

**REQUEST FOR PROPOSALS FOR
APPOINTMENT OF A SERVICE PROVIDER TO
UNDERTAKE BUILDING REPAIR WORKS AT
NATIONAL LOTTERIES COMMISSION FREE
STATE PROVINCIAL OFFICES**

RFP/2021 – 097

CLOSING DATE: 21 SEPTEMBER 2021

CLOSING TIME :11H00



Assignment	Request for Proposals for Appointment of a Service Provider to Undertake Building Repair Works at National Lotteries Commission Free State Provincial Office
Name of the responsible office	Facilities
Submission of bids	All submissions should be submitted via email at bids@nlcsa.org.za Or maureen@nlcsa.org.za
Closing date & time for submission of bid proposals	21 September 2021 @ 11h00
Bid Submission	bids@nlcsa.org.za and cc maureen@nlcsa.org.za (ONLY)
Compulsory briefing session	Not Applicable
Reference number	RFP/2021 - 097

1. BACKGROUND AND CONTEXT

The National Lotteries Commission (NLC) is a public entity established in terms of the Lotteries Amendment Act (No 32 of 2013) to regulate the National Lottery as well as other lotteries, including society lotteries. The NLC evolved out of the National Lotteries Board, established in terms of the Lotteries Act No 57 of 1997. Amongst other things, the NLC is charged with the primary responsibility to manage the National Lottery Distribution Trust Fund (NLDTF) into which the proceeds of the National Lottery are deposited and subsequently distributed for good causes.

The NLC took occupation of the Free State Provincial Office in 2018. The Welkom area experienced an earth tremor recently and some damages were endured by the building. These earth tremors are not frequent in the area according to local community and could well be natural or possibly due to mining activities in the area.

2. PURPOSE OF THE REQUEST FOR QUOTATION

The purpose is to appoint a Service Provider to undertake building works in our NLC Free State Office based in Welkom. The following are the expected works to be undertaken.

Description	Expected Repair works
Cracks on Walls	All visible cracks around the building shall be identified and demarcated. Then the extent of plaster to be removed shall be marked on the wall. Using a grinder neat line shall be cut on the existing plaster and remove/chisel out the affected plaster. The exposed masonry to be inspected of any similar cracks or damages.

	Internal Wall: Inject non-shrink grout on cracks, voids, and cavities, where the brickwork cannot be safely removed. Inject grout at low pressures to prevent damage to the existing masonry. The grouting to be done on all the visible masonry cracks. Widen the entire crack on exposed masonry with small grinder. Clean, blow and wash with pressured water the exposed area to rid the area of any dust and any loose material.
	External Wall: Inject SIKA Armotec or similar approved sealant on cracks, voids, and cavities, where the brickwork cannot be safely removed. Inject sealant at low pressures to prevent damage to the existing masonry. Brick up all the removed loose bricks using minimum 14MPa strength bricks, class II mortar. Prior to plastering, carefully fix the galvanized wire mesh ('chicken mesh') or similar approved on the exposed brickwork. The 'chicken mesh' shall be positioned central in the plaster thus reinforcing the new plaster. Plaster all the walls and paint to match the existing.
Damp concrete and brickwork surfaces	All visible damp surfaces on the surfaces of concrete and masonry, to be repaired by scrubbing and cleaning, then a new layer of Sika epoxy concrete spray applied or using an approved damp proofing material as per manufacturer's specification.

Ceiling	Barricade and protect all existing finishes in the area where ceiling will be removed and replaced. No staff shall be allowed in the area during this activity. Remove all existing ceiling bulkheads and ceiling supports. The mechanical, electrical, air-conditioning, plumbing and other services (e.g., sprinklers) shall be protected and not damaged during the removal of the bulkhead ceiling. While the under roof is exposed, conduct a visual inspection of any roof defects, leaks from the roof. The new ceiling shall be a suspended ceiling with 600x1200x9.5mm plasterboards on exposed grid mineral fibre. The installation of the suspended ceiling shall be strictly in accordance with the specification and regulation. All wet trades shall be completed and adequately dry prior to the installation of ceiling products e.g., brickwork and plastering of walls. Paint ceiling with super acrylic paint to match existing
Painting	Remove all peeling paint. Prepare surface for painting by washing surface and loose material. Paint wall with super acrylic paint to match the existing.

3. TECHNICAL SPECIFICATION AND METHODOLOGY

Please refer to detailed Bill of Quantities (Annexure A)

4. OFFICE ADDRESSES

PROVINCE	Physical Address	Enquiries
Free State	280-282 Stateway Bedelia Welkom Free State	Enquiries should be in writing and may be directed to Ms. Maureen Senyatsi at maureen@nlcsa.org.za Tel: (012) 432 1470

5. EVALUATION CRITERIA

Three-phased evaluation criteria will be considered in evaluating the bid, being:

Phase 1: Bid Pre-qualification criteria

In terms of Regulation 4 of the 2017 PPPFA Regulations, the NLC requires that bidders meet the following pre-qualification criteria:

- (a) Bidders must be an EME or QSE; and
- (b) Bidders must have a minimum B-BBEE contributor status level 1.
- (c) Bidders must be registered on Central Supplier Database (CSD)
- (d) Bidders must have completed and signed standard bid documents (SBD Forms).
- (e) CIDB Grading minimum GB 2 or 3 EB 2 or 3 in terms of CIDB grading. Should the bidder intend to sub-contract any of the service listed, documentary evidence such as sub-contracting contracts, MoU, experience of sub-contractor and/or qualifications of the sub-contractor shall be attached.

Phase 2: Functional/technical Evaluation

Only bidders that have met the pre-qualification criteria will be evaluated for functional evaluation. In this phase the evaluation will be based on the bidders' responses in respect of the bid proposal (evaluated on the minimum functional specifications). Prospective bidders who score a minimum of 70-points or more will be considered for the next phase 3 (Price and B-BBEE status level contributor).

Evaluation of the proposals will be based on the service provider's responses in respect of the RFP according to the following criteria:

EVALUATION CRITERIA	SUB-WEIGHT	WEIGHT
1. Capacity		
Experience of team members: 20 The bidder must demonstrate that they have the relevant experience in providing similar service Team Leader /or Key Expert (Project Leader) and Members (Team) Experience must be clearly provided as part of the proposal. Abbreviated Curriculum Vitae (CVs) of personnel involved on the implementation of the project for the similar or related project, not longer than one page each, shall be included in an Appendix. CVs should be not more than five (5) team members including team leader/member. Company Profile: 10 Points Bidders are also requested to submit the company profile (not more than 5 pages) indicating services provided by the company. The company profile must include proof that the bidder has been in operation for a minimum period of 2 (two) years.		30%
2. Company Experience		
2.1 Company Experience – 25% The bidder must demonstrate that they have the capacity to render the required service by submitting a company profile and key similar projects that were successfully completed by the company.		40%

2.2 Reference Letters: 15 Points The bidder must provide three (3) reference letters from the public and/or private institutions confirming that the bidder has the capacity to deliver at any given time and the letters must be within three (3) years. Three (3) reference letters = 15% Two (2) reference letters = 10% One (1) reference letter = 5% Non-submission of reference letter = 0%	
3. Project Plan/ Methodology	
The bidder must provide a project implementation plan which details how the work will be carried out. • The project plan must have deliverables and time frames; • Response times schedule; • Penalties; and • Safety plan.	30%
TOTAL	100%

Phase 3: The 80/20 Principle-Point System based on Price and B-BBEE status level contributor.

Only bidders that have met the 70-point threshold in phase 2 will be evaluated in phase 3 for price and BBBEE. Price and BBBEE will be evaluated as follows:

i) Stage 1 – Price Evaluation (80 Points)

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

Where

Ps = Points scored for comparative price of bid under consideration

Pt = Comparative price of bid under consideration

Pmin = Comparative price of lowest acceptable bid

ii) Stage 2 – BBEE Evaluation (20 points)

a. BBEE Points allocation

Points will be awarded to a bidder for attaining the B-BBEE status level of contributor in accordance with the table below:

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

6. REPORTING REQUIREMENTS

6.1 The Service Provider will report to the NLC SCM and Facilities Manager or her delegate for the duration of the appointment.

6.2 Regular meetings will be held to track progress.

6.3 The service provider should submit (i) an inception report after the project kick-off meeting and (ii) bi-weekly progress reports thereafter.

7. DURATION OF THE CONTRACT PERIOD

7.1 The expected duration of the contract is one (1) year after the signing of acceptance letter.

8. GENERAL GUIDELINES

8.1 Submission Instruction

The Proposal should be e-mailed in PDF to the email address provided, with the following in the subject line: Due to Covid 19, only emailed or USB submission would be accepted.

“FS BUILDING REPAIR WORKS – RFP/2021-097

8.2 Take note of the following:

- No costs have been prescribed for the RFP;
- All proposals **must** be costed in South African Rand, inclusive of VAT;

8.3 Costs to be borne by service providers

All costs and expenses incurred by the service provider in any way associated with the development, preparation and submission of responses and providing any additional information required by the NLC, will be borne entirely and exclusively by the service provider.

8.4 Disclaimer

The NLC reserves the right not to select a service provider. The NLC also reserves the

right to:

- Award the contract or any part thereof to one or more service providers;
- Reject all proposals;
- Decline to consider any proposals that do not conform to any aspect of the RFP requirements;
- Request further information from any service provider after the closing date for clarity purposes;
- Cancel this RFP or any part thereof at any time; and
- Should any of the above occur, it will be communicated in writing to the service provider.

8.5 Confidentiality

- Proposals submitted will not be revealed to any other party and will be treated as contractually binding;
- All information pertaining to the NLC obtained by the service provider because of participation in this RFP is confidential and must not be disclosed without written authorisation from the NLC; and
- The successful service provider will be issued with a letter of appointment outlining the requirements of the project.

8.6 Disqualification

- Any form of canvassing/lobbying/influence regarding the RFP will result in disqualification;
- Any non-disclosure of any other information pertaining to this RFP will result in disqualification; and
- Non-compliance with the requirements will invalidate the proposal.

8.7 Price adjustments

- Application for price adjustments must be accompanied by documentary evidence in support of any adjustments;
- The project implementation costs to be quoted during the contract with the successful service providers.
-

8.8 Payment Terms

- The NLC undertakes to pay valid tax invoices in full within thirty (30) days from statement date for services rendered.
- All supporting documents for services rendered should be submitted together with the tax invoices by the twentieth (20th) of every month; and
- Valid Tax Invoices for all services rendered are to be submitted to the Chief Financial Officer (CFO) at the NLC's Finance Division at the address on page 2 above or may be sent through an email to the following email address:
accounts@nlb.org.za

8.9 Validity

- A proposal shall remain valid for thirty (60) days after the closing date of the RFP.

8.10 Signatories

All responses to this RFP should be signed off by the authorised signatories of the service provider.

9. SPECIAL TERMS AND CONDITIONS

9.1 The NLC reserves the right to accept or reject any submission in full or in part, and to suspend this process and reject all proposals or part thereof, at any time prior to the awarding of the contract, without thereby incurring any liability to the affected bidders.

10. PRESENTATIONS / SITE VISITS

10.1 Shortlisted service providers may be required to do a presentation and / or question and answer session.

11. CLARIFICATIONS / ENQUIRIES

11.1 Telephonic request for clarification will not be considered. Any clarification required by a bidder regarding the meaning or interpretation of the Terms of Reference or any other aspects concerning the bid is to be requested in writing (letter, facsimile, or e-mail) from the below contact persons. The bid reference number should be mentioned in all correspondence.

To: Maureen Senyatsi, Demand and Acquisition Officer

E-mail: maureen@nlcsa.org.za or bids@nlcsa.org.za

12. USE OF PERSONAL INFORMATION

The NLC is committed to protecting the bidder's privacy and recognises that it needs to comply with statutory requirements in collecting, processing, and distributing of personal information. The Constitution of the Republic of South Africa provides that everyone has the right to privacy and the Protection of Personal Information Act 4 of 2013 ("POPI") includes the right to protection against unlawful collection, retention, dissemination and use of personal information. In terms of section 18 of POPI, if personal information is

collected, the NLC, as responsible party, must take reasonably practical steps to ensure that the data subject is made aware of the information being collected.

13. SUBMISSION OF PROPOSALS

The proposals should be submitted via email at maureen@nlcsa.org.za or bids@nlcsa.org.za

All proposals should be submitted on pdf format.

Closing Date: 21 September 2021

Closing Time: 11:00: (South African Standard Time)

Enquiries received will be responded to within two (2) working days of receiving the enquiry.

THE NLC IS NOT OBLIGED TO ACCEPT THE LOWEST OR ANY BID AND RESERVES THE RIGHT TO ACCEPT ANY BID IN WHOLE OR PART.

NATIONAL LOTTERIES COMMISSION (NLC)

NLC FREE STATE PROVINCIAL OFFICE IN WELKOM

STRUCTURAL REPAIR WORKS

BILL OF QUANTITIES

2021-07-26	B	Approved for Enquiry	L Mbilini	K Mthonjeni	K Mthonjeni	M Matsebatlela
2021-07-21	A	Internal Review	L Mbilini	K Mthonjeni	K Mthonjeni	N/A
Date	Rev.	Status	Prepared By	Checked By	Approved By	Approved By
						Client

NATIONAL LOTTERIES COMMISSION (NLC)
FREE STATE OFFICE IN WELKOM
CIVIL & STRUCTURAL REPAIR WORKS - BILL OF QUANTITIES

Item No	Payment Ref	Description	Unit	Quantity	Rate	Amount
	SANS 1200 A	<u>SCHEDULE NO. 1</u> <u>PRELIMINARY AND GENERAL</u>				
		<u>Scheduled fixed-charge and value-related items</u>				
	8.3	<u>Fixed-charge and Value-related Items</u>				
1.1	8.3.1	.01 Fixed preliminary and general charges	Sum	1		
1.2	8.3.2	.02 Value-related preliminary and general charges	Sum	1		
		Scheduled time-related items:				
1.3	8.4.1	.01 Time-related preliminary and general charges	Sum	1		
		Sums stated provisionally by the Engineer:				-
1.4	8.5.1	.01 Allowance for structural refurbishment or retrofitting from testing recommendations	Prov Sum	1	R 20,000.00	20,000.00
1.5		.02 Overheads, charges and profit on item above	%	R 20,000.00		-
1.6		.03 Additional tests required by the Engineer	Prov Sum	1	R 7,000.00	7,000.00
1.7		.04 Overheads, charges and profit on item above	%	R 7,000.00		-
1.8		.05 Allowance for removal and disposal of existing works complete and make good as directed by engineer	Prov Sum	1	R 5,000.00	5,000.00
1.9		.06 Overheads, charges and profit on item above	%	R 5,000.00		-
1.10		Full compliance with OHS Act and Regulations including construction regulations 2003	Sum	1		-
1.11		Risk assessments at commencement of contract	Sum	1		-
1.12		Operation and maintenance of facilities on site, for duration of construction, except where otherwise stated	Sum	1		-
Total Carried to final Summary :						

NATIONAL LOTTERIES COMMISSION (NLC)
FREE STATE OFFICE IN WELKOM
CIVIL & STRUCTURAL REPAIR WORKS - BILL OF QUANTITIES

ITEM NO	PAY REF.	DESCRIPTION	UNIT	QUANTITY	RATE	AMOUNT
		<u>SCHEDULE NO. 2</u> STRUCTURAL REPAIR WORKS SUPPLEMENTARY PREABLES <u>Site Visit</u> Before submitting the tender the Contractor shall visit the site and satisfy himself as to the nature and extent of the work to be done and the value of the materials contained in the buildings or portions of the building. No claim for a compensation event in respect of the nature and extent of the work or of inferior or damaged materials will be entertained <u>Explosives</u> No explosives whatsoever may be used for demolition purposes unless otherwise stated. <u>Disturbance to tenants/adjoining premises</u> The Contractor shall carry out the whole of the works with as little mess and noise as possible with a minimum of disturbance to tenants, adjoining premises and their tenants. He shall provide proper protection and provide, erect and remove when directed, any temporary tarpaulins that may be necessary during the progress of the works, all to the satisfaction of the engineer <u>Building up of openings</u> With regards to building up of openings in existing walls, cement screeds and pavings, granolithic, tops of walls, etc, shall be levelled and prepared to the satisfaction of the engineer <u>Making good of finishes</u> Making good of finishes shall include making good of the brick and concrete surfaces onto which the new finishes are applied, where necessary <u>Taking dimensions on site</u> The contractor will be required to take all dimensions affecting the works on site and he will be held solely responsible for the accuracy of all such dimensions where used in the manufacture of new items				

ITEM NO	PAY REF.	DESCRIPTION	UNIT	QUANTITY	RATE	AMOUNT
		<u>Cracks on the Walls</u> All visible cracks around the building shall be identified and demarcated. Then the extent of plaster to be removed shall be marked on the wall. Using a grinder neat lines shall be cut on the existing plaster and remove/chisel out the affected plaster. The exposed masonry to be inspected of any similar cracks or damages Widen the entire crack on exposed masonry with small grinder. Clean, blow and wash with pressured water the exposed area to rid the area of any dust and any loose material Internal Wall : Inject non-shrink grout on cracks, voids, and cavities, where the brickwork cannot be safely removed. Inject grout at low pressures to prevent damage to the existing masonry. The grouting to be done on all the visible masonry cracks External Wall : Inject SIKA Armotec or similar approved sealant on cracks, voids, and cavities, where the brickwork cannot be safely removed. Inject sealant at low pressures to prevent damage to the existing masonry Brick up all the removed loose bricks using minimum 14MPa strength bricks, class II mortar Prior to plastering, carefully fix the galvanised wire mesh ('chicken mesh') or similar approved on the exposed brickwork. The 'chicken mesh' shall be positioned central in the plaster thus reinforcing the new plaster Plaster the walls and make good to the satisfaction of the engineer Paint the walls and other areas as directed by the engineer to match the existing <u>Damp concrete and brickwork surfaces</u> All visible damp surfaces on the surfaces of concrete and masonry, to be repaired by scrabbing and cleaning, then a new layer of Sika epoxy concrete spray applied, or using an approved damp proofing material as per manufacturer's specification				
		<u>Ceiling</u> Barricade and protect all existing finishes in the area where ceiling will be removed and replaced. No staff shall be allowed in the area during this activity Remove all existing ceiling bulkheads and ceiling supports. The mechanical, electrical, air-conditioning, plumbing and other services (e.g., sprinklers) shall be protected and not damaged during the removal of the bulkhead ceiling While the under roof is exposed, conduct a visual inspection of any roof defects, leaks from the roof				

ITEM NO	PAY REF.	DESCRIPTION	UNIT	QUANTITY	RATE	AMOUNT
		The new ceiling shall be a suspended ceiling with 600x1200x9.5mm plasterboards on exposed grid mineral fibre. The installation of the suspended ceiling shall be strictly in accordance with the specification and regulation All wet trades shall be completed and adequately dry prior to the installation of ceiling products e.g., brickwork and plastering of walls Paint ceiling with super acrylic paint to match existing <u>Painting</u> Remove all peeling paint. Prepare surface for painting by washing surface and loose material. Paint wall with super acrylic paint to match existing. All paint work shall be to the satisfaction of the engineer <u>Occupational Health and Safety Act</u> The Contractor shall comply with all the requirements set out in the Construction Regulations, 2003 issued under the Occupational Health and Safety Act, 1993 (Act No 85 of 1993) It is required of the contractor to thoroughly study Health and Safety Specification that must be read together with and is deemed to be incorporated under this Section of the bills of quantities / lump sum document. The contractor must take note that compliance with the Occupational Health and Safety Act, Construction Regulations and Health and Safety Specifications compulsory. In the event of partial or total non-compliance, the principal agent, notwithstanding other provisions, reserves the right to delay issuing any progress payment certificate until the contractor provides satisfactory proof of compliance. The contractor shall not be entitled to any compensation of whatsoever nature, including interest, due to such delay of payment. Provision for pricing of the Occupational Health and Safety Act, Construction Regulations and Health and Safety Specification is made under this clause and it is explicitly pointed out that all requirements of the aforementioned are deemed to be priced hereunder and no additional claims in this regard shall be entertained.				
		<u>Proprietary products in descriptions</u> Proprietary products shall be used as specified. Substitute products of similar quality and specification may only be used with prior approval by the project manager <u>OPTION 1</u>				

ITEM NO	PAY REF.	DESCRIPTION	UNIT	QUANTITY	RATE	AMOUNT
Total Carried to Summary - OPTION 1:						
Total Carried to Summary - OPTION 2:						
Total Carried to Summary - OPTION 3 :						

NATIONAL LOTTERIES COMMISSION (NLC)
FREE STATE OFFICE IN WELKOM
CIVIL & STRUCTURAL REPAIR WORKS - BILL OF QUANTITIES

[illegible]



SCM: **CONSENT** **REQUEST FORM**

REQUEST FOR THE CONSENT OF A DATA SUBJECT FOR PROCESSING OF PERSONAL INFORMATION FOR THE PURPOSE OF PROCUREMENT OF GOODS AND SERVICES APPLICATION, IN LINE WITH THE NLC's SUPPLY CHAIN MANAGEMENT POLICY, IN TERMS OF SECTION 11(1)(a) OF THE PROTECTION OF PERSONAL INFORMATION ACT, 2013 (ACT NO.4 OF 2013) ("**POPIA**").

TO: _____

FROM: _____

ADDRESS: _____

Contact number: _____

Email address: _____

PART A

1. In terms of the PROTECTION OF PERSONAL INFORMATION ACT, consent for processing of personal information of a data subject (the person/entity to whom personal information relates) must be obtained for the purpose of processing of application for procurement of goods and services, in line with the NLC's supply chain management policy, and storage of your personal data by means of any form of electronic communication, including automatic calling machines, facsimile machines, SMSs or e-mail, which is prohibited unless written consent to the processing is given by the data subject. You may only be approached once for your consent by us (NLC). After you have indicated your wishes in Part B, you are kindly requested to submit this Form either by post, facsimile or e-mail to the address, facsimile number or e-mail address as stated above.
2. "Processing" means any operation or activity or any set of operations, whether or not by automatic means, concerning personal information, including—
 - 2.1 the collection, receipt, recording, organisation, collation, storage, updating or modification, retrieval, alteration, consultation or use;
 - 2.2 dissemination by means of transmission, distribution or making available in any other form; or
 - 2.3 merging, linking, as well as restriction, degradation, erasure or destruction of information.
3. "Personal information" means information relating to an identifiable, living, natural person, and where it is applicable, an identifiable, existing juristic person, including, but not limited to—
 - 3.1 information relating to the race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well- being, disability, religion, conscience, belief, culture, language and birth of the person;
 - 3.2 information relating to the education or the medical, financial, criminal or employment history of the person;

- 3.3 any identifying number, symbol, e-mail address, physical address, telephone number, location information, online identifier or other particular assignment to the person;
- 3.4 the biometric information of the person;
- 3.5 the personal opinions, views or preferences of the person;
- 3.6 correspondence sent by the person that is implicitly or explicitly of a private or confidential nature or further correspondence that would reveal the contents of the original correspondence;
- 3.7 the views or opinions of another individual about the person; and
- 3.8 the name of the person if it appears with other personal information relating to the person or if the disclosure of the name itself would reveal information about the person.

Full names of the designated person on behalf of the Responsible Party

Signature of Designation person

PART B

I, _____ (full names), duly authorized, hereby:
Consent to the processing of my/our personal information for the application of
procurement of goods and services, in line with the NLC supply chain management
policy, in terms of section 11(1)(a) of POPIA.

SPECIFY GOODS AND SERVICES (Edit/Click on services not required):

- ☒ Product Information
- ☒ Product Updates
- ☒ Industry Newsletters
- ☒ Price Changes

Method of Communication will be via: Email/Postal

☒ Give my consent.

By Ticking the next box, I am aware that I am Digitally Signing this Consent
request Form:

☒

Full Name:

Date:

WITHDRAWAL OF CONSENT ONCE GIVEN

You may withdraw your consent at any time.

Write or email us at the address above, advising us of your consent withdrawal

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)							
BID NUMBER:	RFP/2021-097	CLOSING DATE: 21 September 2021	CLOSING TIME:	11H00			
DESCRIPTION	APPOINTMENT OF SERVICE PROVIDER TO UNDERTAKE BUILDING REPAIR WORKS AT THE NLC FREE STATE PROVINCIAL OFFICE IN WELKOM						
BID RESPONSE DOCUMENTS MAY BE SUBMITTED ELECTRONICALLY AS FOLLOWS:							
Only electronically submission will be accepted as follows: - maureen@nlcsa.org.za OR bids@nlcsa.org.za							
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO				TECHNICAL ENQUIRIES MAY BE DIRECTED TO:			
CONTACT PERSON	Maureen Senyatsi			CONTACT PERSON	Bojane Mosima		
TELEPHONE NUMBER	012 432 1300 / 012 432 1470			TELEPHONE NUMBER	012 432 1300 / 012 432 1470		
FACSIMILE NUMBER				FACSIMILE NUMBER			
E-MAIL ADDRESS	maureen@nlcsa.org.za			E-MAIL ADDRESS	bojane@nlcsa.org.za		
SUPPLIER INFORMATION							
NAME OF BIDDER							
POSTAL ADDRESS							
STREET ADDRESS							
TELEPHONE NUMBER	CODE		NUMBER				
CELLPHONE NUMBER							
FACSIMILE NUMBER	CODE		NUMBER				
E-MAIL ADDRESS							
VAT REGISTRATION NUMBER							
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA		
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX]		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX]		
	☐ Yes ☐ No				☐ Yes ☐ No		
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]							
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?		☐ Yes ☐ No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]		
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS							
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?					☐ YES ☐ NO		
DOES THE ENTITY HAVE A BRANCH IN THE RSA?					☐ YES ☐ NO		
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?					☐ YES ☐ NO		
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?					☐ YES ☐ NO		
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?					☐ YES ☐ NO		
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.

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, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER 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 VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA .
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6 WHERE NO TCS PIN 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 / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

.....

CAPACITY UNDER WHICH THIS BID IS SIGNED:

.....

(Proof of authority must be submitted e.g. company resolution)

DATE:

.....

SBD 4

DECLARATION OF INTEREST

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

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

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

2.1 Full Name of bidder or his or her representative:
.....

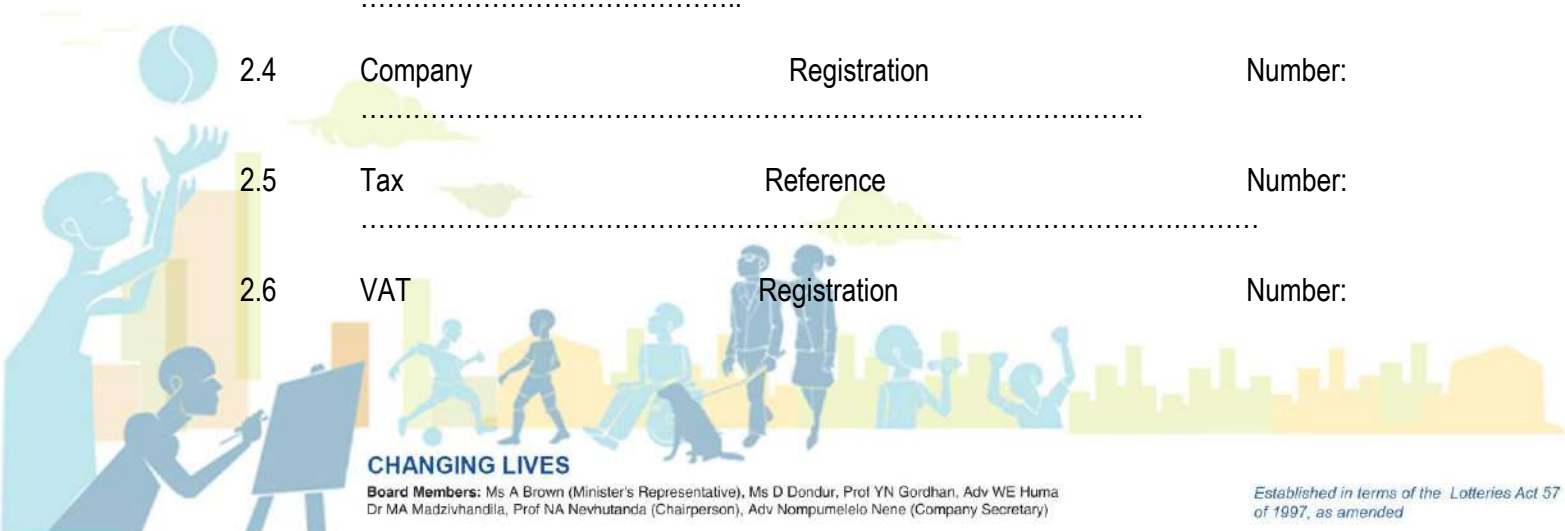
2.2 Identity Number:
.....

2.3 Position occupied in the Company (director, trustee, shareholder²):
.....

2.4 Company Registration Number:
.....

2.5 Tax Reference Number:
.....

2.6 VAT Registration Number:
.....



2.6.1
The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / persal numbers must be indicated in paragraph 3 below.

¹"State" means –

- (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

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

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

2.7.1 If so, furnish the following particulars:

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

.....

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

.....

Position occupied in the state institution:

.....

Any other particulars:

.....

.....

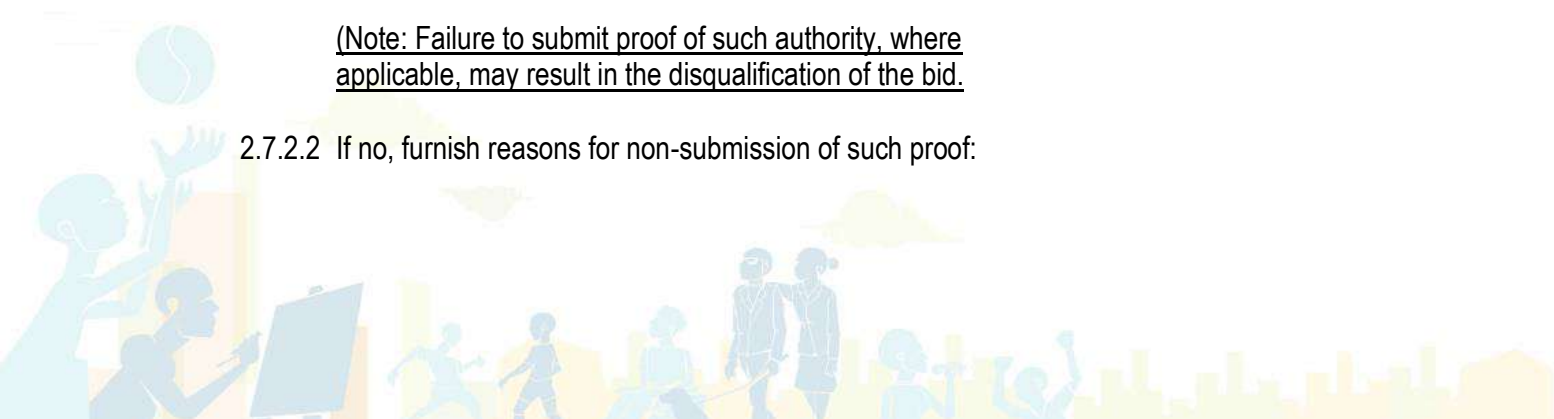
.....

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

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

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

2.7.2.2 If no, furnish reasons for non-submission of such proof:



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

2.8 Did you or your spouse, or any of the company's directors / trustees / shareholders / members or their spouses conduct business with the state in the previous twelve months?

YES / NO

2.8.1 If so, furnish particulars:

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

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

YES / NO

2.9.1 If so, furnish particulars.

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

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

YES/NO

2.10.1 If so, furnish particulars.

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

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

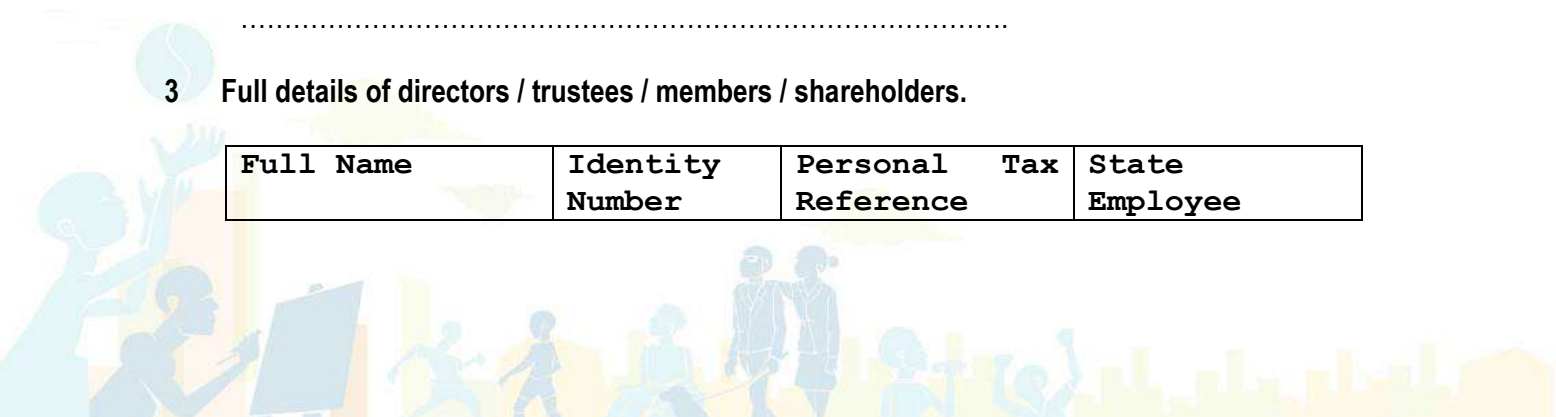
YES/NO

2.11.1 If so, furnish particulars:

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

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

Full Name	Identity Number	Personal Tax Reference	State Employee
-----------	-----------------	------------------------	----------------



		Number	Number / Persal Number

4 DECLARATION

I, _____ THE _____ UNDERSIGNED
(NAME).....

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

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

May 2011





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

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

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

1. GENERAL CONDITIONS

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

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

1.2 The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore 80/20 preference point system shall be applicable.

1.3 Points for this bid shall be awarded for:

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

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

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

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

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

2. DEFINITIONS

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

3. POINTS AWARDED FOR PRICE

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

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

80/20

or

90/10

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

Where

Ps = Points scored for price of bid under consideration

Pt = Price of bid under consideration

P_{min} = Price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

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

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

5. BID DECLARATION

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

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

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

7. SUB-CONTRACTING

7.1 Will any portion of the contract be sub-contracted?
(Tick applicable box)

YES	☐	NO	☐
-----	--------------------------	----	--------------------------

7.1.1 If yes, indicate:

- What percentage of the contract will be subcontracted.....%
- The name of the sub-contractor.....
- The B-BBEE status level of the sub-contractor.....
- Whether the sub-contractor is an EME or QSE

(Tick applicable box)

YES	☐	NO	☐
-----	--------------------------	----	--------------------------

- Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations,2017:

Designated Group: An EME or QSE which is at last 51% owned by:	EME √	QSE √
Black people	☐	☐

Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

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

8.2 VAT _____ registration
number:.....

8.3 Company _____ registration
number:.....

8.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
 - ☐ One person business/sole propriety
 - ☐ Close corporation
 - ☐ Company
 - ☐ (Pty) Limited
- [TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

8.6 COMPANY CLASSIFICATION

- ☐ Manufacturer
 - ☐ Supplier
 - ☐ Professional service provider
 - ☐ Other service providers, e.g. transporter, etc.
- [TICK APPLICABLE BOX]

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

8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;

- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution.

WITNESSES

1.
2.

.....
SIGNATURE(S) OF BIDDERS(S)

DATE:

ADDRESS

.....

.....

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It 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 of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, 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 system; or
 - c. failed to perform on any previous contract.
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied). The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.	Yes ☐	No ☐
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.	Yes ☐	No ☐
4.2.1	If so, furnish particulars:		

4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐
4.3.1	If so, furnish particulars:		
4.4	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes ☐	No ☐
4.4.1	If so, furnish particulars:		

SBD 8

CERTIFICATION

**I, THE UNDERSIGNED (FULL NAME).....
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

.....
Position

.....
Name of Bidder

Js365bW

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Standard Bidding Document (SBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
 - a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.
 - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
- 4 This SBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

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

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by:

(Name of Institution)

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

I certify, on behalf of: _____ that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
 - (a) has been requested to submit a bid in response to this bid invitation;
 - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and

- (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder.
- 

SBD 9

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

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

SBD 9

10. I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious



will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.



.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

Js914w 2