



REQUEST FOR QUOTATIONS (RFQ)-Preference Points System

You are hereby invited to submit Quotation for the requirements of SAFCOL SOC LTD		
RFQ number:	RFQ 003-04-2021	
RFQ Issue Date	25 MAY 2021	
Closing date and Time	02 JUNE 2021 AT 12:00 PM	
COMPULSORY/ NON COMPULSORY BRIEFING SESSION	N/A	
Briefing Session Date and Time: (IF APPLICABLE)	N/A	
RFQ validity period:	60 days (commencing from the RFQ Closing Date)	
RFQ Description:	APPOINTMENT OF A SERVICE PROVIDER TO ASSIST FULL TIME EQUIVALENT STUDY/ANALYSIS AND COMPETENCY RE-ALIGNMENT PROJECT FOR SAFCOL (ADMINISTRATION AND MANAGEMENT RESOURCES)	
RFQ responses must be emailed to :	OR	Lufuno Mudau
Email		Lufuno.Mudau@safcol.co.za

BIDDER NAME: _____

TOTAL BID PRICE (INCL VAT): _____

CONDITIONS OF THIS RFQ

- Quotations must be submitted in the **company letterhead**.
- Quotations should be mailed or hand delivered to our offices placed in an envelope clearly marked with RFQ Number and submitted to the above-mentioned address
- All service providers must submit their B-BBEE Verification Certificates from Verification Agencies accredited by the South African Accreditation System (SANAS) OR an EME/ QSE sworn affidavit **signed by the EME representative and attested by a Commissioner of Oaths**
- Evaluation criteria: 80/20 Preference Points System as presented in the preferential procurement regulations of 2017; for this purpose SDB 6.1 should be scrutinized; completed and submitted together with other forms and your quotations.
- All copyright and intellectual property herein vests with the SAFCOL.
- Late and incomplete submissions will not be accepted.
- Any bidder who has reasons to believe that the RFQ specification is based on a specific brand must inform SAFCOL before RFQ closing date.

SPECIAL CONDITIONS OF THIS RFQ

- Accepted RFQ's will be communicated by way of an official purchase order. Accordingly no goods; services or works must be prepared or delivered before an official purchase order is received by the respondent.
- All prices quoted must be firm and be inclusive of Value Added Tax(VAT)
- The lowest or any offer will not necessarily be accepted and SAFCOL reserves the right to accept any offer either in writing or in part.
- The offer shall remain bidding and open for acceptance by the SAFCOL during the validity period indicated and calculated from the closing time and date of this RFQ.

REASONS FOR DISQUALIFICATION

Service providers will be disqualified for the following:

1. Non compliance tax status at the time of award, verification of tax compliance status will be verified with SARS/ CSD
2. Failure to complete attached SBD forms
3. Submitted information that is fraudulent; factually untrue or inaccurate for example membership that do not exist; B-BBEE credentials; experience etc.
4. Service providers who made false declarations on the Standard Bidding Documents or misrepresented facts and or;
5. Service providers who are listed on the National Treasury's Database of restricted suppliers and defaulters
6. Failure to quote in line with the specification

I hereby accept the above-mentioned conditions

This RFQ is subject to the general conditions of the RFQ, National Treasury's general conditions of contract (GCC) and, if applicable, any other special conditions of contract (SCC).

NAME OF BIDDER_(COMPANY_NAME)..... SIGNATURE.....

CAPACITY..... DATE.....

TERMS OF REFERENCE/SPECIFICATIONS

FULL TIME EQUIVALENT STUDY/ANALYSIS AND COMPETENCY RE-ALIGNMENT PROJECT FOR SAFCOL (ADMINISTRATION AND MANAGEMENT RESOURCES)

1. Project purpose

To identify and appoint a supplier to provide an independent and objective analysis of SAFCOL full time equivalent (FTE) study and competency re-alignment to optimise performance delivery of the SAFCOL Business Strategy. The objective is to ensure that SAFCOL has the right number of permanently employed skilled people (Production - forestry operations and Management and Administrative employees) in the right roles to achieve desired business results.

2. Executive Summary

SAFCOL has an established Strategic Plan with clear Business Objectives and Performance Targets to support the sustainability of the organisation. Supporting the Strategic Plan is an Organisation Structure giving focus to the Business Objectives and responsibility for achieving desired Performance Targets. To optimise successful implementation of the SAFCOL Strategy, it is essential to ensure that the jobs defined in the Organisational Structure are filled by the most appropriately skilled employees. This project focuses on achieving that objective and also to provide management with reasons as to why the company make use of contractors from time to time.

This Project is further focused on achieving the optimal deployment of Administration and Management employees to support the achievement of Group Business Objectives and to validate if there is an alignment with the company staff compliments, and associated employment cost – focus will be on certain functional areas as defined by management. Human Capital in partnership with the successful independent service provider intends to achieve this by undertaking a comprehensive review of full time equivalent analysis and competencies required by SAFCOL and its business units. Correlate study findings and competencies that existing employees have and ensuring that the right skills are aligned with the right Job Profiles to ensure the achievement of best possible performance results.

The targeted audience for the project is all Production (forestry operations) and Management and Administrative employees (*approx. 1385 employees*).

2.1. Project Overview

To identify and appoint an independent service provider to assist SAFCOL in conducting a detailed Full Time Equivalent study and competency re-alignment to optimise performance delivery of the SAFCOL Business Strategy.

2.2 Objectives

The primary objective of the project is to create a best-fit alignment of the existing skill sets of SAFCOL employees to the skills needed to deliver against desired business results. The competency re-alignment provides the opportunity to optimise skills deployed throughout the Production (forestry operations) and Management and Administrative employees' category of SAFCOL as well as to create a current foundation for performance management criteria, training needs analysis and recruitment & selection of scarce skills if required.

2.3 Outputs & Benefits

Key outputs of the project would be the creation of competency-based, results oriented teams that are focused on specific delivery requirements and whose performance is measured against predetermined performance standards and to remove possible duplication of efforts. In the shorter-term, this will provide SAFCOL with appropriately skilled personnel to execute the Business Plan. In the medium to longer term, it will provide SAFCOL with an appropriate workforce plan that will assist in setting meaningful performance objectives, informed talent and succession planning process, focused training and development planning and human capital sourcing strategies.

2.4 Project Time Frame

The project is projected to run for between three and six months depending on the availability of historic information and complexity of the required re-alignment. This timeframe is in part dictated by the need to follow regulated processes to ensure transparency as well as to minimise disruption to the business.

Assuming approval to proceed is received by end-April 2021 the target date for the launch of the project would be early September 2021. This timeline would allow the project to be finalised at least by February 2022 for implementation to be effected in the 2022/23 financial year.

3. RFQ Criteria

Scope

3.1 Project Description

- A Full Time Equivalent Study; Competency Evaluation and Alignment of SAFCOL Production (forestry operations) and Management and Administrative employees.

Target Audience

- Approximately 1385 Production (forestry operations) and Management and Administrative employees deployed across 2 regions and approximately 19 branches.

3.2 Project Output Requirements

- a. A validation of SAFCOL Competency Framework aligned to the Organisational Structure
- b. A detailed Full Time Equivalent Analysis and Gap Analysis of current SAFCOL Operations organizational capacity.
- c. Recommendations for competency alignment and the number of skilled employees required to support SAFCOL Strategic Business Objectives.
- d. Recommendations of roles SAFCOL can do without
- e. Identify possible duplication of resources and processes
- f. Clear Critical Path approach that is both legislatively compliant and minimally disruptive to the business.
- g. Appropriate utilisation of SAFCOL resources to ensure skills transfer and post-project sustainability where relevant.
- h. Review forestry operation schedules, processes and related information and make recommendations that can assist in maximising efficiency and reduce waste.
- i. Recommend control systems to minimize costs and production issues.
- j. Conduct analysis existing processes and recommended process improvements and technological upgrades.
- k. Provide report on staff requirements.

3.3 Project Proposal to Include Details of the Following:

- a. A detailed description of Methodology and Approach to the Project.
- b. Details of Project Management Protocols.
- c. Details of Project Team Members, Skills, Experience and Accountabilities.
- d. A Critical Path Timeline on Project Deliverables.
- e. SAFCOL support requirements anticipated.

3.4 Supplier Evaluation Criteria

DESCRIPTION OF CRITERIA	METHOD OF EVALUATION	POINTS ALLOCATION
Reference Letters (30) Bidders are required to submit contactable reference letters for work undertaken in the past years which confirms required experience and skills in line with SAFCOL requirements – Full time Equivalent Study and Competency Gap Analysis. Reference letter to be accompanied by a sample report produced.	No or incomplete references and sample report submitted	0
	Two (2) contactable reference and references confirm required service delivery in line with SAFCOL requirements including sample report.	20
	Three (3) contactable reference and references confirm required service delivery in line with SAFCOL requirements including sample report.	30
Project team's qualifications and experience (20) Bidders are required to submit CV's of the consultants who will provide the required support to demonstrate qualifications and experience. Reference should be made in terms of current customer base as well as the size of the companies they have provided FTE and Gap analysis. Bidders to indicate their experience in any of the following fields forestry operations, manufacturing or industrial engineering Required Qualifications in the following fields: Human	No or incomplete CV's submitted	0
	Project team professionals must have the required qualifications and have a minimum of 8 years' experience in FTE, Gap Analysis and competency realignment.	10
	Project team professionals must have the required qualifications and have a minimum of 10 years' experience in FTE, Gap Analysis and competency realignment.	20

Resource, Industrial Engineering and Business Management/ Continuity		
Approach and Methodology, Work Plan and Process (50) Bidders to provide a detailed project plan/approach to cover the proposed scope of work	No or incomplete method/work plan submitted as per the outlined requirements below: Provide a detailed approach, methodology and process to meet SAFCOL's project requirements as outlined below • Demonstrate strategy in terms of FTE, Gap Analysis and Competency alignment • Organisational Design & Strategy Alignment Experience • Transformation & Change Management experience • Organisational Performance Optimisation	0 50
	Total	100

4. Conclusion

The immediate priority in undertaking this Competency Alignment Project is in ensuring that the success of the SAFCOL Business Strategy is adequately and effectively supported by the best possible skills to ensure success. It is a detailed and sensitive project that has a huge positive benefit in helping to build a comprehensive and insightful Human Resource database. Such a database is the foundation stone of a flexible and sustainable workforce plan that will provide critical operational and strategic support to the organisation into the future.

I, the undersigned, for and on behalf of the bidder, hereby confirm that I/we understand the information as stated above and that I/we will comply with all of the above.

.....
Name (print) Signature

.....
Capacity Date

Evaluation Criteria

Quotations will be evaluated in accordance with SAFCOL Supply Chain Management Policy and Preferential Procurement Policy Framework Regulations of 2017; the bid evaluation process shall be carried out in three (3) phases namely:

Phase 1 (a): Administrative Compliance Evaluation

Phase 2: Functionality Evaluation

Phase 3: Price and B-BBEE Evaluation

PHASE 1 : Administrative Compliance requirements

1. Completion in full of the Request for Proposal document
2. Completion of all SBD Forms(Declaration Forms)
3. Proof that tax matters with SARS are in order(SARS Pin Number/ Tax Clearance Certificate)
4. Certified copy of proof of company registration documents(e.g Pty;Trust; CC etc)
5. Original or certified copy of B-BBEE Level of contribution Certificate (Failure to attach certificate will lead to non- allocation of points)
6. Registration with National Treasury Central Supplier Database (CSD), if not registered on CSD, successful bidder must register within 7 working days of award.

Phase 2: Price and Preference Points Evaluation

Only bids that achieve minimum qualifying score for Functionality, Evaluation and Price will be evaluated further for price and preference points B-BBEE Evaluation.

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

3.4.1.1

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1 GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- *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

- a) The value of this bid is estimated to **not exceed** R50 000 000 (all applicable taxes included) and therefore the **80/20** preference point system shall be applicable; or
- b) Either the 80/20 or 90/10 preference point system will be applicable to this tender (*delete whichever is not applicable for this tender*).

1.3 Points for this bid shall be awarded for:

- a) Price; and
- b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:

	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTOR	20
Total points for Price and B-BBEE must not exceed	100

1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

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

2 DEFINITIONS

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3) Any other requirement prescribed in terms of the B-BBEE Act;
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3 POINTS AWARDED FOR PRICE

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

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

80/20

or

90/10

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

Where

P_s = Points scored for price of bid under consideration

Pt = Price of bid under consideration

Pmin = Price of lowest acceptable bid

4 POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

- 4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations 2017, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

5 BID DECLARATION

- 5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

6 B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

- 6.1 B-BBEE Status Level of Contributor: . =(maximum of 10 or 20 points)
(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.)

7 SUB-CONTRACTING

- 7.1 Will any portion of the contract be sub-contracted?

(Tick applicable box)

YES	☐	NO	☐
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- 7.1.1 If yes, indicate:

i) What percentage of the contract will be

- subcontracted.....%
- ii) The name of the sub-contractor.....
- iii) The B-BBEE status level of the sub-contractor.....
- iv) Whether the sub-contractor is an EME or QSE
(Tick applicable box)

YES	☐	NO	☐
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- v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

Designated Group: An EME or QSE which is at least 51% owned by:	EME √	QSE √
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

8 DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

8.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety

- ☐ Close corporation
- ☐ Company
- ☐ (Pty) Limited

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

.....

.....

.....

8.6 COMPANY CLASSIFICATION

- ☐ Manufacturer
- ☐ Supplier
- ☐ Professional service provider
- ☐ Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business:.....

8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding 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 bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury 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.

WITNESSES 1. 2.
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..... SIGNATURE(S) OF BIDDERS(S) DATE: ADDRESS
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Declaration of Interest SBD 4

1 Declaration of interest

1.1 Any legal person, including persons employed by the state¹, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority where:

1.1.1 The bidder is employed by the state; and/or

1.1.2 the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and/or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and/or adjudication of the bid.

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

2.1 Full name of bidder or his or her representative: _____

2.2 Identity number: _____

2.3 Position occupied in the company (director, trustee, shareholder) _____

2.4 Company registration number _____

2.5 Tax reference number _____

2.6 VAT registration number _____

2.6.1 The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / personal

numbers must be indicated in paragraph 3 below.

“State” means:

- (a) 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);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

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

2.7 Are you or any person connected with the bidder presently employed by the state? YES / NO

2.7.1 If so, furnish the following particulars:

Name of person / director / trustee / shareholder/ member: _____

Name of state institution at which you or the person connected to the bidder is employed: _____

Position occupied in the state institution: _____

Any other particulars:

2.7.2 If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? YES /NO

2.7.2.1 If yes, did you attached proof of such authority to the Bid document? YES / NO

(NOTE Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid.)

2.7.2.2 If not, furnish reasons for non-submission of such proof:

2.8 Did you or your spouse, or any of the company's directors / Trustees / shareholders / members or their spouses conduct business with the state in the previous twelve months? YES / NO

2.8.1 If so, furnish other particulars:

2.9 Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid?

YES / NO

2.9.1 If so, furnish other particulars:

2.10 Are you, or any person connected with the bidder, aware of any relationship (family, friend, other) between any other bidder and any person employed by the state who may be involved with the evaluation and/or adjudication of this Bid?

YES/NO

2.10.1 If so, furnish other particulars:

2.11 Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies whether or not they are bidding for this contract?

YES/NO

2.11.1 If so, furnish other particulars:

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

Full name	Identity number	Personal tax reference number	State employee number / Persal number

4. Declaration

I, the undersigned (name) _____
certify that the information furnished in paragraphs 2 and 3 above is correct.

I accept that the State may reject the bid or act against me in terms of paragraph 23 of the GCC should this declaration prove to be false.

Signature

Date

Position

Name of bidder

SBD 9: CERTIFICATE OF INDEPENDENT BID DETERMINATION

This Standard Bidding Document (SBD) must form part of all Bids invited.

1. 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). Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
2. Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
 - 2.1 disregard the bid of any bidder if that bidder or any of its directors have abused the institution's supply chain management system and/or committed fraud or any other improper conduct in relation to such system.
 - 2.2 cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
3. This SBD 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.
4. In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

the undersigned, in submitting the accompanying bid:

(Bid number and description)

in response to the invitation for the bid made by:

(Name of institution)

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 authorised 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 authorised 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 organisation, 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 consortium 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.

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