

REQUEST FOR PROPOSALS
CONTRACT DESCRIPTION: DEVELOPMENT AND CONSTRUCTION SOLUTION
FOR TECHNICAL HIGH SCHOOL/S IN KWAZULU-NATAL
CONTRACT NO: CDC/478/23 et al

The Coega Development Corporation is headquartered in the City of Gqeberha, Nelson Mandela Bay Municipality, South Africa, with a strategic operational footprint in South Africa and beyond the borders on the African continent. Coega's vision is to be the leading catalyst for the championing of socio-economic development. This it seeks to achieve through the development and operation of the 9 003-hectare Coega Special Economic Zone (SEZ), a transshipment hub and a leading investment destination in Africa, providing highly skilled competence and capacity for the execution of complex infrastructure and related projects throughout South Africa and selected markets on the African continent, and advisory on the development of industrialisation and logistics zones. Coega's advanced capabilities are successful enablers in sustainable economic zone development and management, real assets management, infrastructure planning and development, technology integration while realising related socio-economic impact areas such as skills and SMME development. Coega's high-performance ethos is grounded in its commitment to sustainable development, the protection of its people and the planet, and the delivery of infrastructure solutions that support a just social and economic transition to a low-carbon, resource efficient, and climate resilient future. The foundational culture of Coega's approach, backed by its core values, is innovation and continuous improvement.

The CDC has been appointed by the Department of Education (DoE), KwaZulu-Natal Province to assist with rolling out Infrastructure projects for the KwaZulu-Natal School Building Programme.

INVITATION & SCOPE OF SERVICES

The Coega Development Corporation (CDC) is inviting capable and competent Service Providers with proven experience and track-records to submit proposals for the provision of Develop and Construct Services for the conversion of various High School/s in KwaZulu-Natal (KZN) into fully fledged Technical High School/s. The applicable form of contract shall be the Plant and Design-Build Contract 2nd Edition (FIDIC 2017 Yellow Book) agreement with general and particular conditions. The Respondent/s to this Request for Proposal (RFP) should possess all the resources and skills/competences to implement projects of this nature where these could be attained either through forming Joint Ventures (JVs), Consortia or single entities who possess all the requisite skills inhouse. The proposed developments will be undertaken on brownfield sites, where the high-level scope of work entails carrying out of Design Obligations that is, Development of Construction Drawings and Construction work on a Develop and Construct basis. The work will be undertaken to provide the required additional Functional Spaces to cater for technical subjects and upgrading some of the existing structures to fulfill the Curriculum Redress. The existing school will remain functional at all material times and the successful bidder must allow for all provisions for decanting and the continuance of normal learning activities with full and proper compliance with all health and safety requirements.

The brief scope of work is as follows:

- (i) **Mpumelelo High School - CDC/478/23**
Develop and Construction of the Civil Technology-**Construction**, Mechanical Technology-**Welding & Metalworking**, Electrical Technology-**Power Systems** including a 50m² classroom attached to each workshop and an **EGD studio**.
- Supply and Fit fixed fittings and furniture of quality standards such as worktops, shelving, filing cabinet for the **Physical Science Lab** and Renovations to existing building as per **Annexure PI-8**.
- (ii) **Sihayo Comprehensive School - CDC/479/23**
Develop and Construction of the Civil Technology-**Construction**, Mechanical Technology - **Fitting & Metalworking**, Electrical Technology-**Electronics** including a 50m² classroom attached to each workshop and an **EGD studio**.
- Supply and Fit fixed fittings and furniture of quality standards such as worktops, shelving, filing cabinet for the **Physical Science Lab** and Renovations to existing building as per **Annexure PI-8**.

The full scope of work and the complete conditions of this RFP are contained in the body of this RFP Document.

The contract period shall be **24 (Twenty-Four) calendar months** from date of handover of site, including annual builders' holidays.

CONDITIONS OF TENDER

- (a) The CDC's Procurement Policy and Procedures shall apply.
(b) Bidders shall be registered with the Construction Industry Development Board (CIDB) and should have a minimum active CIDB Contractor Grading as per below table:

Item	Contract Numbers	Project Name	CIDB Grading	District
1	CDC/478/23	Mpumelelo HS	8GB or Higher	uThukela
2	CDC/479/23	Sihayo CS	8GB or Higher	uMzinyathi

- (c) The following legislation shall apply:
- (i) Public Finance Management Act (PFMA);
 - (ii) Preferential Procurement Policy Framework Act, 2000;
 - (iii) The Preferential Procurement Regulations 2022;
 - (iv) The CIDB Act 38 of 2000;
 - (v) National Treasury Regulations;
 - (vi) The National Qualifications Framework Act (Act No. 67 of 2008);
 - (vii) The National Qualifications Framework Amendment Act (Act No. 12 of 2029);
 - (viii) The Skills Development Act (Act No. 97 of 1998);
 - (ix) Occupational Health and Safety Act and Regulations, Act (85 of 1993);
 - (x) Compensation for Occupational injuries and disease Act (130 of 1993);
 - (xi) B-BBEE Act Number 53 of 2003 (as amended by Act number 46 of 2013);
 - (xii) NEMA National Environmental Management Act (107 of 1998);
 - (xiii) Disaster Management Act, (57 of 2002); and
 - (xiv) Any other applicable legislation.
- (d) The Bidders must provide all the required to enable fair and equitable evaluation of submitted Bids. Failure to submit such information might render the Bid deemed as being non-responsive and not to be considered further.
- (e) **90/10** preference point system will apply.
The allocation of preference points will apply as follows:
- (i) Price - **90**
 - (ii) Specific Goal which are B-BBEE Level of Contributor - **10**
- (f) Bids will be evaluated based on functionality assessment and bidders are required to meet the minimum threshold of 60 points to pass functionality in order to be evaluated further.
- (g) Bidders and all its Consortium/Joint Venture (JV) members, if any, must confirm their company registration with Companies and Intellectual Property Commission (CIPC) (formerly CIPRO) as CDC will not award any bid to any business that appears on the CIPC List of de-registered businesses.
- (h) The contingency funds will be under the control of the client and not the contractor.
- (i) Bidders must complete and sign the POPI Act Consent form. In case of Joint Venture/Consortium, a separate form in respect of each party to the JV must be completed.
- (j) The contractor's design team proposed resources must provide the signed consent form (as assurance that CVs and Certificates of Professional Registration are secured in a lawful manner).
- (k) CDC will not award more than two active projects to one bidder, unless one project has reached at least 80% practical completion stage. Capacity assessment may be conducted in an event that the recommended bidder is the only responsive service provider and has already been awarded other two contracts.
- (l) All Bidders must be Value Added Tax (VAT) Vendors and the Financial Proposal/Schedules of Costs must include VAT.
- a. Bidders must be VAT registered and bids must be submitted VAT inclusive. Non-VAT vendors who submit bids for contracts that would, if successful, take their annual turnover above the threshold of R 1 million are obliged to include VAT in the prices quoted and must therefore immediately upon award of the contract register with the South African Revenue Services (SARS) as VAT vendors. The award of contract would be conditional pending the successful bidder submitting proof of registration as a VAT vendor with SARS.
- (m) The successful bidder will be required to comply with the Occupational Health and Safety Act and Regulations, Act (85 of 1993); Compensation for Occupational Injuries and Disease Act, Act (130 of 1993) and Disaster Management Act, Act (57 of 2002) and, all relevant legislation throughout the duration of the contract. Upon appointment of the successful bidder, the Service Provider will be required to develop Occupational Health, Safety and Environmental Management Systems in compliance to the SANS Norms and Standards. CDC SHEQ Unit will monitor compliance and implementation of Occupational Health and Safety, Environmental and Quality requirements for the duration of the contract.
- (n) Upon award, the successful bidder will be required to provide a valid proof of registered Construction Health and Safety Officer or Construction Health and Safety Manager (CHSO/CHSM) with SACPCMP within the prescribed period. No candidate registration will be accepted. The **CHSO/CHSM** must have proven record of years of experience as follows: CIDB Grading **8GB - 8 years or more**.
- (o) This project is a Construction Industry Development Board's Contract Skills Development Goal (CSDG) programme, and the successful Bidder will be required to fulfil the set targets.
- (p) Bidders (all the members in the Bidding Team in the case of Consortia or Joint Ventures) must provide proof of registration on the National Treasury's Central Supplier Database (CSD) or provide a Treasury CSD registration number e.g. MAAAO.
- (q) As per amended construction codes, companies with less than 51% black shareholding (QSEs & Generics) are to submit a valid SANAS Accredited B-BBEE Verification Certificate (with the full applicable B-BBEE elements) QSE with at least 51% or 100% black shareholding and EMEs with an annual turnover of R 3 million are required to submit a B-BBEE verification certificate from a SANAS accredited verification agency as they have to comply with the 30% sub-minimum requirement on the QSE Skills Scorecard to avoid being discounted a level. EMEs with a turnover of less than R 3 million are exempt from complying with the subminimum requirement and may submit an affidavit or a certificate issued by CIPC, confirming their ownership and annual turnover.
- (r) The CDC will only award the Bid to a Successful Bidder who is tax compliant. The tax compliant status of the Bidders (and all the members in the Bidding Team in the case of Consortia or Joint Ventures) will be verified through the CSD and South African Revenue Services (SARS) website.
- (s) Public servants are prohibited from conducting any form of business with any organ of state, whether in their own capacity as individuals or through companies in which they are directors. Verification will be carried out by the CDC and the Bidders will be disqualified should they be found to be in contravention with this requirement.
- (t) The Bidders are requested to provide information on the Overall Project Team Leader (OPTL). The Bidders are requested to confirm the name and full contact details of the OPTL, using the Overall Project Team Leader Confirmation Form that is included as **Annexure RD-1**.
- (u) Entities and/or individual members are not allowed to be members of another Bidding Team, JV/Consortium for this contract.
- (v) If there are any changes in respect of the OPTL at any point after the award of the bid, the Bidder must also advise the CDC of such where the credentials of the replacement OPTL should not be less than those of the previously nominated OPTL. Where this occurs, it must also be accompanied the:
- (i) CV of the Replacement OPTL; and
 - (ii) Certificate of Authority of Signatory.
- (w) It is critical to note that the OPTL:
- (i) Must have delegated authority to sign:
 - (1) The RFP Submission;
 - (2) All the Returnable Documents that should also be initialled and submitted as part of the Proposal;
 - (3) Any correspondence with the CDC during the bidding process;
 - (4) The Agreement to be entered into with the Successful Bidder; and
 - (5) Any correspondence during the Contract Execution Phase.
 - (ii) Would be conferred the authority to be the duly Authorised Signatory as would be provided in the **Certificate of Authority of Signatory** that should be included in the Proposal for this RFP Process.
 - (iii) Will be the sole point of contact between the CDC and the Bidder during this bidding process, and during contract execution (i.e., for the Successful Bidder). Any correspondence in relation to the bidding process and contractual matters received from any other person/s or legal representative/s of the Bidder during the Bidding Process will not be accepted and will not be responded to, as irrevocable condition of this Bid.
 - (iv) Would be required to review and sign off all the deliverables to the CDC during the execution of the contract, confirming their quality and professional soundness.
- (x) If there are any changes in the composition of the Key Specialists in the Bidding Team at any point after the award of the bid, the Bidder would be required to advise the CDC of such where the credentials of the replacement should not be less than those provided in the approved RFP.
- (y) It is incumbent upon the Bidders to advise the CDC of any changes that might occur on the OPTL and/or contract details as soon they become aware of them so that any correspondence that might need to be issued during this Bidding Process could be sent to the correct person and address.
- (z) Bidders are requested to provide an Intent to Enter into a JV/Consortium Agreement. The actual Agreement will need to be finalised, signed and submitted by the JV/Consortium Partners of the successful Bidder at the conclusion of this Bidding process.
- (aa) Entities are not allowed to be members of more than one (1) JV/Consortium or Bidding Team.
- (bb) Any misrepresentation of information will lead to immediate disqualification of the Bidder and its Submission will be deemed as being null and void. It is imperative that the duly authorised person conducts quality control on all the documentation to be submitted to the CDC as part of this RFP and signs the submission as a correct and sound documentation that the CDC could put its reliance on.
- (cc) Late Submissions, i.e., Submissions received after the closing date and/or time for this RFP, will not be accepted.
- (dd) The responsive Bidder with the highest procurement score and not posing any commercial risks would be declared as the First Preferred Bidder.
- (ee) The CDC may accept or reject the tender offer or may cancel the tender process and reject all tender offers at any time before the formation of a contract. The CDC shall not accept or incur any liability to a Bidder for such cancellation and/or rejection but will give written reasons for such action.
- (ff) The bidders must take note that the existing facility (schooling premises) will continue to operate (render learning and teaching) during the construction execution of the contract and depending on the construction approach, decanting must be considered (at their own cost) by the bidders.
- (gg) Tender Validity Period shall be twelve (16) weeks from the date of Closure of Bids.

The full documentation to this RFP can be downloaded, at no cost, from the CDC's Website, www.coega.co.za, from **10h00 on Friday, 17 November 2023**. No hard copies of the RFP Document will be made available by the CDC to the Prospective Bidders. Prospective Bidders will be required to provide their correct email addresses on the Website before they can download the documentation. This is required for correspondence purposes therefore Prospective Bidders must ensure that the provided email addresses are correct.

A **Compulsory Briefing** Meeting will be held on **28 November 2023 at 11:00 am** at **Mpumelelo High School in Mpumelelo High School in Loskop, Estcourt, uThukela District, KZN**. The school coordinates are **(28°57'26.7"S 29°37'45.8"E)**. Minutes of the briefing meeting will be shared with all Prospective Bidders who attended the Compulsory Briefing Meeting.

The **closing date** and time for the receipt of complete bid/s is **Monday, 22 January 2024 at mid-day, 12h00**.
One original completed bid document and one flash drive (with the complete electronic version of the bid) shall be placed in a sealed envelope clearly marked:

"CDC/478/23 et al RFP - Development And Construction Solution For Technical High School/S In Kwazulu-Natal"

Bids are to be placed in a Tender Box at the **CDC's KZN Office** located at **18 Cranbrook Crescent, Umhlanga Ridge, Durban, 4051**. Bids will be opened in public, and no late submission will be considered.

All enquiries regarding this tender must be in writing only via e-mail: kzntenders@coega.co.za. All queries must be submitted between the period of **17 November 2023 to 16 January 2024**. No new queries received after 16 January 2024 will be considered.

No telephonic or any other form of communication relating to this request for bid will be permitted with any other CDC member of the staff other than the individual reflected below. All enquiries regarding this RFP must be in writing only, and must be directed to: Ms. Zine Mtanda, Unit Head: Supply Chain Management, e-mail address: kzntenders@coega.co.za.

The CDC reserves the right not to accept the lowest proposal in part or in whole or any proposal

TIP-OFFS ANONYMOUS HOTLINE:
STOP: THEFT / FRAUD / DISHONESTY / BRIBERY /
BLACKMAIL / INTIMIDATION
Call Toll-free TODAY: 0800 007 035 and remain anonymous.



• right **PLACE** • right **TIME** • right **CHOICE**

BBBEE LEVEL 1 CONTRIBUTOR
ISO 9001:2015 • ISO 14001:2015 • ISO 45001:2018
ISO 20000-1:2018 • ISO 27001:2013

