

Transnet SOC Ltd
Registration No.
1990/000900/30

To	All Tenderers
From	TPL Procurement
Date	08 October 2026
Subject	Addendum No. 3
Pages	3

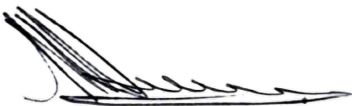
TENDER NO. TPL/2026/07/0460/8583/RFP

Engineering, Procurement and Construction of the Witbank Depot Fire System Upgrade

Attached for your attention is a copy of Addendum No. 3 dated 08 October 2026.

Endorsement should be made on the Request for Proposal (Returnable Document T2.2-12 Record of addenda to tender documents) that Addendum No. 3 dated 08 October 2026 has been received and taken into account in submitting your tender.

*Please acknowledge receipt of this Addendum before the closing date of tender.



Compiled by: Rory Torr
Procurement Manager
Date: 08/10/2026



Approved by: Mumtaz Peters
General Manager Procurement TPL
Date: 08/10/2026

TRANSNET SOC LTD

TENDER NO. TPL/2026/07/0460/8583/RFP

Engineering, Procurement and Construction of the Witbank Depot Fire System Upgrade.

ADDENDUM NO. 3

DATE: 08 October 2026

The following information is furnished in addition to, in amplification and substitution of, matters contained in the Request for Proposal (RFP) issued in respect of the above-mentioned work.

CHANGES TO REQUEST FOR PROPOSAL SUBMISSION

1. EXTENSION OF THE RFP CLOSING DATE

By the attached notice, the closing date for the receipt of this RFP is hereby extended from **Wednesday, 04 November 2026** to **Wednesday, 18 November 2026 at 16h00**. Refer **(Annexure 1)** amended T1.1 Tender notice and invitation to tender & T1.2 Tender data which replaces the amended documents as contained in addendum #2 documents.

- 2.** T1.2 Tender data specifically Clause 3.11.5.1 Selected Specific Goals: has been amended whereby Sub-contracting for a minimum of 19.3 % of the value of the contract to SMMEs that are Black Owned (51% Black Owned) from Witbank to Sub-contracting for a minimum of 30 % of the value of the contract to SMMEs that are Black Owned (51% Black Owned) from Witbank as highlighted, which replaces the amended documents as contained in addendum #2 documents Refer **(Annexure 1)**

- 3.** T2.2-18 Rev1 : ANNEX G : Compulsory Enterprise Questionnaire specifically SBD6 has been amended whereby Sub-contracting for a minimum of 19.3 % of the value of the contract to SMMEs that are Black Owned (51% Black Owned) from Witbank to Sub-contracting for a minimum of 30 % of the value of the contract to SMMEs that are Black Owned (51% Black Owned) from Witbank as highlighted, which replaces the documents as originally advertised. Refer **(Annexure 2)**

Transnet SOC Ltd
Registration No.
1990/000900/30

TRANSNET SOC LTD

TPL/2026/07/0460/8583/RFP

Engineering, Procurement and Construction of the Witbank Depot Fire System Upgrade.

ADDENDUM NO. 3

DATE: 08 October 2026

This is to certify that we _____ have received Addendum No. 3 dated 08 October 2026.

Please email this form to rory.torr@transnet.net before the closing date of the tender and include with your final tender submission as part of returnable T2.2-12 Record of addenda to tender documents

RESPONDENT

DATE: _____

WITNESSES: _____

**TRANSNET PIPELINES****an Operating Division of TRANSNET SOC LTD****[hereinafter referred to as Transnet]****[Registration No. 1990/000900/30]****REQUEST FOR PROPOSAL [RFP]****ENGINEERING, PROCUREMENT AND CONSTRUCTION OF THE WITBANK DEPOT
FIRE SYSTEM UPGRADE**

RFP NUMBER	:	TPL/2026/07/0460/8583/RFP
ISSUE DATE	:	11 September 2026
COMPULSORY TENDER		
CLARIFICATION MEETING	:	22 September 2026
CLOSING DATE	:	18 November 2026
CLOSING TIME	:	16h00 (SAST/ UTC +2)
TENDER VALIDITY PERIOD	:	12 weeks from closing date

Note to the bidders:

Bidders are required to ensure that electronic bid submissions are done at least a day before the closing date to prevent issues which they may encounter due to their internet speed, bandwidth or the size of the number of uploads they are submitting. Transnet will not be held liable for any challenges experienced by bidders as a result of the technical challenges. Please do not wait for the last hour to submit. A Bidder can upload 30mb per upload and multiple uploads are permitted.

Contents

Number	Heading
The Tender	
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The Contract	
Part C1:	Agreements and Contract Data
C1.1	Form of Offer and Acceptance
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The Tender

Part T1: Tendering Procedures



T1.1 Tender Notice and Invitation to Tender

SECTION 1: SBD1 FORM

PART A : INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF REQUEST FOR INFORMATION, A DIVISION TRANSNET SOC LTD							
BID NUMBER:	TPL/2026/07/0460/8583 /RFP	ISSUE DATE:	11 September 2026	CLOSING DATE:	18 November 2026	CLOSING TIME:	16h00
DESCRIPTION	ENGINEERING, PROCUREMENT AND CONSTRUCTION OF THE WITBANK DEPOT FIRE SYSTEM UPGRADE						
BID RESPONSE DOCUMENTS SUBMISSION							
RESPONDENTS ARE TO UPLOAD THEIR BID RESPONSE PROPOSALS ONTO THE TRANSNET SYSTEM AGAINST EACH BID/RFP SELECTED (please refer to Section 2 for a detailed process on how to upload submissions): https://transnetetenders.azurewebsites.net							
BIDDING PROCEDURE ENQUIRIES AND TECHNICAL ENQUIRIES MAY BE DIRECTED TO:							
CONTACT PERSON	Rory Torr						
TELEPHONE NUMBER	+27 31 816 9770						
E-MAIL ADDRESS	rory.torr@transnet.net						
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:		AND	CENTRAL SUPPLIER DATABASE	UNIQUE REGISTRATION REFERENCE NUMBER: MAAA		



PART B : TERMS AND CONDITIONS FOR BIDDING

1. TAX COMPLIANCE REQUIREMENTS

- 1.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 1.2 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.
- 1.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
- 1.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 1.5 IN BIDS WHERE UNINCORPORATED CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 1.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

SIGNATURE OF BIDDER: _____

CAPACITY UNDER WHICH THIS BID IS SIGNED:

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

DATE:



SECTION 2: NOTICE TO TENDERERS

1 INVITATION TO TENDER

Responses to this Tender [hereinafter referred to as a **Tender**] are requested from companies hereinafter referred to as a **Tenderer**.

DESCRIPTION	Transnet Pipelines RFP No TPL/2026/07/0460/8583/RFP : Engineering, Procurement and Construction of the Witbank Depot Fire System Upgrade
TENDER DOWNLOADING	The Transnet Digital Procurement System (TDPS) Supplier Submission Portal can be accessed as follows: a) Log on to the Transnet eSupplier website/Portal (https://esupplierportal.transnet.net/portal/) b) Click on "SIGN IN/REGISTER –to register new bidder information and ensure that all (must fill in all mandatory information is completed) OR; to sign in if already registered; c) Click on "ADVERTISED TENDERS" to view advertised tenders; (please use Google Chrome to access Transnet link) FREE OF CHARGE.
COMPULSORY TENDER CLARIFICATION MEETING WITH SITE VISIT	A compulsory Tender Clarification Meeting will be conducted at the Transnet Pipelines Witbank Depot on Schonland Drive, Ferrobank, Witbank, Mpumalanga, (GPS co-ordinates 25°51'46.37"S, 29° 9'59.00"E) on the 22 September 2026 at 11h00 for a period of ± 3 (three) hours. Respondents are to provide own transportation and accommodation. The briefing session will start punctually, and information will not be repeated for the benefit of Respondents arriving late. A Site visit/walk will take place, tenderers are to note: Tenderers will be required to undergo breathalyser testing and inductions by the Transnet Pipelines Health and Safety representatives at the Witbank Depot prior to entry into the operational areas. For entry to the Witbank Depot Tenderers are required to have the following PPE: ○ Dromex DW – D59 FA, 100% cotton, flame retardant and acid-resistant SABS approved Conti suit with long sleeves (Jacket and Trouser). Materials meeting the requirements of SANS 434, antistatic properties EN 1149 with silver reflective strip (50mm in width) on each sleeve around upper arm and each leg, meeting the requirements for EN471. ○ Safety footwear with steel toe protection, anti-static, slip resistant, hydrocarbon resistant and leather material. ○ Hard hat with chin straps meeting requirements of SANS 1397:2003 Taking of photographs at the Witbank Depot will not be permitted. All forms of firearms are prohibited on Transnet properties and premises.



COMPULSORY TENDER CLARIFICATION MEETING WITH SITE VISIT	The relevant persons attending the meeting must ensure that their identity documents, passports or drivers' licences are on them for inspection at the access control gates. A Certificate of Attendance as set out under Returnable Schedule T2.2-01 hereto must be completed and submitted with the RFP response as proof of attendance. Tenderers are required to bring the Returnable Schedule to the Tender Clarification Meeting to be signed by the Employer's Representative. Tenderers failing to attend the compulsory tender clarification meeting will be disqualified. The Transnet Pipelines contact person/Employer's Agent is as follows: • Rory Torr • Phone No: +27 31 816 9770 • e-mail: rory.torr@transnet.net
CLOSING DATE	16:00pm on 18 November 2026 Tenderers must ensure that tenders are uploaded timeously onto the system. If a tender is late, it will not be accepted for consideration.



2 TENDER SUBMISSION

Transnet has implemented a new electronic tender submission system, the e-Tender Submission Portal, in line with the overall Transnet digitalization strategy where suppliers can view advertised tenders, register their information, log their intent to respond to bids and upload their bid proposals/responses on to the system.

The Transnet Digital Procurement System (TDPS) Supplier Submission Portal can be accessed as follows:

- a) Log on to the Transnet eSupplier website/Portal
(<https://esupplierportal.transnet.net/portal/>)
- b) Click on "SIGN IN/REGISTER –to register new bidder information and ensure that all (must fill in all mandatory information is completed) OR; to sign in if already registered;
- c) Click on "ADVERTISED TENDERS" to view advertised tenders;
- d) Toggle (click to switch) the "Log an Intent" button in order to be able to activate the submission of a bid;
- e) Respondents are to submit bid documents by uploading them onto the system against each tender selected. A Bidder can upload 30mb per upload and multiple uploads are permitted.
- f) Bidders to note that all pricing must be completed in the eSupplier portal, electronic pricing. No paper pricing schedule should be accepted.
- g) Bidders should ensure that electronic bid submissions are submitted at least a day before the closing date and bidders should not wait for the last hour before the deadline to submit. This is to enable them to timeously address issues which they may encounter due to internet speed, bandwidth or the size of the number of uploads being submitted. Transnet will not be held liable for any challenges experienced by bidders as a result of their own technical challenges.
- h) No late submissions will be accepted.
- i) Each company must register its own profile using its company details and use the corresponding registered profile to log an intent to bid as well as submitting any bid.
- j) Transnet will not accept a bid or will disqualify a bidder who submits a bid in the Transnet e-tender submission through another bidders'/Company's profile. In other words, each bidder must register the intent to bid and submit its bid through its own profile under the same company name that will eventually bid for the tender. No company shall submit a bid on behalf of another company regardless of the company being a subsidiary or holding company.
- k) In case of a Joint Venture, any of the parties/companies to the Joint Venture may use its registered profile to submit a bid on behalf of the Joint Venture.
- L) A detailed bidder guide can be found on the Transnet Portal
(<https://transnetetenders.azurewebsites.net>)

3 CONFIDENTIALITY

All information related to this RFP is to be treated with strict confidentiality. In this regard Tenderers are required to certify that they have acquainted themselves with the Non-Disclosure Agreement. All information related to a subsequent contract, both during and after completion thereof, will be treated with strict confidence. Should the need however arise to divulge any information gleaned from provision of the Works, which is either directly or indirectly related to Transnet's business, written approval to divulge such information must be obtained from Transnet.



4 DISCLAIMERS

Tenderers are hereby advised that Transnet is not committed to any course of action as a result of its issuance of this Tender and/or its receipt of a tender offer. In particular, please note that Transnet reserves the right to:

- 4.1 Award the business to the highest scoring Tenderer/s unless objective criteria justify the award to another Tenderer.
- 4.2 Not necessarily accept the lowest priced tender or an alternative Tender;
- 4.3 Go to the open market if the quoted rates (for award of work) are deemed unreasonable;
- 4.4 Should the Tenderers be awarded business on strength of information furnished by the Tenderer, which after conclusion of the contract is proved to have been incorrect, Transnet reserves the right to terminate the contract;
- 4.5 Request audited financial statements or other documentation for the purposes of a due diligence exercise;
- 4.6 Not accept any changes or purported changes by the Tenderer to the tender rates after the closing date;
- 4.7 Verify any information supplied by a Tenderer by submitting a tender, the Tenderer/s hereby irrevocably grant the necessary consent to Transnet to do so;
- 4.8 Conduct the evaluation process in parallel. The evaluation of Tenderers at any given stage must therefore not be interpreted to mean that Tenderers have necessarily passed any previous stage(s);
- 4.9 Unless otherwise expressly stated, each tender lodged in response to the invitation to tender shall be deemed to be an offer by the Tenderer. The *Employer* has the right in its sole and unfettered discretion not to accept any offer.
- 4.10 Not be held liable if Tenderers do not provide the correct contact details during the clarification session and do not receive the latest information regarding this RFP with the possible consequence of being disadvantaged or disqualified as a result thereof.
- 4.11 Transnet reserves the right to exclude any Tenderer from the tender process who has been convicted of a serious breach of law during the preceding 5 [five] years, including but not limited to breaches of the Competition Act 89 of 1998, as amended. Tenderers are required to indicate in tender returnable on **T2.2-23**, [Breach of Law] whether or not they have been found guilty of a serious breach of law during the past 5 [five] years.
- 4.12 Transnet reserves the right to perform a risk analysis on the preferred Tenderer to ascertain if any of the following might present an unacceptable commercial risk to the employer:

Unduly high or unduly low tendered rates or amounts in the tender offer;

Contract data provided by the Tenderer; or

The contents of the tender returnables, which are to be included in the contract.



- 5** Transnet will not reimburse any Tenderer for any preparatory costs or other work performed in connection with this Tender, whether or not the Tenderer is awarded a contract.

6 NATIONAL TREASURY'S CENTRAL SUPPLIER DATABASE

Tenderers are required to self-register on the National Treasury's Central Supplier Database (CSD) which has been established to centrally administer supplier information for all organs of state and facilitate the verification of certain key supplier information. The CSD can be accessed at <https://secure.csd.gov.za/>. Tenderer are required to provide the following to Transnet in order to enable it to verify information on the CSD:

Supplier Number..... and Unique registration reference number.....(Tender Data)

Transnet urges its clients, suppliers and the general

public to report any fraud or corruption to

TIP-OFFS ANONYMOUS: 0800 003 056 OR Transnet@tip-offs.com

T1.2 TENDER DATA

The conditions of tender are the Standard Conditions of Tender as contained in Annex C of the CIDB Standard for Uniformity in Engineering and Construction Works Contracts. The Standard for Uniformity in Construction Procurement was first published in Board Notice 62 of 2004 in Government Gazette No 26427 of 9 June 2004. It was subsequently amended in Board Notice 67 of 2005 in Government Gazette No 28127 of 14 October 2005, Board Notice 93 of 2006 in Government Gazette No 29138 of 18 August 2006, Board Notice No 9 of 2008 in Government Gazette No 31823 of 30 January 2009, Board Notice 86 of 2010 in Government Gazette No 33239 of 28 May 2010, Board Notice 136 of 2015 in Government Gazette 38960 of 10 July 2015 and Board Notice 423 of 2019 in Government Gazette No 42622 of 8 August 2019.

This edition incorporates the amendments made in Board Notice 423 of 2019 in Government Gazette 42622 of 8 August 2019. (see www.cidb.org.za).

The Standard Conditions of Tender make several references to 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 it and the Standard Conditions of Tender.

Each item of data given below is cross-referenced in the left-hand column to the clause in the Standard Conditions of Tender to which it mainly applies.

Clause	Data
C.1.1	The <i>Employer</i> is Transnet SOC Ltd (Reg No. 1990/000900/30) The tender documents issued by the <i>Employer</i> comprise: Part T: The Tender Part T1: Tendering procedures Part T2: Returnable documents
C.1.2	Part C: The contract Part C1: Agreements and contract data Part C2: Pricing data Part C3: Scope of work Part C4: Site information
C.1.4	The <i>Employer's</i> agent is: Address:

Durban

4001

Tel No.

27 31 816 9770

E - mail

rory.torr@transnet.net

C2.1 Only those Tenderers who satisfy the following eligibility criteria are eligible to submit tenders:

Step 2 of Stage 1

1. Eligibility with regards to attendance at the compulsory clarification meeting (refer returnable T2.2-01):

An authorised representative of the tendering entity or a representative of a tendering entity that intends to form a Joint Venture (JV) must attend the compulsory clarification meeting in terms C2.7

2. Eligibility in terms of the Construction Industry Development Board (CIDB Registration or Application as per returnable T2.2-02) :

a) Only those Tenderers who are validly 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 (IB) or 25(7A) of the Construction Industry Development Regulations, for a **9ME** or higher class of construction work, are eligible to have their tenders evaluated.

b) Joint Venture (JV)

Joint ventures are eligible to submit tenders subject to the following:

1. every member of the joint venture is registered with the CIDB;
2. the lead partner has a contractor grading designation of not lower than one level below the required class of construction works under consideration and possesses the required recognition status; and
3. 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 **9ME** class of construction work or a value determined in accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations

The tenderer shall provide a certified copy of its signed joint venture agreement

3. Technical Pre-qualification criteria for Registration Critical Resources (as per returnable T2.2-03)

Position	Required Registration	Documents submitted with Professional Registration number for verification Yes/No
Lead Electrical Engineer	Pr.Eng. registered with ECSA (Electrical Engineering discipline)	

Lead Mechanical Engineer	Pr.Eng. registered with ECSA (Mechanical Engineering discipline)	
Lead Civil or Structural Engineer	Pr.Eng. registered with ECSA (Civil or Structural Engineering discipline)	
Lead Control and Instrumentation Engineer	Pr.Eng. registered with ECSA (Electronic/Electrical Engineering discipline)	
Health and Safety Officer	Valid SACPCMP registration as Construction Health & Safety Officer	

4. Stage 2 Step Three – Technical/Functional Evaluation

Only those tenderers who obtain the minimum qualifying score for Technical/Functional Evaluation will be evaluated further in terms of price and the applicable preference point system.

The minimum qualifying score for Technical/ Functional Evaluation is a Total score of **60 points**. The evaluation criteria for measuring Technical/ Evaluation and the points for each criterion and, if any, each sub-criterion is as stated in C.3.11.4 below.

Any tenderer that fails to meet the stipulated eligibility criteria will be regarded as an unacceptable tender.

C.2.7 The arrangements for a compulsory clarification meeting are as stated in the Tender Notice and Invitation to Tender. **Tenderers must complete and sign the attendance register.** Addenda will be issued too, and tenders will only be received from those tendering entities including those entities that intends forming a joint venture appearing on the attendance register.

Tenderers are also **required to bring their RFP document to the briefing session and have their returnable document T2.2-01 certificate of attendance** signed off by the Employer's authorised representative.

C.2.12 No alternative tender offers will be considered.

C.2.13.3 Each tender offer shall be in the **English Language**.

C.2.13.5 The *Employer's* details and identification details that are to be shown on each tender offer are as follows:

C2.15.1

- Identification details: The tender documents must be uploaded with:
- Name of Tenderer:
- Contact person and details:
- The Tender Number: **TPL/2026/07/0460/8583/RFP**
- The Tender Description: **Engineering, Procurement and Construction of the Witbank Depot Fire System Upgrade**

Documents must be marked for the attention of: **Employer's Agent: Rory Torr (Procurement Officer)**

C.2.13.9 Telephonic, telegraphic, facsimile or e-mailed tender offers will not be accepted.

C.2.15 The closing time for submission of tender offers is:

Time: 16:00pm on the 18 November 2026

Location: The Transnet e-Tender Submission Portal:
(<https://transnetetenders.azurewebsites.net>);

NO LATE TENDERS WILL BE ACCEPTED

C.2.16 The tender offer validity period is **12 weeks** after the closing date. Tenderers are to note that they may be requested to extend the validity period of their tender, on the same terms and conditions, if Transnet's internal evaluation and governance approval processes has not been finalised within the validity period.

C.2.23 The Tenderer is required to submit with his tender:

1. A valid Tax Clearance Certificate issued by the South African Revenue Services.
Tenderers also to provide Transnet with a TCS PIN to verify Tenderers compliance status.
2. A **valid B-BBEE Certificate** from a Verification Agency accredited by the South African Accreditation System [**SANAS**], or a sworn affidavit confirming annual turnover and level of black ownership, in line with the code of good practice, together with the tender;
3. A valid CIDB certificate in the correct designated grading;(Mandatory)
4. Proof of registration on the Central Supplier Database;
5. Letter of Good Standing with the Workmen's compensation fund by the tendering entity or separate Letters of Good Standing from all members of a newly constituted JV.

Note: Refer to Section T2.1 for List of Returnable Documents.

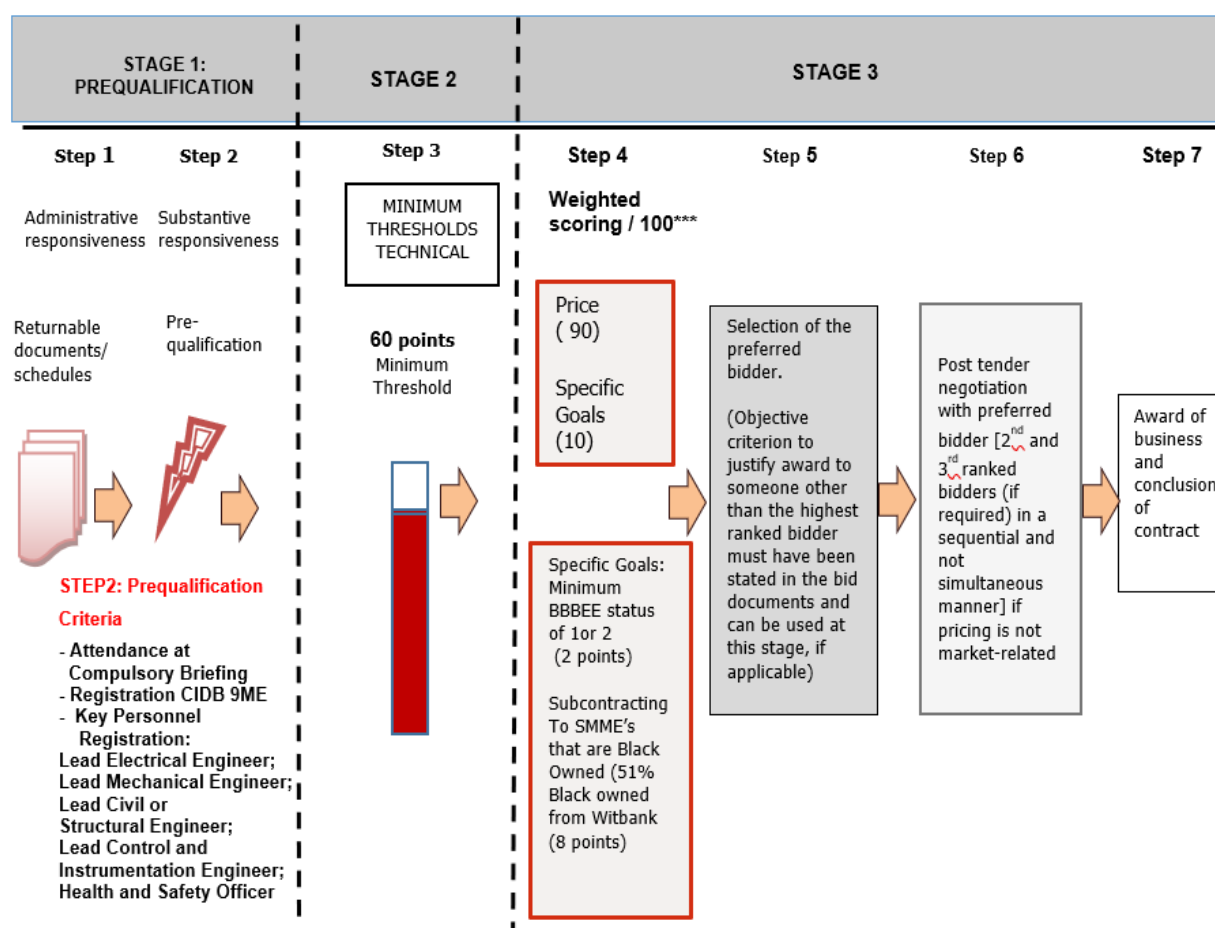
Returnable Documents means all the documents, Sections and Annexures, as listed in T2.1 for List of Returnable Documents. There are three types of returnable documents as indicated below and Respondents are urged to ensure that these documents are returned with their bids based on the consequences of non-submission as indicated below:

Mandatory Returnable Documents	<i>Failure to provide all these Mandatory Returnable Documents at the Closing Date and time of this RFP <u>will</u> result in a Respondent's disqualification.</i>
Returnable Documents Used for Scoring	<i>Failure to provide all Returnable Documents used for purposes of scoring a bid, by the closing date and time of this bid will not result in a Respondent's disqualification. However, Bidders will receive an automatic score of zero for the applicable evaluation criterion.</i>

Essential Returnable Documents	<i>Failure to provide essential Returnable Documents <u>will</u> result in Transnet affording Respondents a further opportunity to submit by a set deadline. Should a Respondent thereafter fail to submit the requested documents, this may result in a Respondent's disqualification.</i>
Agreement and Commitment by Tenderer	<i>Failure to provide Agreement and Commitment by Tenderer Returnable Documents will result in Transnet affording Respondents a further opportunity to submit by a set deadline. Should a Respondent thereafter fail to submit the requested documents, this may result in a Respondent's disqualification.</i>

C3.11.1 EVALUATION METHODOLOGY AND CRITERIA

Transnet will utilise the following methodology and criteria in evaluating Tenders:



NB: Evaluation of the various stages will normally take place in a sequential manner. However, in order to expedite the process, Transnet reserves the right to conduct the different stages of the evaluation process in parallel. In such instances the evaluation of bidders at any given stage must not be interpreted to mean that bidders have necessarily passed any previous stage(s).

C.3.11.2 Evaluation Criteria and Scoring Scale

STEP ONE: Test for Administrative Responsiveness

The test for administrative responsiveness will include the following:

<i>Administrative responsiveness check</i>
Whether the Bid has been lodged on time
Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time
Verify the validity of all returnable documents
Verify if the Bid document has been duly signed by the authorised respondent

The test for administrative responsiveness [Step One] must be passed for a Respondent's Proposal to progress to Step Two for further prequalification

C.3.11.3 STEP TWO: Test for Substantive Responsiveness to RFP

The test for substantive responsiveness to this RFP will include the following:

Check for substantive responsiveness
Whether any general pre-qualification criteria set by Transnet, have been met
Whether the Bid contains a priced offer
Whether the Bid materially complies with the scope and/or specification given
- Whether any prequalification criteria have been met as follows: - Attendance of Compulsory Tender Clarification Meeting as per returnable T2.2-01 - Construction Industry Development Regulations, designation of 9ME class of construction work as per returnable T2.2-02 - Registration for critical resources as per returnable T2.2-03

The test for substantive responsiveness [Step Two] must be passed for a Respondent's Proposal to progress to Step Three for further evaluation

C3.11.4 Step Three: Technical/ Functional Evaluation

The minimum number of evaluation points for Technical/Functional Evaluation is a Total score of 60

Points. Minimum Threshold of 60 points for Technical Criteria. Failure to achieve the 60-point threshold will lead to disqualification.

Technical/Functionality Criteria

The functionality criteria and maximum score in respect of each of the criteria are as follows:

Functionality criteria	Sub-criteria	Sub-criteria points	Maximum number of points
T2.2-04 Management and CV's	Project Manager	3	15
	Construction Manager	3	
	Quality Control Manager	3	
	Lead Mechanical Engineer	3	
	Lead Planner	3	
T2.2-05 Company's Previous Experience	Tenderer's are required to display experience in fabrication, construction and installation of piping systems in petrochemical process plants within the past 15 years that meet or exceed a present day value of R80 million (ex. VAT).		25
T2.2-06 Programme	Duration (overall project)	15	25
	Format & Visibility Requirements	10	
T2.2-07 Project Execution Strategy	The Project Execution Strategy should cover:		
	1.Detailed Installation and Construction Methodology		15
	2.Overall Construction Sequencing and Phasing Strategy		
	3.Engineering, Design Review, and Quality Assurance		
	4.Testing, Commissioning, Handover, and Close-Out		
	5. Programme, Risk Management, and Controls		
	6. Pre-fabrication, Modularisation and Off-Site Works Strategy		
	7. Understanding of the Works and Site Constraints		
	8. Safety, Health, Environmental and Operational Interface Management		
T2.2-08 Health and Safety Requirements	SHE Policy	2	10
	Roles & responsibilities of legal appointees	3	
	Task Risk Assessment	3	

	Health and Safety Questionnaire	2	
T2.2-09 Project Specific Organisational Chart	Organogram Completeness & Package Coverage (15 packages)		10
	The Tenderer must submit a high-level Project Specific Organisational Structure organogram showing the contractual and management relationship between the Main Contractor, all proposed subcontractors, key suppliers and specialists for the successful execution of the EPC Works Experience (shown on organogram)		
Maximum possible score for Functionality			100

Functionality shall be scored independently by not less than 3 (three) evaluators.

Each evaluation criteria will be assessed in terms of scores of 0, 20, 40, 60, 80 or 100. The scores of each of the evaluators will be averaged, weighted and then totalled to obtain the final score for technical/functional evaluation (Desktop), unless scored collectively. (See CIDB Inform Practice Note #9).

Note: Any tender not complying with the above-mentioned requirements, will be regarded as non-responsive and will therefore not be considered for further evaluation. This note must be read in conjunction with Clause C.2.1.

C.3.11.5 STEP FOUR: Evaluation and Final Weighted Scoring

Tenders will be evaluated further in accordance with the 90/10 preference points systems as described in Preferential Procurement Regulations.

Evaluation Criteria	Final Weighted Scores
Price	90
Specific Goals - Scorecard	10
TOTAL SCORE:	100

Up to 100 minus W_1 tender evaluation points will be awarded to Tenderers who complete the preferencing schedule and who are found to be eligible for the preference claimed. **Should the evidence required for any of the Specific Goals applicable in this tender not be provided, a Tenderer will score zero preference points for that particular "Specific Goal".**

In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, the following preference points must be awarded to a bidder who provides the relevant required evidence for claiming points

3.11.5.1 Selected Specific Goals:

Selected Specific Goal	Number of points allocated (90/10)
B-BBEE Level of contributor (1 or 2)	2
Sub-contracting for a minimum of 30 % of the value of the contract to SMMEs that are Black Owned (51% Black Owned) from Witbank	8
Non-Compliant and/or B-BBEE Level 3-8 contributors	0
Sub-contracting less than 30% of the value of a contract to EMEs and/or QSEs 51% owned by black people, youth, women or disabled people	0

The following Table represents the evidence to be submitted for claiming preference points for applicable specific goals in a particular tender:

Specific Goals	Acceptable Evidence
B-BBEE	B-BBEE Certificate / Sworn-Affidavit B-BBEE Certificate (in case of JV, a consolidate scorecard will be accept) as per DTIC guidelines
The promotion of supplier development through sub-contracting for a minimum of 30 % of the value of the contract to South African Companies which are: I. EMEs and/or QSEs who are 51% black-owned	Sub-contracting agreements / Declaration Agreement. Certified copy of ID Documents of the Owners and B-BBEE Certificate / Affidavit of the sub-contracted entities.
The promotion of enterprises located in a specific province/region/municipal area for work to be done or services to be rendered in that province/region/municipal area	CIP - Registered address of entity

C3.11.5.2 The maximum points for this bid are allocated as follows:

DISCRIPTION	POINTS
PRICE	90
B-BBEE STATUS LEVEL OF CONTRIBUTION	2
Sub-contracting to SMMEs that are Black Owned (51% Black Owned) from Witbank	8
Total points for Price and Specific Goals must not exceed	100

Note: Transnet reserves the right to carry out an independent audit of the Tenderers scorecard components at any stage from the date of close of the tenders until completion of the contract.

C.11.6 **STEP FIVE: Objective Criteria (if applicable)**

Transnet reserves the right to award the contract to the highest scoring bidder, **unless objective criteria justify an award to another bidder** in accordance with applicable legislation and procurement prescripts.

Where applicable, Transnet **may apply** the following objective **criteria after completion of all bid evaluation processes and prior to contract award**:

Due Diligence

Transnet will conduct a due diligence assessment on the preferred bidder(s) to verify the accuracy, completeness, and validity of information submitted in the bid, including but not limited to the following aspects:

- integrity, ethics, and reputational standing;
- corporate governance, ownership, and control structures;
- financial standing, sustainability, and solvency;
- legal, statutory, and regulatory compliance;
- declared and potential conflicts of interest

Should the due diligence process identify any **material misrepresentation, non-disclosure, conflict of interest, legal incapacity, or adverse finding** that renders the bidder **non-compliant, ineligible, or incapable of performing the contract or any other related negative report against the bidder**, Transnet **reserves the right to reject the bid** and **may consider** the next highest-ranked responsive and compliant bidder.

Due diligence outcomes **will not be used as scoring criteria**, nor will they result in a re-evaluation of price, functionality, or preference points.

C.11.7 **STEP SIX: Post Tender Negotiations (PTN)**

Respondents are to note that Transnet may not award a contract if the price offered is not market related. In this regard, Transnet reserves the right to engage in PTN with the view to achieving a market-related price or to cancel the tender. Negotiations will be done in a sequential manner i.e.:

- first negotiate with the highest ranked bidder or cancel the bid, should such negotiations fail,
- negotiate with the 2nd and 3rd ranked bidders (if required) in a sequential manner.

In the event of any Respondent being notified of such short-listed/preferred bidder status, his/her bid, as well as any subsequent negotiated best and final offers (BAFO), will automatically be deemed to remain valid during the negotiation period and until the ultimate award of business.

Should Transnet conduct post tender negotiations, Tenderers will be requested to provide their best and final offers to Transnet based on such negotiations. Where a market related price has been achieved through negotiation, the contract will be awarded to the successful Respondent(s).

C.11.8 **STEP SEVEN: Award of Business and Conclusion of Contract**

Immediately after approval to award the contract has been received, the successful or preferred bidder(s) will be informed of the acceptance of his/their Bid by way of a Letter of Award. Thereafter the final contract will be concluded with the successful Respondent(s).

A final contract will be concluded and entered into with the successful Bidder at the acceptance of a letter of award by the Respondent.

C3.13 Tender offers will only be accepted if:

a) is not under restrictions, or has principals who are under restrictions, preventing participating in the employer's procurement; the Tenderer or any of its directors/shareholders is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector; the Tenderer does not appear on Transnet's list for restricted Tenderers and National Treasury's list of Tender Defaulters;

b) can, as necessary and in relation to the proposed contract, demonstrate that he or she possesses the professional and technical qualifications, professional and technical competence, financial resources, equipment and other physical facilities, managerial capability, reliability, experience and reputation, expertise and the personnel, to perform the contract, other than what has been evaluated under any prequalification, functionality or price and specific goals criteria.

c) has the legal capacity to enter into the contract;

d) is not; insolvent, in receivership, under Business Rescue as provided for in chapter 6 of the Companies Act No. 2008, bankrupt or being wound up, has his/her affairs administered by a court or a judicial officer, has suspended his/her business activities or is subject to legal proceedings in respect of any of the foregoing;



e) complies with the legal requirements, if any, stated in the tender data; and

f) is able, in the opinion of the employer, to perform the contract free of conflicts of interest; the Tenderer has fully and properly completed the Compulsory Enterprise Questionnaire and there are no conflicts of interest which may impact on the Tenderer's ability to perform the contract in the best interests of the *Employer* or potentially compromise the tender process and persons in the employ of the state.

g) is an unacceptable commercial risk to the employer due to unduly high or unduly low tendered rates or amounts in the tender offer.

C3.17	The number of paper copies of the signed contract to be provided by the Employer is 1 (one).
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T2.2-18 Rev1 : ANNEX G : Compulsory Enterprise Questionnaire

The following particulars hereunder must be furnished.

In the case of a Joint Venture, separate enterprise questionnaires in respect of each partner/member must be completed and submitted.

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: CIDB registration number, if any:

Section 4: CSD number:

Section 5: Particulars of sole proprietors and partners in partnerships

Name	Identity number	Personal income tax number

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 6: Particulars of companies and close corporations

Company registration number _____

Close corporation number _____

Tax reference number: _____

Section 7: The attached SBD4 must be completed for each tender and be attached as a tender requirement.

Section 8: The attached SBD 6.1 must be completed for each tender and be attached as a requirement.

The undersigned, who warrants that he/she is duly authorised to do so on behalf of the enterprise:

authorizes the *Employer* to obtain a tax clearance certificate from the South African Revenue Services that my/our tax matters are in order;

confirms that neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;

confirms that no partner, member, director, or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;

confirms that we are not associated, linked, or involved with any other tendering entities submitting tender offers and have no other relationship with any of the Tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and

confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed Date

NamePosition

Tenderer

BIDDER'S DISCLOSURE : SBD 4

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

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:

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.

2.3 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 consortiums 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.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the 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 drafting of the specifications or terms of reference for this bid.

- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

Signed Date

NamePosition

Tenderer

SBD 6.1

PREFERENCE POINTS CLAIM FORM

This preference form must form part of all bids invited. It contains general information and serves as a claim for preference points for Specific Goals contribution. Transnet will award preference points to companies who provide valid proof of evidence as per the table of evidence in Paragraph 4.1 below.

1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to all bids:
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included); and
- 1.2 The value of this bid is estimated to exceed R50 000 000 (all applicable taxes included) and therefore the 90/10 preference point system shall be applicable. Despite the stipulated preference point system, Transnet shall use the lowest acceptable bid to determine the applicable preference point system in a situation where all received acceptable bids are received outside the stated preference point system.
- 1.3 Preference points for this bid shall be awarded for:
- (a) Price;
 - (b) B-BBEE Status Level of Contribution; and
 - (c) Any other specific goal determined in the Transnet preferential procurement policy
- 1.4 The maximum points for this bid are allocated as follows:

Specific Goals	Number of points (90/10 system)
B-BBEE Status Level of Contributor 1 or 2	2.00
Sub-contracting for a minimum of 30 % of the value of the contract to SMMEs that are Black Owned (51% Black Owned) from Witbank	8.00

- 1.5 Failure on the part of a bidder to submit proof of evidence required for any of the specific goals together with the bid will be interpreted to mean that preference points for that specific goal 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) "all applicable taxes" includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;

- (b) **"B-BBEE"** means broad-based black economic empowerment as defined in Section 1 of the Broad-Based Black Economic Empowerment Act;
- (c) **"B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (d) **"bid"** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the supply/provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- (e) **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (f) **"EME"** means an Exempted Micro Enterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (g) **"functionality"** means the ability of a bidder to provide goods or services in accordance with specification as set out in the bid documents
- (h) **"Price"** includes all applicable taxes less all unconditional discounts.
- (i) **"Proof of B-BBEE Status Level of Contributor"**
 - i) the B-BBBEE status level certificate issued by an authorised body or person;
 - ii) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
 - iii) any other requirement prescribed in terms of the B-BBEE Act.
- (j) **"QSE"** means a Qualifying Small Enterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (k) **"rand value"** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties.
- (l) **"Specific goals"** means targeted advancement areas or categories of persons or groups either previously disadvantaged or falling within the scope of the Reconstruction and Development Programme identified by Transnet to be given preference in allocation of procurement contracts in line with section 2(1) of the PPPFA.

3. POINTS AWARDED FOR PRICE

3.1 THE 90/10 PREFERENCE POINT SYSTEMS

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

$$P_s = \left(1 - \frac{(P_t - P_{min})}{P_{min}} \right)$$

Where:

P_s = Points scored for comparative price of bid under consideration

P_t = Comparative price of bid under consideration

P_{min} = Comparative price of lowest acceptable bid

4. EVIDENCE REQUIRED FOR CLAIMING SPECIFIC GOALS

In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, preference points must be awarded to a bidder for providing evidence in accordance with the table below:

Specific Goals	Acceptable Evidence
B-BBEE	B-BBEE Certificate / Sworn-Affidavit B-BBEE Certificate (in case of JV, a consolidate scorecard will be accept) as per DTIC guidelines
The promotion of supplier development through sub-contracting for a minimum of 30 % of the value of the contract to South African Companies which are: I. EMEs and/or QSEs who are 51% black-owned	Sub-contracting agreements / Declaration Agreement. Certified copy of ID Documents of the Owners and B-BBEE Certificate / Affidavit of the sub-contracted entities.
The promotion of enterprises located in a specific province/region/municipal area for work to be done or services to be rendered in that province/region/municipal area	CIP - Registered address of entity

4.2 The table below indicates the required proof of B-BBEE status depending on the category of enterprises:

Enterprise	B-BBEE Certificate & Sworn Affidavit
Large	Certificate issued by SANAS accredited verification agency
QSE	Certificate issued by SANAS accredited verification agency Sworn Affidavit signed by the authorised QSE representative and attested by a Commissioner of Oaths confirming annual turnover and black ownership (only black-owned QSEs - 51% to 100% Black owned) [Sworn affidavits must substantially comply with the format that can be obtained on the DTIC's website at www.thedtic.oov.za/economic empowerment/bee codes.isp .]
EME²	Sworn Affidavit signed by the authorised EME representative and attested by a Commissioner of Oaths confirming annual turnover and black ownership Certificate issued by CIPC (formerly CIPRO) confirming annual turnover and black ownership Certificate issued by SANAS accredited verification agency only if the EME is being measured on the QSE scorecard

- 4.3 A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Status Level verification certificate for every separate bid.
- 4.4 Tertiary Institutions and Public Entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 4.5 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 4.6 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.
- 4.7 Bidders are to note that the rules pertaining to B-BBEE verification and other B-BBEE requirements may be changed from time to time by regulatory bodies such as National Treasury or the DTIC. It is the Bidder's responsibility to ensure that his/her bid complies fully with all B-BBEE requirements at the time of the submission of the bid.

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 CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 6.1

- 6.1 B-BBEE Status Level of Contribution: _____ = (maximum of 2 points)

Points claimed in respect of paragraph 6.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. SUB-CONTRACTING

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

(Tick applicable box)

YES		NO	
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- 7.1.1 If yes, indicate:

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

(Tick applicable box)

YES		NO	
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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 (Tick applicable box)

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

Close corporation	
Company	
(Pty) Limited	

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

8.6 COMPANY CLASSIFICATION(Tick applicable box)

Manufacturer	
Supplier	
Professional Service provider	
Other Service providers, e.g., transporter,	

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 contribution indicated in paragraphs 1.4 and 6.1 of the foregoing certificates, 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 paragraph 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 a bidder submitted false information regarding its B-BBEE status level of contributor, which will affect or has affected the evaluation of a bid, or where a bidder has failed to declare any subcontracting arrangements 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) if the successful bidder subcontracted a portion of the bid to another person without disclosing it, Transnet reserves the right to penalise the bidder up to 10 percent of the value of the contract;
- (e) 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
- (f) forward the matter for criminal prosecution.

WITNESSES

1.

2.

.....

SIGNATURE OF BIDDERS

DATE: