



REQUEST FOR QUOTATION (RFQ)

DESCRIPTION PROVISION OF ORGANISATIONAL DESIGN AND RESTRUCTURING SERVICES RFQ NO: LTAQ013-23/24

Kindly furnish us with a written quotation as detailed in the enclosed schedule.

The quotation must be submitted on the letterhead of your business and submitted into the quotation box not later than **03 NOVEMBER 2023 @ 12H00 AT THE LTA'S QUOTATION BOX, AT ERF 92/688, PORTION 2, N1 MAIN ROAD, SOUTHERN GATEWAY EXT 4, POLOKWANE.**

EMAILED SUBMISSIONS WILL NOT BE ACCEPTED.

- NO PAYMENT IS REQUIRED FOR THIS BID. BEWARE OF SCAMS.**

The following conditions will apply:

- 1) Price(s) quoted must be valid for at least eighty (80) days from date of your offer.
- 2) Price(s) quoted must be firm and inclusive of VAT.
- 3) A firm delivery period must be indicated.
- 4) These quotations will be evaluated in terms Administrative Compliance, Functionality, and
- 5) Price and PPR 2022 Preference Point System.
- 6) Please complete and sign all the SBD forms. Failure to do so will invalidate your quotation.
- 7) A full CSD report may be attached, however Limpopo Tourism Agency will still verify the information directly from CSD.

ISSUED BY: THE CHIEF EXECUTIVE OFFICER LIMPOPO TOURISM AGENCY P.O. BOX 2814 POLOKWANE 0700 Tel: (015) 293 3600 Fax: (015) 293 3651	CONTACT PERSON (SPECIFICATION) MR SELLO MALEKA Contact No.: 071 370 0444 E-mail: malekas@golimpopo.com	CONTACT PERSON (BIDDING PROCESS) MS. SEWELA NYAKA Contact No.: 066 039 0295 E-mail: sewelan@golimpopo.com
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Name of Bidder: _____

BID AMOUNT: R _____



PROVISION OF ORGANISATIONAL DESIGN AND RESTRUCTURING SERVICES

TERMS OF REFERENCE/SPECIFICATIONS

1. INTRODUCTION

Limpopo Tourism Agency is a schedule 3c entity mandated in terms of Limpopo Tourism Act of 2009, as amended, to amongst other things to promote and offer a sustainable and diverse tourism experience through strategic marketing (destination marketing) and support and facilitate tourism development programmes, collaborations with stakeholders and sectors transformation.

2. BACKGROUND TO THE BID

The Limpopo Tourism Agency recognises that there is an opportunity to improve its organisational structure and to increase organisational efficiency and effectiveness, ensuring the best use of staff and entity's resources. The entity is currently experiencing budget constraints which requires that internal resources be looked in terms of ensuring that it achieves its mandate without additional headcount to the current structure.

The LTA is committed to building a more focused, responsive, and resource-conscious and results oriented organisation. An organisational review will be helpful in this process.

The organisational review will be based on the following principles:

- The LTA will make final decisions on any changes to the current organisational structure processes.
- The current level of service will not be compromised and should improve.
- The administrative organisation should foster the efficient and effective delivery of services.
- The project should focus on current internal human resources to improve the service delivery.
- **The successful bidder will be expected to finish the project within three (03) MONTHS PERIOD after signing the Service Level Agreement.**

3. PURPOSE OF THE TERMS REFERENCE (TOR)

The purpose of this bid is to appoint a suitable and experienced service provider with requisite capacity and expertise for the review of the existing organisational structure, benchmarking, establishment and outline the benefits and challenges relating to the division of labour, span of control, chain of command, authority and responsibility, delegation and accountability, skills and competencies, remunerations and benefit strategies, grading of jobs using acceptable methodologies, and incorporate change management programme aimed at ensuing that employees adapt to the changes.

The service provider should have knowledge and dynamics in Organisational Development and Design to review the phase-in of Human Resources components for future re-engineering of the organisation.

In addition, the service provider should review the current LTA status and make recommendations for its organisational level or status as a result of its legislative mandate.

4. PROJECT OBJECTIVES

- a) Organizational Structure review and alignment considering the mandate and strategy of the LTA. The structure to be fully costed and be futuristic.
- b) The service provider is expected to review internal resources in terms of ensuring that it achieves its mandate without increasing headcount to the current structure.

5. CAPACITY AND EXPERIENCE

a) Capacity

The bidder is required to provide a company profile on its size, staff complement, infrastructure, location etc.

b) Company Experience

- i. Bidders are required to provide proof that they have performed similar services. Letters of reference from at least three contactable referees must also be submitted.
- ii. Failure to submit at least three letters of reference for similar services will lead to a 0 scoring for references.

c) Individual Experience

Bidders are required to submit abridged CV's of key personnel that demonstrates prior experience and qualifications.

6. SCOPE OF SERVICES

The LTA will require the successful bidder to review the organisational structure, benchmarking and establishment in a cost-effective manner as follows:

- To assess the current organisational structure considering both the LTA's goals and service requirements as well as sound organisational principles.
- To identify options and make recommendations designed to improve the efficiency and effectiveness of the organisational structure.
- To benchmark the structure and remuneration packages against comparable organisations to identify best practises and to make recommendations as to whether best practises can and should be integrated into the LTA structure.
- To review and identify whether staffing levels are appropriate to meet workloads in each division.
- Conduct a detailed skills audit.
- Develop job descriptions and competency profiles for all jobs and the evaluation of all the jobs using a recognised grading system.
- Recommend Matching and placement of the impacted employees.
- Implement a change management programme.

7. PROJECT DELIVERABLES

- Consultation with all relevant stakeholders.
- Review positions, skills and competencies in all divisions.
- Identify the effectiveness of the current organisational structure and make recommendations on changes that might be required.
- Review and identify whether current staffing levels are appropriate to carry the workload in each division.
- Present status quo report to management and the Board.
- Job descriptions and competency profiles developed for all jobs and all the jobs evaluated using a recognised grading system.
- Develop an implementation plan for the recommended organisational structural changes.

- Review the current remuneration strategy and placement policy.
- Develop and recommend remuneration packages for all positions.
- Compare the proposed grading /remuneration packages with the salary and benefits of the Government.
- Recommend Matching and placement of impacted employees.
- Implement a successful change management programme to ensure employees adapt to their new roles.
- Present the Closing report to the LTA Management and the Board in digital and hard copy format.

8. DURATION & SERVICE LEVEL AGREEMENT

The successful bidder will be expected to complete the project within three (03) months from the date of appointment. The service provider will sign a service level agreement (SLA) with Limpopo Tourism Agency.



“FORM B”

EVALUATION CRITERIA

CRITERIA - MANDATORY REQUIREMENTS

i. MINIMUM REQUIREMENTS

Bidders must comply with all the minimum requirements as listed below. Failure to comply with or submit any of the supporting documentation listed below will result in your bid being disqualified.

ITEM DESCRIPTION		Please indicate with an “X” to offer complies with the requirements		
		YES	NO	Comment
a)	Must be registered on Central Supplier Database (CSD)			
b)	Bidder must complete and sign the bid forms in full.			

ii. EVALUATION METHODOLOGY

In accordance with the Preferential Procurement Regulations, 2022, the bid evaluation process shall be carried out in two Phases namely:

- Phase 1: Administrative Compliance
- Phase 2: Evaluation on Functionality
- Phase 3: Evaluation in terms of Price and Preference Point Systems in accordance with the Preferential Procurement Regulations 2022.

PHASE 1: ADMINISTRATIVE COMPLIANCE (Submission of compulsory documents .

The first phase of evaluation is checking and verification of all mandatory documents to be submitted by the bidders and compliance to specification.

If any of the following Bid Forms are not completed and signed or handed in with your proposal on closing date and time, your proposal will be immediately disqualified.

- **SBD 3.1** (Pricing Schedule) Make sure it is completed.
- **SBD 4** (Bidder’s Disclosure) Make sure it is signed.
- **SBD 6.1** (Preference claim form) Make sure it is completed and signed;
- Certified copies or original documents will be accepted.

- Bidders that do not comply with the bid requirements may be regarded as non-responsive and may be disqualified.

PLEASE NOTE:

- a) the bidder or any of its directors/shareholders is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector;
- b) the bidder has not:
 - i) abused the Supply Chain Management System; or
 - ii) failed to perform on any previous contract and has been given a written notice to this effect;
- c) All corrections and scratching are initialled;
- d) Completion of the bid document using pencil not allowed, **BID DOCUMENT TO BE COMPLETED IN BLACK INK;**
- e) Scratching are done by putting a straight line through the corrected items;
- f) **THE USE OF CORRECTION FLUID WILL AUTOMATICALLY INVALIDATE YOUR BID;**
- g) Alterations to the bid document or **submission of a copy of the original bid document will invalidate the bid;**

PHASE 2 : FUNCTIONALITY

The assessment on functionality will be done in terms of the evaluation criteria and minimum threshold as specified. The minimum qualifying score for functionality is **60%** as set out below.

Bidders who fail to achieve the minimum qualifying score on functionality will be disqualified for further evaluation of price and specific goals.

Functionality assessment should be allocated as follows:

FUNCTIONALITY CRITERIA			
COMPONENTS		Points Awarded	
A	FINANCIAL ABILITY		10
	Submission of letter from the Bank (we reserve the right to verify)		
	Bank rating A	10	
	Bank rating B	08	
	Bank rating C	06	
	Bank rating D	04	
	Banking rating E downwards	0	
B	COMPANY'S EXPERIENCE (Detailed company's profile must be submitted)		30
	Bidder's proven competency in rendering the similar service, extensive knowledge of organisational design and restructuring.		
	• 8+ years	15	
	• 6-7 years	10	
	• 4-5 years	08	
	• 3-4 years	06	
	• 0-2 years	04	
	REFERENCES		
	Signed reference letters on valid letterheads that prove experience in the organisational design and restructuring.		
	LTA reserves the right to verify the reference letters.		
	• More than three client's reference letters.	15	
	• Three client's reference letters.	10	
	• Less than three client's reference letters.	05	
C	PREVIOUS PROJECTS EXECUTED		20
	• R500 000 Or more	20	
	• Less than R500 000	15	
	• Below R100 000	10	
	• Below R50 000	05	
	• Below R10 000	04	
	Attach evidence/ letters of appointment/ purchase Orders.		
D	EXPERIENCE OF KEY PERSONNEL (attach CV's of personnel)		10
	• 5+ years	10	
	• 4-3 years	07	
	• 2-1 year	05	
	• 0 years	0	
E	PROPOSAL AND METHODOLOGY		30
	Proposal & methodology contains the following in detail:		
	• Stakeholder engagement and communication plan	05	
	• Methodology of developing organisational Structures and analysis of the status quo.	05	
	• Methodology for conducting skills audit, development of job descriptions, grading of positions and placement.	10	
	• Methodology for developing the remuneration		

	strategy and packages.	05	
	• Methodology for development and implementation Of change management programme.	05	

The minimum qualifying score for functionality is **60%**.

PHASE 3 : EVALUATION IN TERMS OF PRICE AND PREFERENCE POINT SYSTEMS

Only bids that achieve the minimum qualifying score/percentage for functionality will be evaluated further in accordance with the 80/20 preference point system prescribe in Preferential Procurement Regulations, 2022.

The PPPFA prescribes that the lowest acceptable bid will score 80 points for price. Bidders that quoted higher prices will score lower points for price on a pro-rata basis.

When calculating prices:

- Unconditional discounts will be taken into account for evaluation purposes; and
- Conditional discounts will not be taken into account for evaluation purposes but would be implemented when payment is affected.

The formulae to be utilized in calculating points scored for price is as follows:

80/20 preference point system formula will be used to calculate the points for price of quotations/tenders with the rand value equal to or below R50 million

$$Ps = 80 - 1 \cdot \left(\frac{Pt - Pmin}{Pmin} \right)$$

Where:

Ps = Points scored for price of bid under consideration

Pt = Rand value of tender consideration

Pmin = Rand value of lowest acceptable tender

A maximum of **20 points** will be awarded in accordance with the table below, for quotations from R0 to R50 000 000:

NO	DESIGNATED GROUP	SPECIFIC GOALS (20 POINTS)
1	Black People	4
2	Youth	4
3	Women	4
4	Persons with Disability	4
5	Locality	2
6	Enterprises located in rural areas	2

- a. The points scored by a tenderer in respect of the specific goals above must be added to the points scored for price.
- b. A specific goal will be allocated according to the percentage of ownership in the company (e.g., if black people own 50% of the company, the points for the specific goal will be 2, i.e. $50/100 \times 4 = 2$).
- c. Only the tender with the highest number of points scored may selected.
- d. CSD report will be used to as a means of verification of the specific goals. A letter from the doctor is required to claim points for persons with disability.

Limpopo Tourism Agency reserves the right not to award the bid.



SBD 3.1

PRICING SCHEDULE – FIRM PRICES (PURCHASES)

PRICING SCHEDULE

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

I/We

_____ (Full name of bidder) the undersigned in my capacity as _____ Of the firm _____ CSD NO. _____, hereby offer to Limpopo Tourism Agency to render the services as described, in accordance with the specifications and conditions of contract to the entire satisfaction of the Limpopo Tourism Agency and subject to the conditions of tender, for the amounts indicated hereunder:

SERVICE DESCRIPTION	R
PHASE 1 - Stakeholder Engagement and Communication Plan. - Analysis and Benchmarking of the current organisational structure, functions, skills, competencies (Status Quo) - Status Quo Assessment Report.	R_____
PHASE 2 - Development of the organisational structure and functions - Development of Job Descriptions, Skills Audit report and Grading of Positions. - Development of the Remuneration Strategy and Packages, and recommended Placement Policy changes. - Alignment of Salary Packages and Grades with the Government Grading System.	R_____
PHASE 3 - Recommendation of Placement of Staff and Change Management Programme. - Project Closure Report.	R_____
SUB-TOTAL	R_____
15% VAT	R_____
GRAND-TOTAL	R_____



BIDDER'S DISCLOSURE

SBD 4 FORM

1. PURPOSE OF THE FORM

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

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

2. Bidder's declaration

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise,

employed by the state?

YES/NO

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

Full Name	Identity Number	Name of State institution

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

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:

.....

.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

YES/NO

2.3.1 If so, furnish particulars:

.....

.....

3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

3.1 I have read and I understand the contents of this disclosure;

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

3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.

3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications,

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

.....

Signature

.....

Date

.....

Position

.....

Name of bidder



SBD 6.1

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

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

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

1. GENERAL CONDITIONS

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

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

1.2 To be completed by the organ of state

a) The applicable preference point system for this tender is the **80/20** preference point system.

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

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

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

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

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

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

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

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

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{min} = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

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

Where

P_s = Points scored for price of tender under consideration

P_t = 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)
Black People		4		
Youth		4		
Women		4		
Persons with Disability		4		
Locality		2		
Enterprises located in rural areas		2		

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:

.....