



THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1

**TRAINING AND CONSTRUCTION
MANAGEMENT OF THE REFURBISHMENT
OF REST AREAS ALONG N9 SECTION 4
AND R61 SECTION 1 TO WESTERN CAPE
BORDER**

PROJECT DOCUMENT

BASE DATE: JUNE 2024

TENDER DOCUMENT

VOLUME 3

BOOK 1 OF 3

**CHIEF EXECUTIVE OFFICER
SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED
48 TAMBOTIE AVENUE
VAL DE GRACE
PRETORIA, 0184**

NAME OF TENDERER:

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THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1

TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1

THIS DOCUMENT COMPILED UNDER THE DIRECTION OF:

The Regional Manager (Southern Region)
The South African National Roads Agency SOC Ltd
20 Shoreward Drive
Bay West
Gqeberha
6025

Tel: (041)398 3200

LIST OF CONTRACT DOCUMENTS

The following documents form part of this contract:

VOLUME 1: The Conditions of Contract for Construction for Building and Engineering Works Designed by the Employer (1999), published by the Federation Internationale des Ingenieurs-Conseils (FIDIC) which the Tenderer shall purchase himself. (See note 1 below.)

VOLUME 2: The COTO Standard Specifications for Road and Bridge Works for South African Road Authorities (Draft Standard October 2020 edition), issued by the Committee of Transport Officials which the Tenderer shall obtain himself. (See Note 2 below.)

VOLUME 3: The Project Document, containing the tender notice, Conditions of Tender, Tender Data, Returnable Schedules, General and Particular Conditions of Contract, Project Specifications, Pricing Schedule, Form of Offer and Project Information is issued by the Employer. (See Note 3 below.) The Employer's Form of Acceptance and any correspondence from the selected Tenderer, performance security-demand guarantee, and all addenda issued during the period of tender will also form part of this volume once a successful Tenderer has been appointed.

The Conditions of Tender are the Standard Conditions of Tender as contained in Annexure C of the STANDARD FOR UNIFORMITY IN ENGINEERING AND CONSTRUCTION WORKS CONTRACTS, AUGUST 2019: Standard Conditions of Tender, document, which the Tenderer may download from the CIDB website.

<http://www.cidb.org.za/News/Documents/Standard%20for%20Uniformity%20August%202019.pdf>

VOLUME 4: The Road Works Drawings (N/A)

Notes to Tenderers:

1. VOLUME 1

This Volume, the Conditions of Contract for Construction for Building and Engineering Works Designed by the Employer (1999), published by the Federation Internationale des Ingenieurs-Conseils (FIDIC), is obtainable from:

CESA
P. O. Box 68482, Bryanston, 2021
Tel: (011) 463 2022
Fax: (011) 463 7383
E-mail: general@cesa.co.za

2. VOLUME 2

This Volume, the COTO Standard Specifications for Road and Bridge Works for South African Road Authorities (Draft Standard October 2020 edition), is obtainable from SANRAL and can be downloaded free of charge from the SANRAL's website www.nra.co.za.

3. VOLUME 3

This Volume is issued at tender stage in electronic format and can be downloaded from the SANRAL's website by following the link: https://www.nra.co.za/sanral-tenders/status?region_id=national

The website contains the following files:

- a) The full Project Document in .pdf format (excluding the Standard Conditions of Tender).
- b) The Returnable Forms in MS Word format.
- c) The Pricing Data in MS Excel format.

The Standard Conditions of Tender may be downloaded from the CIDB website by means of the following link:

<http://www.cidb.org.za/News/Documents/Standard%20for%20Uniformity%20August%202019.pdf>

At contract stage, VOLUME 3 will be a bound signed paper copy containing the following documents:

- a) Returnable schedules relevant to the project.
- b) Agreements and Contract Data.
- c) Pricing Data.
- d) Scope of Work.
- e) Project Information.

4. Submission of Tender

- a) Tenderers must submit **only** the following information in electronic format, on a flash-drive, in a sealed envelope marked "**Main Tender Offer**" followed by the **Tenderer's name**, the **project number**, and the **project description**, in the following order:
 - i) Scanned copy of the completed and signed Form of Offer in .pdf format.
 - ii) Scanned copies of all the completed and signed Returnable Schedules, attachments, and certificates in .pdf format.

- iii) Scanned copy of the completed and signed Summary of the Pricing Schedule in .pdf format.
 - iv) Scanned copy of the completed and signed Pricing Schedule in .pdf format **and** a separate copy in MS Excel format.
- b) The following information must be submitted together with the flash-drive but in printed format in the same sealed envelope:
- i) Hardcopy of the completed and signed Form of Offer.
 - ii) Hardcopy of the completed and signed Summary of the Pricing Schedule.
- c) A folder on section 3 is provided named "MAIN TENDER OFFER SUBMISSION". The information in this folder must be submitted electronically as follows:
- i) Download, complete, sign, scan, and upload, in .pdf format, all Returnable Schedules, attachments, and certificates under section 3.1.
 - ii) Upload, in .pdf format, a valid proof of the Tenderer's B-BBEE status, e.g., a SANAS accredited certificate or a sworn affidavit, under section 3.2.
 - iii) Upload, in .pdf format, any additional documents applicable to the tender under section 3.3.
 - iv) Download, complete, sign, scan, and upload, in .pdf format, the Form of Offer and the Contract Data Information under section 4.1.
 - v) Download, complete, sign, scan, and upload, in .pdf format, the Pricing Schedule under section 4.2.
 - vi) Download, complete and upload, in MS Excel format, the Pricing Schedule under section 4.3.
 - vii) Insert the Tender Sum Caried Forward to the Form of Offer in the spaces provided under section 4.4.

Information provided by a Tenderer over and above the above parts of Volume 3 shall be treated as information only and will only be bound into the Contract if the Tenderer notes on Form A4: Schedule of Variations or Deviations, that the information has a bearing on the tender price.

5. Alternative Offers

For alternative offers:

- a) Tenderers must submit the following **additional** information in electronic format, on a **separate** flash-drive, in a **separate** sealed envelope clearly marked as "**Alternative**" followed by the **Tenderer's name**, the **project number** and the **project description**, in the same sealed envelope, in the following order":
- i) Scanned copy of the completed and signed Form of Offer in .pdf format with the prefix "Alternative" in the file name.
 - ii) Scanned copies of all the completed and signed Returnable Schedules, attachments, and certificates in .pdf format that are applicable to the alternative offer and with the prefix "Alternative" in the file name.
 - iii) If applicable to the alternative offer, a scanned copy of the completed and signed Summary of the Pricing Schedule in .pdf format with the prefix "Alternative" in the file name.
 - iv) If applicable to the alternative offer, a scanned copy of the completed and signed Pricing Schedule in .pdf format **and** a separate copy in MS Excel format, both with the prefixes "Alternative" in the file names.
- b) The following information must be submitted together with the flash-drive marked as "Alternative" but in printed format in the same sealed envelope:
- i) Hardcopy of the completed and signed Form of Offer clearly marked "Alternative".

- ii) If applicable to the alternative offer, a hardcopy of the completed and signed Summary of the Pricing Schedule clearly marked "Alternative".

Tenderers must submit the follow additional documentation marked "Alternative" followed by the Tenderer's name in the following order:

- i) Upload, in .pdf format, the Employer's approval to submit an alternative offer under section 5.1.
- ii) Download, complete, sign, scan, and upload, in .pdf format, the Form of Offer under section 5.2.
- iii) Download, complete, sign, scan, and upload, in .pdf format, all Returnable Schedules, attachments, and certificates applicable to the alternative offer under section 5.3.
- iv) Download, complete, sign, scan, and upload, in .pdf format, the alternative offer's Pricing Schedule under section 5.4.
- v) Download, complete and upload, in MS Excel format, the alternative offer's Pricing Schedule under section 5.5.
- vi) Upload, in .pdf format, any other information relevant to the alternative offer under section 5.6.
- vii) Insert the alternative offer Tender Sum Caried Forward to the Form of Offer in the spaces provided under section 5.7.

Information provided by a Tenderer over and above the above parts of Volume 3 shall be treated as information only and will only be bound into the Contract if the Tenderer notes on Form A4: Schedule of Variations or Deviations, that the information has a bearing on the tender price.

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THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1.

TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

PART T1: TENDERING PROCEDURES

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1.

TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

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

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

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SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1

FOR THE TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

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

CLOSING DATE (AT 11:00): Friday, 05 July 2024

The South African National Roads Agency SOC Limited (SANRAL) invites tenders for the Training and Construction Management of The Refurbishment of Rest Areas Along N9 Section 4 and R61 Section 1 to Western Cape Border. This project is in the Province of the Eastern Cape and in the District Municipality of Sarah Baartman and in the Beyers Naude Local Municipality. The approximate duration of the Contract is 12 months, including 3 months for the Mobilisation Period.

It is estimated that Tenderers should have a CIDB contractor grading designation of 7CE or higher, however Tenderers' attention is drawn to the Tender Data, clause C.2.1 (a) when submitting their tender.

Tenders from Tenderers registered as potentially emerging enterprises but with a CIDB contractor grading designation lower than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25 (7A) of the Construction Industry Development Regulations, will be accepted.

CIDB Regulation 25 (1B) will be applicable to this Contract.

Only tenders with a B-BBEE contributor status level of 1, 2, 3 or 4 and who is an EME or a QSE, and who are registered on the National Treasury Central Supplier Database and meet the minimum threshold designated for local production and content as stated in the Tender Data, clause C.2.1 (d), are eligible to tender.

Sub-contracting of the work in **Pricing Schedule A** (Training and Construction Management) and **Pricing Schedule C** (Stakeholder and Community Liaison) to Targeted Enterprises:

It is a requirement of this project that the successful tenderer sub-contract a minimum of forty (40) percent of the work by the end of the contract to targeted enterprises, as defined in the contract data.

No mandatory sub-contracting is required for EMEs.

Sub-contracting of the work in **Pricing Schedule B** (Construction of the Works) to Targeted Enterprises:

It is a requirement of this project that the successful Tenderer subcontract 80% of the work in Pricing Schedule B to Targeted Enterprises, as defined in the Specification Data, by the end of the Contract:

TENDER DOCUMENTS

Tender documents are available at no cost in electronic format and can be downloaded from the SANRAL's website at the following link: <https://www.nra.co.za/service-provider-zone/tenders/open-tenders/>.

Tenderers must have access to Microsoft Office © 2013 and Acrobat Adobe © 9.0, or similar compatible software.

Tenderers must submit, via email, the duly completed Form A1.1 – Certificate of Intention to Submit a Tender, prior to Monday, 03 June 2024. 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.

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TENDERERS' MEETING

A tender clarification briefing presentation is available to be downloaded from the SANRAL website at the following link: <https://www.nra.co.za/service-provider-zone/tenders/open-tenders/>.

CLOSING TIME, COMPLETION AND DELIVERY OF TENDERS

The closing time for receipt of tenders is 11:00 on Friday, 05 July 2024. Telegraphic, telephonic, telex, email, 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.

TENDER ENQUIRIES

Queries relating to issues arising from these documents may be addressed to: procurementrs4@sanral.co.za

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TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

T1.2 TENDER DATA

T.1.2 TENDER DATA

The Conditions of Tender are the Standard Conditions of Tender as contained in Annexure C of the CIDB STANDARD FOR UNIFORMITY IN ENGINEERING AND CONSTRUCTION WORKS CONTRACTS as per Government Notice No. 423 published in Government Gazette No. 42622 of 08 AUGUST 2019 and as amended from time to time.

<https://www.cidb.org.za/wp-content/uploads/2021/07/Standard-for-Uniformity-August-2019.pdf>

The Standard Conditions of Tender make several references to the Tender Data for details that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between the Tender Data and the Standard Conditions of Tender.

Each item of data given below is cross-referenced to the clause marked “C” in the above-mentioned Standard Conditions of Tender and to which it mainly applies.

Definitions:

Add the following to the definitions:

Wherever reference is made in the documentation to bill of quantities it shall also mean schedule of quantities.

Clause Number	Data
C.1	GENERAL
C.1.1	<p>Actions</p> <p>a) The Employer is the South African National Road Agency SOC Limited (SANRAL). The Employer’s domicilium citandi et executandi (permanent physical business address) is:</p> <p style="padding-left: 40px;">48 Tambotie Avenue Val De Grace, Pretoria, 0184</p> <p>b) The Employer’s address for communication relating to this project is:</p> <p style="padding-left: 40px;">20 Shoreward Drive Bay West Gqeberha 6025</p>
C.1.2	<p>Tender Documents</p> <p>The tender documents issued by the Employer comprise:</p> <p>Part T1: Tendering Procedures T1.1 Tender notice and invitation to tender T1.2 Tender data</p> <p>Part T2: Returnable Schedules T2.1 List of returnable documents T2.2 Returnable schedules</p> <p>Part C1: Agreements and Contract Data</p>

Clause Number	Data
	<p>C1.1 Form of offer and acceptance C1.2 Contract data</p> <p>Part C2: Pricing Data C2.1 Pricing instructions (assumptions) C2.2 Pricing Schedules / Bills of Quantities</p> <p>Part C3: Scope of Work C3 Scope of work</p> <p>Part C4: Project Information C4 Project Information</p> <p>Part C5: Annexures</p>
C.1.4	<p>Communication and Employer's Agent</p> <p>The Employer's Agent during the tender period is the Procurement Office, which can be contacted at procurementsr4@sanral.co.za</p>
C.1.5	Cancellation and Re-invitation of Tenders
C.1.5.3	Not applicable.
C.1.6.2	<p>Competitive Negotiation Procedure</p> <p>Clause C.1.6.2 is not applicable.</p>
C.1.6.3	<p>Proposal Procedure Using the Two Stage-System</p> <p>Clause C.1.6.3 is not applicable.</p>
C.2	Tenderer's Obligations
C.2.1	<p>Eligibility</p> <p>Only those Tenderers who satisfy the following eligibility criteria are eligible to submit tenders:</p> <p>a) CIDB Registration (Form A12)</p> <p>i) Only those Tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25 (7A) of the Construction Industry Development Regulations, for a 7 CE class of construction work, are eligible to have their tenders evaluated.</p> <p>ii) Joint ventures are eligible to submit tenders provided that:</p> <p>a. every member of the joint venture is registered with the CIDB;</p> <p>b. the lead partner has a contractor grading designation in the 7 CE class of construction work; or not lower than one level below the required</p>

Clause Number	Data																				
	<p>grading designation in the class of construction works under consideration and possess the required recognition status;</p> <p>c. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a 7 CE class of construction work or a value determined in accordance with Regulation 25 (1B) or 25 (7A) of the Construction Industry Development Regulations.</p> <p>iii) Tenderers whose CIDB registration expires within the tender validity period, need to demonstrate that there is a reasonable chance of being registered in the appropriate grading designation during the tender evaluation period, by submitting a copy of their timely application for CIDB registration, with their tender submission.</p> <p>iv) Tenderers registered as potentially emerging enterprises but with a CIDB contractor grading designation lower than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25 (7A) of the Construction Industry Development Regulations, are not eligible to have their tenders evaluated.</p> <p>Table C2.1(a): CIDB Category Upper Limits</p> <table border="1"> <thead> <tr> <th style="text-align: center;">Category of Tender</th> <th style="text-align: center;">Upper Limits Per CIDB Regulation 17 (Effective 07 October 2019)</th> <th style="text-align: center;">Employer's Allowable Margins</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">CE 1</td> <td style="text-align: center;">R 500 000</td> <td rowspan="8" style="vertical-align: middle;">The Employer will use its discretion in terms of CIDB Practice Note 3 on allowable margins to be accepted.</td> </tr> <tr> <td style="text-align: center;">CE 2</td> <td style="text-align: center;">R 1 000 000</td> </tr> <tr> <td style="text-align: center;">CE 3</td> <td style="text-align: center;">R 3 000 000</td> </tr> <tr> <td style="text-align: center;">CE 4</td> <td style="text-align: center;">R 6 000 000</td> </tr> <tr> <td style="text-align: center;">CE 5</td> <td style="text-align: center;">R 10 000 000</td> </tr> <tr> <td style="text-align: center;">CE 6</td> <td style="text-align: center;">R 20 000 000</td> </tr> <tr> <td style="text-align: center;">CE 7</td> <td style="text-align: center;">R 60 000 000</td> </tr> <tr> <td style="text-align: center;">CE 8</td> <td style="text-align: center;">R 200 000 000</td> </tr> </tbody> </table> <p>v) This contract is classified in terms of CIDB Regulation 25 (1B), and the value of the contract may, for the purpose of CIDB Regulation 25 (1), be taken at its annual value.</p> <p>vi) The tender will be declared non-responsive if:</p> <p>a. the Tenderer is not registered on the CIDB within the required contractor grading and category prior to evaluation of submission, or</p> <p>b. the Tenderer is suspended and where the Tenderer has not provided proof that they have settled their outstanding CIDB annual fees or proof that they have made arrangements to pay outstanding CIDB annual fees has been made or proof of compliance with tax was submitted to CIDB, or</p>	Category of Tender	Upper Limits Per CIDB Regulation 17 (Effective 07 October 2019)	Employer's Allowable Margins	CE 1	R 500 000	The Employer will use its discretion in terms of CIDB Practice Note 3 on allowable margins to be accepted.	CE 2	R 1 000 000	CE 3	R 3 000 000	CE 4	R 6 000 000	CE 5	R 10 000 000	CE 6	R 20 000 000	CE 7	R 60 000 000	CE 8	R 200 000 000
Category of Tender	Upper Limits Per CIDB Regulation 17 (Effective 07 October 2019)	Employer's Allowable Margins																			
CE 1	R 500 000	The Employer will use its discretion in terms of CIDB Practice Note 3 on allowable margins to be accepted.																			
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CE 6	R 20 000 000																				
CE 7	R 60 000 000																				
CE 8	R 200 000 000																				

Clause Number	Data
	<p>c. the Tenderer has not declared interest of application to upgrade the grading.</p> <p>b) National Treasury Central Supplier Database (Form A3.4)</p> <p>Tenderers, or in the event of a Joint Venture (JV), each member of the JV must be registered on the National Treasury Central Supplier Database at the closing date for tender submissions. If not registered as verified online at tender closing the tender will be declared non-responsive.</p> <p>Failure to satisfy all the eligibility criteria will result in a non-eligible tender.</p>
C.2.2	<p>Cost of Tendering</p> <p>Tender documents are available from SANRAL website at no cost.</p>
C.2.	<p>Acknowledge Addenda</p> <p>Failure to apply instructions contained in addenda issued by the Employer will render a Tenderer's offer non-responsive in terms of Condition of Tender C.3.8. Test for Responsiveness.</p>
C.2.7	<p>Clarification Meeting</p> <p>a) A tender clarification briefing presentation is available to be downloaded from the SANRAL website at the following link: https://www.nra.co.za/service-provider-zone/tenders/open-tenders. A link to the clarification briefing meeting will be sent to Tenderers who complete and submit a Certificate of Intention to Submit a Tender (Form A1.1).</p> <p>b) The onus rests with the Tenderer to ensure that the representative reading the clarification briefing presentation is appropriately qualified to understand all directives and clarifications given in the presentation.</p> <p>c) The signature on the duly completed and signed Form A1 shall be considered proof that the Tenderer read the whole clarification briefing presentation and clearly understood all directives and clarifications given in the presentation.</p>
C.2.8	<p>Seek Clarification</p> <p>Request clarifications at least twelve (12) working days before the closing date.</p>
C.2.10	<p>Pricing the Tender Offer</p>
C.2.10.3	<p>The rates and prices shall be adjusted as specified in the Conditions of Contract, clause 13.8 – Adjustments for Changes in Costs.</p>
C.2.10.4	<p>Tenderers are required to state the rates, amounts and currencies in Rand.</p>
C.2.12	<p>Alternative Tender Offers</p>
C.2.12.1	<p>a) A Tenderer wishing to submit an alternative offer (excluding alternative offers of different contract duration, retention guarantees, discounted offers or different compliant material sources) shall first apply to the Employer for confirmation that the Employer's standards and requirements envisaged in the design are not</p>

Clause Number	Data
	<p>compromised or reduced. Such confirmation must have been provided by the Employer in writing at least 5 (five) working days before the date of tender closing, or as extended by an addendum sent to all Tenderers. The application shall not be submitted later than 7 (seven) working days before the date of tender closing given in Tender Data, clause C.2.15, or as extended by an addendum sent to all Tenderers.</p> <p>b) The replacement of specified construction items like pipes, in situ culverts, kerbs and channels with similar products constructed of different materials (e.g. plastic products or pre-cast construction) are generally not acceptable as alternatives because construction using such alternative products would have been considered during the design stage and not selected as appropriate and because the Employer is able, post-award, to make proposals to or receive proposals from the Contractor. However, if such alternative materials are considered acceptable by the Employer's Agent as giving the Tenderer a financial advantage and/or not transferring risk, the qualification must be recorded on returnable schedule A4 – Schedule of Deviations or Qualifications by Tenderer.</p> <p>c) Also, not acceptable as alternative offers are the submission of alternative Key Persons, alterations to contingency pay items provided in the bill of quantities (pricing schedule), fixed prices for individual items or a fixed price contract.</p> <p>d) If an alternative proposal is confirmed to be acceptable, calculations, drawings and all other pertinent technical information and characteristics as well as proposed modification of, or alternative to, the Pricing Data must be submitted with the alternative tender offer to enable the Employer to evaluate the efficacy of the alternative and its principal elements, to take a view on the degree to which the alternative complies with the Employer's standards and requirements and to evaluate the acceptability of the pricing proposals. Calculations must be set in clear and logical sequence and must clearly reflect all design assumptions. Pricing Data must reflect all assumptions in the development of the pricing proposal.</p> <p>e) Should an alternative structural design be proposed, the proposed alternative Pricing Data shall include an amount equal to three percent (3%) of the amount tendered for the alternative offer to cover the Employer's costs of confirming the acceptability of the detailed design before it is constructed.</p> <p>f) If the alternative offer is accepted, this amount will serve as a negative prime cost sum under Part C, Section C1.2 to be deducted from the Contractor's payment certificates. The Employer undertakes to provide full accounting of the amount expended for this contingent sum and if exceeded, no further payments shall be deducted. Failure by a Tenderer to include the required amount for confirming the alternative design may render his alternative tender as non-responsive.</p> <p>g) Acceptance of an alternative offer will mean acceptance in principle of the offer. It will be an obligation of the contract with the Tenderer, if the alternative is accepted, to accept full responsibility and liability that the alternative offer complies in all respects with the Employer's standards and requirements.</p>
C.2.13	Submitting a Tender Offer
C.2.13.2	<p>The returnable documents shall be electronically completed in their entirety and submitted on the issued software format or fully compatible format, unless otherwise specified.</p> <p>Tenderers are required to submit:</p>

Clause Number	Data
	<p>a) all Returnable Schedules as listed in Form T.2.1: List of Returnable Schedules, electronically on a flash-drive in the prescribed format (scanned .pdf copies and/or MS Excel, version Microsoft Office 2013 or later)</p> <p>b) A printed hard copy of the Form of Offer and the Summary of the Pricing Schedule.</p>
C.2.13.3	<p>Only the following needs to be submitted:</p> <p>a) Tenderers must submit the following information in electronic format, on a flash--drive:</p> <p>i) Folder 1:</p> <p>a. Scanned copy of the completed and signed Form of Offer in .pdf format.</p> <p>b. Scanned copies of all the completed and signed Returnable Schedules, attachments, and certificates in .pdf format.</p> <p>ii) Folder 2:</p> <p>a. Scanned copy of the completed and signed Summary of the Pricing Schedule in .pdf format.</p> <p>b. Scanned copy of the completed and signed Pricing Schedule in .pdf format and a separate copy in MS Excel (version Microsoft Office 2013 or later) format.</p> <p>b) Tenderers must submit the following information in printed (hardcopy) format:</p> <p>i) Hardcopy of the completed and signed Form of Offer.</p> <p>ii) Hardcopy of the completed and signed Summary of the Pricing Schedule.</p> <p>If any discrepancy between the contents of the electronically pricing schedule in MS Excel, and the electronically provided pricing schedule in .pdf format, the contents of the electronically pricing schedule in .pdf format shall be taken as the valid contents.</p> <p>For the information provided by the Tenderer as part of his submission, e.g., rates, the electronically signed pricing schedule in .pdf shall be taken as the valid submission.</p> <p>Information provided by a Tenderer over and above the above parts of Volume 3 shall be treated as information only and will only be bound into the Contract if the Tenderer notes on Form A4: Schedule of Variations or Deviations, that the information has a bearing on the tender price.</p>
C.2.13.5	<p><i>Submission in the tender box</i></p> <p>a) Tenderers must submit only the following information in electronic format, on a flash--drive, in a sealed envelope marked “Main Tender Offer” followed by the Tenderer’s name, the project number, and the project description, in the following order:</p> <p>i) Scanned copy of the completed and signed Form of Offer in .pdf format.</p> <p>ii) Scanned copies of all the completed and signed Returnable Schedules, attachments, and certificates in .pdf format.</p> <p>iii) Scanned copy of the completed and signed Summary of the Pricing Schedule in .pdf format.</p> <p>iv) Scanned copy of the completed and signed Pricing Schedule in .pdf format and a separate copy in MS Excel (version Microsoft Office 2013 or later) format.</p> <p>b) The following information must be submitted together with the flash--drive but in printed format in the same sealed envelope:</p>

Clause Number	Data
	<ul style="list-style-type: none"> i) Hardcopy of the completed and signed Form of Offer. ii) Hardcopy of the completed and signed Summary of the Pricing Schedule. <p>c) For alternative offers Tenderers must submit the following additional information in electronic format, on a separate flash-drive, in a separate sealed envelope clearly marked as “Alternative” followed by the Tenderer’s name, the project number, and the project description, in the following order”:</p> <ul style="list-style-type: none"> i) Scanned copy of the completed and signed Form of Offer in .pdf format with the prefix “Alternative” in the file name. ii) Scanned copies of all the completed and signed Returnable Schedules, attachments, and certificates in .pdf format that are applicable to the alternative offer and with the prefix “Alternative” in the file name. iii) If applicable to the alternative offer, a scanned copy of the completed and signed Summary of the Pricing Schedule in .pdf format with the prefix “Alternative” in the file name. iv) If applicable to the alternative offer, a scanned copy of the completed and signed Pricing Schedule in .pdf format and a separate copy in MS Excel (version ...) format, both with the prefixes “Alternative” in the file names. <p>If any discrepancy between the contents of the electronically pricing schedule in MS Excel, and the electronically provided pricing schedule in .pdf format, the contents of the electronically pricing schedule in .pdf format shall be taken as the valid contents.</p> <p>For the information provided by the Tenderer as part of his submission, e.g., rates, the electronically signed pricing schedule in .pdf shall be taken as the valid submission.</p> <p>Information provided by a Tenderer over and above the above parts of Volume 3 shall be treated as information only and will only be bound into the Contract if the Tenderer notes on Form A4: Schedule of Variations or Deviations, that the information has a bearing on the tender price.</p>
C.2.13.7	Place and seal the electronically completed tender document (flash drive) in an envelope or package clearly marked “TENDER” and bearing the Employer’s name, the contract number and description, the Tenderer’s authorised representative’s name, the Tenderer’s postal address and contact telephone numbers.
C.2.14	<p>Information and Data to be Completed in all Respects</p> <ul style="list-style-type: none"> a) Provided that the omission is not a material omission, the Employer reserves the right to condone the omission and may waive any nonconformities in the tender. b) Provided that the omission is not a material omission, the Employer reserves the right to condone the omission and may request the Tenderer to submit the necessary information or documentation, within a reasonable period, to rectify nonmaterial nonconformities in the tender related to documentation requirements.
C.2.15	<p>Closing Time</p> <p>The closing time for submission of tender offers is 11h00 hours on Friday, 05 July 2024.</p>
C.2.15.1	<p>Submission in the tender box.</p> <ul style="list-style-type: none"> a) The Employer’s address for delivery of tender offers and identification details to be shown on each tender offer package are:

Clause Number	Data						
	<table border="1" data-bbox="408 367 1476 645"> <tr> <td data-bbox="408 367 711 421">Location of tender box:</td> <td data-bbox="711 367 1476 421"></td> </tr> <tr> <td data-bbox="408 421 711 474">Physical address:</td> <td data-bbox="711 421 1476 474"></td> </tr> <tr> <td data-bbox="408 474 711 645">Identification details:</td> <td data-bbox="711 474 1476 645">Place the flash drive in a package marked with the Tenderer's company name, the project number and description: Contract SANRAL C.003-082-2023/1-Training and Construction Management of the Refurbishment of Rest Areas Along N9 Section 4 and R61 Section 1 to Western Cape Border</td> </tr> </table> <p data-bbox="408 680 1476 739">b) Tenders must be submitted between the hours 09:00 to 16:00, from Monday to Friday at the Employer's address.</p> <p data-bbox="408 775 1476 860">c) It is in the Tenderer's interest to ensure that the delivery of the tender offer is recorded in the Employer's Tenders Received Register and deposited in the tender box.</p> <p data-bbox="408 913 1476 994">It is the Tenderer's responsibility to ensure that the tender is submitted before the tender closing date and time. SANRAL will not take responsibility for late submissions caused by system errors and or busy networks.</p>	Location of tender box:		Physical address:		Identification details:	Place the flash drive in a package marked with the Tenderer's company name, the project number and description: Contract SANRAL C.003-082-2023/1-Training and Construction Management of the Refurbishment of Rest Areas Along N9 Section 4 and R61 Section 1 to Western Cape Border
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Physical address:							
Identification details:	Place the flash drive in a package marked with the Tenderer's company name, the project number and description: Contract SANRAL C.003-082-2023/1-Training and Construction Management of the Refurbishment of Rest Areas Along N9 Section 4 and R61 Section 1 to Western Cape Border						
C.2.16	Tender Offer Validity						
C.2.16.1	The tender offer validity period is 180 days.						
C.2.16.2	Should the Tenderer not accept the validity extension or if the Tenderer does not withdraw a condition attached to a conditional acceptance, this shall result in a non-responsive tender, or the Tender is considered to have made an election to exclude itself from the tender process.						
C.2.16.3	<p data-bbox="408 1326 1476 1384">a) Where a Tenderer, at any time after the opening of his tender offer but prior to entering into a contract based on his tender offer:</p> <ul style="list-style-type: none"> <li data-bbox="478 1415 1476 1447">i) withdraws his tender; <li data-bbox="478 1451 1476 1482">ii) gives notice of his inability to execute the contract in terms of his tender; or <li data-bbox="478 1487 1476 1518">iii) fails to comply with a request made in terms of C.2.17, C.2.18 or C.3.9, <p data-bbox="478 1541 1476 1783">such Tenderer shall be barred from tendering on any of the Employer's tenders for a period to be determined by the Employer, but not less than six (6) months from a date determined by the Employer. This sanction also applies to tenders under evaluation and not yet awarded. This sanction does not apply to tenders under evaluation where a request for extension of the validity period was not accepted by the Tenderer. The Employer may fully or partly exempt a Tenderer from the provisions of this condition if he is of the opinion that the circumstances justify the exemption.</p>						
C.2.18	Provide other Material						
C.2.18.1	Any additional information requested under this clause must be provided within 5 (five) working days of date of request.						
C.3	The Employer's Undertakings						
C.3.1	Respond to Requests from the Tenderer						

Clause Number	Data
C.3.1.1	<p>a) The Employer shall respond to clarifications received up to twelve (12) working days before tender closing date.</p> <p>b) The Employer shall respond to any clarifications from the Tenderers emanating from the addenda until three (3) working days before tender closing date.</p>
C.3.2	<p>Issue Addenda</p> <p>The Employer shall issue addenda until ten (10) working days before tender closing date.</p>
C.3.4	<p>Opening of Tender Submissions</p>
C.3.4.1	<p>The time for opening of the tender offer via live streaming are:</p> <p>Time: 11h00 on Friday, 05 July 2024.</p> <p>Link: The link will be provided to Tenderers who submitted their completed Form A1.1 timeously.</p>
C.3.5	<p>Two-envelope System</p> <p>Clause C.3.5 is not applicable.</p>
C.3.7	<p>Grounds for Rejection and Disqualification</p> <p>a) Prior to disqualification, the Employer shall inform the Tenderer and give the Tenderer an opportunity to make representations within fourteen (14) days as to why the tender submitted should not be disqualified and as to why the Tenderer should not be restricted by the National Treasury from conducting any business with any organ of state for a period not exceeding ten (10) years.</p> <p>b) In the event of disqualification, the Employer may, at its sole discretion, claim damages from the Tenderer and impose a specified period during which tender offers will not be accepted from the offending Tenderer and the Employer shall inform the National Treasury and the CIDB in writing.</p>
C.3.8	<p>Test for Responsiveness</p>
C.3.8.2	<p>a) A Substantially responsive tender is a tender in which all 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.</p> <p>b) A responsive tender is also one that conforms to all the terms, conditions, and scope of work of the tender documents, without material omissions. The test for a material omission is the same as the test for a material deviation or qualification.</p>
C.3.9	<p>Arithmetical Errors, Omissions, Discrepancies and Imbalanced Unit Rates</p>
C.3.9.1	<p>a) Check responsive tenders for discrepancies between amounts in words and amounts in figures. Where there is a discrepancy between the amounts in figures and the amount in words, the amount appearing in the summary to the Pricing Schedule shall govern.</p> <p>a) Check responsive tender offers for:</p>

Clause Number	Data
	<ul style="list-style-type: none"> i) the gross misplacement of the decimal point in any unit rate; ii) omissions made in completing the Pricing Schedule or Bills of Quantities; or iii) arithmetic errors in: <ul style="list-style-type: none"> a. line-item totals resulting from the product of a unit rate and a quantity in Pricing Schedules of Bills of Quantities; or b. the summation of the prices. iv) imbalanced unit rates.
C.3.9.3	<p>Notify shortlisted Tenderers of all errors, omissions or imbalanced rates that are identified in their tender offers and either confirm the tender offers as tendered or accept the corrected total prices.</p>
C.3.9.4	<ul style="list-style-type: none"> a) Where the Tenderer elects to confirm the correction of the errors, omissions or imbalanced rates, the tender offer shall be corrected as follows: <ul style="list-style-type: none"> i) If Pricing Schedules or Bills of Quantities apply and there is an error in the line-item total resulting from the product of the unit rate and the quantity, the unit rate shall govern, and the line-item total shall be corrected. Where there is an obviously gross misplacement of the decimal point in the unit rate, the line-item total as quoted, and the unit rate shall be corrected. ii) Where there is an error in the total of the prices either as a result of other corrections required by this checking process or in the Tenderer's addition of prices, the total of the prices shall be corrected. iii) Where the unit rates are imbalanced the Tenderer shall adjust such rates by increasing or decreasing them and selected others while retaining the total of the prices derived after any other corrections made under (i) and (ii) above. b) Where there is an omission of a line-item, no correction is possible, and the offer will be declared non-responsive. c) Declare as non-responsive and reject any offer from a Tenderer who elects not to accept the correction of the errors, omissions and/or fails to justify or balance the imbalanced rates to the satisfaction of the Employer. d) The Tenderer is required to submit balanced unit rates for Rate Only items in the Pricing Schedule. The rates submitted for these items will be taken into account in the evaluation of tenders. e) If, <ul style="list-style-type: none"> i) the Form of Offer is submitted but the Pricing Schedule is omitted, where rate only items are applicable; or ii) a signed Form of Offer is submitted with an incomplete Pricing Schedule (no summary to tender) that does not balance back to the Form of Offer and the Pricing Schedule is incomplete; or iii) a signed Form of Offer is submitted with an incomplete Pricing Schedule that does not balance back to the Form of Offer and only Summary of Pricing Schedule submitted; then the rates cannot be evaluated, and the tender shall be declared non-responsive.
C.3.11	<p>Evaluation of Price and Preference</p> <p>The tender will be evaluated in terms of the Preferential Procurement Policy Framework Act (PPPFA, Act 5 of 2000).</p> <p>a) Points for Price</p>

Clause Number	Data																																								
	<p>i) 80/20 preference point system for acquisition of goods and services for Rand value equal to or above R 2 000 and up to R 50 million.</p> <p>The following formula will be used to calculate the points out of 80 for price:</p> $P_s = 80 \left(1 - \frac{P_t - P_m}{P_m} \right)$ <p>Where:</p> <p>P_s = Points scored for price of tender under consideration. P_t = Price of tender under consideration. P_m = Price of lowest acceptable tender.</p> <p>ii) 90/10 preference point system for acquisition of goods and services for Rand value above R 50 million.</p> <p>The following formula will be used to calculate the points out of 90 for price:</p> $P_s = 90 \left(1 - \frac{P_t - P_m}{P_m} \right)$ <p>Where:</p> <p>P_s = Points scored for price of tender under consideration. P_t = Price of tender under consideration. P_{min} = Price of lowest acceptable tender.</p> <p>If the calculated value is negative, the allocated score shall be nil (0).</p> <p>b) Points for Preference (Specific Goals)</p> <p>Points for Specific Goals will be awarded according to the table below:</p> <table border="1"> <thead> <tr> <th rowspan="2">Specific Goals</th> <th rowspan="2">Criteria</th> <th colspan="2">10 Points</th> <th colspan="2">20 Points</th> </tr> <tr> <th>Points</th> <th>Max Points</th> <th>Points</th> <th>Max Points</th> </tr> </thead> <tbody> <tr> <td rowspan="9">B-BBEE level scorecard of Tenderer.</td> <td>B-BBEE Level 1</td> <td>10</td> <td rowspan="9">10</td> <td>20</td> <td rowspan="9">20</td> </tr> <tr> <td>B-BBEE Level 2</td> <td>9</td> <td>18</td> </tr> <tr> <td>B-BBEE Level 3</td> <td>6</td> <td>14</td> </tr> <tr> <td>B-BBEE Level 4</td> <td>5</td> <td>12</td> </tr> <tr> <td>B-BBEE Level 5</td> <td>4</td> <td>8</td> </tr> <tr> <td>B-BBEE Level 6</td> <td>3</td> <td>6</td> </tr> <tr> <td>B-BBEE Level 7</td> <td>2</td> <td>4</td> </tr> <tr> <td>B-BBEE Level 8</td> <td>1</td> <td>2</td> </tr> <tr> <td>Non-compliant Contributor</td> <td>0</td> <td>0</td> </tr> </tbody> </table>	Specific Goals	Criteria	10 Points		20 Points		Points	Max Points	Points	Max Points	B-BBEE level scorecard of Tenderer.	B-BBEE Level 1	10	10	20	20	B-BBEE Level 2	9	18	B-BBEE Level 3	6	14	B-BBEE Level 4	5	12	B-BBEE Level 5	4	8	B-BBEE Level 6	3	6	B-BBEE Level 7	2	4	B-BBEE Level 8	1	2	Non-compliant Contributor	0	0
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	Non-compliant Contributor	0		0																																					

Clause Number	Data
	<p>A valid B-BBEE verification certificate must be submitted.</p> <p>i) B-BBEE points is subject to the following conditions:</p> <p>a. A Tenderer's scorecard shall be a B-BBEE Certificate issued in accordance with:</p> <p>i. the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 01 December 2017 by the Department of Trade and Industry; or</p> <p>ii. if the Measured Entity operates in more than one sector or a sub-sector, the scorecard for the sector or sub-sector in which the majority of its core activities (measured in terms of annual revenue) are located will be acceptable. The Tenderer must comply with the annual revenue thresholds for EME or QSE or Generic entities in accordance with the amended Construction Sector Codes; and</p> <p>b. The scorecard shall be submitted as a certificate attached to Returnable Schedule Form C1.1; and</p> <p>c. The certificate shall:</p> <p>i. be valid at the tender closing date; and</p> <p>ii. have been issued by a verification agency accredited by the South African</p> <p>iii. National Accreditation System (SANAS); or</p> <p>iv. be in the form of a Sworn Affidavit or a certificate issued by the Companies and Intellectual Property Commission in the case of an Exempted Micro Enterprise (EME) with a total annual revenue of less than R3 million if issued in accordance with the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 01 December 2017 by the Department of Trade and Industry; and</p> <p>v. have a date of issue less than 12 (twelve) months prior to the original advertised tender closing date (see Tender Data, clause C.2.15); and</p> <p>d. A valid BBEE Certificates shall contain:</p> <p>i. Name of enterprise as per enterprise registration documents issued by CIPC, and enterprise business address.</p> <p>ii. Value-Added Tax number, where applicable.</p> <p>iii. The B-BBEE Scorecard against which the certificate is issued, indicating all elements and scores achieved for each element. The actual score achieved must be linked to the total points as per the relevant Codes.</p> <p>iv. B-BBEE status with corresponding procurement recognition level.</p> <p>v. The relevant Codes used to issue the B-BBEE verification certificate.</p> <p>vi. Have a date of issue and expiry (e.g., 9 June 2018 to 8 June 2019). Where a measured entity was subjected to a re-verification process, due to material change, the B-BBEE Verification Certificate must reflect the initial date of issue, date of re-issue and the initial date of expiry. Re-verification does not extend the lifespan of the B-BBEE Verification Certificate.</p> <p>vii. Financial period which was used to issue the B-BBEE Verification Certificate.</p> <p>e. A valid Sworn Affidavit shall contain:</p> <p>i. Name/s of deponent as they appear in the identity document and the identity number.</p>

Clause Number	Data
	<ul style="list-style-type: none"> ii. Designation of the deponent as either the director, owner or member must be indicated in order to know that person is duly authorised to depose of an affidavit. iii. Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address. iv. Percentage black ownership, black female ownership and whether they fall within a designated group. v. Indicate total revenue for the year under review and whether it is based on audited financial statements or management accounts. vi. Financial year-end as per the enterprise's registration documents, which was used to determine the total revenue. The valid format of the Financial Year-End is Day/Month/Year. vii. B-BBEE status level. An enterprise can only have one status level. viii. Date deponent signed, and date of Commissioner of Oath must be the same. ix. Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a Sworn Affidavit in which they have an interest, and f. Compliance with any other information requested to be attached to Returnable Schedule Form C1.1; and g. In the event of a Joint Venture (JV), a project-specific consolidated (SANRAL project number indicated) valid B-BBEE verification certificate in the name of the JV, issued by a verification agency accredited by the South African National Accreditation System (SANAS) shall be submitted. <p>c) Criteria for Breaking Deadlock</p> <ul style="list-style-type: none"> i) If two or more tenders score the same number of points and these tenders are also the highest ranked tenders, the tender with the highest preference points will be recommended for award. ii) If functionality is part of the evaluation process and two or more tenders score equal total points and equal preference points, the tender that scored the highest points for functionality will be recommended for award. iii) If two or more tenders score the same number of financial points and preference points and these tenders are also the highest ranked tenders, the Tenderer to be recommended for award will be decided by the drawing of lots.
C.3.13	<p>Acceptance of a Tender Offer</p> <p>The conditions stated in clauses C.3.13(a) to (f) of the Conditions of Tender as well as the following additional clauses C.3.13(g) to (l) shall be applied as objective criteria in terms of section 2(1)(f) of the Preferential Procurement Policy Framework Act, 2000 and as compelling and justifiable reasons in terms of Conditions of Tender clause 5.11:</p> <ul style="list-style-type: none"> g) the Tenderer or any of its directors 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; h) the Tenderer has not abused the Employer's supply chain management system; i) the Tenderer has not failed to perform on any previous contract and has not been given a written notice to this effect; and j) the Tenderer is tax compliant. The recommended Tenderer who becomes non-compliant, prior to award, shall be notified and must become compliant within seven (7) working days of the date of being notified. A recommended Tenderer who

Clause Number	Data
	<p>remains non-compliant after the seven (7) working days of being notified, shall be declared non-responsive.</p> <p>k) the Tenderer is registered and in good standing with the compensation fund or with a licensed compensation insurer. The licensed compensation insurer shall be approved by Department of Labour in terms of Section 80 of the Compensation for Injury and Disease Act, 1993 (Act No. 130 of 1993).</p> <p>l) Price Negotiations</p> <p>i) 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.</p> <p>ii) The Organs of State may:</p> <ol style="list-style-type: none"> a. negotiate a market related price with the Tenderer scoring the highest points or cancel the tender; b. 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; c. 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. <p>iii) If a market related price is not agreed as envisaged in paragraph ii) c., the Organ of State must cancel the tender.</p> <p>In addition to the requirements under paragraph (b) of the Conditions of Tender, in the event that a due diligence is performed as part of the tender evaluation, the due diligence report will be used to evaluate the Tenderer's ability to perform the contract as stated in paragraph (b). The due diligence will evaluate the overall risk associated with the tender. The due diligence will take into consideration the following:</p> <ol style="list-style-type: none"> i) Assessment of financial statements to assess the financial position of the Tenderer and its ability to obtain the necessary guarantees or insurances, ii) Evaluation of managerial and technical ability and available resources in relation to the proposed tender, iii) Integrity Risk Evaluation, iv) Operations, Activities, Locations and Key Customers, v) Reference checks from previous clients, and vi) Risk rating (i.e. High Risk, Medium to High risk, Medium risk or Low risk) of the Tenderer.
C.3.16	<p>Registration of the Award</p> <p>SANRAL will notify unsuccessful Tenderers when the tender process has been concluded. Any unsuccessful Tenderer may request a debriefing in writing as specified in clause C.3.18.</p>
C.3.17	<p>Provide Copies of the Contracts</p> <p>The number of paper copies of the signed contract to be provided by the Employer is one (1).</p>
C.3.18	<p>Provide Written Reasons for Actions Taken</p> <p>All requests shall be in writing.</p>
SPECIAL CONDITIONS OF TENDER CLAUSES:	
Clause Number	Data

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1.

TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

Clause Number	Data
SC3.19	Jurisdiction Unless stated otherwise in the tender data, each Tenderer and the Employer undertake to accept the jurisdiction of the law courts of the Republic of South Africa.

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED

CONTRACT SANRAL C.003-082-2023/1.

TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

PART T2: RETURNABLE SCHEDULES

T2.1 LIST OF RETURNABLE SCHEDULES

Notes to Tenderers:

1. The Returnable Schedules are based on the CIDB Standard for Uniformity in Construction Procurement and incorporate National Treasury requirements within them.
2. Returnable Schedules are separated into the following categories:
 - a) Forms, certificates and schedules for completion by the Tenderer for use in the quantitative and qualitative evaluation of the tender (Forms A to D).
 - b) A list of all Returnable Schedules for completion by the Tenderer (Form E1).
3. Failure to submit fully completed Returnable Schedules may render a tender offer non-responsive.
4. Tenderers shall note that their signatures appended to each Returnable Schedule represents a declaration that they vouch for the accuracy and correctness of the information provided, including the information provided by candidates proposed for the specified key positions.
5. Notwithstanding any check or audit conducted by, or on behalf of, the Employer, the information provided in the Returnable Schedules is accepted in good faith and as justification contracting with a Tenderer. If subsequently any information is found to be incorrect such discovery shall be taken as wilful misrepresentation by that Tenderer to induce the contract. In such an event:
 - a) the Employer shall inform the Tenderer and give the Tenderer an opportunity to make representations within 14 (fourteen) days as to why the tender submitted should not be disqualified and as to why the Tenderer should not be restricted by the National Treasury from conducting any business with an organ of state for a period not exceeding ten (10) years;
 - b) if the Employer has already contracted with the Tenderer, the Employer has the discretionary right under FIDIC Particular Condition 15.2 (g) to terminate the contract.
6. The Returnable Schedules must be completed in non-erasable black ink and any alterations made prior to tender closure must be countersigned by an authorised signatory.

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**FORM A1: CERTIFICATE CONFIRMING THAT THE TENDERER READ THE BRIEFING
PRESENTATION**

Notes to Tenderers:

1. Scan a copy of completed and signed certificate to flash drive as .pdf.

This is to certify that I,
(insert name and surname)

Representative of
(insert name and Tenderer)

of (address)

.....

.....

telephone number

e-mail

read or viewed the clarification presentation and/or pre-recorded video of the Employer online.

TENDERER'S REPRESENTATIVE (Signature)

FORM A1.1: CERTIFICATE OF INTENTION TO SUBMIT A TENDER

CONTRACT SANRAL C.003-082-2023/1

Notes to Tenderer:

1. The duly completed Certificate of Intention to Submit a Tender **must** be submitted by whoever intends to tender for this tender by Monday, 03 June 2024. **Failure to submit the Certificate of Intention to Submit a 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. Late notification of intention to tender by a prospective Tenderer **will not** necessarily result in the tender closing date being extended.
3. Should you intend to submit a tender for this tender please sign the certificate, scan and email the completed document to the email address indicated in T1.1 of this tender document.
4. The Employer shall send all correspondence, including Addenda, only to the Tenderer's email address as provided herein.

This is to certify that I,

Representative of (insert name of Tenderer)

of (address)

telephone 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)

FORM A2.1: CERTIFICATE OF AUTHORITY FOR SIGNATORY

Notes to Tenderers:

1. The signatory for the Tenderer shall confirm his/her authority thereto by attaching on the tendering company's letterhead a duly signed and dated copy of the relevant resolution of the Board of Directors or Partners. **Scan a copy of the resolution to flash drive.**
2. If the Tenderer is a Joint Venture (JV), a certificate is required from each member of the JV clearly setting out:
 - a) authority for signatory,
 - b) undertaking to formally enter into a JV contract should an award be made to the JV,
 - c) name of designated lead member of the intended JV, as required by Tender Condition, Clause C.2.13.4.
3. The resolution below is given as an example of an acceptable format for authorisation, but submission of this page with the example completed shall not be accepted as authorisation of the Tenderer's signatory.

By resolution of the Board of Directors/Partners passed at a meeting held on
Mr/Ms whose signature appears below, has been duly
authorised to sign all documents w.r.t. the tender for Contract SANRAL C.003-082-2023/1 TRAINING
AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ON N9
SECTION 4 AND R61 SECTION TO WESTERN CAPE BORDER and any contract which may arise
therefrom on behalf of ... (*name of Tenderer*).

SIGNED ON BEHALF OF THE COMPANY:

IN HIS/HER CAPACITY AS:

DATE:

SIGNATURE OF SIGNATORY:

WITNESSES:

.....
SIGNATURE

.....
SIGNATURE

.....
NAME (print)

.....
NAME (print)

FORM A2.2: DECLARATION OF TENDERER'S STATUS OF DEBT OUTSTANDING TO SANRAL

Notes to Tenderers:

1. The signatory for the Tenderer shall complete and sign this Form declaring the status of (any) debt outstanding to SANRAL.
2. If the Tenderer is a Joint Venture (JV), a declaration is required from each member of the JV.

I, the undersigned, declare that:

- a) the Tenderer or any of its Directors or Members do not have any debt outstanding to SANRAL, other than what is listed below (please provide details):

Please provide the details:

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

- b) the Tenderer and/or any of its Directors or Members freely, voluntarily and without undue duress unconditionally authorises SANRAL to set off any debts agreed to which is due and payable by the Tenderer or any of its Directors or Members in terms of this declaration against any moneys due to the Tenderer or any of its Directors or Members; and
- c) to the best of my knowledge the above information is true and accurate.

Signed and sworn before me at on the day of
..... 20.....

.....
SIGNATURE

The deponent having:

- i) acknowledge that he/she knows and understands the contents hereof;
- ii) confirmed that he/she has no objection to the taking of the prescribed oath;
- iii) considered the prescribed oath as binding upon his/her conscience; and
- iv) complied with the Regulations contained in the Government Gazette Notice R1258 of July 1972 and R1648 of August 1977 having been complied with.

.....
COMMISSIONER OF OATHS

FORM A2.3: CERTIFICATE OF SINGLE TENDER SUBMISSION

Notes to Tenderers:

1. This certificate serves as a declaration by the Tenderer that a single tender was submitted.
2. In the case of a Joint Venture (JV), a separate certificate is to be completed and submitted by each JV member.

DECLARATION

I, the undersigned, in submitting the accompanying tender on behalf of the Tenderer do hereby make the following statements that I certify to be true and complete in every respect:

1. I have read and understand the notes to, and the contents of, this certificate.
2. I understand that the accompanying tender and any other tender shall be disqualified if I, including a JV partner, a Targeted Enterprise or a sub-contracted Key Person(s), participate in more than 1 (one) tender.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM A2.4: CERTIFICATE OF FRONTING PRACTICES

1. Fronting Practices

a) Window-dressing:

This includes cases in which black people are appointed or introduced to an enterprise based on tokenism and may be:

- i) discouraged or inhibited from substantially participating in the core activities of an enterprise; and
- ii) discouraged or inhibited from substantially participating in the stated areas and/or levels of their participation.

b) Benefit Diversion:

This includes initiatives implemented where the economic benefits received as a result of the B-BBEE Status of an enterprise do not flow to black people in the ratio as specified in the relevant legal documentation.

c) Opportunistic Intermediaries:

This includes enterprises that have concluded agreements with other enterprises with a view to leveraging the opportunistic intermediary's favourable B-BBEE status in circumstances where the agreement involves:

- i) significant limitations or restrictions upon the identity of the opportunistic intermediary's suppliers, service providers, clients or customers;
- ii) the maintenance of their business operations in a context reasonably considered improbable having regard to resources; and
- iii) terms and conditions that are not negotiated at arms-length on a fair and reasonable basis.

2. Responsibility to Report Fronting

To effectively deal with the scourge of fronting, verification agencies, and/or procurement officers and relevant decision makers are encouraged to obtain a signed declaration from the clients or entities that they verify or provide business opportunities to, which states that the client or entity understands and accepts that the verification agency, procurement officer or relevant decision maker may report fronting practices to **the dti**. Intentional misrepresentation by measured entities may constitute fraudulent practices, public officials and verification agencies are to report such cases to **the dti**.

3. Fronting Indicators

The situations listed in the table below are indicators of fronting;

a)	The black people identified by an enterprise as its shareholders, executives or management are unaware or uncertain of their role within an enterprise;
b)	The black people identified by an enterprise as its shareholders, executives or management have roles of responsibility that differ significantly from those of their non-black peers;
c)	The black people who serve in executive or management positions in an enterprise are paid significantly lower than the market norm, unless all executives or management of an enterprise are paid at a similar level;
d)	There is no significant indication of active participation by black people identified as top management at strategic decision-making level;
e)	An enterprise only conducts peripheral functions and does not perform the core functions reasonably expected of other, similar, enterprises;

f)	An enterprise relies on a third-party to conduct most core functions normally conducted by enterprises similar to it;
g)	An enterprise cannot operate independently without a third-party, because of contractual obligations or the lack of technical or operational competence;
h)	The enterprise displays evidence of circumvention or attempted circumvention;
i)	An enterprise buys goods or services at a significantly different rate than the market from a related person or shareholder;
j)	An enterprise obtains loans, not linked to the good faith share purchases or enterprise development initiatives, from a related person at an excessive rate; and
k)	An enterprise shares all premises and infrastructure with a related person, or with a shareholder with no B-BBEE status or a third-party operating in the same industry where the cost of such premises and infrastructure is disproportionate to market-related costs.

DECLARATION

I, the undersigned, in submitting the accompanying tender on behalf of the Tenderer do hereby make the following statements that I certify to be true and complete in every respect:

1. I have read and understand the contents of this certificate.
2. I accept that the Employer may report fronting practices to the Department of Trade and Industry and the B-BBEE Commissioner.
3. I accept that intentional misrepresentation by measured entities may constitute fraudulent practices that shall be reported to the Department of Trade and Industry and the B-BBEE Commissioner.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM A2.5: DECLARATION OF DOMESTIC PROMINENT INFLUENTIAL PERSONS, FOREIGN PROMINENT PUBLIC OFFICIALS AND FOREIGN INFLUENTIAL NATIONALS (DPIPS, FPPOS AND FINs)

Notes to Tenderers:

1. In line with a policy on Domestic Prominent Influential Persons (DPIPs), Foreign Prominent Public Officials (FPPOs) and Foreign Influential Nationals (FINs), the purpose of this declaration form is to ensure maintenance and monitoring of the business relationships with prominent, influential stakeholders who have domestic and/or foreign influence as far as the procurement under the management of the Employer is concerned. This is done to mitigate the Employer's perceived association, reputational, operational or legal risk, as it strives to foster and maintain fair and transparent business relations. (This policy is available on the Employer's website: www.nra.co.za).
2. It is compulsory that all prospective and existing Tenderers conducting business with the Employer, who potentially meet the definition of DPIPs, FPPOs or FINs, complete this form by supplying credible information as required and submit together with their tender document.
3. Tenderers are required at the tender stage to declare any DPIPs, FPPOs or FINs involved in their tenders, as part of their submission.
4. Further, that Tenderers shall at the tender stage furnish the Employer of all information relating to namely, shareholders' names, identity numbers and share certificates of the individual and/or transaction concerned using the form below, for verification purposes, including where applicable, confirmation as it relates to:
 - a) Knowledge of any offence within the meaning of Chapter 2, Section 12 and 13 of Prevention and Combating of Corrupt Practices Act No 4 of 2006; and/or
 - b) Knowledge of any offence within the meaning of Chapter 3 of Prevention of Organised Crime Act No 121 of 1998 as it relates to any of the shareholders, directors, owners and/or individual link to the Tenderer.
5. Tenderers undertake that should it be discovered that the information provided in the table below is fraudulently or negligently misrepresented, then Chapter 9, Section 214 and 216 of Companies Act No 17 of 2008 shall apply to shareholders, directors, owners and/or individuals link to the Tenderer.
6. Should the Tenderer fail to declare or supply the Employer with credible information in the prescribed form, the tender may be rendered invalid.
7. Should the Employer, in the process of conducting verification and investigation of information supplied by the Tenderer find out that the information poses a reputational risk, the tender shall be rendered invalid.
8. The following definitions shall apply:
 - a) "Board" means the Board of Directors or the Accounting Authority of the Employer.
 - b) "Business relationship" means the connection formed between the Employer and external stakeholders for commercial purposes.
 - c) "DD" means Due Diligence which is defined for this form as:
 - i. the verification of disclosures in the disclosure form, including if the disclosure is "none"; and
 - ii. further investigation if any areas of risk are identified from publicly available information.
 - d) "Domestic Prominent Influential Person" means an individual who holds an influential position, including in an acting position for a period exceeding 6 (six) months, or has held at any time in the preceding 12 (twelve) months, in the Republic, as defined in the Financial Intelligence Centre Amendment Act No 1 of 2017.

- e) "DPIP" means a Domestic Prominent Influential Person.
- f) "Family members and known close associates" means immediate family members and known close associates of a person in a foreign or domestic prominent position, as the case may be, as defined in the Financial Intelligence Centre Amendment Act No 1 of 2017.
- g) "Foreign Influential National" means an individual who is not a South African citizen or does not have a permanent residence permit issued in terms of the Immigration Act No 13 of 2002, who possesses personal power that induces another person to give consideration or to act on any basis other than the merits of the matter.
- h) "Foreign Prominent Public Official" means (as defined in the Financial Intelligence Centre Amendment Act No 1 of 2017) an individual who holds or has held at any time in the preceding 12 (twelve) months, in any foreign country a prominent public function.
- i) "FPPO" means a Foreign Prominent Public Official.
- j) "Improper influence" means personal power that induces another person to give consideration or to act on any basis other than the merits of the matter.
- k) "The Employer" means the South African National Roads Agency SOC Limited (SANRAL) with registration number 1998/009584/30.
- l) "Senior Management" means the Executive Committee or its individual members.

9. A separate declaration is required from each PIP. If the Tenderer is a Joint Venture (JV), a separate declaration from each PIP from each of the JV members, is required.

Table A2.5a: Prominent Influential Persons (PIP's) Reporting Form

IDENTIFICATION PARTICULARS				
Primary Particulars	First Name	Surname	Middle Name	ID/Passport Number
Country Details	Country of Origin		Citizenship	Current Country of Residence
CURRENT STATUS AND BACKGROUND				
Current Occupation	Occupational Title		Status	
			Active	Non-active
Is the potential/business partner (mark with an "X" whichever is applicable):				
a DPIP	a FPPO	a FIN	Family member or Close Associate of a DPIP/FPPO/FIN?	
KNOWN BUSINESS INTERESTS				
No	Name of Entity	Role in Entity	Status	
			Active	Non-active
1				
2				
3				

FORM A2.6: CERTIFICATE OF PERMISSION TO CONDUCT DUE DILIGENCE INVESTIGATION

Notes to Tenderers:

1. The Tenderer shall complete the declaration below.
2. In the event of a Joint Venture (JV), each member of the JV shall comply with the above requirements.

I, *(insert name)*,
the undersigned in my capacity as *(insert position)*,
on behalf of *(insert name of company)*,
herewith grant consent that SANRAL or any of their appointed Service Providers may conduct a risk
assessment on *(insert name of company)*
to evaluate our ability to perform the contract as stipulated in the Standard Conditions of Tender, clause
C.3.13(b).

In addition, any information in this regard requested by SANRAL or any of their appointed Service
Providers, shall be submitted within the timelines of the request.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM A3.1: BIDDER'S DISCLOSURE (INCORPORATING SBD4)

Notes to Tenderers:

- a) Definitions:
- i) "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 of Municipal Entity;
 - c. Provincial Legislature;
 - d. National Assembly or the National Council of Provinces; or
 - e. Parliament.
 - ii) "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.
- b) If the Tenderer is a Joint Venture (JV), a separate declaration form is to be completed and submitted by each JV member.
- c) If the Form is omitted or blank; or if the Tenderer found to have failed to declare conflict or declare false information, the Tender will be declared non-responsive and should it be discovered after the award of a contract, the contract may be terminated and the Tenderer will be ultimately restricted for doing business with the State.

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, 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.
- 3.5 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.

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.

- 3.6 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.
- 3.7 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

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED
CONTRACT SANRAL C.003-082-2023/1.

TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND
R61 SECTION 1 TO WESTERN CAPE BORDER

FORM A3.2: CERTIFICATE OF INDEPENDENT TENDER (INCORPORATING SBD9)

REPEALED

FORM A3.3: DECLARATION OF TENDERER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

Notes to Tenderers:

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 misuse 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 the institution's supply chain management system;
 - b) committed fraud or any other improper conduct in relation to such State system; 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. To give effect to the above, the following questionnaire must be completed and submitted with this tender.

Table A3.3: Declaration of Tenderer's Past Supply Chain Management Practices

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 <input type="checkbox"/>	No <input type="checkbox"/>
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 <input type="checkbox"/>	No <input type="checkbox"/>
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 <input type="checkbox"/>	No <input type="checkbox"/>
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 due to failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.4.1	If Yes, furnish particulars:		

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:

DATE:

NAME:

POSITION:

NAME OF TENDERER

FORM A3.4: REGISTRATION ON NATIONAL TREASURY’S CENTRAL SUPPLIER DATABASE

Notes to Tenderers:

1. The Tenderer shall provide a scanned copy in .pdf of the Supplier Registration Form from National Treasury Central Supplier Database (www.treasury.gov.za).
2. Tenderers who are not registered on the Central Supplier Database at tender closure will be declared non-responsive in terms of Tender Data, Clause C.2.1.1.
3. In the case of a Joint Venture (JV), or a Targeted Enterprise, a scanned copy in .pdf of the Supplier Registration Form from National Treasury must be provided for each member of the JV or the Targeted Enterprise.

Name of Service Provider:

Central Supplier Database Supplier Number:

Supplier Commodity:

Delivery Location:

SIGNATURE:

DATE:

NAME:

POSITION:

FORM A3.5: DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS (INCORPORATING SBD6.2)

Notes to Tenderers:

1. This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).
2. Before completing this declaration, Tenderers must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the South African Bureau of Standards (SABS) approved technical specification number SANS 1286:2017 and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

- 1.1. The local content (LC) expressed as a percentage of the tender price must be calculated in accordance with the SABS approved technical specification number SATS 1286:211 as follows:

$$LC = [1 - x / y] * 100$$

Where:

- x is the imported content in Rand
- y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) on the date of advertisement of the bid as indicated in paragraph 3.1 below.

The SABS approved technical specification number SANS 1286:2017 is accessible on http://www.thedti.gov.za/industrial_development/ip.jsp at no cost.

- 1.2 A tender may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule – Form A3.6) are not submitted as part of the tender documentation.
2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SANS 1286:2017) for this bid is/are as follows:

Table A.3.5(a): Minimum Thresholds for Local Production and Content

Steel Construction Materials	Components	Stipulated Minimum Threshold
Steel Value-added Construction Material Products		
Fabricated Structural Steel	Latticed steelwork, reinforcement steel, columns, beams, plate girders, rafters, bracing, cladding supports, stair stringers & treads, ladders, steel flooring, floor grating, handrailing and balustrading, scaffolding, ducting, gutters, launders, downpipes and trusses	100%

Joining/Connecting Components	Gussets, cleats, stiffeners, splices, cranks, kinks, doglegs, spacers, tabs and brackets	100%
Fasteners	Bolts, nuts, rivets and nails	100%
Wire Products	All fencing products, all barbed wire and mesh fencing, fabric/mesh reinforcing, gabions, wire rope/strand and chains, welding electrodes, nails/tacks, springs and screws	100%
Ducting and Structural Pipework	Non-conveyance tubing fabricated from steel sheeting and plate with structural supports	100%
Gutters, downpipes & launders	Fabricated materials made from sheeting associated with roof drainage systems	100%
<p>Only locally produced or locally manufactured steel products and components for construction with a minimum threshold for local content and production as stipulated above will be considered.</p> <p>In the designation, imported inputs raw materials (i.e. zinc and additives in the surface preparation and protection process (cleaning and coating/galvanising)) used in the production of steel products and components for the construction are deemed as locally manufactured input materials.</p> <p>The imported input raw material, as specified above, used in the manufacture and production of steel products and components for construction will be deemed to have been sourced locally for the purposes of calculating local content.</p>		
Steel Construction Materials		Stipulated Minimum Threshold
Primary Steel Construction Material Products		
Plates (>4.5mm thick and supplied in flat pieces)		100%
Sheets (<4.5mm thick and supplied in coils)		100%
Galvanised and Colour Coated coils		100%
Wire Rod and Drawn Wire		100%
Sections (Channels, Angles, I-Beams and H-Beams)		100%
Reinforcing bars		100%
<p>Only locally produced or locally manufactured steel products and components for construction with a minimum threshold for local content and production as stipulated above will be considered.</p> <p>In the designation, imported inputs raw materials (i.e. zinc and additives in the surface preparation and protection process (cleaning and coating/galvanising)) used in the production of steel products and components for the construction are deemed as locally manufactured input materials.</p> <p>The imported input raw material, as specified above, used in the manufacture and production of steel products and components for construction will be deemed to have been sourced locally for the purposes of calculating local content.</p>		
Cable Products		Stipulated Minimum Threshold
Electrical Cable Material Products		
Low Voltage		90%

Low Cost Reticulation	90%		
Medium & High Voltage	90%		
ACR	90%		
Telecom Cable Material Products			
Optical Fibre Cables	90%		
Copper Telecom Cables	90%		
Only locally produced or locally manufactured electrical and telecommunication cables for construction with a minimum threshold for local content and production as stipulated above will be considered.			
Excluded in the designation are mainly primary steel, copper, aluminium, polyvinyl chloride (PVC), cross-linked polyethylene (XLPE), aramid yarn, and optical fibre used for fabrication of cable products. This is to encourage local manufacturers to seek the best global competitive prices for primary materials hence the competitive imported materials used in the manufacture of cables will be deemed to have been sourced locally for the purposes of calculating local content			
Product Type	Stipulated Minimum Threshold		
Plastic Pipes			
Polyvinyl chloride (PVC) pipes	100%		
High density polyethylene (HDPE) pipes	100%		
Polypropylene (PP) pipes	100%		
Glass reinforced plastic (GRP) pipes	100%		
Only locally produced or locally manufactured Plastic Pipes with a minimum threshold for local content and production as stipulated above will be considered.			
Textiles, Clothing, Leather and Footwear			
Textiles	100%		
Only locally produced or locally manufactured Textiles, Clothing, Leather and Footwear from local raw material or input, with a minimum threshold for local production and content of 100% will be considered.			
Bagged and Bulk Cement			
Cement Type	Description	Application	Stipulated Minimum Threshold
Cem I	Pure portland cement with a 95-100% clinker.	All civil and building construction as appropriate	100 %
Cem II	Portland cement containing varying additions of secondary materials, i.e. fly ash, pozzolana, slag, silica fume, or limestone	All civil and building construction as appropriate	100 %
Only locally produced or locally manufactured bagged and bulk cement produced using locally produced raw materials with the minimum threshold percentages for local production and content stated below will be considered:			

Copies of Annex D, Annex E, Process for application for exemption, as well as guidelines for the calculation of the local content, is provided in the Appendices A of Part C4.

3. Does any portion of the services or goods offered have any imported content? **Tick applicable box.**

YES		NO	
-----	--	----	--

- 3.1 If yes, the rate(s) of exchange to be used in this tender to calculate the local content as prescribed in paragraph 1.5 of the General Conditions must be the rate(s) published by SARB for the specific currency on Friday, 24 May 2024.

The relevant rates of exchange information is accessible on <https://www.resbank.co.za>.

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SANS 1286:2017):

Table A.3.5b: Rate of Exchange Against Currency

Currency	Rates of Exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

Note: Tenderers must submit proof of the SARB rate(s) of exchange used.

4. Where, after the award of a tender, challenges are experienced in meeting the stipulated minimum threshold for local content, the DTI must be informed accordingly in order for the DTI to verify and in consultation with the AO/AA provide directives in this regard.

**LOCAL CONTENT DECLARATION
 (REFER TO ANNEX B OF SATS 1286:2011)**

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER OR PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

CONTRACT SANRAL C.003-082-2023/1

FOR THE CONSTRUCTION MANAGEMENT AND TRAINING OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER

ISSUED BY: The South African National Roads Agency SOC Limited

Notes:

1. The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the Tenderer.
2. Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annexure C, D and E) is accessible on <http://www.thedtic.gov.za/sectors-and-services-2/industrial-development/industrial-procurement/?hilite=%27local%27%2C%27content%27%2C%27declaration%27>. Examples of Annexure D and E as well as the process for application for exemption and guidelines for the calculation of the local content is provided in Part C4: Appendix 7. Examples of Annexure D and E is also provided in Excel format on the Tender document Tenderers must first complete Declaration D. After completing Declaration D, Tenderers must complete Declaration E and then consolidate the information on Declaration C. **Declaration C must be submitted with the tender documentation at the closing date and time of the tender to substantiate the declaration made in paragraph (c) below.** Declarations D and E must be kept by Tenderers for verification purposes for a period of at least five (5) years. The successful Tenderer is required to continuously update Declarations C, D and E with the actual values for the duration of the Contract.

I, the undersigned (name),

do hereby declare, in my capacity as (position)

of (company)

the following:

- a) the facts contained herein are within my own personal knowledge;
- b) I have satisfied myself that the goods and/or services and/or works to be delivered in terms of the above-specified tender comply with the minimum local content requirements as specified in the tender and as measured in terms of SANS 1286:2017; and
- c) the local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SANS 1286:2017, the rates of exchange indicated in paragraph 3.1 above and the information contained in Declarations D and E which has been consolidated in Declaration C:

Tender price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R

Stipulated minimum threshold for local content (paragraph 2 above)	
Local content %, as calculated in terms of SATS 1286:2011	
<p>Notes:</p> <p>i) If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.</p> <p>ii) The local content percentage for each product has been calculated using the formula given in clause 3 of SANS 1286:2017, the rates of exchange indicated in paragraph 3.1 above and the information contained in Declarations D and E.</p> <p>d) I accept that the Procurement Authority or Institution has the right to request that the local content be verified in terms of the requirements of SANS 1286:2017.</p> <p>SIGNATURE: DATE:</p> <p>WITNESS No. 1: WITNESS No. 2:</p>	

FORM A3.6: DECLARATION LOCAL CONTENT

ANNEXURE C: SUMMARY SCHEDULE

C1	Tender No.:								
C2	Tender Description:								
C3	Designated Product(s):								
C4	Tender Authority:								
C5	Tendering Entity Name:								
C6	Tender Exchange Rate:	Pula	P	EU	€	GBP	£	Other (stipulate)	

Note: VAT to be excluded from all calculations

		Calculation of Local Content						Tender Summary			
Tender Item No.'s	List of Items	Tender Price Each (Excl. VAT)	Exempted Imported Value	Tender Value Net of Exempted Imported Content	Imported Value	Local Value	Local Content % (Per Item)	Tender Qty	Total Tender Value	Total Exempted Imported Content	Total Imported Content
(C8)	(C9)	(C10)	(C11)	(C12)	(C13)	(C14)	(C15)	(C16)	(C17)	(C18)	(C19)
C1.2	Procurement of Materials										
C1.3	Fixed Obligations										
C1.3	Office Establishment										
C1.5	Traffic Accommodation										
C4.4	G5 Base										
C6.2	Block Paving										
C11.4	Guardrails										
C11.6	Road Signs										
C11.7	Road markings										
C11.9	Finishes										
(C20) Total Tender Value									R		

Signature of Tenderer from Annexure B:

(SATS 1286.2011)

Date:

(C21) Total Exempt Imported Content

R

(C22) Total Tender value net of Exempt Imported Content

R

(C24) Total Local Content

R

(C25) Average Local Content % of tender

R

%

FORM A6: CERTIFICATE OF TAX COMPLIANCE (INCORPORATING SBD2)

Note to Tenderers:

1. The Tenderer shall complete the declaration below.
2. In the event of a Joint Venture (JV) each member of the JV shall comply with the requirement below.

I, (name)
the undersigned in my capacity as (position)
on behalf of (company)
herewith grant consent that SARS may disclose to the South African National Roads Agency SOC Limited (SANRAL) our tax compliance status. Our unique security personal identification number (PIN) is, our tax reference number is and our tax clearance certificate number is

SIGNATURE:
DATE:
NAME:
POSITION:

FORM A10: SCHEDULE OF CURRENT COMMITMENTS AND TENDERS NOT AWARDED YET

Notes to Tenderers:

1. The Tenderer shall list below all contracts currently under construction or awarded and about to commence and tenders for which offers have been submitted but awards not yet made.
2. If the Tenderer is a Joint Venture (JV) or consortium, details of all the members of the JV or consortium shall similarly be attached to this form.
3. The lists must be restricted to not more than 20 contracts and 20 tenders. If a Tenderer's actual commitments or potential commitments are greater than 20 each, those listed should be in descending order of expected final contract value or sum tendered.

Table 1: CONTRACTS AWARDED				
Employer	Project	Expected Total Value of Contract (Incl. VAT)	Duration (Months)	Expected Completion Date

Table 2: TENDERS NOT YET AWARDED				
Employer	Project	Sum Tendered (Incl. VAT)	Duration (Months)	Expected Start Date

SIGNATURE:

DATE:

NAME:

POSITION:

**FORM A11: CERTIFICATE OF COMPLIANCE WITH COMPENSATION FOR OCCUPATIONAL
INJURIES AND DISEASES ACT, 1993 (ACT NO. 130 OF 1993)**

Notes to Tenderers:

1. Discovery that the Tenderer has failed to make proper disclosure may result in the Employer terminating a contract that flows from this tender on the grounds that it has been rendered invalid by the Tenderer's misrepresentation.
2. The Tenderer shall attach to this form evidence that he is registered and in good standing with the Compensation Fund or with a licensed compensation insurer who is approved by the Department of Labour in terms of Section 80 of the Compensation for Injury and Disease Act (COID) (Act 130 of 1993).
3. The Tenderer is required to disclose, by also attaching documentary evidence to this form, all inspections, investigations and their outcomes conducted by the Department of Labour into the conduct of the Tenderer at any time during the 36 (thirty-six) months preceding the date of the tender closure.
4. If the Tenderer is a Joint Venture (JV), all members of the JV shall comply with the above requirements.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM A12: CERTIFICATE OF REGISTRATION WITH THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD (CIDB)

Notes to Tenderers:

1. The Tenderer shall provide a scanned copy in .pdf of the Active Contractor's Listing off the CIDB website, www.cidb.org.za.
2. Tenderers whose CIDB registration expires within 21 days after close of tender shall attach proof of their application for re-registration (refer to Tender Data, Clause C.2.1.1).
3. In the case of a Joint Venture (JV), a scanned copy in .pdf of the Active Contractor's Listing must be provided for each member of the JV.
4. The tender will be declared non-responsive if the Tenderer:
 - a) is not registered on the CIDB within the required contractor grading and category at the tender closing date; or
 - b) is suspended; or
 - c) has not declared interest of application to upgrade the grading; or
 - d) failed to submit the new registered grading within 21 days after tender closure.

Complete the following details of registration with the Construction Industry Development Board.

Name of Contractor:

Contractor Grading Designation:

CIDB Contractor Registration Number:

Registration expiry date:

SIGNATURE:

DATE:

NAME:

POSITION:

FORM A13: INVITATION TO BID AND TERMS AND CONDITIONS FOR BIDDING (INCORPORATING SBD1)

PART A: INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED					
BID NUMBER	SANRAL C.003-082-2023/1	CLOSING DATE	05 July 2024	CLOSING TIME	11:00
DESCRIPTION	TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND R61 SECTION 1 TO WESTERN CAPE BORDER				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT:					
The South African National Roads Agency SOC Ltd 20 Shoreward Drive Bay West Gqeberha 6025					
BIDDING PROCEDURE AND TECHNICAL ENQUIRIES MAY BE DIRECTED TO:					
CONTACT PERSON	Procurement Office				
TELEPHONE NUMBER	N/A				
E-MAIL ADDRESS	Procurementsr4@sanral.co.za				
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELL PHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		CENTRAL SUPPLIER DATABASE NO:	MAAA	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	TICK APPLICABLE BOX <input type="checkbox"/> Yes <input type="checkbox"/> No	
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS OR SERVICES OR WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS OR SERVICES OR WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]	

QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS		
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
DOES THE ENTITY HAVE A BRANCH IN THE RSA?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<p>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.</p>		

PART B: 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 IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
1.4.	THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
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 TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. THROUGH THE SARS WEBSITE, WWW.SARS.GOV.ZA.
2.4	BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
2.5	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS / PIN / CSD NUMBER.
2.6	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7	NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE.

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

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED
CONTRACT SANRAL C.003-082-2023/1.
TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND
R61 SECTION 1 TO WESTERN CAPE BORDER

(Proof of authority must be submitted, e.g. Company Resolution)

DATE:

FORM A14: DECLARATION OF TENDERER'S FINANCIAL SUBMISSION

Notes to Tenderers:

1. The signatory for the Tenderer shall complete and sign this form declaring his/her understanding of the document taking note of the points extracted below as contained in the tender document.
2. If the Tenderer is a Joint Venture, a separate declaration is required from each member of the JV.

I, the undersigned, declare that:

- a) We have submitted a balanced tender and have not tendered any negative rates. We accept the risk of doing any work at our own tendered rates. We shall rebalance our unit rates on request from the Employer where any unduly low rates are pointed out. We realise that by balancing our unit rates our tender amount will remain unchanged.
- b) We are aware of Clause D1009 and confirm that it was considered in finalizing the submitted BOQ.
- c) We are aware that the approval and structuring of work packages including the scope and extent of the work packages ultimately lies with the Project Management Team (PMT). We accept that it is at our own risk if pre-empting which work will be sublet.
- d) The Provisional Sum allowed for work to be done by Targeted Enterprises will not be overspent without prior approval of the Employer.
- e) We understand and accept Clause D1003 relating to the calculation of penalties/bonuses with respect to CPG Targets and accept any penalty arising from it.

The above information is to the best of my knowledge true and accurate.

Signed and sworn before me at on the day of

..... 20.....

.....
SIGNATURE

The deponent having:

- i) acknowledge that he/she knows and understands the contents hereof;
- ii) confirmed that he/she has no objection to the taking of the prescribed oath;
- iii) considered the prescribed oath as binding upon his/her conscience; and

.....
COMMISSIONER OF OATHS

SIGNATURE:

FORM B1.1: KEY PERSONNEL EXPERIENCE – CONSTRUCTION MANAGER

Notes to Tenderers:

1. The Tenderer shall provide details of the Construction Manager’s technical qualification and/or professional registration, years’ experience, as well as details of previous experience required for this project.
2. The Construction Manager must meet the minimum requirements as stipulated below and the Tenderer must append proof of qualification and/or registration to this Form.

Minimum Technical Qualification or Registration	Minimum Relevant Experience (years)
Contracts 7CE or higher:	
SACPCMP as PrCM or ECSA as Pr. Techni; OR	8
SACPCMP as PrCM or ECSA as Pr. Eng. or Pr. Tech Eng.	5

3. Where ECSA registration is required, Professional Registration with the Engineering Council of South Africa (ECSA) or any other equivalent registration with an international body recognised by ECSA, i.e. Washington Accord, Dublin Accord and Sydney Accord, is accepted.
4. The Construction Manager shall be employed full time on the Works, be the single point of accountability and be responsible for the management of the construction works.
5. If the Construction Manager is not in its permanent employment, the Tenderer shall provide a signed undertaking from the proposed Construction Manager, stating that he/she will undertake the necessary work on behalf of the Tenderer in terms of a subcontract agreement.
6. If the Construction Manager’s experience does not meet the stipulated minimum requirement, or if the Tenderer does not respond within stated period when requested to do so; the tender will be declared non-responsive in terms of clause C.3.13 (b) of the Tender Data.

FORM B1.2: KEY PERSONNEL EXPERIENCE – TRAINING PROVIDER

Notes to Tenderers:

1. The Tenderer shall provide details of the Training Provider's technical qualification and/or professional registration, years' experience, as well as details of previous experience required for this project.
2. The Training Provider must meet the minimum requirements as stipulated below and the Tenderer must append proof of qualification and/or registration to this Form.

Minimum Technical Qualification or Registration	Minimum Relevant Experience (years)
NQF 5 in Civil Engineering	10

3. It is not a requirement that the Training Provider (the person who coordinates and manages the training and skills development programme) is registered with the CETA, but the staff reporting to him/her, i.e. Practitioners, Moderators and Assessors must be registered and accredited with the CETA for the required NQF Unit Standards, and have the minimum qualifications and experience, as per Part C3, Section A1003.06, Contractor's Staff.
4. If the Training Provider is not in its permanent employment, the Tenderer shall provide a signed undertaking from the proposed Training Provider, stating that he/she will undertake the necessary work on behalf of the Tenderer in terms of a subcontract agreement.
5. If the Training Provider's experience does not meet the stipulated minimum requirement, or if the Tenderer does not respond within stated period when requested to do so; the tender will be declared non-responsive in terms of clause C.3.13 (b) of the Tender Data.

Training Provider: Qualification and/or Registration and Years' Experience

Name	Position in Team	ECSA Reg. No (if available, but not a requirement)	ECSA Category (if available, but not a requirement)	SACPCMP Reg. No. (if available, but not a requirement)	SACPCMP Category (if available, but not a requirement)	Highest Engineering Qualification	No of Years Relevant Experience
	Training Provider						

Training Provider: Technical and Managerial Experience *(List only the most recent three (3) projects of the Key Person that the Tenderer considers relevant to the specified scope of works.)*

Client	Project Description	Project Start Date	Project End Date	Value	Position Held	Contact Person and Firm	Contact No.

SIGNATURE: DATE:

NAME: POSITION:

FORM B1.4: KEY PERSONNEL EXPERIENCE – CONSTRUCTION OCCUPATIONAL HEALTH AND SAFETY OFFICER

Notes to Tenderers:

1. The Tenderer shall provide details of the Construction OHS Officer's technical qualification and/or professional registration, years' experience, as well as details of previous experience required for this project.
2. The Construction OHS Officer must meet the minimum requirements as stipulated below and the Tenderer must append proof of qualification and/or registration to this Form.

Minimum Technical Qualification or Registration	Minimum Relevant Experience (years)
CHSO with SACPCMP	As required by SACPCMP

3. If the Construction OHS Officer is not in its permanent employment, the Tenderer shall provide a signed undertaking from the proposed Construction OHS Officer, stating that he/she will undertake the necessary work on behalf of the Tenderer in terms of a subcontract agreement.
4. If the Construction OHS Officer's experience does not meet the stipulated minimum requirement, or if the Tenderer does not respond within stated period when requested to do so; the tender will be declared non-responsive in terms of clause C.3.13 (b) of the Tender Data.

Construction OHS Officer: Qualification and/or Registration and Years' Experience

Name	Position in Team	ECSA Reg. No (if available, but not a requirement)	ECSA Category (if available, but not a requirement)	SACPCMP Reg. No. (if available, but not a requirement)	SACPCMP Category (if available, but not a requirement)	Highest Relevant Qualification	No of Years Relevant Experience
	Construction OHS Officer						

Construction OHS Officer: Technical and Managerial Experience *(List only the most recent 3 projects of the Key Person that the Tenderer considers relevant to the specified scope of works.)*

Client	Project Description	Project Start Date	Project End Date	Value	Position Held	Contact Person and Firm	Contact No.

SIGNATURE: DATE:

NAME: POSITION:

FORM B2: TENDERER'S ORGANISATIONAL STRUCTURE AND STAFFING

Notes to Tenderers:

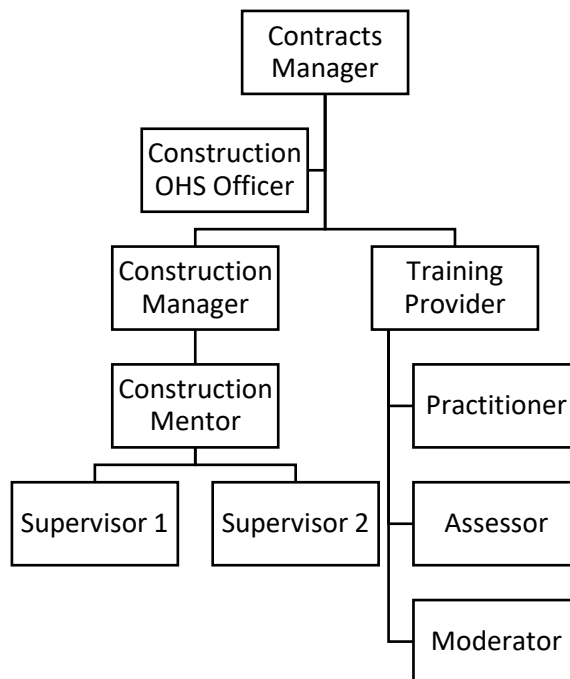
1. The intention of this form is to demonstrate the Tenderer's Project Structure, as well as the lines of responsibility between members of the project team and between the project team and the overall company structure. The Tenderer must attach his own organogram to this form.
2. Tenderers which are large companies may simplify the organogram by 'rolling up' portfolios e.g. combining directors and/or associates into one box of the organogram. However, the individual positions of the Key Persons within the structure must still be shown.
3. Joint Venture (JV) tenders will require each partner to the JV to submit separate organograms that show the individual structure of each partner company and the lines of responsibility of the proposed personnel involved in the project. In addition, there must also be a combined organogram that indicates how the JV itself will function and the proposed share of the work. JV Tenderers shall note that the share of work indicated will be used in the analysis of such a Tenderer's preference proposed on returnable Form A13, and that if awarded the share of work shall become a contractual obligation between the partners of the JV.
4. State the city or town where the company's head office is located. The locality of regional or satellite office, regardless of degree of autonomy or size is not required. Only submit the number of offices other than the head office. Do not count offices outside the RSA.
5. Registered professional engineers, technicians or technologists means those who are involved in the road construction or transport industry, as well as allied fields such as environmental professionals. Registered professionals of other disciplines (e.g. mechanical) are considered as employees only.
6. In the lower table list those who will be involved in priority order of most to least responsibility for the service. Provide details of the Key Personnel and submit Forms B1.1 to B1.5 (whichever are applicable).
7. The same person may perform multiple roles within a Company.

Table B2(a): Organisation Information

Head Office	<i>State City/Town</i>
Other Offices	<i>Only list number; localities not required.</i>
Registered Professionals: ECSA	<i>List only in road construction/transport industry.</i>
Registered Professionals: SACPCMP	
Total Employees	
Percentage (%) share in JV agreement	

Table B2(b): Staff Information

Name of Employee	Position in Team	Estimated Monthly Hours	Relevant Specialist Areas of Knowledge Demonstrating Suitability for Position
	Contract Manager		
	Construction Manager		
	Construction OHS Officer		
	Training Provider		



Project Structure - Example

SIGNATURE: DATE:

NAME: POSITION:

FORM B3: TENDERER'S METHOD STATEMENT

Notes to Tenderers:

1. The Tenderer shall provide a method statement with the details as indicated on this form.
2. The method statement must respond to the Scope of Work and Site Information under Part C4 and outline the proposed approach and methodology. The method statement should articulate what value the Tenderer will add in achieving the stated objectives for the project.
3. The Tenderer must explain the following:
 - a) His understanding of the objectives of the assignment and the Employer's stated and implied requirements
 - b) Highlight the issues of importance and explain the technical approach he would adopt to address them.
 - c) Explain the methodologies which are to be adopted, demonstrate the compatibility of those methodologies with the proposed approach.
 - d) The approach should also include a quality plan which outlines processes, procedures and associated resources, applied by whom and when, to meet the requirements and indicate how risks will be managed and what contribution can be made regarding value management.
4. The Tenderer must attach his approach paper to this page.
5. The approach paper should not be longer than 5 pages.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM B4: TENDERER'S INDICATIVE PROGRAM

Notes to Tenderers:

1. The Tenderer shall attach an indicative programme, reflecting the:
 - a) Contract period;
 - b) proposed sequence or order of execution of the work;
 - c) resources anticipated; and
 - d) tempo of execution of the various activities comprising the work for this contract.
2. The programme shall be in accordance with the information provided in Form B3: Tenderer's Method Statement, Form B4: Tenderer's Indicative Program, Form D2: Schedule of Tenderer's Plant and Equipment, Form D4: Schedule of Subcontractors, Form D5: Schedule of Estimated Monthly Expenditure, and with all other aspects of the tender.
3. If a Tenderer wishes to submit an alternative tender then this form, appropriately completed, shall also be attached to the Pricing Schedule for the alternative proposal.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM B5: SCHEDULE OF WORK EXPERIENCE AND PAST PERFORMANCE BASED ON COMPLETED PROJECTS

Notes to Tenderer:

1. The Tenderer shall provide details of previous experience required for this project in the spaces provided below and attach for each listed project, a performance evaluation certificate in the form of CIDB Contractor Performance Reports or official reference letters from previous employer(s).
2. The Tenderer must have satisfactorily completed 2 project(s) with a minimum value R 13 500 000.00 between 1st January 2009 and the date of submission.
3. The Tenderer shall have completed each of the listed projects as either a prime contractor or joint venture (JV) member or management contractor or sub-contractor. The listed project's scope of work shall substantially match that of the subject project's scope of work.
4. Each listed project shall have a Performance Rating not less than zero (0) Adequate, as rated in terms of the CIDB Performance Rating system or official reference letters from previous employer(s).
5. For listed projects where the Tenderer participated as a JV member or sub-contractor, the Tenderer shall state value (V) limited to his/her share of certified work.
6. If the Tenderer is a JV, the value of projects completed by the individual JV members can be combined and shall be treated as one project to determine whether the requirement of the minimum value of a single contract has been met. In the case of combined projects, each contract performed by each member shall exceed fifty percent (50%) of the minimum value of a single contract as required for a single entity. In determining whether the JV meets the requirement of total number of projects, the number of projects completed by all JV members each of value equal or more than the minimum value required shall be aggregated. For the afore-mentioned purpose, projects which are combined to meet the minimum value shall be treated as one contract.
7. If one or more of the listed projects does not meet minimum requirements as stipulated above, the tender shall be declared non-responsive in terms of clause C.3.13 (b) of the Tender Data.

List only the most recent 2 projects of the firm that the Tenderer considers relevant to the specified scope of works.

Client	Project Description	Project Start Date	Project End Date	Value of Work done by the Tenderer (Incl. VAT)	Contact Person and Firm (Consulting Engineer)	Contact Number	CIDB Performance Rating*

*Not required where an official reference letter(s) from previous employer(s) is(are) attached.

I confirm that the information provided herein is true, that the projects reported and the corresponding responsibilities are truly the experiences of the firm or consortium of firms tendering for this project.

SIGNATURE: DATE:

NAME: POSITION:

FORM B6: SCHEDULE OF WORK EXPERIENCE AND PAST PERFORMANCE BASED ON PROJECTS IN PROGRESS

Notes to Tenderer:

1. Submission of this form is optional. This form must be submitted if the Tenderer does not comply with the requirements of Form B5 and elects to list projects that are in progress to comply with afore-mentioned requirements.
2. The Tenderer shall list projects in progress as stipulated in the table below, which commenced before 1st January 2009
3. The Tenderer shall list 2 project(s) in progress with a minimum value R 13 500 000.00 which commenced after 1st January 2009. Each listed project shall have a certified value of work that exceeds 80% of its awarded value.
4. The Tenderer shall be employed on each listed project as either a prime contractor or joint venture (JV) member or management contractor or subcontractor. The listed project's scope of work shall substantially match that of the subject project's scope of work.
5. Each listed project shall have a Performance Rating not less than zero (0) Adequate, as rated in terms of the CIDB Performance Rating system or official reference letters from previous employer(s). The Performance Rating and certified value of work at closing date must be confirmed by the Project Employer or Project Engineer in writing.
6. For listed projects where the Tenderer participated as a JV member or sub-contractor, the Tenderer shall state value (V) limited to his/her share of certified work.
7. If the Tenderer is a JV, the value of projects completed by the individual JV members can be combined and shall be treated as one contract to determine whether the requirement of the minimum value of a single contract has been met. In the case of combined projects, each contract performed by each member shall exceed fifty percent (50%) of the minimum value of a single contract as required for single entity. In determining whether the joint venture meets the requirement of total number of projects, the number of projects completed by all JV members each of value equal or more than the minimum value required shall be aggregated. For the afore-mentioned purpose, projects which are combined to meet the minimum value shall be treated as one contract.
8. If one or more of the listed projects does not meet minimum requirements as stipulated above, the tender shall be declared non-responsive in terms of clause C.3.13 (b) of the Tender Data.

List only the most recent 2 projects of the firm that the Tenderer considers relevant to the specified scope of works.

Client	Project Description	Project Start Date	Project End Date	Award Value of Work to the Tenderer (Incl. VAT)	Value of Work Certified by Engineer	Contact Person and Firm (Consulting Engineer)	Contact Number	CIDB Performance Rating*

*Not required where an official reference letter(s) from previous employer(s) is(are) attached.

I confirm that the information provided herein is true, that the projects reported, and the corresponding responsibilities are truly the experiences of the firm or consortium of firms tendering for this project.

SIGNATURE: DATE:

NAME: POSITION:

FORM C1.1 PREFERENCE SCHEDULE: TENDERER'S B-BBEE VERIFICATION CERTIFICATE (INCORPORATING SBD6.1)

Notes to Tenderer:

1. The tenderer shall attach to this form a valid B-BBEE verification certificate issued in accordance with:
 - a) the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 1 December 2017 by the Department of Trade and Industry.
 - b) If the Measured Entity operates in more than one sector or sub-sector, the scorecard for the sector or sub-sector in which the majority of its core activities (measured in terms of Annual Revenue) are located will be acceptable. The tenderer must comply with the annual revenue thresholds for EME or QSE or Generic in accordance with the amended Construction Sector Codes.
2. The certificate shall:
 - a) have been issued by a verification agency accredited by the South African National Accreditation System (SANAS); or
 - b) be in the form of a sworn affidavit or a certificate issued by the Companies and Intellectual Property Commission in the case of an Exempted Micro Enterprise (EME) with a total annual revenue of less than R3 million if issued in accordance with the amended Construction Sector Codes published in Notice 931 of 2017 of Government Gazette No. 41287 on 1 December 2017 by the Department of Trade and Industry; and
 - c) be valid at the original advertised tender closing date; and
 - d) have a date of issue less than 12 (twelve) months prior to the tender closing date (see Tender Data C.2.15).
3. If the B-BBEE Certificate is not valid,
4. A valid BBBEE Certificates shall contain:
 - a) Name of enterprise as per enterprise registration documents issued by CIPC, and enterprise business address.
 - b) Value-Added Tax number, where applicable.
 - c) The B-BBEE Scorecard against which the certificate is issued, indicating all elements and scores achieved for each element. The actual score achieved must be linked to the total points as per the relevant Codes.
 - d) B-BBEE status with corresponding procurement recognition level.
 - e) The relevant Codes used to issue the B-BBEE verification certificate.
 - f) Date of issue and expiry (e.g. 9 June 2018 to 8 June 2019). Where a measured entity was subjected to a re-verification process, due to material change, the B-BBEE Verification Certificate must reflect the initial date of issue, date of re-issue and the initial date of expiry. Re-verification does not extend the lifespan of the B-BBEE Verification Certificate.
 - g) Financial period which was used to issue the B-BBEE Verification Certificate.
5. A valid BBBEE Certificates shall contain:
 - a) Name of enterprise as per enterprise registration documents issued by CIPC, and enterprise business address.
 - b) Value-Added Tax number, where applicable.
 - c) The B-BBEE Scorecard against which the certificate is issued, indicating all elements and scores achieved for each element. The actual score achieved must be linked to the total points as per the relevant Codes.
 - d) B-BBEE status with corresponding procurement recognition level.
 - e) The relevant Codes used to issue the B-BBEE verification certificate.
 - f) Have a date of issue and expiry (e.g. 9 June 2018 to 8 June 2019). Where a measured entity was subjected to a re-verification process, due to material change, the B-BBEE Verification Certificate must reflect the initial date of issue, date of re-issue and the initial

- date of expiry. Re-verification does not extend the lifespan of the B-BBEE Verification Certificate.
- g) Financial period which was used to issue the B-BBEE Verification Certificate.
6. A valid Sworn Affidavit shall contain:
- a) Name/s of deponent as they appear in the identity document and the identity number.
 - b) Designation of the deponent as either the director, owner or member must be indicated in order to know that person is duly authorised to depose of an affidavit.
 - c) Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
 - d) Percentage black ownership, black female ownership and whether they fall within a designated group.
 - e) Indicate total revenue for the year under review and whether it is based on audited financial statements or management accounts.
 - f) Financial year-end as per the enterprise's registration documents, which was used to determine the total revenue. **The valid format of the Financial Year-End is Day/Month/Year.**
 - g) B-BBEE status level. An enterprise can only have one status level.
 - h) Date deponent signed and date of Commissioner of Oath must be the same.
 - i) Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest, and
7. In the event of a Joint Venture (JV), a project specific (SANRAL project number indicated) consolidated B-BBEE verification certificate in the name of the JV, shall be attached.
8. The attached verification certificate and the associated assessment report shall comply with the requirements of Tender Data clause C.3.11.8 and shall identify:
- a) The name and domicilium citandi et executandi of the tenderer.
 - b) The registration and VAT number of the tenderer.
 - c) The dates of granting of the B-BBEE score and the period of validity.
 - d) The expiry date of the verification certificate.
 - e) A unique identification number.
 - f) The standard and/or normative document, including the issue and/or revision used to evaluate the tenderer.
 - g) The name and/or mark/logo of the B-BBEE verification agency.
 - h) The category (Generic, QSE, EME) in which the tenderer has been measured.
 - i) The B-BBEE status level.
 - j) The South African National Accreditation System (SANAS) logo on the verification certificate once verification agencies have been accredited.
 - k) The B-BBEE procurement recognition level.
 - l) The score achieved per B-BBEE element.
 - m) The % black shareholding.
 - n) The % black women shareholding.
 - o) The % black persons with disabilities shareholding
 - p) The % black youth shareholding
 - q) The % black people living in rural or underdeveloped areas or townships shareholding
 - r) The % black military veterans shareholding
 - s) The value-added status of the tenderer.
9. The Employer will not be responsible to acquire data that it needs for its own reporting systems and which may not form part of a verification agency's standard certificate format. The tenderer, at its own cost, must acquire any missing specified data listed in 4 above from its selected verification agency and have it recorded on the certificate. Alternatively, such missing data must be supplied separately, but certified as correct by the same verification agency and also attached to this form.

FORM C1.2 PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022 (INCORPORATING SBD6.1)

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:

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

1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	90/80
SPECIFIC GOALS	10/20
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:

80/20	or	90/10
$Ps = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$	or	$Ps = 90 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$

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)
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		

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	

FORM D1: ESTABLISHMENT ON SITE AND GENERAL OBLIGATIONS

Notes to Tenderers:

If the Tenderer should require additional compensation for his obligations under Part C3, Section 1.3 (over and above the total tendered for item C1.3.1) by including such additional compensation in the tendered rates and/or lump sum of items in the bill of quantities, these items and the value of such additional compensation shall also be set out in a letter attached to this form.

Should the extended and combined total tendered for the following obligations exceed a maximum of 20 % of the tender sum, the Tenderer shall clearly set out his reasons for tendering in this manner in a letter attached to this page.

- C1.3.1.1 : Fixed obligations
- C1.3.1.2 : Value Related obligations
- C1.3.1.3 : Time-related obligations

The Employer will duly consider these reasons but reserves the right to consider the tendered rates to be imbalanced and to deal with them in terms of Tender Data, clause C.3.9 contained in this volume.

Total tendered for Item C1.3.1 expressed as a percentage of the tender sum (excluding VAT) is:
% (*insert percentage.*)

SIGNATURE:

DATE:

NAME:

POSITION:

FORM D2: SCHEDULE OF TENDERER'S PLANT AND EQUIPMENT

Notes to Tenderers:

1. The Tenderer shall state below what plant and equipment will be immediately available for this contract, what plant and equipment will become available by virtue of outstanding orders, and what further plant and equipment will be acquired or hired for the work should the Tenderer be awarded the contract.
 - a) Plant and equipment immediately available (I).
 - b) Plant and equipment on order (O).
 - c) *(State details of arrangements made, with delivery dates.)*
 - d) Plant and equipment that will be acquired or hired (H).
 - e) *(State details of delivery arrangements.)*

2. State with relevant symbol in the availability column.

PLANT AND EQUIPMENT TYPE	NUMBER TO BE USED PROJECT	DATE OF MANUFACTURE	AVAILABILITY (State I, O or H)
Grader			
Pneumatic roller			
Water cart			
TLB			
Tipper Truck			
Rammer			
Bobcat			

SIGNATURE:

DATE:

NAME:

POSITION:

FORM D3: SCHEDULE OF SPECIAL MATERIALS

Notes to Tenderers:

1. Refer to Part C1.2.1, Conditions of Contract where Clause 13.8 of the FIDIC General Conditions of Contract has been amended.
2. Only net bitumen content of asphalt and bituminous products shall be subject to rise and fall and no account shall be taken of transport, emulsifiers, diluents or modifiers that may be supplied ex refinery or added later.
3. For clarity when using this form, a supplier is any company (including refineries) that supplies to a Tenderer a bituminous product that it manufactures using bitumen as the sole or blended ingredient in the product. A Tenderer shall, in compliance with note 4 below, attach to this form a letter of supply from each supplier it intends using in the performance of the contract.
4. Tenderers shall append to this page the following information on a letterhead from their selected supplier:
 - a) the supplier's company registration and address details; and
 - b) the product range available including refinery from which the base bitumen is drawn; and
 - c) the net base bitumen type and content for each product; and
 - d) the supply price (excluding VAT and any discounts but including all other obligatory taxes and levies) to the Tenderer for the net bitumen base content of each product; and
 - e) the date from which the supply prices apply.
5. Rise and fall adjustments shall only be made upon receipt by the Engineer of the appropriate letters of supply in compliance to note 4 above, but with the changed supply prices and date of application, as well as reasons for the changes.
6. A change of supplier may be permitted, but only upon application to the Engineer with the appropriate letters of supply in compliance to Note 4 above and approval thereof.
7. Non-disclosure of reduction in supply prices shall be deemed a contractor's deliberate action to defraud the Employer and grounds for the Employer, at its sole discretion, to terminate the contract.
8. Each material dealt with as a special material in terms of FIDIC clause 13.8 as amended is stated in the list below. The rates and prices for the special materials shall be furnished by the Tenderer as an attachment to this Form D5, which rates and prices shall not include VAT but shall include all other obligatory taxes and levies.

SPECIAL MATERIAL	UNIT*	RATE OR PRICE FOR THE BASE MONTH
Bitumen (Net bitumen content)	Ton	As stated on supplier's letter attached to this form.

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED
CONTRACT SANRAL C.003-082-2023/1.
TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND
R61 SECTION 1 TO WESTERN CAPE BORDER

*Indicate whether the material will be delivered in bulk or in containers.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM D4: SCHEDULE OF TENDERER’S SUBCONTRACTORS

Notes to Tenderers:

1. With reference to sub-clause 4.4 of the FIDIC Conditions of Contract for Construction, 1999 as amended, the Tenderer shall list below the items of work he intends to subcontract.
2. Acceptance of this tender shall not be construed as approval of all or any of the listed subcontractors.
3. Should any or all of the subcontractors not be approved subsequent to the acceptance of the tender, it shall in no way invalidate this tender, and the tendered unit rates for the various items of work shall remain final and binding, even in the event of a subcontractor not listed below being approved by the Engineer.

Item of Work	Name of Subcontractor (if known). Indicate Specialist Subcontractor With “S”	% Value of The Tender Amount Subcontracted	Subcontractor B- BBEE Contributor Level	State if Targeted Enterprise	State if EME

SIGNATURE: DATE:

NAME: POSITION:

FORM D5: SCHEDULE OF ESTIMATED MONTHLY EXPENDITURE

Notes to Tenderers:

1. If a Tenderer wishes to submit an alternative tender then this form, appropriately completed, shall also be attached to the Pricing Schedule for the alternative proposal.
2. The Tenderer shall state his estimated value of the work to be completed every month, based on his preliminary programme and his tendered unit rates, in the table below.

CERTIFICATE OR MONTH	VALUE	CERTIFICATE OR MONTH	VALUE
1	R.....		
2	R.....	TOTAL b/f	R.....
3	R.....	7	R.....
4	R.....	8	R.....
5	R.....	9	R.....
6	R.....	10 (FINAL)*	R.....
TOTAL c/f			
		TOTAL: R.....	

* Final payment at end of Defects Notification Period is for balance of retention and any other payments due.

SIGNATURE:

DATE:

NAME:

POSITION:

FORM E1: SCHEDULE OF TENDER COMPLIANCE**Note to Tenderer:**

1. This form has been created as an aid to ensure a Tenderer's compliance with the completion of the returnable forms and schedules and subsequent uploading into the correct folder.

FORM NO	FORM DESCRIPTION	TICK IF COMPLETED
A1	CERTIFICATE CONFIRMING THAT THE TENDERER READ THE BRIEFING PRESENTATION	
A1.1	CERTIFICATE OF INTENTION TO SUBMIT A TENDER	
A2.1	CERTIFICATE OF AUTHORITY FOR SIGNATORY	
A2.2	DECLARATION OF TENDERER'S STATUS OF DEBT OUTSTANDING TO SANRAL	
A2.3	CERTIFICATE OF SINGLE TENDER SUBMISSION	
A2.4	CERTIFICATE OF FRONTING PRACTICES	
A2.5	DECLARATION OF DOMESTIC PROMINENT INFLUENTIAL PERSONS, FOREIGN PROMINENT PUBLIC OFFICIALS OR FOREIGN INFLUENTIAL NATIONALS (DPIPs, FPPOs OR FINs)	
A2.6	CERTIFICATE OF PERMISSION TO CONDUCT DUE DILIGENCE INVESTIGATION	
A3.1 (SBD4)	BIDDER'S DISCLOSURE (INCORPORATING SBD4)	
A3.2 (SBD9)	CERTIFICATE OF INDEPENDENT TENDER (INCORPORATING SBD9) – REPEALED AND NOT APPLICABLE	
A3.3	DECLARATION OF TENDERER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES	
A3.4	REGISTRATION ON NATIONAL TREASURY CENTRAL SUPPLIER DATABASE	
A3.5 (SBD6)	DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS (INCORPORATING SBD6.2)	
A3.6	DECLARATION OF LOCAL CONTENT	
A4	SCHEDULE OF DEVIATIONS OR QUALIFICATIONS BY TENDERER	
A5	SCHEDULE OF ADDENDA TO TENDER DOCUMENTS	
A6 (SBD2)	CERTIFICATE OF TAX COMPLIANCE (INCORPORATING SBD2)	
A7	CERTIFICATE OF INSURANCE COVER	
A8	TENDERER'S REGISTERED FINANCIAL SERVICE PROVIDER LETTER AND BANK DETAILS	
A9.1	SCHEDULE OF TENDER'S LITIGATION HISTORY	
A9.2	DECLARATION OF ENVIRONMENTAL, SOCIAL, HEALTH, AND SAFETY PERFORMANCE	
A9.3	COMPLIANCE WITH LABOUR LEGISLATION DECLARATION	

FORM NO	FORM DESCRIPTION	TICK IF COMPLETED
A10	SCHEDULE OF CURRENT COMMITMENTS AND TENDERS NOT AWARDED YET	
A11	CERTIFICATE OF COMPLIANCE WITH COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT, 1993 (ACT NO. 130 OF 1993)	
A12	CERTIFICATE OF REGISTRATION WITH THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD (CIDB)	
A13 (SBD1)	INVITATION TO BID AND TERMS AND CONDITIONS FOR BIDDING (INCORPORATING SBD1)	
A14	DECLARATION OF TENDERER'S FINANCIAL SUBMISSION	
B1.1	KEY PERSONNEL EXPERIENCE – CONSTRUCTION MANAGER	
B1.2	KEY PERSONNEL EXPERIENCE – TRAINING PROVIDER	
B1.3	KEY PERSONNEL EXPERIENCE – CONTRACT MANAGER	
B1.4	KEY PERSONNEL EXPERIENCE – CONSTRUCTION OCCUPATIONAL HEALTH AND SAFETY OFFICER	
B2	TENDERER'S ORGANISATIONAL STRUCTURE AND STAFFING	
B3	TENDERER'S METHOD STATEMENT	
B4	TENDERER'S INDICATIVE PROGRAM	
B5	SCHEDULE OF WORK EXPERIENCE AND PAST PERFORMANCE BASED ON COMPLETED PROJECTS	
B6	SCHEDULE OF WORK EXPERIENCE AND PAST PERFORMANCE BASED ON PROJECTS IN PROGRESS	
C1.1 (SBD6.1)	PREFERENCE SCHEDULE: TENDERER'S B-BBEE VERIFICATION CERTIFICATE (INCORPORATING SBD6.1)	
C1.2 (SBD6.1)	PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022 (INCORPORATING SBD6.1)	
D1	ESTABLISHMENT ON SITE AND GENERAL OBLIGATIONS	
D2	SCHEDULE OF TENDERER'S PLANT AND EQUIPMENT	
D3	SCHEDULE OF SPECIAL MATERIALS	
D4	SCHEDULE OF TENDERER'S SUBCONTRACTORS	
D5	SCHEDULE OF ESTIMATED MONTHLY EXPENDITURE	
C1.1.1 (SBD7)	FORM OF OFFER (INCORPORATING SBD7)	
C1.2.3	CONTRACT DATA – INFORMATION PROVIDED BY THE TENDERER	
C2.2 (SBD3)	PRICING SCHEDULE (INCORPORATING SBD3)	
C2.3	SUMMARY OF PRICING SCHEDULE	

THE SOUTH AFRICAN NATIONAL ROADS AGENCY SOC LIMITED
CONTRACT SANRAL C.003-082-2023/1.
TRAINING AND CONSTRUCTION MANAGEMENT OF THE REFURBISHMENT OF REST AREAS ALONG N9 SECTION 4 AND
R61 SECTION 1 TO WESTERN CAPE BORDER

SIGNATURE:

DATE:

NAME:

POSITION: