:

1. I confirm that I am fully conversant with the OHS Act and Regulations and that my Company has (or will acquire/procure) the necessary competencies and resources to timeously, safely and successfully comply with all of the requirements of the Regulations. (Tick)

Signature : : Name :

YES	☐
NO	☐

2. Indicate which approach shall be employed to achieve compliance with the Regulations (Tick)

Own resources, competent in terms of the Regulations (refer to 3 below)	
Own resources, still to be hired and/or trained (until competency is achieved)	
Specialist subcontract resources (competent) – specify: 	

3. Provide details of proposed key persons, competent in terms of the Regulations, who will form part of the Contract team as specified in the Regulations (CVs to be attached):

CONTINUE ON THE NEXT PAGE

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

4. Provide details of proposed training (if any) that will be undergone:

.....

.....

.....

.....

5. List potential key risks identified and measures for addressing risks:

See the Baseline Hazard Identification and Risk Assessment contained in Part C3.3 of the Scope of Work.

Note: The successful tenderer must submit a Project Specific Occupational Health and Safety Plan approved by the Employer within 14 days of being awarded the contract.

6. I have fully included in my tender rates and prices (in the appropriate payment items provided in the Pricing Schedules) for all resources, actions, training and any other costs required for the due fulfilment of the Regulations for the duration of the construction and defects liability period.(Tick)

YES	
NO	

Signature : Name :

and that the information provided by the tenderer's representative are correct.

SIGNED BY TENDERER:

.....
SIGNATURE

.....
NAME (PRINT)

WITNESS:

.....
SIGNATURE

.....
NAME (PRINT)

SIGNED BY TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

K:	RECORD OF ADDENDA TO TENDER DOCUMENTS
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We confirm that the following communications received from the Employer before the submission of this tender offer, amending the tender documents, have been taken into account in this tender offer:

	Date	Title of Details
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		

(Attach additional pages if required.)

SIGNED BY TENDERER:

F: CONTRACTOR'S ESTABLISHMENT ON SITE

If the combined, extended total tender for the following Section:

Item B13.01 The Contractors general obligations:

- (a) Fixed Obligations
- (b) Value-related Obligations
- (c) Time-related Obligations
- (d) Time-related Obligations

exceeds a maximum of 15% of the tender sum (excluding VAT, excluding allowances for dayworks, contingencies and contract price adjustment and provisional sums and prime cost sums of the Bill of Quantities), the Tenderer shall clearly set out his reasons for tendering in this manner in a letter attached to this page.

In the event of there being any rate or rates which are declared to be unacceptable by the Employer for reasons which the Employer will indicate, the Tenderer will be requested -

- (a) to justify any specific rate or rates, i.e. to give a financial breakdown of how such rate or rates were obtained,
- (b) and subsequently to consider amending and adjusting such rate or rates while retaining the tender sum derived under (a) unchanged and fixed. It must be understood that in the event of the Tenderer refusing to adjust any rate or rates to the satisfaction of the Employer, such refusal may prejudice his tender.

Total tender for Item B13.01 expressed as a percentage of the tender sum (excluding VAT, excluding allowances for dayworks, contingencies and contract price adjustment and Section 1200 of the Bill of Quantities):%

[This percentage is to be carried forward to the Contract Data (Part 1), Clause 6.5.1.2.3]

SIGNED ON BEHALF OF THE TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

G: NOTICES TO TENDERERS

In submitting my/our tender, the tender sum given in my/our tender form takes into account the following Notice(s) to Tenderers. (Signed copies of all Notices to Tenderers are to be attached to this page).

NOTICE NO.	SUBJECT MATTER OF NOTICE

SIGNED ON BEHALF OF THE TENDERER:

H: JOINT VENTURE DISCLOSURE FORM

Tenderers submitting tenders as a joint venture are to attach a signed copy of the Joint Venture Agreement or, if a Joint Venture Agreement has not yet been formalized, then the Tenderer is to attach a Letter of Intent of a Joint Venture Agreement, signed by all parties involved in the Joint Venture Agreement. Should the Joint Venture wish to claim B-BBEE points, then a consolidated B-BBEE Scorecard for the Joint Venture partnership is to be attached to completed **Form SBD 6.1**.

The **Signatory on behalf of the Joint Venture** must be disclosed in **Form B: Certificate of Authority for Signatory** as well as in the Joint Venture Agreement.

SIGNED ON BEHALF OF THE TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

I: RATES FOR SPECIAL MATERIALS

Each material dealt with as a special material in terms of Clause 6.8.3 of the Conditions of Contract (GCC 2015) is stated in the list below. The rates and prices for the special materials shall be furnished by the Tenderer, which rates and prices shall not include VAT but shall include all other obligatory taxes and levies. Tenderers are to note that fuel and oil are not classified as special materials.

SPECIAL MATERIAL	UNIT *	RATE

Note *: Indicate whether the material will be delivered in bulk or in containers.
When called upon to do so, the Contractor shall substantiate the above rates or prices with acceptable documentary evidence.

SIGNED ON BEHALF OF THE TENDERER:

TENDER NO. SCMU10-23/24-0020
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J: CONTRACTOR'S KEY PERSONNEL & DETAILED CV'S

The Tenderer must state below the key management staff who will be available and intended for use on this contract (in accordance with Tender Data clause F.3.8.1). Relevant detailed CV's including certificates for qualifications and professional registration as well as indicating their previous experience **must be attached**. Note Eligibility requirements in Clause 4.1.1.[b].

POSITION	NAME	YEARS EXPERIENCE	PROFESSIONAL REGISTRATION
<u>Site Agent</u>			
<u>Foreman</u>			
<u>Safety Officer</u>			

SIGNED ON BEHALF OF THE TENDERER:

TENDER NO. SCMU10-23/24-0020
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K: BANKING AND AUDITOR DETAILS

The Tenderer shall provide details of his banker and auditing accountant.

Bank Details -

Bank Name:

Address:

Account Number:

Contact Person:

Tel No.:

Fax No.:

Auditor Details -

Firm Name:

Address:

Account Number:

Contact Person:

Tel No.:

Fax No.:

SIGNED ON BEHALF OF THE TENDERER:

L: DECLARATION - FULFILMENT OF THE CONSTRUCTION REGULATIONS - 2014

In terms of regulation 5(1) of the Construction Regulations, 2014 (hereinafter referred to as the Regulations), promulgated on 7 February 2014 in terms of Section 43 of the Occupational Health and Safety Act, 1993 (Act No 85 of 1993) the Employer shall not appoint a contractor to perform construction work unless the Contractor can satisfy the Employer that his/her firm has the necessary competencies and resources to carry out the work safely and has allowed adequately in his/her tender for the due fulfillment of all the applicable requirements of the Act and the Regulations.

Definition of a Competent Person:

“Competent person” means any person having the knowledge, training, experience and qualifications specific to the work or task being performed: Provided that where appropriate qualifications and training are registered in terms of the provisions of the South African Qualifications Authority Act, 1995 (Act No. 58 of 1995), these qualifications and training shall be deemed to be the required qualifications and training;

Tenderers shall answer the questions below:

- 1 I confirm that I am fully conversant with the Regulations and that my company has (or will acquire/procure) the necessary competencies and resources to timeously, safely and successfully comply with all of the requirements of the Regulations. (Tick)

YES	☐
NO	☐

Signature :..... : Name :

- 2 Indicate which approach shall be employed to achieve compliance with the Regulations (Tick)

Own resources, competent in terms of the Regulations (refer to 3 below)	☐
Own resources, still to be hired and/or trained (until competency is achieved)	☐
Specialist subcontract resources (competent) – specify:	☐

- 3 Provide details of proposed key persons, competent in terms of the Regulations, who will form part of the Contract team as specified in the Regulations (CVs to be attached):

.....

.....

.....

.....

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

- 4 Provide details of proposed training (if any) that will be undergone:

.....

.....

.....

- 5 List potential key risks identified and measures for addressing risks:

See the Preliminary Hazard Identification and Risk Assessment contained in the attached Health and Safety Specifications.

Note: The successful tenderer must submit a project specific Occupational Health and Safety Plan approved by the Client with 21 days of being awarded the contract.

- 6 I have fully included in my tender rates and prices (in the appropriate payment items provided in the Bill of Quantities) for all resources, actions, training and any other costs required for the due fulfillment of the Regulations for the duration of the construction and defects repair period.
(Tick)

YES	
NO	

Signature : Name :

SIGNATURE OF PERSON AUTHORISED TO SIGN THIS TENDER:

..... ID NO:

M: PROOF OF REGISTRATION WITH THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD

Tenderers must attach to this page, a recent printout of proof from the CIDB website verifying their valid CIDB registration. (In the case of Joint Ventures, proof must be provided for each partner).

A tender shall not be awarded to a tenderer whose status cannot be verified as “Active” on the cidb website at the time of award. Such tenders will be eliminated.

SIGNED ON BEHALF OF THE TENDERER:

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

N: CENTRAL SUPPLIER DATABASE
--

Tenderers must be registered on the Central Supplier Database at National Treasury prior to the Award of a tender, and the tenderer's **Tax status must be compliant** (National Treasury SCM Instruction #4A of 2016/2017: Central Supplier Database);

I, the undersigned, confirm the following details of the firm/company's registration on the National Treasury Central Supplier Database:

Supplier Name:

Supplier CSD Number:

SIGNED ON BEHALF OF THE TENDERER:

O: PROOF OF REGISTRATION WITH THE DEPARTMENT OF LABOUR

Tenderers must attach to this page, **proof of registration** and **good standing** with the Bargaining Council.

(reference Government Gazette No.37750: All General Building Contractors on CIDB grading 4GB must be registered with the Department of Labour and submit proof of registration and good standing as part of Returnable Schedules).

In the case of Joint Ventures, proof must be provided for each partner.

Note: Failure to submit proof of valid registration will deem the tender to be **non-Responsive**

SIGNED ON BEHALF OF THE TENDERER:

FORM Q: COMPULSORY ENTERPRISE QUESTIONNAIRE

The following particulars must be furnished.

In the case of a joint venture, separate enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: cidb registration number, if any:

Section 4: Particulars of sole proprietors and partners in partnerships

Name*	Identity number*	Personal income tax number*

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 5: Particulars of companies and close corporations

Company registration number

Close corporation number

Tax reference number

Section 6: The attached SBD4 must be completed for each tender and attached as a tender requirement

Section 7: The attached SBD6.1 must be completed for each tender and attached as a tender requirement

The undersigned, who warrants that he / she is duly authorized to do so on behalf of the enterprise:

- i) authorizes the Employer to verify Tax Compliance Status from the South African Revenue Services or the Centralised Suppliers Database;
- ii) confirms that neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;
- iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;
- iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and
- iv) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed

Date

.....

Name

Position

.....

Enterprise name

.....

* The schedule should be used where tenders are subject to the Local Government: Municipal Finance Management Act.

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RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION**

FORM P: COMPULSORY ENTERPRISE QUESTIONNAIRE (JV Partner)

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: cidb registration number, if any:

Section 4: Particulars of sole proprietors and partners in partnerships

Name*	Identity number*	Personal income tax number*

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 5: Particulars of companies and close corporations

Company registration number

Close corporation number

Tax reference number

Section 6: The attached SBD4 must be completed for each tender and attached as a tender requirement

Section 7: The attached SBD6.1 must be completed for each tender and attached as a tender requirement

The undersigned, who warrants that he / she is duly authorized to do so on behalf of the enterprise:

- i) authorizes the Employer to verify Tax Compliance Status from the South African Revenue Services or the Centralised Suppliers Database (CSD);
- ii) confirms that neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;
- iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;
- iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and
- iv) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed Date

Name Position

Enterprise Name

* The schedule should be used where tenders are subject to the Local Government: Municipal Finance Management Act

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SBD 4: 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 interest ¹ 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 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:

.....

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.

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.....

- 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 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.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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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

**TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION**

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

1.4 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).

1.5 **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.

1.6 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.

1.7 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

1.8 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.

1.9 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.

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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:

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

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

Where

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Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = 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.
- Calculation of the specific goals points for a Joint venture will be based as per the Joint Venture agreement, that must be submitted by the tenderers.

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.)

PREFERENTIAL SPECIFIC GOALS POINTS TABLE		
The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Historically Disadvantaged Individuals		
Black ownership	8	
Women Equity Ownership	7	
Locality:-		
(a) Preferred address in the Eastern Cape in the last 3 at local municipality (Umzimvubu Municipality)	5	
b) Alternative address on CSD in the Eastern Cape in the last 3 years	3	
(c) Outside Eastern Cape no satellite office in Eastern Cape: (i) including preferred address less than 3 years (ii) Alternative address less than 3 years	2	

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RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

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

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

SURNAME AND NAME:

DATE:

ADDRESS:

SBD 6.2: DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.5. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - \frac{x}{y}] * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on [http://www.thedti.gov.za/industrial development/ip.jsp](http://www.thedti.gov.za/industrial%20development/ip.jsp) at no cost.

- 1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation.

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2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

Description of services, works or goods Stipulated minimum threshold.

Primary steel construction materials products

Galvanized and cromadek	100 %
Wire rods and drawn wire	100 %
Reinforcing bars	100 %
Steel Structure	100%

3. Does any portion of the goods or services offered have any imported content?
(Tick applicable box)

YES		NO	
-----	--	----	--

- 3..1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the DTI must be informed accordingly in order for the DTI to verify and in consultation with the AO/AA provide directives in this regard.

LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

ISSUED BY: (Procurement Authority / Name of Institution):

.....

NB:

The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.

Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on <http://www.thdti.gov.za/industrial>

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[development/ip.jsp](#). Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names),

do hereby declare, in my capacity as

of(name of bidder entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.

The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.
- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____

DATE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

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ANNEXURE C: LOCAL CONTENT

FORM A3.6: LOCAL CONTENT DECLARATION: SUMMARY SCHEDULE (ANNEXURE C)

CONTRACT *SCMU10-23/24-0020*

C1	Tender No.:								Note: VAT to be excluded from all calculations
C2	Tender Description:								
C3	Designated Product(s):								
C4	Tender Authority:								
C5	Tendering Entity Name:								
C6	Tender Exchange Rate:	Pula	P	EU	€	GBP	£		

Tender Item No.'s	List of Items	Calculation of Local Content						Tender Summary			
		Tender Price Each (Excl. VAT)	Exempted Imported Value	Tender Value Net of Exempted Imported Content	Imported Value	Local Value	Local Content % (Per Item)	Tender Qty	Total Tender Value	Total Exempted Imported Content	Total Imported Content
(C8)	(C9)	(C10)	(C11)	(C12)	(C13)	(C14)	(C15)	(C16)	(C17)	(C18)	(C19)

Signature of tenderer from Annex B (SATS 1286.2011)

Date: _____

(C20) Total Tender Value	R	
(C21) Total Exempt Imported Content	R	
(C22) Total Tender value net of exempt imported content	R	
(C23) Total Imported Content	R	
(C24) Total Local Content	R	
(C25) Average Local Content % of tender	...%	

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PROVINCE OF THE EASTERN CAPE

DEPARTMENT OF TRANSPORT

TENDER NO. SCMU10-23/24-0020

RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

Evaluation Schedule: Scoring of Functionality

To help in Risk determination, functionality will be scored, but the scores will not be added to the Price and B-BBEE final points. Points will be awarded according to criteria below. A minimum functionality score of **60 out of 100** is required in order to move to the next stage where the tenderer will be evaluated on Price and B-BBEE for consideration under the contract.

$NQ = (Q1 + Q2 + Q3):$

Where;

- NQ is the total number of tender evaluation points awarded for the functionality (**max 100**);
- $Q1$ is the points scored for tenderer's experience on similar previous projects (**max 40**);
- $Q2$ is the points scored for the qualification and experience of the Site Agent (**max 20**);
- $Q3$ is the points scored for the qualification and experience of the Site Foreman (**max 20**);
- $Q4$ is the points scored for the qualification and experience of the Health and Safety Officer (**max 20**);
- $Q5$ is the points allocated for the location of the Organisation (**max 5**).

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Proposed Organization and Staffing (Q1)

The Service Provider should propose the structure and composition of their team i.e. the main disciplines involved, the key staff member / expert responsible for each discipline, and the proposed technical and support staff. The roles and responsibilities of each key staff member / expert should be set out as job descriptions. In the case of an association / joint venture / consortium, it should, indicate how the duties and responsibilities are to be shared.

The Service Provider must include his / her organization and staffing proposals in a separately bound document.

The scoring of the proposed organization and staffing will be as follows:

Poor (score 40)	The organization chart is sketchy, or the staffing plan is weak in important areas, or the staffing schedule is inconsistent with the timing of the most important deliverables. There is no clarity in allocation of tasks and responsibilities.
Satisfactory (score 70)	The organizational chart is complete and detailed, the technical level and composition of the staffing arrangements are adequate, and staffing is consistent with both timing and deliverables.
Good (score 90)	Besides meeting the "satisfactory" rating, staff are well balanced i.e. they show good co-ordination, complimentary skills, clear and defined duties and responsibilities, and limited number of short term experts. Some members of the project team have worked together before on limited occasions.
Very good (score 100)	Besides meeting the "good" rating, the proposed team is well integrated, and several members have worked together extensively in the past.

The undersigned, who warrants that he / she is duly authorized to do so on behalf of the enterprise, confirms that the contents of this schedule are within my personal knowledge and are to the best of my belief both true and correct.

Signed

Date

Name

Position

Service
Provider

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Functionality Points Awarded

Tenderer's relevant experience on similar previous projects (Q1):

Points will be scored for the Tenderer's experience in successful completion of similar previous projects. Maximum 30 points will be scored for companies who have successfully completed four (4) or more **similar previous projects**. 20 Points will be awarded for companies who have successfully completed three every similar previous project.

Experience of the Site Agent (Q2):

Points will be scored according to the experience of the proposed **Site Agent**. Maximum 20 points will be scored for a site agent who has 5 years of work experience, and 10 points will be scored for a site agent who has 10 years of work experience.

Experience of the Foreman (Q3):

Points will be scored according to the experience of the proposed **Foreman**. Maximum 20 points will be scored for a site agent who has 5 years of work experience, and 10 points will be scored for a Foreman who has 5 years of work experience.

Experience of the Safety Officer (Q4):

Points will be scored according to the experience of the proposed **Safety officer**. Maximum 10 points will be scored for a Safety Officer who has 3 years of work experience, and 5 points will be scored to Safety Office who has 5 years of work experience.

Tenderers must complete the relevant schedule to be eligible for scoring of the relevant points.

Location of Key Staff (Q6):

Points will be awarded based on proximity to the Construction Site. The Contractors ability to respond to such requirements will be evaluated as stipulated on **Evaluation Schedule: Location of Organisation**. Local Municipality Points will be allocated Maximum 5 points; Province will be allocated 3 points and out of the province will be 2 point scored with the proof of Centralized Supplier Data base (CSD)

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The Contractor shall provide information in respect of all information required for Point Scoring Functionality in the following forms

Item	Description	Name of Employer, contact person and telephone number, where available	Description of work (service)	Value of work (i.e. the service provided) inclusive of VAT (Rand)	Date completed	Points Awarded by Employer
(Q2)	Tenderer's relevant experience on Similar previous projects: (Maximum 40 points) <i>(Attach Company Profile)</i>	1.				
		2.				
		3.				
		4.				
		5.				
		6.				
Points awarded out of 40						

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Item	Description	Name of Employer, contact person and telephone number, where available	Description of work (service)	Value of work (i.e. the service provided) inclusive of VAT (Rand)	Date completed	Points Awarded by Employer
(Q3)	Experience of the Site Agent , on similar previous projects: (Maximum 20 points) (Attach CV)	1. Site Agent.				
	Foreman Q3) and submit a copy of a CV (Maximum 20 points)	2. Foreman				
	Safety Officer(Q4) and submit a copy of a CV (Maximum 20 points)	4. Safety Officer				
Points awarded out of 60						

Evaluation Schedule: Location of the Organisation (Q4)

The scope of work is such that key staff on the project will be required to be knowledgeable about the local dynamics of the environment in the Eastern Cape and be available at short notice to be present during discussions and meetings at, or near, Mt Ayliff, Umzimvubu Local Municipality. The Contractors ability to respond to such requirements will be evaluated on the following basis:

The Contractor is based outside the Eastern Cape 2

The Contractor (including the head office of the organisation) based in the Eastern Cape 3

The Contractor (including the head office of the organisation) based within Umzimvubu LM 5

Bidders shall therefore provide details of the location of key personnel to be assigned to the project as per the format in the Table below.

Designation	Name	Location	Functions and responsibilities
Site Agent:			
Site Foreman			
OHS Officer			
Team Member 4			
Team Member 5			

The undersigned, who warrants that he / she is duly authorized to do so on behalf of the enterprise, confirms that the contents of this schedule are within my personal knowledge and are to the best of my belief both true and correct.

Signed _____ Date _____

Name _____ Position _____

Contractor _____

THE CONTRACT

PART C1: AGREEMENTS AND CONTRACT DATA

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

PART C1: AGREEMENT AND CONTRACT DATA:

C1.1 FORM OF OFFER AND ACCEPTANCE

TO: The Project Manager,
Stellenbosch Park
Fleming Street
Schornville
KING WILLIAM'S TOWN
5601

OFFER:

The employer, identified in the Acceptance signature block, has solicited offers to enter into a contract in respect of the following works:

Renovations and Repairs of Phakade Traffic Station

The Tenderer, identified in the Offer signature block below, has examined the documents listed in the Tender Data and addenda thereto as listed in the Tender Schedules, and by submitting this Offer has accepted the Conditions of Tender.

By the representative of the Tenderer, deemed to be duly authorised, signing this part of this Form of Offer and Acceptance, the Tenderer offers to perform all of the obligations and liabilities of the Contractor under the Contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

THE OFFERED TOTAL OF THE PRICES INCLUSIVE OF VALUE ADDED TAX IS

_____ Rand (in
words); R_____ (in figures),

This Offer may be accepted by the Employer by signing the Acceptance part of this Form of Offer and Acceptance and returning one copy of this document to the Tenderer before the end of the period of validity stated in the Tender Data, whereupon the Tenderer becomes the party named as the Contractor in the Conditions of Contract identified in the Contract Data.

FOR THE TENDERER:

	_____ Signature(s)
	_____ Name(s)
	_____ Capacity
Name and address of organisation	_____ _____ _____
Signature and name of witness	_____ Signature
	_____ Name
	_____ Date

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ACCEPTANCE

By signing this part of this Form of Offer and Acceptance, the Employer identified below accepts the Tenderer's Offer. In consideration thereof, the Employer shall pay the Contractor the amount due in accordance with the Conditions of Contract identified in the Contract Data. Acceptance of the Tenderer's Offer shall form an agreement between the Employer and the Tenderer upon the terms and conditions contained in this Agreement and in the Contract that is the subject of this Agreement.

The terms of the contract are contained in:

Part 1 Agreements and Contract Data, (which includes this Agreement)

Part 2 Pricing Data

Part 3 Scope of Work

and drawings and documents or parts thereof, which may be incorporated by reference into Parts 1 to 4 above.

Deviations from and amendments to the documents listed in the Tender Data and any addenda thereto listed in the Tender Schedules as well as any changes to the terms of Offer agreed by the Tenderer and the Employer during this process of offer and acceptance, are contained in the Schedule of Deviations attached to and forming part of this Agreement. No amendments to or deviations from said documents are valid unless contained in this Schedule, which must be duly signed by the authorised representative(s) of both parties.

The Tenderer shall within two weeks after receiving a completed copy of this Agreement, including the Schedule of Deviations (if any), contact the Employer's agent (whose details are given in the Contract Data) to arrange the delivery of any bonds, guarantees, proof of insurance and any other documentation to be provided in terms of the Conditions of Contract identified in the Contract Data at, or just after, the date this Agreement comes into effect. Failure to fulfil any of these obligations in accordance with those terms shall constitute a repudiation of this Agreement.

Notwithstanding anything contained herein, this Agreement comes into effect on the date when the Tenderer receives one fully completed original copy of this document, including the Schedule of Deviations (if any). Unless the Tenderer (now Contractor) within five days of the date of such receipt notifies the Employer in writing of any reason why he cannot accept the contents of this Agreement, this Agreement shall constitute a binding contract between the parties.

FOR THE EMPLOYER:

	Signature(s)

	Name(s)

	Capacity
Name and address of organisation	_____

Signature and name of witness	_____
	Signature

	Name

	Date

TENDER NO. SCMU10-23/24-0020
RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

SCHEDULE OF DEVIATIONS

Notes:

1. The extent of deviations from the tender documents issued by the Employer prior to the tender closing date is limited to those permitted in terms of the Conditions of Tender,
2. A Tenderer's covering letter shall not be included in the final contract document. Should any matter in such letter, which constitutes a deviation as aforesaid, become the subject of agreements reached during the process of offer and acceptance, the outcome of such agreement shall be recorded here,
3. Any other matter arising from the process of offer and acceptance either as a confirmation, clarification or change to the tender documents and which it is agreed by the Parties becomes an obligation of the contract shall also be recorded here,
4. Any change or addition to the tender documents arising from the above agreements and recorded here, shall also be incorporated into the final draft of the Contract,

1. Subject:	_____
Details:	_____

2. Subject:	_____
Details:	_____

3. Subject:	_____
Details:	_____

4. Subject:	_____
Details:	_____

5. Subject:	_____
Details:	_____

6. Subject:	_____
Details:	_____

By the duly authorised representatives signing this Schedule of Deviations, the Employer and the Tenderer hereby agree to and accept the foregoing Schedule of Deviations as the only deviations from and amendments to the documents listed in the Tender Data and addenda thereto as listed in the Tender Schedules, as well as any confirmation, clarification or change to the terms of the offer agreed by the Tenderer and the Employer during this process of offer and acceptance.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the Tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this Agreement.

For the Tenderer:

For the Employer:

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_____	Signature	_____
_____		Name _____
_____	Capacity	_____
Name and address of organisation:		Name and address of organisation:
_____		_____
_____		_____
_____		_____
_____	Witness Signature	_____
_____	Witness Name	_____
_____	Date	_____

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CONFIRMATION OF RECEIPT

The Tenderer, (now Contractor), identified in the Offer part of this Agreement hereby confirms receipt from the Employer, identified in the Acceptance part of this Agreement, of one fully completed original copy of this Agreement, including the Schedule of Deviations (if any) today:

the _____ (day) of _____ (month) 20__ at
(place)

For the Contractor:

Signature(s)

Name(s)

Capacity

Signature and name of witness

Signature

Name

Date

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C1.2 CONTRACT DATA

PART 1: DATA PROVIDED BY EMPLOYER

CONDITIONS OF CONTRACT

The General Conditions of Contract for Construction Works, Second Edition, 2010, published by the South African Institution of Civil Engineering, Private Bag X200, Halfway House, 1685, is applicable to this Contract and is obtainable from www.saice.org.za.

CONTRACT SPECIFIC DATA

The following Contract specific data, referring to the General Conditions of Contract for Construction Works, Second Edition, 2010, are applicable to this Contract:

Clause 1.1.1.13:

The Defects Liability Period is **12 months**.

Clause 1.1.1.14:

The time for achieving Practical Completion of the whole of the Works is **twelve (12) months**.

Clause 1.1.1.15:

The name of the employer is **Eastern Cape Department of Transport**.

Clause 1.1.1.26:

The Pricing Strategy is Re-measurement Contract.

Clause 1.2.1.2:

The address of the Employer is: Department of Transport

Physical Address: **Stellenbosch Park, Fleming Street Schornville, KING WILLIAM'S TOWN, 5601.**

Postal Address: **Department of Transport, Private Bag X0023, BHISHO, 5605**

E-mail Address: siyabonga.ndlela@ectransport.org.za or llmndlela27@gmail.com

Clause 1.1.1.16:

The name of the engineer is:

Clause 1.2.1.2:

The address of the engineer is:

Physical Address:

Postal Address:

E-mail Address:

Clause 5.3.1:

The documentation required before commencement with Works execution is:

Health and Safety Plan (Refer Clause 4.3)

Initial Programme (Refer Clause 5.6)

Security (Refer Clause 6.2)

Insurance (Refer Clause 8.6)

Clause 5.3.2:

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The time to submit the documentation required before commencement with Works execution is 14 days.

Clause 5.8.1:

The non-working days are Sundays.

The special non-working days are:

- (1) Statutory public holidays; and
- (2) The year-end break as determined by the South African Federation of Civil Engineering Contractors or other recognised appropriate body.

Clause 5.13.1:

The penalty for failing to complete the Works is R 300 per day by which agreed timeframes for specific deliverables are exceeded to a maximum amount of R 500.00 day.

Clause 5.16.3:

The latent defect period is 5 years.

Clause 6.10.1.5:

The percentage advance on materials not yet built into Permanent Works is 0 (zero) percent.

Clause 6.10.3:

The limit of retention money is 10 percent of Offer Sum excluding Value Added Tax.

Clause 6.10.5:

One half of the retention money shall become due and shall be paid to the Contractor 3 months after the Engineer has issued a Certificate of Completion in terms of Clause 5.14.4.

Clause 8.6.1.1.2:

The value of Plant and materials supplied by the Employer to be included in the insurance sum is R Nil.

Clause 8.6.1.1.3:

The amount to cover professional fees for repairing damage and loss to be included in the insurance sum is R 200 000 (Two Hundred Thousand Rand).

Clause 8.6.1.3:

The limit of indemnity for liability insurance is R1 000 000.

Clause 10.5.3:

The number of Adjudication Board Members to be appointed is one.

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RENOVATIONS AND REPAIRS OF PHAKADE TRAFFIC STATION

PART 2: DATA PROVIDED BY THE CONTRACTOR

Clause 1.1.1.9:

The name of the contractor is _____

Clause 1.2.2:

The address of the contractor is:

Physical Address: _____

Postal Address: _____

e-mail Address: _____

Fax No: _____

Clause 6.2.1:

The security to be provided by the Contractor shall be a Performance guarantee of 10% of the Contract Sum excluding VAT.

PART C2: PRICING DATA

PART C2: PRICING DATA

PART C2.1: PRICING INSTRUCTIONS

C2.1.1 GENERAL

C2.1.1.1 A word or phrase in bold type in the Pricing Data shall have the meaning assigned to it in the definitions listed in the Conditions of Contract, Contract Data, and the General Conditions of Contract for Construction Works (2010) (Second Edition) and the Model Preambles for Trades 2008 as issued by the Association of South African Quantity Surveyors. A word or phrase not in bold type shall be interpreted in the context of its usage.

C2.1.1.2 Tenderers are to allow for wages which are not less than the Bargaining Council for the Civil Engineering Industry (BCCEI) agreed wage rates.

C2.1.1.3 The agreement is based on the Conditions of Contract as specified in Part C1.2.

C2.1.1.4 Bills of Quantities: Except where indicated otherwise, the quantities of and classes and kinds of works set out in these Bills of Quantities are provisional and do not purport to represent the final quantities of and classes and kinds of work eventually required to be done. The quantities of and classes and kinds of work contained herein have been set down solely in order to form a basis for obtaining competitive tenders.

The Bills of Quantities are not to be used for ordering materials under any circumstances whether this be with regard to description or specification of materials or goods required, or with regard to quantities. Failure to comply with this condition is entirely at the Contractor's own risk. The Contractor shall be obliged upon instruction of the Principal Agent to execute such quantities of and classes and kinds of work as the Principal Agent in his sole discretion may deem necessary or which, in the Principal Agent's opinion, become expedient from time to time or which may be required to meet the Employer's requirements, whether or not such quantities of and classes or kinds of work may appear in these Bills of Quantities or the contract drawings.

The consideration payable to the Contractor in respect of the works shall be determined by the Agent by the application of the rates contained in the priced Bill of Quantities to the quantities of and classes and kinds of work actually executed, which quantities of and classes and kinds of work shall be determined by the Agent. The rates contained in the priced Bills of Quantities shall apply irrespective of the final quantities of the different classes and kinds of work actually executed. No claims for extras, loss of profit, variation of rates or other similar claims will be entertained as a result of any variations whatsoever between the quantities of work set out in these Bills of Quantities and the quantities of work actually executed, nor as a result of any variation whatsoever between the contract sum and the final value of works.

C2.1.1.5 Budgetary Allowances and Provisional Sums: All items described as "Budgetary Allowance" shall be used as directed by the Employer and measured and valued and paid for.

No work for which "Budgetary Allowance" items are allowed shall be commenced without written instructions from the Principal Agent. The contractor is duly informed in this document that the Budgetary Allowance Items are completely subject to the discretion of the employer and will only form part of the contract value once duly authorised by the employer and executed by the contractor to the full satisfaction of the principal agent, irrespective of the fact that the Budgetary Allowance formed part of the contract sum.

C2.1.1.6 Prime Cost Amounts: Prime cost amounts are a net allowance (excluding VAT), for materials only, and the tenderer should allow for the necessary labour, wastage, profit, etc in pricing these items.

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C2.1.1.7 Value Added Tax: The tendered price must include for Value Added Tax (VAT). All rates, provisional sums, etc in these Bills of Quantities must however be net with VAT calculated and added to the total value thereof as provided for in the Final Summary.

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PART C2.2: PRICING SCHEDULE

The Bill of Quantities follows and comprises of 110 pages

NOTE: TENDERERS ARE REQUIRED TO PRICE THE ENTIRE DOCUMENT AT THE TIME OF TENDER

See attached Bill of Quantities as

Annexure 1

PART C3: SCOPE OF WORK

PART C3: SCOPE OF WORKS

C3.1 PROJECT DESCRIPTION

C3.1.1 Scope

The work covers the Renovations and Repairs of Phakade Traffic Station

C3.1.2 Description of Site and Access

The project is located in Mount Ayliff, in the Eastern Cape adjacent to the N2.

Bidders shall visit the site of the work and make allowances in their bids for such conditions as in the sole opinion of the bidder are warranted. The ECDOT makes no warranty as to the conditions of the site.

C3.1.3 Details of the Contract

The work to be performed as part of this Contract mainly consists of the activities listed below. This list is not necessarily complete, nor will it limit the extent of work to be carried out under this Contract.

Construction of administration office, testing office, gatehouse, bin area and external works including roads and parking, sewer, stormwater and potable water.

C3.1.4 Standards of Materials

The standard and SABS approved material be used

C3.2 MEASUREMENT AND PAYMENT

As per the pricing schedule in C2.2.

C3.3 CONSTRUCTION PROGRAMME

The time for completion of this Contract is **6 Months**.

The Contractor shall submit his program within the time stated in the Appendix to the Engineer or his/her representative in bar chart form showing clearly, in addition to the requirements of Clause 15 of the General Conditions of Contract, the following:

- The various stages of work planned to be completed per month to suit the overall programme.
- Critical path activities
- Anticipated value of work to be done during each month.
- His labour resources schedule which must distinguish between the Contractor's permanent labour and his temporary local labour employment.
- Take into consideration expected weather conditions and their effects (e.g. for curing of concrete).
- All other actions required in terms of this document.

The Engineer or his/her representative will agree on a general programme of work per route section with the Contractor and any changes to this programme will be finalized with the Contractor at least one Week in advance. Once the full programme has been finalized a detailed monthly programme will be drawn up which will be used to monitor performance. When drawing up his construction programme, the Contractor shall take into account the time for completion for the activity as indicated in the Preliminary Programme. The Contractor will be required to pay special attention to the preceding table and project drawings, which represent a guideline programme for the execution of the maintenance works.

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Once the monthly programme has been approved by the Engineer or his/her representative, the Contractor will be notified of the work that he is to undertake for the month (or emergency works, as they occur) by means of a Works Instruction from the Engineer or his/her representative.

Failure on the part of the Contractor to submit or to work according to the programme or revised programmes shall be sufficient reason for the Engineer or his/her representative to take steps as set out in Clause 58 of the General Conditions of Contract.

Should the Contractor fall behind his monthly programme he shall produce a revised programme showing the modifications to the original programme necessary to ensure completion of the Works, or any part thereof, within the time for completion as defined or any extended time granted.

Failure to produce a revised programme may prejudice the Contractor in any claim for an extension of time.

C3.4 SITE FACILITIES

C3.4.1 Facilities for the Engineer

Site Facilities shall be required.

C3.4.2 Sanitary Facilities

The Contractor shall use the existing toilets for his/her employees and temporary workers and shall be entirely responsible for maintaining such toilets in a clean and sanitary condition to the satisfaction of the Engineer and the health authorities. The number of toilets shall be based on one toilet per fifteen personnel on site and the Contractor shall make his own arrangements and pay all charges for the removal of sewage.

C3.4.3 Contractor's Camp Site

The establishment of all labour, plant and materials on site and all arrangements in this respect is the responsibility of the Contractor.

C3.4.4 Telephone and Communication Facilities

The Contractor shall provide and maintain a continuous means of on-site communication between his site supervision staff (i.e. the people responsible for the day to day running of the Contract) and the staff of the Engineer's Representative.

The Engineer and his Representative will use their own cellular and office telephones for this contract. The provision and use of cellular phones for the Contractor's personnel will be for his own cost.

C3.4.5 Accommodation and transportation for Employees

The Contractor shall make his own arrangements for the accommodation of his employees. The Contractor is responsible to supply his own transport, labour, plant and equipment to complete the work as per specification to the satisfaction of the Department of Transport

C3.4.6 Security

The Contractor shall be responsible for the security of his/her personnel and constructional plant, works and material on site on and around the site of the works and for the security of his camp, and no claims in this regard will be considered by the employer.

C3.5 WATER, POWER SUPPLY AND OTHER SERVICES

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The Contractor shall make his own arrangements concerning the supply of water, electrical power and all other services for use at the site camps, as well as for all construction purposes. No direct payment will be made for the provision of water, electrical power and other services. The cost thereof shall be deemed to be included in the rates and amounts bided for the various items of work.

C3.6 FEATURES REQUIRING SPECIAL ATTENTION

C3.6.1 Public Safety

The Contractor shall at all times ensure that his operations do not endanger any member of the public or of his own personnel.

C3.6.2 Adjoining Properties

The site of the Works may be surrounded by private properties. The Contractor shall exercise strict control over his employees to ensure that they do not trespass outside project boundaries or interfere in any way with the adjacent properties. In addition, the Contractor shall liaise with the owners regarding all matters that may affect them such as the provision of water and the like.

C3.6.3 Construction in Confined Areas

It may be necessary for the Contractor to work within confined areas. Except where provided for in the project specifications, no additional payment will be made for work done in restricted areas.

The Contractor must note that measurement and payment will be in accordance with the specified cross-sections and dimensions only, irrespective of the method used for achieving these cross-sections and dimensions and that the bided rates and amounts shall include full compensation for all special equipment and construction / maintenance methods and for all difficulties encountered when working in confined areas and narrow widths, and at or around obstructions, and that no extra payment will be made nor will any claim for additional payment be considered in such cases.

C3.6.4 Accommodation of Traffic

The Contractor shall ensure that works will be undertaken in a manner that will minimize the interference with public traffic.

C3.6.5 Environment

The Contractor shall, at all times, comply with the acts that prohibit pollution of any kind. These acts are enacted in the following legislation.

The Contractor shall appoint a responsible person to ensure that no incident shall occur on site that could cause pollution. Where the Contractor was negligent and caused any form of pollution the damage shall be rectified at the Contractor's cost.

C3.6.6 12.6 Occupational Health & Safety

The contractor shall comply with the Occupational Health & Safety Act, 1993 (Act 85 of 1993) as amended.

C3.7 DRAWINGS

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The reduced drawings that form part of the bid documents shall be used for bid purposes only.

The Contractor will be supplied with 3 sets of unreduced paper prints of each drawing free of charge. Any additional prints will be for the account of the Contractor.

Only figured dimensions shall be used and drawings shall not be scaled unless so instructed by the Engineer. The Engineer shall supply all figured dimensions omitted from the drawings.

C3.8 HANDING OVER SITE, SETTING OUT AND CONFIRMING THE SCOPE OF WORKS WITH THE CONTRACTOR

The Engineer or his/her representative, the Contractor and supervisory staff shall together carry out a joint inspection at the time of the handing over of the site.

The following matters are to be confirmed at the time of handing over and before the commencement of any work:

- i. Confirming position of the site camp and/or any additional temporary site camps that may be required.
- ii. The scope of remedial / repair / general maintenance and preparatory work to be carried out.
- iii. The method of construction / treatment envisaged for each of the sections and the like, are to be confirmed and set out with the Contractor.
- iv. Supervisory, test control measures and procedures are to be confirmed.

C3.9 PROJECT SPECIFICATION

PREAMBLE

In the event of any discrepancy between a part or parts of the Standard or Particular Specifications and the Project Specification, the Project Specification shall take precedence. In the event of a discrepancy between the Specifications, (including the Project Specifications) and the drawings and / or the Bill of Quantities, the discrepancy shall be resolved by the Employer's Agent before the execution of the work under the relevant item.

C3.9.1 General

Refer to Bill of Quantities

C3.10 STANDARD SPECIFICATION

C3.10.1 The Specifications on which this contract is based are the Model Preambles to Trades 2008 issued by the Association of South African Quantity Surveyors. This document is obtainable separately, and Tenderers shall obtain their own copies at their own cost.

C3.10.2 Amendments to the Standard Specifications

In certain clauses the standard, standardized and particular specifications allow a choice to be specified in the project specifications between alternative materials or methods of construction and for additional requirements to be specified to suit a particular contract. Details of such alternative or additional requirements applicable to this contract are contained in this part of the project specifications. It also contains additional specifications required for this particular contract.

Refer to Bill of Quantities

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