

Reference: X.004-117-2023/1RF.

Fax Number: +27 (0) 33 392 8133

Date: 29 November 2023

Direct Line: +27 (0) 33 386 3365

Email: procurementER2@nra.co.za

Website: www.nra.co.za

SANRAL



BUILDING SOUTH AFRICA
THROUGH BETTER ROADS

Dear Tenderers

CONTRACT NUMBER: X.004-117-2023/1RF

ADDENDUM NO. 1

This Addendum is issued in terms of Clause C.3.2 of the Tender Data and must be read in conjunction with and shall be deemed to form part of the Tender Document.

Kindly acknowledge receipt of this addendum by completing the ACKNOWLEDGEMENT OF ADDENDUM below. Failure to acknowledge this addendum may invalidate the Tender.

Yours sincerely,

PG 3 Chairperson

CONTRACT NUMBER: X.004-117-2023/1RF : Consulting Engineering Services for the provision and management of Wellness services for the Routine Road Maintenance in KwaZulu Natal and Free State Province

Eastern Region 58 Van Eck Place, Mkondeni, Pietermaritzburg, 3201 | P O Box 100410, Scottsville, Pietermaritzburg, South Africa, 3209 | Tel +27 (0) 33 3928100
Fax: +27 (0) 33 3863365 / 3866284 Email info@sanral.co.za | Visit us at www.sanral.co.za

Directors: Mr T Mhambi (Chairperson), Mr R Demana (CEO), Ms R Buthelezi, Mr R Haswell, Mr C Hlabisa, Mr E Makhubela, Mr T Matosa, Ms N Noxaka | Company Secretary: Adv. S. Linda

THIS ADDENDUM CONTAINS THE FOLLOWING:

- **PART A: AMENDMENTS TO THE TENDER DOCUMENT**
- **PART B: QUESTIONS & ANSWERS FORM THE PREVIOUS DOCUMENT**

PART A: AMENDMENTS TO THE TENDER DOCUMENT

1. AMENDMENTS TO VOLUME 3 PROJECT DOCUMENT

(PLEASE NOTE RED IS TO INDICATE THE CHANGES)

AMEND T1.1 AS FOLLOWS:

CONTRACT SANRAL X.004-117-2023/1RF

FOR THE PROVISION AND MANAGEMENT OF WELLNESS SERVICES FOR ROUTINE ROAD MAINTENANCE PROJECTS IN FREE STATE AND KWAZULU NATAL PROVINCE

T1.1 TENDER NOTICE AND INVITATION TO TENDER (Incorporating SBD1)

CLOSING DATE (AT 11:00): THURSDAY, 14 DECEMBER 2023

The South African National Roads Agency SOC Limited (SANRAL) invites proposals from experienced Service Provider/s to enter into an Agreement for the provision of Wellness Programme on National Roads in the Free State and KwaZulu Natal. The Agreement will be for a period of 3 (three) year from the date of appointment.

Delete the following:

Only Service Providers who are registered on the National Treasury Central Supplier Database at the tender closing date and meet the minimum requirements for the key persons, are eligible to tender.

Replace with the following:

Only tenderers who meet the minimum requirements for Key Persons and are registered on the National Treasury Central Supplier Database as stated in the Tender Data, Clause 4.1.1 are eligible to tender.

TENDER DOCUMENTS

Tender documents are available from **Wednesday, 29 November 2023** at no cost in electronic format, downloadable from the SANRAL's website by following the link https://www.nra.co.za/sanral-tenders/status?region_id=national . Tenderers must have access to Microsoft © Office 2013 and Acrobat Adobe © 9.0 or similar compatible software.

Delete the following:

Tenderers must submit, via email, the duly completed Form A1.1 Certificate of Intention to Submit a Tender prior to **Tuesday, 13 June 2023**. Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive.

Replace with the following:

Tenderers must submit, via email, the duly completed Form A1.1 Certificate of Intention to Submit a Tender prior to 04 December 2023. Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive, if "any material amendment/s" contained in the addenda or additional information is not included in the tender offer/submission.

TENDERER'S MEETING

Non-Compulsory clarification meeting (virtual) on the 05 December 2023 at 10:00-15:00

[Click here to join the meeting.](#)

COMPLETION AND DELIVERY OF TENDERS

Delete the following:

The closing time and date for receipt of tenders is 11:00 on 14 July 2023.

Replace with the following:

The closing time for receipt of tenders is 11:00 on 14 December 2023.

Telegraphic, telephonic, telex, e-mail, facsimile and late tenders will not be accepted.

Tenders may only be submitted in the format as stated in the Tender Data.

Requirements for completing, sealing, addressing, delivery, opening and assessment of tenders are stated in the Tender Data.

Queries relating to issues arising from these documents may be addressed to:

e-mail: ProcurementER2@sanral.co.za

The following amendments and additions to the Project Document shall apply:

PAGE	CLAUSE / ITEM	AMENDMENT / ADDITION
PART T1: TENDERING PROCEDURES		
Book1	Tender Notice	COMPLETION AND DELIVERY OF TENDERS Amend the closing time for receipt of tenders to "11h00 on 14 December 2023".
Book 1	3.5	The tender process may be cancelled if: Delete and replace with the following The tender process may be cancelled if: a. Due to changed circumstances, there is no longer a need for the goods or services specified in the invitation; b. Funds are no longer available to cover the total envisaged expenditure; c. No acceptable tender is received; or d. There is a material irregularity in the tender process The period of 6 (six) months is not applicable.
Book 1	4.8	Seek clarification Delete the following: Request clarifications at least 12 (twelve) working days before the closing date. Replace with the following: Request clarifications at least 7 (seven) working days before the closing date.
Book 1	4.16.1	The tender offer validity period is 180 days. Add the following: Should the tenderer not accept the validity extension or if the tenderer does not withdraw a condition attached to a conditioned acceptance, this shall result in a non-responsive tender or the tenderer is considered to have made an election to exclude itself from the tender process.
Book 1	5.1	Delete and replace with the following: The Employer shall respond to clarifications received up to 12 (twelve) (Note to compiler: replace 12 (twelve) with 7 (seven) for shortened tender advertisement period) working days before tender closing date. The Employer shall respond to any clarifications from the tenderers emanating from the addenda until 3 (three) working days before tender closing date.
Book 1	5.2	Delete and replace with the following: The employer shall issue addenda until 10 (ten) working days before tender closing date.
Book 1	5.8	Add the following: A Substantially responsive tender is a tender in which all of the material information and documentation submitted at close of tender contains non-material and non-conformities to the bid specifications but are not related to price. The correction of any such documentation or information, or the condonement for the non-inclusion of any such document or information may not be prejudicial towards the offer and claimed preference of any responsive tender or be construed to be giving an unfair advantage to any tender.
Book 1	5.9	Delete the following: "and subject the tenderer to the sanction under 4.16.2".
Book 1	5.11.1	Delete clause in its entirety.

Book 1	5.11.4	Add the following: The procedure for the evaluation of responsive tenders is Method 3. i. Scoring financial offers and preference a) score each tender in respect of the financial offer made and the preference claimed in accordance with the provisions of 5.11.7 and 5.11.8 respectively. b) calculate the total number of tender evaluation points (TEV) in accordance with the following formula: TEV = NFO + NP NFO / Ps = Number of evaluation points for financial offers (5.11.7) NP = Number of evaluation points for preference (5.11.8)

Book 1

5.11.8

Delete and replace with:

Evaluating price and preference

i. 80/20 preference point system for acquisition of goods and services for Rand value equal to or above R2 000 and up to R50 million

The following formula will be used to calculate the points out of 80 for price:

$$Ps = 80(1 - (Pt - Pm) / Pm)$$

Where:
Ps is the points scored for price of tender under consideration.
Pt is the price of the tender under consideration; and
Pm is the price of the lowest acceptable tender.

ii. 90/10 preference point system for acquisition of goods and services for Rand value above R50 million

The following formula will be used to calculate the points out of 90 for price:

$$Ps = 90(1 - (Pt - Pm) / Pm)$$

Where:
Ps is the points scored for price of tender under consideration.
Pt is the price of the tender under consideration; and
Pm is the price of the lowest acceptable tender.

In the event that the calculated value is negative, the allocated score shall be 0 (zero).

Scoring preference (Specific Goals):

Points for specific goals will be awarded according to the table below:

Specific goals	Criteria	10 points		20 points	
		Point allocation	Maximum points	Point allocation	Maximum points
B-BBEE Level	Level 1	10.00	10.00	20.00	20.00
	Level 2	9.00		18.00	
	Level 3	6.00		14.00	
	Level 4	5.00		12.00	
	Level 5	4.00		8.00	
	Level 6	3.00		6.00	
	Level 7	2.00		4.00	
	Level 8	1.00		2.00	
	Non-compliant contributor	0.00		0.00	

A valid B-BBEE verification certificate **or A valid Sworn Affidavit** must be submitted.

Delete the following:

2. Black ownership

i) The bidder must complete Form C1.3: Black ownership declaration.

ii) *Verification of ownership will be based on share certificate. SANRAL reserves the right to engage with the shareholders.

3. Sub-contracting

i) Tenderers must complete Form C1.4: Sub-contracting declaration.

Book 1	5.13	In the first paragraph replace “C.3.13(g) to (k)” with “C.3.13(g) to (l)” Add the following after k): l) Price negotiations. 1. If the price offered by a tenderer scoring the highest points is not market related, the Organ of state may not award the tender to that tenderer. 2. The Organs of state may – i. Negotiate a market related price with the tenderer scoring the highest points or cancel the tender; ii. If the tenderer does not agree to a market related price, negotiate a market related price with the tenderer scoring the second highest points or cancel the tender; iii. If the tenderer scoring the second highest points does not agree to a market related price, negotiate a market related price with the tenderer scoring the third highest points or cancel the tender; 3. If a market related price is not agreed as envisaged in paragraph 2(iii), the organ of state must cancel the tender.						
PART T2.1: RETURNABLE SCHEDULES								
Book 1	Form A14 Form A15	Delete the following new forms to the List of Returnable Schedules: <table border="1"> <tr> <td>A14</td><td>PDF</td><td>BLACK OWNERSHIP DECLARATION</td></tr> <tr> <td>A15</td><td>PDF</td><td>SUB-CONTRACTING DECLARATION</td></tr> </table>	A14	PDF	BLACK OWNERSHIP DECLARATION	A15	PDF	SUB-CONTRACTING DECLARATION
A14	PDF	BLACK OWNERSHIP DECLARATION						
A15	PDF	SUB-CONTRACTING DECLARATION						
PART T2.2: RETURNABLE SCHEDULES								
Book 1	Form A1.1	Replace with Appendix A format						
Book 1	Form A10	Add the following						
Book 1	Form A3.3	Replace with Appendix B format						
Book 1	Form D1	Replace PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022 (SBD 6.1) With Appendix C format						
Book 1	Part C1.2.1 : Conditions of Contract Clause 8.4.1	Add the following after sub-paragraph (8.4.1) e. In the event that its director/s of the Service Provider are found guilty by a Court of Law on the counts of fraud charges against them, SANRAL reserves the right to terminate the contract and to assert all legal recourse available to it.						

PART B: QUESTIONS & ANSWERS

SECTION B: QUESTIONS AND ANSWERS

1	Q	Please can you confirm the total staff head count for this tender.
	A	The Wellness Champions are appointed based on the Routine Road Maintenance (RRM) contracts. Currently, there are 13 RRM contracts (refer to C3.1.3) meaning 13 employees will need to be serviced.
2	Q	Under the Key Personnel you require the project leader to either be registered with PMSA/SACPCMP? Would you consider re-evaluating this as that would be a construction personnel . Most wellness companies don't employ such
	A	The Project Leader will be managing Wellness Champions that are operating in a Construction industry as such it is necessary that the Key Person is registered with SACPCMP or atleast PMSA
3	Q	Under the accredited training, does this require that the bidder needs to have a SETA certificate ? Reference page C57, pointer 8.
	A	No. It is not a requirement that the bidder have a SETA certificate, however the training procured and offered to the Wellness Champion must be SETA accredited.
4	Q	When submitting must we submit in terms of the quantity below stated in the scope of works? 1 x Wellness Coordinator 3 x Registered Nurses 3 x Lay Counsellors
	A	As per clause C3.2.4(d) the supervisory team will consist of at least the following:1 x Wellness Coordinator, 3 x Registered Nurses and 3 x Lay Counsellors.
5	Q	Project Leader- What would relevant experience be for a project leader? Doing health and safety work or SHE Rep Functions or what?
	A	The relevant experience relates to project management as well as management of construction works.
6	Q	Does a Professional Construction Manager with SACPCMP Qualify to be a Project Leader? (With nqf 7 and more than seven years experience)
	A	As per C3.1.7 Personnel Requirements. The project leader must be a Registered Professional with Project Management South Africa (PMSA) or South African Council for Project & Construction Management Professions (SACPCMP) NQF Level 7 with 7 or more years of relevant experience.
7	Q	If a Professional Construction Manager with SACPCMP has 6 years after registration with SACPCMP but 10 years or more of related work experience, do they qualify? Meaning is it 7 years post registering with SACOCMP or 7 years of working after graduating?
	A	7 years post registering with PMSA or SACPCMP
8	Q	Does a Project manager that is an Associate Member with PMSA, with NQF level 7 and 7 years relevant experience qualify? Although they got their PMSA Associate member certificate in 2023?
	A	The 7 years is measured post registering with PMSA or SACPCMP
9	Q	Facilitator/Educator- If they have NQF level 7 degree and any saqa accredited training certificate as an assessor, do they qualify?
	A	The minimum relevant experience is 5 years as a training Facilitator. Therefore, the relevant experience will be measured against when the SAQA accredited training certificate as a Facilitator was obtained.
10	Q	Clause 5.11.8 in tender data: percentage subcontracting to targeted enterprises Is this clause applicable to this contract considering it is a non-construction project and all services are provided by the service provider themselves
	A	Refer to part A of the addendum.

		Subcontracting is not limited to construction projects only.
11	Q	Please advise if we need to attach the subcontract agreement at this stage or will it only be required after contract award.
	A	Refer to part A of the addendum.

The South African National Roads Agency SOC Limited
P.O. Box 415
Pretoria
0001

CONTRACT NUMBER:

ACKNOWLEDGEMENT OF ADDENDUM NO. 01

I _____

Representing Messrs _____

Hereby acknowledge that I have received the above Addendum and that I am conversant with the contents thereof.

SIGNATURE: _____

DATE: _____

This Addendum is to be read in conjunction with and shall be deemed to form part of the Contract Documents.

You must therefore acknowledge receipt of this addendum by emailing this form to the South African National Roads Agency SOC Limited at ProcurementER2@nra.co.za and the original must be attached to the Returnable Schedules.

Failure to acknowledge receipt of this addendum may invalidate the Tender.

Appendix A

CONTRACT SANRAL X.004-117-2023/1RF

Notes to Tenderer:

1. The duly completed certificate of intention to submit a tender must be submitted by whoever intends to tender for this particular tender prior to 04 December 2023. Failure to submit the certificate of intention to tender within the required period may render the tenderer non-responsive and SANRAL does not accept responsibility for any communication not received by the tenderer timeously.
2. Failure to submit this certificate would result in the tenderer not receiving addenda or additional issued information and may result in the tenderer being non-responsive if “any material amendment/s” contained in the addenda or additional information is not included in the tender offer/submission.
3. Late notification of intention to tender by a prospective tenderer will not necessarily result in the tender closing date being extended.
4. Should you intend to submit a tender for this particular tender please sign the certificate, scan and email the completed document to the email address indicated in T1.1 of this tender document.
5. The Employer shall send all correspondences, including Addenda, only to the Tenderer’s email address as provided herein; in addition, the Employer shall upload all correspondences on SANRAL website and National Treasury eTender Portal.

This is to certify that I,

.....

representative of (insert name of tenderer)

of (address)

.....

.....

telephone number

fax number

e-mail

intends to submit a tender in response to the tender notice and invitation for tender this contract.

TENDERER'S REPRESENTATIVE

Date

(Signature)

Appendix B

Notes to tenderer:

1. This declaration:
 - (a) must form part of all tenders submitted.
 - (b) in the case of a joint venture (JV), must be completed and submitted by each member of the JV
2. This form serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse and/or misused the State's procurement of the supply chain management system.
3. The tender of any tenderer may be disregarded if that tenderer or any of its directors have –
 - (a) abused and/or misused the State's procurement and/or supply chain management system;
 - (b) committed fraud, corruption or any other improper conduct in relation to such State system and/or;
 - (c) has been charged with fraud, corruption or any other improper conduct whether of a criminal or civil nature during the course and scope of rendering services to the state or any other party and/or entity; or
 - (d) failed to perform on any previous contract [with the State].
4. In order to give effect to the above, the following questionnaire must be completed and submitted with this tender.

4.1	Is the tenderer 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 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 Yes, furnish particulars:		
4.2	Is the tenderer or any of its directors listed on the Register for Tender Defaulters in terms of Section 29 of the Prevention and Combatting of Corrupt Activities Act (No. 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury website ((www.treasury.gov.za)) by clicking on its link at the bottom of the home page.	Yes ☐	No ☐
4.2.1	If Yes, furnish particulars:		
4.3	Was the tenderer or any of its directors convicted by a court of law (including a court outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐
4.3.1	If Yes, furnish particulars:		
4.4	Was any contract between the tenderer and any organ of State terminated during the past five years on account of failure to perform on or comply with the contract?	Yes ☐	No ☐

CERTIFICATION

I, the undersigned,

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:

Name:

Position:

Date:

Name of tenderer:

Appendix C

PART A
INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	X.004-117-2023/1RF	CLOSING DATE:	14 December 20213	CLOSING TIME:	11h:00
DESCRIPTION	FOR THE PROVISION AND MANAGEMENT OF WELLNESS SERVICES FOR ROUTINE ROAD MAINTENANCE PROJECTS IN FREE STATE AND KWAZULU NATAL PROVINCE				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
58 Van Eck Place Mkondeni Pietermaritzburg 3201					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Procurement Office		CONTACT PERSON	Procurement Office	
TELEPHONE NUMBER	N/A		TELEPHONE NUMBER	N/A	
FACSIMILE NUMBER	N/A		FACSIMILE NUMBER	NO CHANGE REQUIRED	
E-MAIL ADDRESS	ProcurementER2@sanral.co.za		E-MAIL ADDRESS	ProcurementER2@sanral.co.za	
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					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
1.1.1.1 ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]		1.1.1.2 ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?	☐ Yes ☐ No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]	
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?			☐ YES ☐ NO		
DOES THE ENTITY HAVE A BRANCH IN THE RSA?			☐ YES ☐ NO		
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?			☐ YES		
☐ NO					
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?			☐ YES ☐ NO		
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?			☐ YES ☐ NO		
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.

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT
REGULATIONS 2022 (SBD 6.1)**

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) 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:

	POINTS
PRICE	
SPECIFIC GOALS	
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:

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

Where

Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmin = Price of lowest acceptable tender

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.

The specific goals allocated points in terms of this tender	Criteria	Number of points allocated (90/10 system)	Number of points allocated (80/20 system)	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)
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B-BBEE level scorecard of the tendering entity.	B-BBEE Level 1	10.00	20.00		
	B-BBEE Level 2	9.00	18.00		
	B-BBEE Level 3	6.00	14.00		
	B-BBEE Level 4	5.00	12.00		
	B-BBEE Level 5	4.00	8.00		
	B-BBEE Level 6	3.00	6.00		
	B-BBEE Level 7	2.00	4.00		
	B-BBEE Level 8	1.00	2.00		
	Non-compliant contributor	0.00	0.00		

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

5. DECLARATION WITH REGARD TO COMPANY/FIRM

5.1. Name of company/firm.....

5.2. Company registration number:

5.3. 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]

5.4. 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:	
	
	
	