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QUOTATIONS ARE HEREBY REQUESTED IN ACCORDANCE WITH THE SCM REGULATIONS SECTION 18 OF THE LOCAL GOVERNMENT MUNICIPAL FINANCE MANAGEMENT ACT 56 OF 2003, FOR THE PURCHASE OF ITEM/S THAT COULD BE ABOVE R30 000.00.

ADVERTISEMENT DATE	27 August 2026
DEPARTMENT	CID
RFQ NUMBER	JCPZ/RFQ/CID01/2026
RFQ VALIDITY PERIOD	30 DAYS (COMMENCING FROM THE RFQ CLOSING DATE)
DESCRIPTION OF GOODS/SERVICES	PROFESSIONAL SERVICES FOR MULTI DEISCIPLINARY PROFESSIONAL TEAM- JOHANNESBURG ZOO GORILLA ENCLOSURE EXTENTION
CIDB GRADING	N/A
DOCUMENTS ARE OBTAINABLE AT NO COST FROM:	The JCPZ's website- www.jhbcityparksandzoo.com
SUBMISSION OF QUOTES: Due to the COVID-19 restrictions, Service Providers are to submit quotations in the boxes provided at the entrance of JCPZ House office, ONLY ON THE CLOSING DATE between 8am-12:00pm	Quotation Box, 40 De Korte Street, JCP House Braamfontein. Telegraphic, telephonic, telex, facsimile and late quotations will not be accepted. City Parks does not take responsibility for any quotations submitted in the wrong box.
CLOSING DATE & TIME	03 September 2026 @ 12:00pm
COMPULSORY SITE MEETING	Date : 31 August 2026 @ 10:30 am Venue: Capital Infrastructure Development (CID) Offices, JHB ZOO
ENQUIRIES	Solly Sumbane – 067 774 7326 ssumbane@jhbcityparks.com
Name of Bidder: Total Amount excl. VAT: VAT Amount: Total Amount Incl. VAT: VAT VENDOR: ☐ YES ☐ NO	
NB: ATTACH FORMAL QUOTATION IMMEDIATELY AFTER FIRST PAGE	
For more information on Tenders and Quotations visit our website www.jhbcityparksandzoo.com	
COMPILED BY	CLIFFORD MAAKE

QUOTATIONS MUST BE SUBMITTED IN SEALED ENVELOPES CLEARLY MARKED "RFQ FOR - JCPZ/RFQ/CID01/2026"

Mandatory Requirements

Completion in full of the Bill of Quantities (BOQ)/ Specification

Attendance of the compulsory site briefing session.

Administrative Requirements:

- Provide valid Companies' proof of address and/ or Director's proof of residence – If there are two or more directors, all must submit proof of residence (Only latest municipal statement not older than three (3) months (not in arrears for more than 90 days) or valid lease agreement in their area of jurisdiction
- Provide Valid COIDA Certificate from Department of Labor (Letter of good standing);
- Provide company shareholder certificate/s
- Provide ID copy of owner/s of the company
- Provide a valid Joint Venture (JV) agreement signed by all parties with all individual parties' mandatory documents submitted; if applicable. A good joint venture agreement:
 - should clearly and comprehensively set out the contributions to be made by each member towards the activities of the joint venture in securing and executing the contract and should allocate monetary values to such contributions.
 - should record the percentage participation by each member in all aspects of the fortunes of the joint venture, including risks, rewards, losses and liabilities.
 - should provide for meaningful input by all members to the policy making and management activities of the joint venture.
 - should provide for the establishment of a management body for the joint venture.
 - should provide measures to limit, as far as possible, losses to the joint venture by the default of a member.
 - should promote consensus between the members whilst ensuring that the activities of the joint venture will not be unduly hindered by failure to achieve it;
 - should provide for rapid, cheap and easy interim dispute resolution and for effective final dispute resolution, if required; and
 - should be sufficiently flexible to allow for joint ventures which differ in nature, objectives, inputs by members, management systems, etc.
- Provide Proof of registration with CSD (Central Supplier Database) at National Treasury compliant with all regulatory requirements;
- The use of correction fluid is strictly prohibited and shall lead to disqualification;
- All corrections must be initialed by the bidder.
- Completion of the entire tender document as issued or downloaded is compulsory

Special Conditions

- *RFQ's would state the evaluation criteria that would among others:*
 - a) State out clearly all mandatory as well as administrative requirements specific to that bid;*
 - b) Special conditions that apply to that bid if there are any;*
 - c) Evaluation process to be followed either functionality and/or price*
 - d) That compliance documents should only be requested from qualifying, shortlisted or recommended service providers that passed the previous stages mentioned above;*
 - e) Clause 5(d) should be implemented by giving service providers within seven (7) days from a day when a letter of request was issued to respond, of which failure to adhere to that timeline should result to elimination*
- Accepted RFQ's will be communicated by way of an official order. Accordingly, no goods, work or service must be prepared or delivered before an official order is received by the respondent
- The process of closing and opening of RFQ's is open for all service providers who submitted quotations
- The lowest, or any tender will not necessarily be accepted and Johannesburg City Parks and Zoo reserves the right to accept any tender either in whole or in part.

- Evaluation Criteria: 80/20 Preference point system as presented in the preferential procurement regulations 2022, for this purpose MBD 1, MBD 3,1, MBD 4, MBD6.1, MBD 8 and MBD 9 forms should be scrutinized, completed and submitted together with your quotation.

1. All prices quoted must be firm and be inclusive of Value Added Tax (VAT).
2. The lowest, or any, offer will not necessarily be accepted and Johannesburg City Parks and Zoo reserves the right to accept any offer either in whole or in part.
3. No offer shall be considered unless it has been signed and accompanied by sufficient information to show whether or not the goods offered comply with the specifications.
4. The offer herein shall remain binding and open for acceptance by Johannesburg City Parks and Zoo during the validity period indicated and calculated from the closing time of the RFQ.

5. Blocking of Suppliers

(1) JCPZ will establish a database of suppliers and /or persons prohibited from doing business with the organization. This database may include: -

- a. any prospective provider whose name appears on the National Treasury's database as a person prohibited from doing business with the public sector;
- b. any prospective provider or any of its directors have been found guilty of abuse of any SCM system, corruption or fraud in the past five years; and
- c. Non-performing and / or under-performing suppliers.
- d. Blocking of supplier/s for a period not less than a financial year.

(2) JCPZ reserves the right to reject bids from any supplier listed in the database.

All Service Providers that are currently not on the Central Supplier Database of National Treasury www.csd.gov.za are required to register and provide the CSD vendor number when submitting quotations/tenders. For more information on Tenders and Quotations visit our website www.jhbcityparks.com as well as on www.etenders.gov.za

JOHANNESBURG CITY PARKS AND ZOO is committed to combat fronting. Insofar as it is legally permitted to do so, and provided that service delivery will not be severely influenced, contracts executed by fronting enterprises will be cancelled, the service provider in question will be blacklisted on its database of service providers and reported to the applicable authorities.

Contract default and penalties

Where it appears that the supplier is not executing the contract in accordance with the true intent and meaning thereof, or that he/she is refusing or delaying to execute the contract or that he/she is carrying on the work at such rate of progress as to ensure delivery by the "date of delivery" that the time has expired within which delivery should have taken place, general poor performance or in the event of any other failure or default or has misrepresented information provided, JCPZ shall:

- (i) notify the supplier to make good the failure or default (i.e. this does not apply to suppliers/contractors who deliberately provide incorrect, fraudulent or misleading information)
- (ii) terminate the contract after expiration of the notice period, if his/her performance has not improved or the failure has not been remedied
- (iii) impose a monetary penalty for any loss JCPZ may have suffered where required in terms of the contract terms
- (iv) automatically appoint the second best supplier or agent to perform such work as the initial supplier may have neglected to do
- (v) advise the CIDB to note the poor performance or termination, where it is construction related work

SUBMISSIONS MUST BE IN SEALED ENVELOPES CLEARLY MARKED WITH REFERENCE NUMBER AND DESCRIPTION "JCPZ/SCM....."

REQUEST FOR QUOTATION FORM

DESCRIPTION: JOHANNESBURG ZOO GORILLA ENCLOSURE EXTENTION

SPECIFICATIONS OR TERMS OF REFERENCE (below)

Item Description	Quantities
See attached	
Grand Total Incl. Vat	

JOHANNESBURG ZOO GORILLA ENCLOSURE EXTENTION

Johannesburg City Parks and Zoo would like to request detailed priced proposals for the development and completion of the Zoo Gorilla Enclosure Phase 2 based on stages 1 - 6 of the Architectural (SACAP) and Civil & Structural Engineering (ECSA) and Quantity Surveying (SACQSP) rates for Professional Services on a declared budget of **R 3 000 000,00 excluding vat.**

NOTE: The above-mentioned budget of R 3 000 000.00 excluding vat, includes both the cost of construction together with the cost of all professional fees and all disbursements which will also be based on the existing concept.

ADDITIONAL SERVICES REQUIRED

- To review the existing concept of Phase 2 of the Gorilla Enclosure.
- Wayleave application as may be required.
- Lamination of the completed project layout submitted to JCPZ.
- Purchase of applicable JBCC/GCC contract(s)

NOTE:

All the required details will be explained and clarified during the compulsory site assessment and clarification. It very crucial and mandatory that at least one professional engineers within the company come to this compulsory clarification meeting to be able to capture the scope and detail comprehensively correct.

SUBMISSION REQUIRED

1. Professional Indemnity insurance for a comprehensive cover at the total value of the project must be submitted after the project has been awarded to the main contractor but before any construction work commences.

2. Regulatory bodies submission-i.e. **ECSA**

3. Professional Qualifications of all above professionals-Outside South Africa Qualifications to be SAQA accredited and submission of the accreditation

RFPs will only be considered for acceptance if (i.e. will only be regarded as responsive if):

A multi-disciplinary firm, that is made up of professional practices each of the professional services listed in Table below in the RFQ document, of which each professional division/section in the practice or practises is under the fulltime supervision of a registered professional in that specific profession.

Project and Construction Management Act, 2000 (Act No 48 of 2000)

Architectural Professions Act, 2000 (Act no 44 of 2000),

Engineering Profession Act, 2000 (Act no 46 of 2000) (Civil & Structural),

Engineering Profession Act, 2000 (Act no 46 of 2000) (Mechanical & Electrical),

Quantity Surveying Profession Act, 2000 (Act no 49 of 2000),

Construction Health and Safety Act, 2000 (Act No. 48 of 2000),

and who will hereafter be referred to as registered principals.

Certified copies of qualification and valid certificates clearly proving current professional registration with the relevant council, including registration numbers, of all the registered principals mentioned in above are included with the RFP as part of the returnable documentation.

At least one registered professional Construction Project Manager; Architect; Civil Engineer & Structural Engineer; Quantity Surveyor; Mechanical & Electrical Engineer; and Construction Health & Safety of whom the same documentation as in above has been included in the RFP, of the Service Provider has been listed in Key Persons;

Failure to meet the minimum mandatory requirements (submission of qualification and registration certificate of all Key Persons, mentioned above) will render the service provider non-responsive and therefore be disqualified.

The emphasis especially on stage 4 must be to produce the following construction drawings and designs:

- **Architectural Drawings**
- **Structural Drawings:** which should include concrete layouts, sections, details, reinforcing bending schedules and detailing and specifications of structural steel sections.
- **Civil Engineers Drawings:** Water, Sewer, Storm water, Access Paving, and geotechnical services
- **Electrical Drawings:** For all electrical components to drive the mechanical works
- **Mechanical Drawings**
- **Production of a comprehensive BOQs** –with an allowance of provisional sum to for damaging old existing services.

Please refer to the Concept design and draft specifications in the next page.

Kind regards

Solly Sumbane-0677747326

**OUTDOOR GORILLA ENCLOSURE
DESIGN SPECIFICATIONS**

INDOOR GORILLA ENCLOSURE – SAFETY ENHANCED DESIGN

Specifications Based on Existing Space

SPECIFICATIONS

TOTAL AREA

± 145m² (based on plan)

DIMENSIONS

Irregular shape – see plan

HEIGHT

6.5m at highest point

4.5m at lowest point

OCCUPANTS

Western Lowland Gorillas

DESIGN FOCUS

Staff safety, animal welfare, enrichment & secure containment.

FLOOR PLAN (Top Down)

18.2m (approx.)

9.5m (approx.)



PLAN LEGEND

- 1 Raised Platforms
- 2 Climbing Structures
- 3 Trees & Planters
- 4 Hanging Elements (Tyres, Barrels, Ropes)
- 5 Feeding / Foraging Areas
- 6 Den / Retreat Box
- 7 Solid Left Wall (No Access)
- 8 Mesh Front & Right Walls (Viewing for Gorillas)

KEY FEATURE

INTERLEADING DOOR

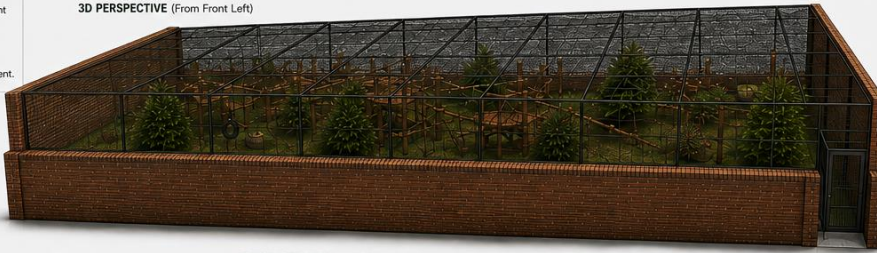


Secure interleading door between existing night room and outdoor enclosure for safe gorilla access and enhanced management.

6.5m

2.5m

3D PERSPECTIVE (From Front Left)



ELEVATION VIEW (Front – Raised Wall & Mesh)



ELEVATION VIEW (Left – Solid Wall)



ELEVATION VIEW (Right – Mesh & Interleading Door)



SPECIFICATIONS

- Front Wall Height: 2.5m (solid brick)
- Left Wall: Solid brick (no access)
- Right Wall: Heavy duty welded mesh (50mm x 50mm, 6mm wire)
- Roof: Welded mesh (50mm x 50mm, 6mm wire)

- Heights: 4.5m – 6.5m (internal)
- Flooring: Natural (grass, soil, mulch)
- Walls: Brick & reinforced concrete (smooth interior finish)
- Enrichment: Climbing, foraging, hiding, elevated retreat areas
- Cleaning Access: Internal only (staff door not required)

MATERIALS & FINISHES



KEY BENEFITS

- ✓ Eliminates external access and object throwing
- ✓ Prevents climbing and escapes
- ✓ Supports natural behaviour and wellbeing
- ✓ Safe working environment for staff
- ✓ Secure, durable and easy to maintain

SAFETY & DESIGN ENHANCEMENTS

- RAISED FRONT WALL** Prevents climbing, object & direct access. Provides visual barrier for staff safety.
- SOLID LEFT WALL** No mesh on left side eliminates outside access and object throwing.
- MESH FRONT & RIGHT** Allows gorillas to look out, maintaining staff safety; prevents climbing and object throwing.
- MESH ROOF** Fully enclosed welded mesh prevents escapes and object throwing from above.
- NATURAL FLOOR** Grass, soil, and planting natural behaviour and wellbeing.
- ENRICHMENT FOCUS** Multiple levels, natural elements & hidden feeding encourage natural behaviour.

DESIGNED FOR SAFETY. BUILT FOR WELLBEING.

This enclosure maximizes staff safety by eliminating external access, raising walls, and using a mesh roof and sides to prevent climbing and object throwing. It provides gorillas with a complex, enriching habitat that supports physical, mental and social wellbeing.

Concept Design

1. PURPOSE

To provide a secure, functional and enriching outdoor gorilla enclosure incorporated into the existing building and night-room layout. The design prioritizes staff safety, animal welfare, secure containment, natural behaviour and ease of maintenance.

2. GENERAL ENCLOSURE DETAILS

Occupants	Western Lowland Gorillas
Total area	Approximately 145–150 m ² , subject to final site measurement and approved drawings
Overall dimensions	Approximately 18.2 m long × 8.5 m wide, based on the existing plan
Internal height	Approximately 4.5 m at the lowest point and up to 6.5 m at the highest point
Design basis	Existing indoor space, existing walls and adjoining night-room facilities

3. WALL CONSTRUCTION

- Front wall: approximately 2.5 m high solid brick wall.
- Left wall: existing solid brick wall with external access door.
- Right wall: Brick wall with four windows 2m x 2m heavy-duty welded mesh, extending down to the lower enclosure boundary as indicated on the plan.
- Existing brick and reinforced-concrete walls are to be assessed by a structural engineer before any new loads are added.

4. MESH AND STEEL FRAME SPECIFICATION

EAZA BEST PRACTICE GUIDELINES

Physical characteristics of the mesh:

To avoid gorilla-visitor contact, the public should be kept at some distance
Several types of mesh or bars can be used. For instance:

- Chain link mesh: **Should not be used for Gorilla enclosures.**
- Welded hot dipped steel mesh: (**see Fig. 6a**) Mesh width ca 50mm x 50-100 mm, steel thickness 7-10mm, welded in a frame of rectangular tubes.

- Hot dipped pressed woven mesh: (**see Fig. 6b**) Mesh width ca 50mm x 50 mm, steel thickness 5 mm, welded in a frame of rectangular tubes, 35mm x 35mm at least, openings of the frame 500mm x 1000mm or less.
- Mesh from stainless or chrome steel rods: (**see Fig. 6c**) Mesh width: 45mm x 95mm, steel thickness 5 mm.

Mesh made from stainless steel cables - There are essentially two types of this kind of mesh: One in which the cables are interwoven at the crossings. This means that the actual strength of the mesh is actually that of half the diameter of the cable.

The second type of this kind of mesh has small tubes (galvanized copper) to hold the cables together at the crossings (**see Fig. 6d**). This type of mesh was successfully applied for orang-outans, bonobos and chimpanzees and should also be suitable for gorillas. A mesh width of 60mm within the reach of humans (either visitors or keepers) and 100mm outside of human reach, i.e. for the roof, should be suitable with a cable thickness of 3mm.

Solid steel bars 15-16mm in diameter, centre distance 30-56 mm, distance between transversal bars (flattened steel or rectangular tubes) 440-700mm. (**see Fig. 6e**)



Fig. 6a

Gorilla mesh - La Vallée des Singes

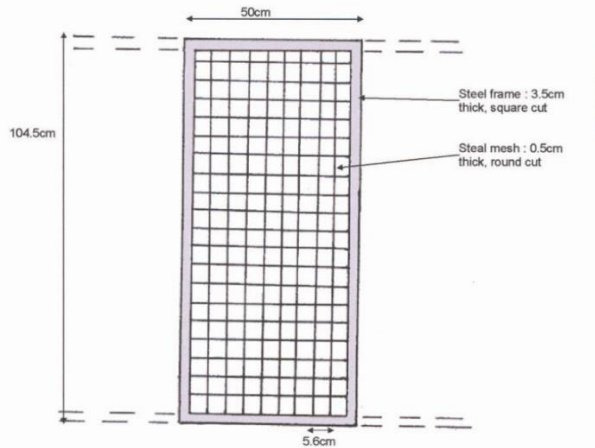
The mesh is made of a series of contiguous steel frames that are fixed to the walls (rectangular ones for small heights and square ones for larger heights). A continuous steel mesh screen is welded over these frames.



Rectangular frames



Square frames



Mesh welding to frame (terminal)



Mesh welding to frame (intermediary)



Fig 6B



FIG 6C



FIG 6D



FIG 6E

- Mesh aperture: approximately 50 mm × 50–100 mm.
- Steel wire/rod thickness: approximately 7–10 mm.
- Mesh to be welded into rigid frames manufactured from rectangular steel tubes.
- All mesh panels are to be securely fixed to the steel support structure with no gaps, sharp edges, loose sections or climbable fixing points.
- Mesh is to extend to the required lower boundary on the right-hand side and is to form a continuous secure enclosure with the roof mesh.
- The roof is to be fully enclosed with welded mesh to prevent escape and prevent objects being thrown or dropped into the enclosure.
- Mesh is to be 1.5 m higher than the existing wall to allow for a view over the wall and into the outside enclosure.
- Final mesh gauge, aperture, frame sizes, support spacing, weld details and corrosion protection must be confirmed by a suitably qualified structural engineer and approved by the relevant animal-management and safety authorities.
- All steelwork is to be suitably protected against corrosion and finished to prevent injury.

5. ROOF

- Fully enclosed welded-mesh roof.
- Roof structure to be supported by a rigid steel framework.
- The roof is to prevent animal escape, unauthorized access and the introduction of objects from above.

- Roof panels and supporting members must be designed to withstand animal loading, environmental loading and maintenance requirements.

6. INTERLEADING DOOR AND NIGHT-ROOM ACCESS

- Provide a secure interleading door between the existing night room on the left and the new enclosure.
- The interleading door is to allow controlled movement of gorillas between the night room and enclosure.
- The door system is to be staff-operated and designed to prevent accidental opening or animal access to staff areas.
- A double-door or protected transfer arrangement should be used where required by the operating safety procedures.
- Doors are to be constructed from heavy-duty steel, with secure hinges, protected locking mechanisms and appropriate keeper controls.
- Door operation must be compatible with the facility's existing animal-shift and lock-out procedures.

7. KEEPER AND SERVICE ACCESS

- Provide dedicated keeper/service access separate from the gorilla transfer route where practical.
- Access points must allow safe inspection, cleaning, maintenance and replacement of enrichment equipment.
- Keeper access must be designed to prevent direct, uncontrolled contact with gorillas.
- All access gates and doors are to be lockable and incorporated into the facility's key-control and safety procedures.

8. FLOOR AND INTERNAL ENVIRONMENT

- Natural floor finish comprising soil, grass, mulch and suitable planted areas.
- Provide appropriate drainage to prevent standing water, erosion and muddy conditions.
- Protect planting and landscape features where necessary while retaining opportunities for natural exploration and foraging.
- The final floor build-up and drainage design must consider cleaning requirements and the existing building structure.

9. CLIMBING, RESTING AND ENRICHMENT FEATURES

- Provide multiple levels and varied use of the vertical space.
- Include natural climbing structures such as large logs, branches, poles and climbing trees.
- Provide securely fixed ropes, suspended elements and elevated platforms.
- Include raised resting areas and retreat spaces.
- All enrichment and climbing structures must be load-rated and securely anchored.

- The layout should encourage locomotion, climbing, foraging, investigation, choice and social interaction.

10. SAFETY AND WELFARE REQUIREMENTS

- The enclosure must provide secure containment while supporting positive animal welfare and natural behavior.
- The design must eliminate external climbing opportunities and reduce the risk of unauthorized access and object throwing.
- All joins between walls, mesh, roof, doors and frames must be continuous and secure.
- No sharp edges, protruding bolts, exposed wire ends, pinch points or entrapment hazards are permitted.
- A documented inspection and maintenance programme must be implemented for mesh, frames, welds, doors, locks, roof supports and enrichment structures.
- The final design must be reviewed and approved by a structural engineer, relevant zoo management, animal welfare personnel, occupational health and safety personnel, and any applicable regulatory authority.

11. MATERIALS AND FINISHES

Back and left walls	Solid brick with mesh roof 1.5 m above the existing wall.
Right wall	Brick with four windows 2m x 2m using heavy-duty welded steel mesh
Front wall	Brick with heavy duty welded steel mesh
Mesh	Approx. 50 mm x 50–100 mm aperture; 7–10 mm steel thickness
Frames	Rectangular steel tube frames, welded and corrosion protected
Doors and gates	Heavy-duty steel construction with secure locking systems
Climbing structures	Natural timber/logs and suitably rated ropes and platforms
Floor	Natural grass, soil, mulch and suitable planting

12. KEY DESIGN BENEFITS

- Secure containment and improved staff safety.
- Controlled access between the existing night room and enclosure.
- Reduced opportunity for external access and object introduction.
- Full mesh roof and secure right-hand mesh boundary.
- Improved use of vertical space.
- Greater opportunities for climbing, foraging, exploration, choice and natural behavior.
- Durable construction with access for inspection and maintenance.

FUNCTIONALITY ASSESMENT TABLE: MULTI DISCIPLINARY PROFESSIONAL PRACTISE/ FIRM IN THE BUILT ENVIRONMENT.

JOHANNESBURG ZOO GORILLA ENCLOSURE EXTENTION

Date: _____ Evaluator Name: _____

Bidder Name: _____

Description of Evaluation and Evidence Required.	Weights	Total Weight	Points
NB: CV, Qualifications and SACAP / ECSA / SACQSP certificate provided must be for the same person to score points. Foreign non- SAQA accredited qualifications will <u>NOT GET ANY POINTS.</u>			
<u>CV's of the: ARCHITECT & STRUCTURAL ENGINEER & QUANTITY SURVEYOR, (Key Personnel)</u> Provide detailed CV's for all (key Personnel) with work experiences and with contactable references and valid certified copies of ID's. Names and Surnames for all Key Personnel: - Architect: - Structural Engineer: - Quantity Surveyor: 1 to 5 years' experience for all three profession). 6 years and above experience for all three profession) NOTE: The date of the certifying stamp must not be older than 3 months from the date of this submission in order to score 5 Or 10 points. No points or Zero points will be scored if the date of the certifying stamp is older than 3 months.	5/10 10/10	10	

<u>QUALIFICATIONS of the: ARCHITECT & STRUCTURAL ENGINEER & QUANTITY SURVEYOR (Key Personnel)</u> Provide appropriate certified copies of valid qualifications for all (Key Personnel) in the Built Environment, SAQA accredited if outside of South Africa. Certificates National Diploma / B-Tech/ Degree / Honors / Masters NOTE: The date of the certifying stamp must not be older than 3 months from the date of this submission in order to score the 5 or 10 points. No points or Zero points will be scored if the date of the certifying stamp is older than 12 months.	5/10 10/10	10	
<u>REGISTRATION CERTIFICATES for the ARCHITECT & STRUCTURAL ENGINEER & QUANTITY SURVEYOR (Key personnel)</u> Provide certified copies of valid SACAP & ECSA & SACQSP professional registration certificates for all (Key Personnel). NOTE: Registration certificates for all (key Personnel) must be provided in order to score the 40 points. No points or Zero points will be scored If a registration certificate of any of the (key Personnel) is not provided. NOTE: The date of the certifying stamp must not be older than 3 months from the date of this submission in order to score the 35 points. No points or Zero points will be scored if the date of the certifying stamp is older than 12 months.	40/40	40	

<u>PROFESSIONAL SERVICES COMPANY EXPERIENCE in the Built Environment</u> Provide a company profile with REFERENCE LETTERS with contact persons and contact details indicating the names of clients serviced in line with the built environment in Architectural Services; Engineering Services & Quantity Surveying Services. 1 to 9 Reference Letters = (1 to 3 letters per each profession). 12 OR more Reference Letters = (4 or more letters per each profession) NOTE: Each profession must provide at least 1 to 3 reference letters in order to score the 20 points. In order to score the 40 points each profession must provide at least 4 reference letters. Reference letters must be specified on which field not all these services included in one reference letter.	20/40	40	
	40/40		
Total Points		100	
Bidders that score a minimum of 75 points on functionality will be evaluated further			
		Total points: 100	

Company Registered Name: _____

Company registration no: _____ VAT Reg. No: _____

Tax Reg. No: _____ CIDB No (If Applicable). _____

Central Supplier Database Vendor No (CSD): _____

For Office use only:

Evaluation criteria: Preferential Procurement Regulations 2022.

	POINTS	POINTS CLAIMED
PRICE:	80	_____
SPECIFIC GOALS 1 : 51% OR MORE WOMEN OWNED	10	_____
SPECIFIC GOALS 2: LOCALITY (WITHIN COJ)	10	_____
TOTAL POINTS FOR THE PRICE AND GOALS:	100	_____

Conditions:

1. Return all MBD Forms and signed
2. All prices quoted must be firm and be inclusive of Value Added Tax (VAT).
3. The lowest, or any, offer will not necessarily be accepted and Johannesburg City Parks and Zoo reserves the right to accept any offer either in whole or in part.
4. No offer shall be considered unless it has been signed and accompanied by sufficient information to show whether or not the goods offered comply with the specifications.
5. The offer herein shall remain binding and open for acceptance by Johannesburg City Parks and Zoo during the validity period indicated and calculated from the closing time of the RFQ.

NAME: _____

SIGNATURE: _____

CAPACITY: _____

DATE: _____

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF MUNICIPALITY/ MUNICIPAL ENTITY)					
BID NUMBER:		CLOSING DATE:		CLOSING TIME:	
DESCRIPTION					
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).					

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE
BID BOX SITUATED AT (STREET ADDRESS

SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
TAX COMPLIANCE STATUS	TCS PIN:		OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		☐ Yes ☐ No

[A VALID CK DOCUMENT AND SHARE CERTIFICATE AS WELL AS RATES AND TAXES OR LEASE AGREEMENT MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS]

ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES, ANSWER PART B:3]
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE	R
SIGNATURE OF BIDDER		DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED			
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT		CONTACT PERSON	
CONTACT PERSON		TELEPHONE NUMBER	
TELEPHONE NUMBER		FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	
E-MAIL ADDRESS			

TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:										
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION. 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR ONLINE 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.										
2. TAX COMPLIANCE REQUIREMENTS										
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS. 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS. 2.3 APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA. 2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3. 2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID. 2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER. 2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.										
3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS										
<table style="width: 100%; border: none;"> <tr> <td style="width: 80%;">3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?</td> <td style="width: 20%; text-align: right;">☐ YES ☐ NO</td> </tr> <tr> <td>3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?</td> <td style="text-align: right;">☐ YES ☐ NO</td> </tr> <tr> <td>3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?</td> <td style="text-align: right;">☐ YES ☐ NO</td> </tr> <tr> <td>3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?</td> <td style="text-align: right;">☐ YES ☐ NO</td> </tr> <tr> <td>3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?</td> <td style="text-align: right;">☐ YES ☐ NO</td> </tr> </table> 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 ABOVE.	3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	☐ YES ☐ NO	3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO	3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO	3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	☐ YES ☐ NO	3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	☐ YES ☐ NO
3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	☐ YES ☐ NO									
3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO									
3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO									
3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	☐ YES ☐ NO									
3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	☐ YES ☐ NO									

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

NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

DATE:

MBD 3.1**PRICING SCHEDULE – FIRM PRICES
(PURCHASES)**

NOTE: ONLY FIRM PRICES WILL BE ACCEPTED. NON-FIRM PRICES (INCLUDING PRICES SUBJECT TO RATES OF EXCHANGE VARIATIONS) WILL NOT BE CONSIDERED

**IN CASES WHERE DIFFERENT DELIVERY POINTS INFLUENCE THE PRICING,
A SEPARATE PRICING SCHEDULE MUST BE SUBMITTED FOR EACH DELIVERY
POINT**

Name of Bidder..... Bid Number.....

Closing Time Closing Date
.....

OFFER TO BE VALID FOR **30 DAYS** FROM THE CLOSING DATE OF BID.

ITEM NO.	QUANTITY (QTY)	DESCRIPTION	UNIT PRICE (P)	TOTAL PRICE (QTY*P)
SUB-TOTAL				R
VAT AT 15%				R
GRAND TOTAL (BID PRICE IN RSA CURRENCY WITH ALL APPLICABLE TAXES INCLUDED)				R
I (full name) _____, in my capacity as _____, the duly authorized representative of _____ (company name) hereby declares that the offer is in accordance with the attached specification, notes to suppliers & accepts all conditions/ clauses contained in the said documents.				
Signature of duly authorized representative			Date:	

-
- Required by:
 - At:
.....
 - Brand and Model
 - Country of Origin
 - Does the offer comply with the specification(s)? *YES/NO
 - If not to specification, indicate deviation(s)
 - Period required for delivery
*Delivery: Firm/Not firm
 - Delivery basis

Note: All delivery costs must be included in the bid price, for delivery at the prescribed destination.

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

DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state¹.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.
- 3 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

3.1 Full Name of bidder or his or her representative

.....

3.2 Identity Number:

.....

3.3 Position occupied in the Company (director, trustee, hareholder²)

.....

3.4 Company Registration Number:

.....

3.5 Tax Reference number

.....

3.6 VAT Registration Number:

.....

3.7 The names of all directors / trustees / ²⁶ shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.

3.8 Are you presently in the service of the state?

YES / NO

3.8.1 If yes, furnish particulars.

.....

.....

¹MSCM Regulations: "in the service of the state" means to be –

(a) a member of –

- (i) any municipal council;
- (ii) any provincial legislature; or
- (iii) the national Assembly or the national Council of provinces;

(b) a member of the board of directors of any municipal entity;

(c) an official of any municipality or municipal entity;

(d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);

(e) a member of the accounting authority of any national or provincial public entity; or

(f) an employee of Parliament or a provincial legislature.

² Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.

3.9 Have you been in the service of the state for the past twelve months? **YES / NO**

3.9.1 If yes, furnish particulars.....

.....

3.10 Do you have any relationship (family, friend, other) with persons

in the service of the state and who may be involved with

the evaluation and or adjudication of this bid? **YES / NO**

8

3.10.1 If yes, furnish particulars.....
.....

3.11 Are you, aware of any relationship (family, friend, other) between
any other bidder and any persons in the service of the state who
may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.11.1 If yes, furnish particulars
.....
.....

3.12 Are any of the company’s directors, trustees, managers,
principle shareholders or stakeholders in service of the state? **YES / NO**

3.12.1 If yes, furnish particulars.
.....
.....

3.13 Are any spouse, child or parent of the company’s directors
trustees, managers, principle shareholders or stakeholders
in service of the state? **YES / NO**

3.13.1 If yes, furnish particulars.
.....
.....

3.14 Do you or any of the directors, trustees, managers,
principle shareholders, or stakeholders of this company
have any interest in any other related companies or
business whether or not they are bidding for this contract.
YES / NO

3.14.1 If yes, furnish particulars:
.....
.....

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

Full Name	Identity Number	State Employee Number

.....

Signature

.....

Date

.....

Capacity

.....

Name of Bidder

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

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

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

1. GENERAL CONDITIONS

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

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

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

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

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

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

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

PRICE	80
SPECIFIC GOALS 1 : 51% OR MORE WOMEN OWNED	10
SPECIFIC GOALS 2: LOCALITY (WITHIN COJ)	10
Total points for Price and SPECIFIC GOALS	100

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

2. DEFINITIONS

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

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

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80/20

or

90/10

$$Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right) \text{ or } Ps = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

80/20

or

90/10

$$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right) \text{ or } Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

- Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

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

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

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

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

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

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Price	N/A	80	N/A	
SPECIFIC GOALS 1 : 51% OR MORE WOMEN OWNED	N/A	10	N/A	
SPECIFIC GOALS 2: LOCALITY (WITHIN COJ)	N/A	10	N/A	

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

☐ Partnership/Joint Venture / Consortium

☐ One-person business/sole propriety

☐ Close corporation

☐ Public Company

☐ Personal Liability Company

☐ (Pty) Limited

☐ Non-Profit Company

☐ State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –

(a) disqualify the person from the tendering process;

(b) recover costs, losses or damages it has incurred or suffered as a result

of that person's conduct;

- (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

..... SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:	
DATE:	
ADDRESS:	
	
	

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

Item	Question	Yes	No
4.1	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? (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). The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.	Yes ☐	No ☐
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.	Yes ☐	No ☐

4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐
4.3.1	If so, furnish particulars:		
Item	Question	Yes	No
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	Yes ☐	No ☐
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes ☐	No ☐

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4.7.1	If so, furnish particulars:
-------	-----------------------------

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CERTIFICATION

I, THE UNDERSIGNED (FULL NAME)

CERTIFY THAT THE INFORMATION FURNISHED ON THIS
DECLARATION FORM 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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

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

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by:

(Name of Municipality / Municipal Entity)

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

I certify, on behalf of: _____ that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;

5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:

- (a) has been requested to submit a bid in response to this bid invitation;
- (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
- (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder

6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;
 - (b) geographical area where product or service will be rendered (market allocation)
 - (c) methods, factors or formulas used to calculate prices;
 - (d) the intention or decision to submit or not to submit, a bid;
 - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
 - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

³ Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

MBD 9

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

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder