

## INVITATION TO BID

### **REQUEST FOR BID DESCRIPTION:** **APPOINTMENT OF A SERVICE PROVIDER FOR WASTE REMOVAL SERVICES AT ARMSCOR HEAD OFFICE**

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#### **NOTE:**

**Kindly register on the National Treasury's Central Supplier Database (CSD) via [www.csd.gov.za](http://www.csd.gov.za)**

***Bids must ONLY be submitted in hard copy; electronic bid submissions are NOT acceptable.***

## RETURNABLE DOCUMENTS CHECKLIST

Bidders are required to develop a returnable schedule annexure in accordance with the following table of contents

|     | List of documents required.                                                                                                              | Submitted<br>[Yes or No] |                          |
|-----|------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------------|
|     |                                                                                                                                          | Yes                      | No                       |
| 1.  | Central Supplier database (CSD) registration report or Unique Registration Reference Number                                              | <input type="checkbox"/> | <input type="checkbox"/> |
| 2.  | Valid Tax Clearance Certificate (s) and or proof of application endorsed by SARS and / or SARS issued verification pin code.             | <input type="checkbox"/> | <input type="checkbox"/> |
| 3.  | Copies of bidders CIPC Company registration documents listing all members with percentage, See bidding structure for required documents. | <input type="checkbox"/> | <input type="checkbox"/> |
| 4.  | Copy of the Joint Venture / Consortium Agreement duly signed by all parties                                                              | <input type="checkbox"/> | <input type="checkbox"/> |
| 5.  | Copy of the Sub-Contracting Agreement duly signed by all parties                                                                         | <input type="checkbox"/> | <input type="checkbox"/> |
| 6.  | Valid proof of BBBEE status for the bidder and its sub-contractor(s)                                                                     | <input type="checkbox"/> | <input type="checkbox"/> |
| 7.  | Designated sectors: Local production and content. <b>(Where applicable)</b>                                                              | <input type="checkbox"/> | <input type="checkbox"/> |
| 8.  | Originally certified copy of Identity Document for the Company representative                                                            | <input type="checkbox"/> | <input type="checkbox"/> |
| 9.  | Copy of latest audited financial statements                                                                                              | <input type="checkbox"/> | <input type="checkbox"/> |
| 10. | Bid conditions acceptance form on KD17 (Mandatory)                                                                                       | <input type="checkbox"/> | <input type="checkbox"/> |

**ARMAMENTS CORPORATION OF SOUTH AFRICA SOC LTD  
(ARMSCOR)**

Company registration: 1968/008611/06    Vat registration: 4500101169

**REQUEST FOR BID: EFAC/2021/29**

**1. INSTRUCTIONS ON SUBMISSION OF BIDS**

- 1.1 Bid Closing at **11:00 am** on **23 February 2022 (SOUTH AFRICAN TIME)**
- 1.2 Bids must be submitted in a sealed envelope marked with this bid reference number.
- 1.3 The sealed envelope must be deposited in the bid box at Armscor Head Office, Visitors Entrance (Block) 8 before the bid closing date and time addressed to:
- The Manager:                      Supply Chain Management Department  
                                                 Armscor SOC Ltd
- Postal address:                      Armscor SOC Ltd  
                                                 Private Bag X337  
                                                 Pretoria  
                                                 0001
- Delivery address:                      Armscor Head Office  
                                                 370 Nossob Street  
                                                 Erasmuskloof Ext 4  
                                                 Pretoria
- 1.4 Bids dispatched by the courier service Company must be marked with bid reference number on the delivery note / packaging and the courier must ensure that the bid document is deposited in the bid box before the closing date and time. **Armscor will not be held responsible for any delays where bid documents are handed to the Armscor Reception.**
- 1.5 Bid proposals received after the closing time and date will not be considered.

**2. ENQUIRIES**

- 2.1 All queries regarding this bid must be addressed in writing to SCM Department on [aopts@armscor.co.za](mailto:aopts@armscor.co.za). Questions/enquiries relating to this RFB should be received three working days prior to the closing date. Queries received after this period will not be entertained.

**3. BID VALIDITY PERIOD**

Bid proposals to remain valid for acceptance for a period of **ONE HUNDRED AND FIFTY** days counted from the closing date.

**NOTE:** Bids for the supply of the goods and/or services described in the attached documents are invited in accordance with the provisions of the General Conditions of Contract (A-STD-0020) Issue 4 dated 14 February 2020 and the Rules of Procedure for Offerors (A-STD-0010) Issue 2 dated 21 April 2014, as well as any special condition contained in these documents. Copies of the General Conditions of Contract and the Rules of Procedure are available on Armscor's website at [www.armscor.co.za](http://www.armscor.co.za).

**BIDDING STRUCTURE**

| Indicate the type of bidding structure by marking with an 'X' in an appropriate box. |  |
|--------------------------------------------------------------------------------------|--|
| Individual Bidder                                                                    |  |
| Joint Venture                                                                        |  |
| Consortium                                                                           |  |
| Using Sub-contractors                                                                |  |
| Other                                                                                |  |

**Only fill the relevant category:**

| If individual bidder, indicate the following:                                                                                                     |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------|--|
| Name of Bidder                                                                                                                                    |  |
| Company / Close Corporation<br>Registration Number                                                                                                |  |
| VAT Registration Number                                                                                                                           |  |
| National Treasury Supplier Number                                                                                                                 |  |
| Unique Registration Reference<br>Number                                                                                                           |  |
| Contact Person                                                                                                                                    |  |
| Telephone Number                                                                                                                                  |  |
| Fax Number                                                                                                                                        |  |
| Email Address                                                                                                                                     |  |
| Postal Address                                                                                                                                    |  |
| Physical Address                                                                                                                                  |  |
| NB: Submit with the bid the following documents:                                                                                                  |  |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.                                 |  |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country |  |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity                                                 |  |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity                                       |  |

**If Joint Venture or Consortium, indicate the following: (To be completed for each JV/Consortium member)**

|                                                    |  |
|----------------------------------------------------|--|
| Name of Joint Venture / Consortium                 |  |
| Company / Close Corporation<br>Registration Number |  |
| VAT Registration Number                            |  |
| National Treasury Supplier Number                  |  |
| Unique Registration Reference Number               |  |
| Contact Person                                     |  |
| Telephone Number                                   |  |
| Fax Number                                         |  |
| Email Address                                      |  |
| Postal Address                                     |  |
| Physical Address                                   |  |

**NB: Submit with the bid the following documents:**

Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.

In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country

Latest copies of all share certificates, in case of a company or any other form of a legal entity.

Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.

**If Joint Venture or Consortium, indicate the following:**

|                                                    |  |
|----------------------------------------------------|--|
| Name of Prime Contractor                           |  |
| Company / Close Corporation<br>Registration Number |  |
| VAT Registration Number                            |  |
| National Treasury Supplier Number                  |  |
| Unique Registration Reference Number               |  |
| Contact Person                                     |  |
| Telephone Number                                   |  |
| Fax Number                                         |  |
| Email Address                                      |  |
| Postal Address                                     |  |
| Physical Address                                   |  |

**NB: Submit with the bid the following documents:**

Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.

In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country

Latest copies of all share certificates, in case of a company or any other form of a legal entity.

Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.

| <b>If using subcontractors, indicate the following:</b>                                                                                           |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------|--|
| Name of Prime -Contractor                                                                                                                         |  |
| Percentage Value to be subcontracted                                                                                                              |  |
| Company / Close Corporation<br>Registration Number                                                                                                |  |
| VAT Registration Number                                                                                                                           |  |
| National Treasury Supplier Number                                                                                                                 |  |
| Unique Registration Reference<br>Number                                                                                                           |  |
| Contact Person                                                                                                                                    |  |
| Telephone Number                                                                                                                                  |  |
| Fax Number                                                                                                                                        |  |
| Email Address                                                                                                                                     |  |
| Postal Address                                                                                                                                    |  |
| Physical Address                                                                                                                                  |  |
| <b>Subcontractor Details:</b>                                                                                                                     |  |
| Name of Subcontractor                                                                                                                             |  |
| Company / Close Corporation<br>Registration Number                                                                                                |  |
| VAT Registration Number                                                                                                                           |  |
| National Treasury Supplier Number                                                                                                                 |  |
| Unique Registration Reference<br>Number                                                                                                           |  |
| Contact Person                                                                                                                                    |  |
| Telephone Number                                                                                                                                  |  |
| Fax Number                                                                                                                                        |  |
| Email Address                                                                                                                                     |  |
| Postal Address                                                                                                                                    |  |
| Physical Address                                                                                                                                  |  |
| <b>NB: Submit with the bid the following documents for both Prime and Sub-Contractors:</b>                                                        |  |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC                                  |  |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country |  |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity                                                 |  |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.                                      |  |

|                                                                                                                                                   |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------|--|
| <b>Other:</b>                                                                                                                                     |  |
| Name of Bidder                                                                                                                                    |  |
| Company / Close Corporation<br>Registration Number                                                                                                |  |
| VAT Registration Number                                                                                                                           |  |
| National Treasury Supplier Number                                                                                                                 |  |
| Unique Registration Reference<br>Number                                                                                                           |  |
| Contact Person                                                                                                                                    |  |
| Telephone Number                                                                                                                                  |  |
| Fax Number                                                                                                                                        |  |
| Email Address                                                                                                                                     |  |
| Postal Address                                                                                                                                    |  |
| Physical Address                                                                                                                                  |  |
| <b>NB: Submit with the bid the following documents:</b>                                                                                           |  |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.                                 |  |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country |  |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity                                                 |  |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.                                      |  |

**Declaration:**

I, as the duly authorized representative of the bidder hereby authorize Armscor to request, investigate and process company information including tax compliance via the SARS website.

.....  
Name

.....  
ID number

### Declaration of Bidder's Past Supply Chain Management Practices

This Standard Bidding Document serves as a declaration to ensure that goods and services being procured are aligned with all reasonable steps are taken to combat the abuse of the supply chain management system. The bid of any bidder may be disregarded if that bidder or any of its directors have been involved in the abuse of public institution's supply chain management system

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

| Item | Question                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Yes                      | No                       |
|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------------|
| 1    | Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?<br><br>(Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).<br><br><b>The Database of Restricted Suppliers now resides on the National Treasury's website(<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) and can be accessed by clicking on its link at the bottom of the home page.</b> | <input type="checkbox"/> | <input type="checkbox"/> |
|      | If so, furnish particulars:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                          |                          |
| 2    | Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?<br><br>The Register for Tender Defaulters can be accessed on the National Treasury's website ( <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> ) by clicking on its link at the bottom of the home page.                                                                                                                                                                                                                                                                                | <input type="checkbox"/> | <input type="checkbox"/> |
|      | If so, furnish particulars:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                          |                          |
| 3    | Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input type="checkbox"/> | <input type="checkbox"/> |
|      | If so, furnish particulars:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                          |                          |
| 4    | Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <input type="checkbox"/> | <input type="checkbox"/> |
|      | If so, furnish particulars:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                          |                          |

### CERTIFICATION

I, the undersigned (full name).....certify that the information furnished on this declaration form is true and correct.

I accept that, in addition to cancellation of a contract, action may be taken against me should this declaration prove to be false.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder

**BID CONDITIONS ACCEPTANCE FORM****Bidders shall complete and sign this bid conditions acceptance form**

I/We hereby offer to supply all or some of the supplies and/or services described in the Pricing Schedule and /or attached documents on the terms and conditions and in accordance with the conditions set out in A-STD-0010 Issue 2 dated 21 April 2014 and A-STD-0020 Issue 4 dated 14 February 2020 (and I/we acknowledge that I/we am/are acquainted therewith) at the price and on the terms of delivery/execution inserted by me/us.

I/We agree

1. that this bid shall remain binding on me/us and open for acceptance for the period stipulated above;
2. that if my/our bids is accepted, the acceptance will be communicated to me/us by letter or order through the post, and such acceptance shall constitute a contract between me/us and Armscor, subject to the terms and conditions set out in Armscor's General Conditions of Contract (A-STD-0020), Issue 4 dated 14 February 2020, the contents of which I/we acknowledge ourselves to be acquainted with.

I/We choose as domicilium citandi et executandi in the Republic

.....

.....

(no post box or private bag)

IN BLOCK LETTERS ON BEHALF OF -

Complete registered:

Name of bidder:.....

**AUTHORISED SIGNATURE**

..... Date: .....

Name in block letters: .....

Capacity: .....

**NB: FAILURE TO COMPLETE AND SIGN THIS PAGE SHALL INVALIDATE THE BID AND WILL BE DISQUALIFIED FROM FURTHER EVALUATION.**

**SUPPLIER REGISTRATION**

- 1.1 Bidders must register on the National Treasury Central Supplier Database (CSD) in terms of National Treasury Instruction Note 3 of 2016/17.
- 1.2 Bidders must electronically register for Security on Armscor website to be considered for orders which are administered by Armscor SOC Ltd on Behalf of clients.

For more information on security registration contact:-

**The Security Registration**

**Private Bag X337**

**PRETORIA**

**0001**

**E-mail:- register@armscor.co.za**

**ALL BIDDERS SHALL COMPLY WITH THE FOLLOWING:**

1. Bidders should check the numbers of the pages correspond with the table of contents as no liability arising from claims owing to the omission or duplication of pages will be recognised by Armscor. The appendices mentioned in these pages form part of the bids.
2. **All bidders shall -**
  - 2.1. insert their name at the top of each price schedule form used (a rubber stamp may be used);
  - 2.2. insert the information in the spaces provided in the price schedules by writing or typing on the dotted lines only (additional information should be contained in a separate annexure);
  - 2.3. if they wish to make more than one bid against an item, as an alternative, apply for additional copies of the bid documents or photocopy one or more pages, and not retype or redraft any of the forms used;
  - 2.4. indicate the prices quoted in the units shown and quote them per item;
  - 2.5. indicate in respect of each item whether the goods/services quoted comply strictly with the specified requirements, and furnish particulars of deviations if this is not so;
  - 2.6. complete all appendices.
3. **Value-added tax, customs duties, *ad valorem* customs duties and surcharges:**
  - 3.1. Value added tax levied by the Receiver of Revenue must not be included in the prices quoted but be shown as a separate line item.
  - 3.2. Where supplies are quoted which are subject to levying of any customs duty, *ad valorem* customs or excise duty or surcharge by the Department of Customs and Excise, such charges must not be included by the bidder in the prices quoted. The applicable customs duty, *ad valorem* customs or excise duty or surcharge must, however, be indicated separately where provided for on Armscor's Questionnaire
4. **Security:**
  - 4.1. Classified bids are to be handled in the manner set out in Armscor's Security Instruction, document number A-WI-014, copies of which are obtainable on request from the Contractor Security Section, P O Box 411, Pretoria, 0001.
  - 4.2. Attention is drawn particularly to the procedure set out in chapter 4 of the manual, which is to be complied with when forwarding classified documents.

**5. Broad-Based Black Economic Empowerment Compliance:**

- 5.1 In terms of the Defence Sector Codes, contracts for goods and services shall only be awarded to a bidder that has Black Equity Ownership of at least 25% in year 1 (12 April 2019 to 31 March 2020), 30% in year 2 (01 April 2020 to 31 March 2021) and 35% in year 3 (01 April 2021) onwards, where applicable.
- 5.2 Failure to comply with the **B-BBEE Mandatory and Compulsory requirements** as stated in the KD24 will lead to disqualification.

**6. Advance payments:**

Bidders shall furnish the price without advance payment. (Consult paragraph 8 of A-STD-0010).

**7. Performance Guarantee:**

Armcor reserves the right to request the successful bidder to submit a performance guarantee for the proposed contract. Bidders must submit prices without provision for the performance guarantee as well as prices including the cost of such a guarantee.

**8. Commissions:**

If any commission is payable by yourself to any person(s) or body as a result of any order which may arise from this Request for Proposal, you must submit full details of the applicable person(s) or body and the amount payable, with this bid.

**9. Tax Compliance Requirements**

**It is a condition of bid that the successful bidder MUST be tax compliant, or that satisfactory arrangements have been made with the South African Revenue Service (SARS) to meet the bidder's tax obligations. FOREIGN COMPANIES ARE REQUIRED TO COMPLETE QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS OF ANNEXURE 1 TO KD 25**

- 9.1 In order to meet this requirement the bidder is required to access SARS e-filing and complete the SARS ONLINE "SARS tax compliance status" under tax status. Tax compliance requirements are also applicable to individuals who wish to submit bids.
- 9.2 SARS will then furnish the bidder with a Tax compliance PIN code that will be valid for a period of 1 (one) year from the date of approval.
- 9.3 The Tax compliance PIN letter shall be submitted with the bid, with an authorisation letter for Armcor to use the PIN code for verification of tax compliance status of the supplier.
- 9.4 In bids where Consortia /Joint Ventures / are involved, each party must submit a separate tax compliance PIN with authorisation letter.
- 9.5 In the event of subcontracting, tax compliance PIN letter and authorisation letter for the subcontractor must also be submitted with the bid.

- 9.6 Tax compliance is done via e-filing on the SARS website [www.sars.gov.za](http://www.sars.gov.za).
- 9.7 Original valid tax clearance certificates issued before 18 April 2016 are still valid until the expiry date or on replacement with SARS tax compliance PIN.

**NOTE: Armscor Suppliers /Bidders and Subcontractors must remain tax compliant for the duration of their contracts.**

**10. Awarding of Bids**

The awarding of bids will be in terms of the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2017.  
The applicable points are:

**Price: (Pp) 80 Points**

**Broad-Based Black Economic Empowerment: 20 Points**

**Total: 100 Points**

The following formula will be used to calculate the points in respect of a bid up to a rand value of R50 000 000, 00 (all applicable taxes included).  
(Armscor may also apply this formula to price quotations with a value of less than R30 000, if and when appropriate):

$P_s = P_p$

Provided that  $\sum (P_{pa}) = 80$

Where:  $P_s$  = points scored for bid/bid under consideration  
 $P_p$  = points scored for price  
 $a$  = allocated

The points scored for price  $(P_p) = P_{pa} * (1 - \frac{P_t - P_m}{P_m})$

Where:  $P_{pa}$  = points allocated for price

$P_t$  = comparative price of bid/bid under consideration

$P_m$  = comparative price of lowest acceptable bid/bid

**11. Objective Criteria**

- 11.1 A contract may be awarded to a bidder that did not score the highest points only in accordance with section 2 (1) (f) of the Act. If Armscor intends on applying objective criteria in terms of section 2(1) (f) of the Act, this will be stated in the bid document.

**12. Mandatory local production and content for designated sectors**

- 12.1 When applicable, bids not meeting the mandatory local production and content for designated sectors will not be considered for further evaluation.
- 12.2 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.
- 12.3 If there is no designated sector, Armscor will include as a specific condition of the bid, that only locally produced services or goods or locally manufactured goods with a stipulated minimum threshold for local production and content, will be considered.

KD17

RESTRICTED

BID NUMBER

: EFAC/2021/29

CLOSING AT 11:00 ON

: 23 February 2022

VALIDITY PERIOD: 150 DAYS

NAME OF BIDDER

:

| ITEM NO               | DESCRIPTION                                                                                                                                                                                  | QTY | UNIT PRICE IN FOREIGN CURRENCY | UNIT PRICE IN S.A. CURRENCY | SUBTOTAL |
|-----------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|--------------------------------|-----------------------------|----------|
| 1.                    | Bin Rental – 6m³ compact bin per month                                                                                                                                                       | 36  |                                |                             |          |
| 2.                    | Bin Rental - 6m³ Skip bin per month                                                                                                                                                          | 36  |                                |                             |          |
| 3.                    | Bin Rental - 3m³ cardboard bin per month                                                                                                                                                     | 36  |                                |                             |          |
| 4.                    | Load removal - 6m³ compact / skip bin per month (General Waste)<br>NB! Collection three times a week. 3x4X36                                                                                 | 432 |                                |                             |          |
| 5.                    | Load removal - 6m³ compact / skip bin per month (Garden Waste)<br>NB! Collection to be done as follows:<br>October to March (twice a week) 2x4x36<br>April to September (once a week) 1x4x36 | 432 |                                |                             |          |
| 6.                    | Load removal - 6m³ compact / skip bin per month (Cardboard Waste)<br>NB! Collection to once a week. 1x4X36                                                                                   | 144 |                                |                             |          |
| TOTAL (excluding VAT) |                                                                                                                                                                                              |     |                                |                             |          |
| VAT                   |                                                                                                                                                                                              |     |                                |                             |          |
| TOTAL (including VAT) |                                                                                                                                                                                              |     |                                |                             |          |

1. Delivery address: 370 Nossob Street, Erasmuskloof, 0181
  2. \* Period required for commencement of delivery, after receipt of order: .....
  3. \* Rate of delivery: .....
  4. \* Period required for completion of order, after receipt thereof: .....
  5. Refer to Annexure A for the evaluation criteria
- \* Must be completed by Bidder if not completed by Armscor.

## **WASTE REMOVAL SERVICES**

### **SCOPE OF WORK**

#### **1. Introduction**

Armcor has a requirement to appoint a service provider to perform waste removal services at their Head Office Building for a period of 3 years.

#### **2. Issue/Problem Statement**

The successful service provider will perform all tasks in strict compliance to National Environmental Management Waste Act 59 of 2008 and applicable government legislation pertaining to waste management services as well as all relevant amendments.

#### **3. Requirement Definition**

- All waste must be collected from the pick-up sites.
- The site, receptacles, gullies, drains and surrounds must be kept clean and sanitized.
- Vehicles must be suited to the task and kept clean and sanitized.
- Wet waste must be disposed of in an acceptable and legal manner.
- The "cradle to grave" principle must be followed in disposing the waste correctly i.e. the contractor is responsible for the correct and safe disposal of waste right up to the end of the waste stream.
- Keep all records of disposal required by legislation and forward necessary disposal certificates on a monthly basis to the Facilities Division.

#### **4. Detailed Scope**

The specification and frequency schedules below serves as a guideline to the minimum requirement.

- General waste
  - Paper glass bottles tins/cans plastic wet waste.
  - The services provider must provide 2 x 6 m<sup>3</sup> skip bins.
  - The bins must be collected on Mondays, Wednesdays and Fridays.
  - Where in the instruction collection is on a public holiday bin collection is excluded.

- **Garden waste**

- Grass leaves, tree cutting and wood.
- The services provider must provide 2 x 6 m 3 skip bins.
- The bins must **only** be collected on Armscor request.

- **Cardboard**

- The services provider must provide 1 x 3 m 3 skip bins.
- The bins must **only** be collected on Armscor request.

Monthly charges must be calculated as follows:

- **General waste**

- An amount per day per skip collected
- Skip rental

NB: Please note that Armscor will only pay per collection note

- **Garden waste**

- An amount per day per skip collected
- Skip rental

NB: Please note that Armscor will only pay per collection note

- **Cardboard**

- An amount per day per skip collected minus the amount for the sale of the cardboard
- Skip rental

NB: Please note that Armscor will only pay per collection note. Waybills must be include in the monthly invoices.

The following waste streams is **excluded** from the RFB

- White office paper (Shredded / Calcified paper)
- Scrap metal
- Medical waste
- Electronic waste
- Sanitary waste
- Fluorescent tubes
- Ink cartridges.

**RESTRICTED**

**ANNEXURE A**

**EVALUATION CRITERIA**

The project shall be evaluated on four stages as follows:

**Stage 1: MANDATORY BLACK EQUITY OWNERSHIP**

- i. No contract for goods and services shall be awarded to any bidder unless such bidder has Black Equity Ownership of at least 35% in year 1 (12 April 2021 to 31 March 2022) of the Defence Sector Codes gazetting.
- ii. The bidder shall submit a valid proof of B-BBEE status (B-BBEE certificate issued by a SANAS accredited verification agency or CIPC B-BBEE certificate or B-BBEE sworn affidavit) without which the bid shall not be evaluated further.
- iii. A bid that fails to meet the BBBEE mandatory criteria stipulated in the bid documents is an unacceptable bid and will be disqualified

**Stage 2: PRE-QUALIFICATION**

- i. In line with regulation 4 of the PPPFA 2000 Regulations 2017, the bidder shall have a minimum B-BBEE status level 2.
- ii. The bidder shall submit a valid proof of B-BBEE status (B-BBEE certificate issued by a SANAS accredited verification agency or CIPC B-BBEE certificate or B-BBEE sworn affidavit) without which the bid shall not be evaluated further.

RESTRICTED

**Stage 3: Critical Criteria**

| <b>Criteria No.</b> | <b>Criteria Description</b>                                                                                                                                                                                                                                | <b>Compliance Evidence</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|---------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1                   | <b>Membership</b><br>The bidder shall be a member of the Institute of Waste Management of South Africa.                                                                                                                                                    | The bidder shall submit proof of membership with the Institute of Waste Management of South Africa.                                                                                                                                                                                                                                                                                                                                                                                   |
| 2.                  | <b>Waste Accreditation Permit</b><br>The bidder shall have a valid Waste Accreditation Permit to collect and transport general waste, recyclable waste and garden waste issued by the Municipality in line with the Municipality Waste Management By-laws. | The bidder shall submit proof of a valid Waste Accreditation Permit for collection and transportation of waste.                                                                                                                                                                                                                                                                                                                                                                       |
| 3.                  | <b>Licensed Landfill site / waste handling facility</b><br>The bidder shall make use of a licensed landfill site / waste handling facility for disposal / treatment of waste generated at Armscor facilities.                                              | The bidder shall provide proof of account/ agreement with the proposed landfill / waste handling facility that will be used for the disposal/ treatment of waste generated at Armscor facilities                                                                                                                                                                                                                                                                                      |
| 4.                  | <b>Relevant Experience</b><br>The bidder shall demonstrate experience in the rendering of waste removal services in the previous five years, 01 January 2017 to current.                                                                                   | The bidder shall submit at least <b>1 reference letter from contactable clients signed by a duly authorised person</b> where Waste Removal Services were rendered or is being rendered:<br><br><b>Clients letters must entail the following details:</b> <ul style="list-style-type: none"> <li>a) Project Description</li> <li>b) Start Date</li> <li>c) End Date</li> <li>d) Name of Client</li> <li>e) Contact Details (telephone number and email addresses) of Client</li> </ul> |

RESTRICTED

RESTRICTED

|    |                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                            |
|----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|    |                                                                                                                                                                                   | f) Client satisfactory level on the duties performed                                                                                                                                                                                                                                                                                                       |
| 5. | <b>Capacity /Equipment</b><br>The bidder must have capacity in terms of the necessary equipment to render waste removal services effectively, preferably compact or covered skip. | The bidder shall provide either details of the trucks owned by them i.e. types of trucks, quantity of trucks, proof of ownership.<br><i>or</i><br>A copy of lease/ rental agreement (minimum 36 months) for trucks if not owned by the bidder, for the duration of the contract. The agreement should clearly indicate the types of trucks and quantities. |

Note: Only bidders who comply with all five (5) critical requirements above, shall be considered for further evaluation

**Stage 4: Price and BBBEE Evaluation**

The 80/20 preference point system shall be applied in this evaluation.

**ARMAMENTS CORPORATION OF SOUTH AFRICA SOC LTD  
(ARMSCOR)**

**QUESTIONNAIRE**

**REPLIES**

1 What is the request for bid number? .....

2 If applicable: Price basis of bid  
(if not delivered into store) .....

3 Indicate which of the following applies:

3.1 The prices are fixed.

☐

3.2 The prices are not fixed (NB: See par 9 of A-Std-0010).

☐

4 Is the delivery period (commencement after receipt of order) fixed? Y/N

.....

.....

**WHERE SUPPLIES OFFERED ARE TO BE IMPORTED, THE QUESTIONS BELOW MUST BE ANSWERED.**

5 Foreign content:

5.1 What amount in foreign currency must be remitted overseas? .....

5.2 What is the rate of exchange used in converting the amount into ZAR1, 00=.....

SA Rand and the date on which this is based? Date .....

6 Statutory costs:

6.1 Are the goods quoted on subject to customs duty,  
ad valorem customs or surcharge? .....

6.2 If so, what is the amount payable in respect of

a) Customs duty? .....

b) Ad valorem customs duty? .....

## PRICE BREAKDOWN

7. The following particulars must be furnished, failure of which may invalidate the bids.

7.1 FOB/FCA cost of item

7.2 Sea/Air freight

7.3 Insurance charges

7.4 Clearance charges

7.5 Customs duties

7.6 Ad valorem customs duties

7.7 Delivery costs from port/airport to your premises

7.8 Local content (excluding (10.10)

7.9 Delivery costs from your premises into store

7.10 Balance (detail to be submitted)

**TOTAL**

| AMOUNT | % OF TOTAL PRICE |
|--------|------------------|
|        |                  |
|        |                  |
|        |                  |
|        |                  |
|        |                  |
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|        |                  |

## BROAD-BASED BLACK ECONOMIC EMPOWERMENT

### ACRONYMS AND ABBREVIATIONS

|        |                                                |
|--------|------------------------------------------------|
| B-BBEE | Broad-Based Black Economic Empowerment         |
| CIPC   | Companies and Intellectual Property Commission |
| COTS   | Commercial Off The Shelf                       |
| EME    | Exempted Micro Enterprises                     |
| MOTS   | Military Off The Shelf                         |
| QSE    | Qualifying Small Enterprises                   |
| SANAS  | South African National Accreditations Systems  |

### 1. MANDATORY B-BBEE REQUIREMENT:

- 1.1 In terms of the Defence Sector Codes, contracts for goods and services shall only be awarded to a bidder that has Black Equity Ownership of at least 25% in year 1 (12 April 2019 to 31 March 2020), 30% in year 2 (01 April 2020 to 31 March 2021) and 35% in year 3 (01 April 2021) onwards, where applicable.
- 1.2 EMEs are exempted from compliance with the mandatory B-BBEE requirement.

### 2. COMPULSORY B-BBEE REQUIREMENTS

#### 2.1 Pre-Qualification Criteria

- 2.1.1 Pre-Qualification criteria will be applied to advance certain designated groups with specific bidding conditions that only one or more of the bidders may respond:

- a) Stipulated minimum B-BBEE status level e.g. level 4
- b) EMEs or QSEs
- c) Sub-contract a minimum 30% of the value of the contract to one or more:
  - (i) At least 51% black owned EMEs or QSEs
  - (ii) At least 51% black youth owned EMEs or QSEs
  - (iii) At least 51% black women owned EMEs or QSEs
  - (iv) At least 51% black owned EMEs or QSEs by people living with disabilities
  - (v) At least 51% black owned EMEs or QSEs by people living in rural or underdeveloped areas
  - (vi) At least 51% black owned EMEs or QSEs by military veterans
  - (vii) EMEs or QSEs

#### 2.2 Sub-Contracting

- a) For a contract above R30 000 000 (million), Armscor may apply subcontracting to advance designated groups.
- b) The successful bidder must subcontract 30% of the contract value to one or more of the following:
  - (i) At least 51% black owned EMEs or QSEs
  - (ii) At least 51% black youth owned EMEs or QSEs
  - (iii) At least 51% black women owned EMEs or QSEs
  - (iv) At least 51% black owned EMEs or QSEs by people living with disabilities
  - (v) At least 51% black owned EMEs or QSEs by people living in rural or underdeveloped areas
  - (vi) At least 51% black owned cooperatives
  - (vii) At least 51% black owned EMEs or QSEs by military veterans
  - (viii) EMEs or QSEs

**NB: Failure by the bidder to comply with the B-BBEE Mandatory and Compulsory Requirements as stated herein above will lead to disqualification.**

### 3. PREFERENCE POINTS FOR BROAD-BASED BLACK ECONOMIC EMPOWERMENT

- 3.1 The B-BBEE preference points will be awarded in terms of the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2017.
- 3.2 The 80/20 preference point system is applicable to all bids with a Rand value of up to R50 000 000,00 (all applicable taxes included)
- 3.3 Preference points for this bid shall be awarded for:
- |                                                   |            |
|---------------------------------------------------|------------|
| PRICE                                             | <b>80</b>  |
| B-BBEE STATUS                                     | <b>20</b>  |
| Total points for Price and B-BBEE must not exceed | <b>100</b> |
- 3.4 **Bidders who do not submit a valid proof of B-BBEE status will score zero (0) for preference points.**

### 4. ALLOCATION OF B-BBEE POINTS

- 4.1 The B-BBEE points are to be claimed and allocated according to the table below for acquisition of services, works or goods with a value of up to R50 000 000, 00 and must be substantiated by means of a valid proof of B-BBEE.

| B-BBEE status level | Points Allocated |
|---------------------|------------------|
| Level 1             | 20               |
| Level 2             | 18               |
| Level 3             | 14               |
| Level 4             | 12               |
| Level 5             | 8                |
| Level 6             | 6                |
| Level 7             | 4                |
| Level 8             | 2                |
| Non-compliant       | 0                |

- 4.2 The Armscor BBE Division reserves the right to require a bidder and/or its sub-contractor(s) to substantiate any claim at any stage in the bidding process to verify and confirm the B-BBEE status of the bidder and/or its sub-contractor(s).

**5. PRINCIPLES****5.1 Valid proof of B-BBEE status is either of the following:****5.1.1 A B-BBEE Sworn Affidavit fully completed and**

- 5.1.1.1 Deposed and signed in the presence of the Commissioner of Oaths
- 5.1.1.2 Does not contradict itself (% black ownership matches compliance level)
- 5.1.1.3 Commissioner of Oaths credentials and signature are reflected.

**5.1.2 A B-BBEE Certificate issued by either the CIPC or a SANAS Accredited Verification Agency****5.1.3 An unincorporated Joint Venture / Consortium must submit a Consolidated B-BBEE Certificate in the name of the Joint Venture / Consortium issued by a SANAS accredited Verification Agency.****5.1.4 B-BBEE status must be based on the latest financial year-end information, otherwise it is invalid and unacceptable.****5.2 Sub-Contracting****5.2.1 A bidder awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the bidder concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.****5.2.2 A bidder awarded a contract must obtain the approval of Armscor prior to any changes in the subcontracting arrangement.**

**B-BBEE DECLARATION****1. Confirmation of the Bidder's Turnover**

|                                                   |   |                                |  |
|---------------------------------------------------|---|--------------------------------|--|
| Name of the Bidder                                |   |                                |  |
| Registration Number                               |   |                                |  |
| Financial Year End                                |   |                                |  |
| Turnover<br>(As at the latest financial year end) | R | Starting<br>(Day, Month, Year) |  |
|                                                   |   | Ending<br>(Day, Month, Year)   |  |

**2. Confirmation of Subcontractors involved in the execution of the order:**

| Bidder         | % Black Ownership | B-BBEE Status | % Value to be Contracted |
|----------------|-------------------|---------------|--------------------------|
| 1.             |                   |               |                          |
| Subcontractors | % Black Ownership | B-BBEE Status | % Value to be Contracted |
| 1.             |                   |               |                          |
| 2.             |                   |               |                          |
| 3.             |                   |               |                          |

\*Percentages of the bid value which will be subcontracted including main contractor must add up to 100%.

**3. Confirmation of Suppliers involved in the execution of the order:**

| Supplier's name | % Black Ownership | B-BBEE status | % Value to be Supplied |
|-----------------|-------------------|---------------|------------------------|
| 1.              |                   |               |                        |
| 2.              |                   |               |                        |
| 3.              |                   |               |                        |
| 4.              |                   |               |                        |
| 5.              |                   |               |                        |

I, the undersigned, am duly authorised to certify on behalf of the abovementioned entity that the information contained herein above is true and correct.

**AUTHORISED SIGNATURE** : ..... Date: .....

Name in block letters : .....

Capacity : .....

### DECLARATION OF INTEREST

1. Any legal person, including persons employed by Armscor or the State, or persons who act on behalf of Armscor or the State or person having a kinship with persons employed by Armscor or the State, including a blood relationship, may make an bid or bids in terms of this invitation. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by Armscor or the State, or to person who acts on behalf of Armscor or the State, or to persons connected with or related to them, it is required that the bidder or his authorized representative signing the KD17 document shall declare his position vis-à-vis the evaluating authority and/or take an oath declaring his interest, where-
  - the bidder is employed by Armscor or the State or acts on behalf of Armscor or the State; and/or
  - the legal person on whose behalf the bid document is signed, has a relationship with persons/a person who are/is involved with the evaluation of the bidder(s), or where it is known that such a relationship exists between the person of persons for or on whose behalf the declarant acts and persons who are involved with the evaluation of the bid.

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

\* Delete whichever is not applicable

2. Are you or any person connected with the bidder directly or indirectly, (i.e. connected by kinship or marriage or associated in an enterprise, business partnership or as colleagues) employed by Armscor or the State?

\*YES / NO

2.1. If yes, state particulars.

.....  
.....  
.....  
.....

3. Do you, or any person connected by kinship or marriage or associated in an enterprise, business, partnership or as colleagues with the bidder, directly or indirectly have any relationship or association (family, friend, other) with a person employed in the Department of Defence or South African Police Service, Correctional Service or Armscor, and who may be involved with the evaluation or adjudication of this bid.

\*YES / NO

3.1. If yes, state particulars.

.....  
.....

4. Are you, or any person connected by kinship or marriage or associated in an enterprise, business partnership or as colleagues connected with the bidder, aware of any relationship (family, friend, other) between the bidder and any person employed by the Department of Defence, South African Police Service, Correctional Service or Armscor, who may be involved with the evaluation or adjudication of this bid?

\*YES / NO

4.1. If yes, state particulars.

.....

.....  
Signature of Declarant

.....  
Bid number

.....  
Date

.....  
Position of Declarant  
(See Paragraph 1)

.....  
Name of Company or Bidder

## DEFENCE SECTOR BBBEE SWORN AFFIDAVIT – EXEMPTED MICRO ENTERPRISE

I, the undersigned,

|                     |  |
|---------------------|--|
| Full name & Surname |  |
| Identity number     |  |

Hereby declare under oath as follows:

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

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

|                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|--------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Enterprise Name:</b>                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Trading Name (If Applicable):</b>                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Registration Number:</b>                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Nature of Business:</b>                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Definition of "Black People"</b>                    | As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians –<br><br>(a) who are citizens of the Republic of South Africa by birth or descent; or<br>(b) who became citizens of the Republic of South Africa by naturalisation-<br>i. before 27 April 1994; or<br>ii. on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date;"                                                                                                                                                              |
| <b>Definition of "Black Designated Groups"</b>         | "Black Designated Groups means:<br>(a) unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution;<br>(b) Black people who are youth as defined in the National Youth Commission Act of 1996;<br>(c) Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act;<br>(d) Black people living in rural and under developed areas;<br>(e) Black military veterans who qualifies to be called a military veteran in terms of the Military Veterans Act 18 of 2011;" |

# ANNEXURE 1 TO KD24

3. I hereby declare under Oath that:

- The Enterprise has \_\_\_\_\_% Black Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has \_\_\_\_\_% Black Female Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has \_\_\_\_\_% Black Designated Group Beneficiaries as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- Black Designated Group Owned % Breakdown as per the definition stated above:
  - Black Youth % = \_\_\_\_\_%
  - Black people living with disabilities % = \_\_\_\_\_%
  - Black Unemployed % = \_\_\_\_\_%
  - Black People living in Rural areas % = \_\_\_\_\_%
  - Black Military Veterans % = \_\_\_\_\_%
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of \_\_\_\_\_, the annual Total Revenue was R5,000,000.00 (Five Million Rands) or less
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

|                           |                                                         |  |
|---------------------------|---------------------------------------------------------|--|
| 100% Black Owned          | <b>Level One</b> (135% B-BBEE procurement recognition)  |  |
| At Least 51% Black Owned  | <b>Level Two</b> (125% B-BBEE procurement recognition)  |  |
| Less than 51% Black Owned | <b>Level Four</b> (100% B-BBEE procurement recognition) |  |

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.
5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

| Commissioner of Oaths     | Deponent  |
|---------------------------|-----------|
| Credentials and Signature |           |
|                           | Signature |
| Date                      | Date      |

## ANNEXURE 2 TO KD24

**DEFENCE SECTOR BBBEE SWORN AFFIDAVIT – QUALIFYING SMALL ENTERPRISE**

I, the undersigned,

|                                |  |
|--------------------------------|--|
| <b>Full name &amp; Surname</b> |  |
| <b>Identity number</b>         |  |

Hereby declare under oath as follows:

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

|                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|--------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Enterprise Name:</b>                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Trading Name (If Applicable):</b>                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Registration Number:</b>                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Nature of Business:</b>                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Definition of "Black People"</b>                    | <p>As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians –</p> <p>(a) who are citizens of the Republic of South Africa by birth or descent; or</p> <p>(b) who became citizens of the Republic of South Africa by naturalisation-</p> <p>i. before 27 April 1994; or</p> <p>ii. on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date;"</p>                                                                                                                                                                      |
| <b>Definition of "Black Designated Groups"</b>         | <p>"Black Designated Groups means:</p> <p>(a) unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution;</p> <p>(b) Black people who are youth as defined in the National Youth Commission Act of 1996;</p> <p>(c) Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act;</p> <p>(d) Black people living in rural and under developed areas;</p> <p>(e) Black military veterans who qualifies to be called a military veteran in terms of the Military Veterans Act 18 of 2011;"</p> |

Issued in terms of the Defence Sector Code (Gazette 42391 - 12 April 2019)

3. I hereby declare under Oath that:

- The Enterprise has \_\_\_\_\_% Black Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has \_\_\_\_\_% Black Female Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has \_\_\_\_\_% Black Designated Group Beneficiaries as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- Black Designated Group Owned % Breakdown as per the definition stated above:
  - Black Youth % = \_\_\_\_\_%
  - Black people living with disabilities % = \_\_\_\_\_%
  - Black Unemployed % = \_\_\_\_\_%
  - Black People living in Rural areas % = \_\_\_\_\_%
  - Black Military Veterans % = \_\_\_\_\_%
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of \_\_\_\_\_, the annual Total Revenue was between R5,000,000.00 (Five Million Rands) to R50,000,000.00 (Fifty Million Rands)
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

|                          |                                                        |  |
|--------------------------|--------------------------------------------------------|--|
| 100% Black Owned         | <b>Level One</b> (135% B-BBEE procurement recognition) |  |
| At Least 51% Black Owned | <b>Level Two</b> (125% B-BBEE procurement recognition) |  |

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

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

| Commissioner of Oaths            | Deponent               |
|----------------------------------|------------------------|
| <b>Credentials and Signature</b> |                        |
|                                  | <hr/> <b>Signature</b> |
| <hr/> <b>Date</b>                | <hr/> <b>Date</b>      |

**ANNEXURE 1 TO KD25**

|                                                                                                                                                                                                                     |                                                                                      |               |                                                                          |                                                          |                                                                                       |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|---------------|--------------------------------------------------------------------------|----------------------------------------------------------|---------------------------------------------------------------------------------------|
| <b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF ARMSCOR</b>                                                                                                                                                    |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| BID NUMBER:                                                                                                                                                                                                         |                                                                                      | CLOSING DATE: |                                                                          | CLOSING TIME:                                            |                                                                                       |
| DESCRIPTION:                                                                                                                                                                                                        |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| <b>BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT :</b>                                                                                                                                         |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| ARMSCOR BID BOX VISITORS ENTRANCE (BLOCK 8),<br>370 NOSSOB STREET,                                                                                                                                                  |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| <b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>                                                                                                                                                               |                                                                                      |               | <b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>                           |                                                          |                                                                                       |
| CONTACT PERSON                                                                                                                                                                                                      | Mr. A.L Mmbengwa                                                                     |               | CONTACT PERSON                                                           | Mr. A.L Mmbengwa                                         |                                                                                       |
| TELEPHONE NUMBER                                                                                                                                                                                                    | 012 428 3610                                                                         |               | TELEPHONE NUMBER                                                         | 012 428 3610                                             |                                                                                       |
| FACSIMILE NUMBER                                                                                                                                                                                                    | N/A                                                                                  |               | FACSIMILE NUMBER                                                         | N/A                                                      |                                                                                       |
| E-MAIL ADDRESS                                                                                                                                                                                                      | scmbids@armscor.co.za                                                                |               | E-MAIL ADDRESS                                                           | scmbids@armscor.co.za                                    |                                                                                       |
| <b>SUPPLIER INFORMATION</b>                                                                                                                                                                                         |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| NAME OF BIDDER                                                                                                                                                                                                      |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| POSTAL ADDRESS                                                                                                                                                                                                      |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| STREET ADDRESS                                                                                                                                                                                                      |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| TELEPHONE NUMBER                                                                                                                                                                                                    | CODE                                                                                 |               | NUMBER                                                                   |                                                          |                                                                                       |
| CELLPHONE NUMBER                                                                                                                                                                                                    |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| FACSIMILE NUMBER                                                                                                                                                                                                    | CODE                                                                                 |               | NUMBER                                                                   |                                                          |                                                                                       |
| E-MAIL ADDRESS                                                                                                                                                                                                      |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| VAT REGISTRATION NUMBER                                                                                                                                                                                             |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| SUPPLIER COMPLIANCE STATUS                                                                                                                                                                                          | TAX COMPLIANCE SYSTEM PIN:                                                           |               | OR                                                                       | CENTRAL SUPPLIER DATABASE No:                            | MAAA                                                                                  |
| B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE                                                                                                                                                                        | TICK APPLICABLE BOX]<br><br><input type="checkbox"/> Yes <input type="checkbox"/> No |               | B-BBEE STATUS LEVEL SWORN AFFIDAVIT                                      |                                                          | (TICK APPLICABLE BOX]<br><br><input type="checkbox"/> Yes <input type="checkbox"/> No |
| <b>[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES &amp; QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]</b>                                               |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?                                                                                                                       | <input type="checkbox"/> Yes <input type="checkbox"/> No<br>[IF YES ENCLOSE PROOF]   |               | ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED? |                                                          | <input type="checkbox"/> Yes <input type="checkbox"/> No                              |
| <b>QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>                                                                                                                                                                   |                                                                                      |               |                                                                          |                                                          |                                                                                       |
| IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?                                                                                                                                                     |                                                                                      |               |                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO |                                                                                       |
| DOES THE ENTITY HAVE A BRANCH IN THE RSA?                                                                                                                                                                           |                                                                                      |               |                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO |                                                                                       |
| DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?                                                                                                                                                          |                                                                                      |               |                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO |                                                                                       |
| DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?                                                                                                                                                               |                                                                                      |               |                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO |                                                                                       |
| IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?                                                                                                                                                           |                                                                                      |               |                                                                          | <input type="checkbox"/> YES <input type="checkbox"/> NO |                                                                                       |
| IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW. |                                                                                      |               |                                                                          |                                                          |                                                                                       |

## ANNEXURE 1 TO KD25

|                                                                                                                                                                                                                                                |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>1 BID SUBMISSION:</b>                                                                                                                                                                                                                       |
| 1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.                                                                                                                   |
| 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.                                                                                                           |
| 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT. |
| <b>2 TAX COMPLIANCE REQUIREMENTS</b>                                                                                                                                                                                                           |
| 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.                                                                                                                                                                                 |
| 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.                                                              |
| 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.                                                                                                                         |
| 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.                                                                                                                                                                   |
| 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.                                                                                             |
| 2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.                                                                                                              |
| 2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."                        |

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

SIGNATURE OF BIDDER:

.....

CAPACITY UNDER WHICH THIS BID IS SIGNED:

.....

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

DATE:

.....

## ARMAMENTS CORPORATION OF SOUTH AFRICA LIMITED (ARMSCOR)

### INTELLECTUAL PROPERTY REQUIREMENTS

#### **1 INTRODUCTION**

##### **1.1 What is Intellectual Property?**

Intellectual Property (or "IP") means the result or outcome of human creative effort as typically, but not exclusively, manifested and embodied in or taking the form of data items or documents.

IP typically includes design and mental activities, e.g.:

- Bills of Material (BOM's)
- Instructions,
- Reports,
- Specifications,
- Interface designs,
- Manufacturing processes,
- Material Specifications,
- Processes,
- Product designs,
- Re-engineering (maintenance/obsolescence),
- Software,
- Algorithms,
- Source Codes,
- System/integration designs,
- Test and Evaluation Methods, etc.

IP typically excludes Project Management activities and Hardware created/built according to a design or following a "recipe".

##### **1.2 How is IP manifested?**

IP is typically manifested and embodied in Data Items or Documents.

"Data items or Documents" means any recorded information, however recorded, including but not limited to books, manuscripts, reports, studies, algorithms, computer software, invention descriptions, registered patents, drawings, designs, plans, analyses, calculations, standards, data packs, process documents, instructions, specifications, mathematical or simulation models, compositions, photographs, video recordings, audio recordings, reports, holographic recordings, trademarks, graphical images, etc.

**NOTE:**

- ☐ The document itself is not IP
- ☐ The contents of a document represent IP
- ☐ The document becomes the tangible and recordable carrier of IP

##### **1.3 What is Background IP?**

For definition, refer to A-STD-0020 "Armscor General Conditions of Contract".

"Background IP" belongs to a contractor because he fully paid for the generation thereof or had bought it at his own cost, which may be used or serve as a basis from which to develop new Foreground IP.

#### 1.4 What is Historic IP?

"Historic IP" is existing IP which was created previously, and which may serve as a basis from which to develop new Foreground IP.

#### 1.5 What is Foreground IP?

For definition, refer to A-STD-0020 "Armcor General Conditions of Contract".

"Foreground IP" is new intellectual property that is created during the execution of the order.

#### 1.6 When is IP Shared or Jointly Owned or Co-owned?

For the definition, refer to A-STD-0020 "Armcor General Conditions of Contract".

"Shared" or "Jointly Owned" or "Co-owned" IP is IP which belongs to both the DOD and a contractor, because both contributed to the cost of generation thereof. Ownership is typically (and preferably) proportional to contribution.

Historic and Foreground IP may be either

1. Wholly owned by the DOD; or
2. Shared or Jointly Owned or Co-owned between DOD or the contractor

### 2. IP RECORDAL REQUIREMENTS

It is a requirement that prospective suppliers provide all information about applicable Intellectual Property (IP) to the bid. Armcor will record the information on their IP System that will generate a Statement of IP which will be appended to the order. The Statement of IP will serve as a contractual agreement between Armcor and the contractor in so far as IP related matters are concerned.

The recordal requirements are further described herein and broken down to an appropriate level, as follows:

#### 2.1 Background IP Utilised

For each Background IP Item that will be modified or utilised to generate Foreground IP in the execution of the quoted scope of work, provide the following details:

- Short IP description
- Original Supplier
- Cost of Establishment (If available)

#### 2.2 Historic IP Utilised

For each Historical IP item that will be modified or is required as a prerequisite in the execution of the quoted scope of work, provide the following details:

- Armcor IP Number (if available)
- Short IP description
- The next information is to be provided **per order**, on which Historic IP was established:
  - Order Number on which Historic IP was generated
  - Master record index (MRI) reference
  - Original Supplier
  - Cost of Establishment
  - Percentage Ownership (DOD)
  - Associated Milestone / Line item on the order under which the IP was established

## 2.3 Foreground IP to be generated

For each new Foreground IP item that will be generated in the execution of the quoted scope of work, provide the following details:

- IP number of Historic IP, if IP is enhanced (modified/improved/upgraded).
- Short IP description
- Master record index (MRI) reference with version and date
- Original Supplier
- Cost of Establishment
- Percentage Ownership (DOD)
- Associated Milestone / Line item on the order under which the IP will be established.

**Note 1:** The cost of establishment has always been included in item/milestone prices of order, and will continue to be so included, but will in future become visible by being shown separately in the Statement of IP appended to orders in order to properly manage such IP;

**Note 2:** To facilitate the easy and correct recording of IP, bidders and contractors will be required to utilise the specially constructed spread sheet from Armscor's web site. After completion, the spreadsheet must be printed and attached to the bid, which will thus form an integral part of the bid.

## 3. SAFEGUARDING OF IP

### 3.1 IP Agreement

The IP agreement which will be embodied in the Statement of IP will be concluded with the main contractor in the name of the main contractor and will apply to the creating sub-contractor(s), who will remain the design authority for his particular IP.

### 3.2 Management and Safeguarding of IP

The main contractor will be responsible for the management of IP he generated during the execution of the order, as well as the management of IP generated by his sub-contractors. Upon completion of the project or order, the relevant IP will be formally transferred to the main contractor, who will then be responsible for the continued management of such IP.

The main contractor will be responsible for proper safeguarding and configuration control of IP, including off-site back-ups, as further described in various other Armscor documents, e.g. A-STD-0020 "Armscor General Conditions of Contract, K-STD-61 "Armscor Standard for Technical Contract Conditions", A-WI-014 "Armscor Security Instruction" and other documents that may be applicable.

### 3.3 IP Delivery

Notwithstanding 3.2 above, upon completion of the order, the main contractor will deliver all data items or documents relating to the IP generated during the execution of the order to Armscor ADAC Department.

### 3.4 IP Audits

Armscor is by law required to conduct an IP or intangible asset audit of all existing DOD IP every financial year. The main contractor will cooperate with Armscor's Intellectual Property Management Division and the Auditor General during the audit period and will make available all relevant information required to conduct the audit.

## 4. COMPLETION OF THE IP INFORMATION BY MEANS OF THE ELECTRONIC FORM

### 4.1 Background

The electronic form of the KD27 IP Information.xlsx is available as a Microsoft Excel workbook on the Armscor website ([www.armscor.co.za/Downloads/Download.asp](http://www.armscor.co.za/Downloads/Download.asp)) and must be used as template to provide the relevant IP information.

The workbook consists of the following three spreadsheets:

- “Background IP” provides a form to capture all background IP information
- “Historic IP” provides a form to capture all historic IP information.
- “Foreground IP” provides a form to capture all foreground IP information.

### 4.2 Electronic Form Definitions

The column definitions as provided in the forms are as follows:

|                           |                                                                                                                             |
|---------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| IP Name                   | A short descriptive name to identify the IP item.                                                                           |
| IP Number                 | Armscor Number provided to Historic IP.                                                                                     |
| IP Description            | An abridged description of the IP Item.                                                                                     |
| Original Supplier         | The name of the supplier at which the IP item exists or was established.                                                    |
| Establishment Cost        | The amount paid by Armscor to establish the IP Item (including VAT).                                                        |
| MRI Reference             | The Master Record Index (MRI) or other document reference that uniquely describe the IP.                                    |
| DOD Shareholding          | The percentage of the IP that belongs to the DOD through Armscor                                                            |
| Associated Milestone/Item | The contractual milestone or item, which when completed, will define the point in time at which the IP will be established. |

## 5. INTELLECTUAL PROPERTY QUESTIONNAIRE

I/We, the undersigned, who warrant that I/we am/are duly authorised to do so on behalf of the firm certify that the following information is correct and complete in terms of Intellectual Property relevant to the offered scope of work. (Please circle the relevant answer)

Will Background IP be applicable during the execution of the quoted scope of work? Yes No

If yes, state particulars by completing the 'Background IP' worksheet. Indicate each IP item as a separate line.

Will Historic IP be utilised and/or is it required as a prerequisite to execute the quoted scope of work? Yes No

If yes, state particulars by completing the 'Historic IP' worksheet for each IP item. Indicate each IP item as a separate line;

Will any of these Historic IP items be enhanced during the execution of the quoted scope of work? Yes No

If yes, also complete the 'Foreground IP' worksheet for those IP items

Will new Foreground IP be generated during the execution of the quoted scope of work? Yes No

If yes, state particulars by completing the 'Foreground IP' worksheet for each IP item. Indicate each IP item as a separate line.

**This completed form, along with all additional information, as requested above where relevant, populated on the KD27 Spreadsheet, have to be attached to the bid.**

WITNESSES:

1 \_\_\_\_\_

2 \_\_\_\_\_

SIGNATURES OF BIDDER(S)

DATE: \_\_\_\_\_

ADDRESS: \_\_\_\_\_