

INVITATION TO BID

BID DESCRIPTION: TO CONDUCT AN ELECTRICAL COMPLIANCE INSPECTION AND PROVIDE A REPAIRS COST ESTIMATE FOR THE INSTITUTE FOR MARITIME TECHNOLOGY (IMT)

COMPULSORY BIDDER'S BRIEFING

Institute for Maritime Technology (IMT) will hold a compulsory bidders briefing session:

VENUE	ADDRESS	DATE	TIME
IMT Building	IMT Building, Martello Road Simon's Town Western Cape	15 August 2022	12h00 am

TABLE OF CONTENTS

KD17:	11 Pages
KD18:	2 Pages
KD21:	1 Page
KD22:	2 Pages
KD24:	4 Pages
KD25:	1 Page
KD26:	2 Pages
KD27	5 Pages
Annexure 1 to KD 24	2 Pages
Annexure 2 to KD24	2 Pages
Annexure 1 to KD 25	2 Pages
Annexure A	7 Pages
Annexure B	2 Pages
Annexure C	1 Page
Annexure D	2 Pages
Value System	1 Page

Bids must ONLY be submitted in hard copy; electronic bids submissions are NOT acceptable.

Kindly register on the National Treasury's Central Supplier Database (CSD) via www.csd.gov.za

RETURNABLE DOCUMENTS**CHECKLIST**

Bidders are required to develop a returnable schedule annexure in accordance with the following table of contents

	List of documents required.	Submitted [Yes or No]	
1.	Central Supplier database (CSD) registration report or Unique Registration Reference Number	Yes ☐	No ☐
2.	Valid Tax Clearance Certificate (s) and or proof of application endorsed by SARS and / or SARS issued verification pin code.	Yes ☐	No ☐
3.	Copies of bidders CIPC Company registration documents listing all members with percentage, See bidding structure for required documents.	Yes ☐	No ☐
4.	Copy of the Joint Venture / Consortium Agreement duly signed by all parties	Yes ☐	No ☐
5.	Copy of the Sub-Contracting Agreement duly signed by all parties	Yes ☐	No ☐
6.	Valid proof of B-BBEE status for the bidder and its sub-contractor(s)	Yes ☐	No ☐
7.	Designated sectors: Local production and content. (Where applicable)	Yes ☐	No ☐
8.	Originally certified copy of Identity Document for the Company representative	Yes ☐	No ☐
9.	Copy of latest audited financial statements	Yes ☐	No ☐
10.	Bid conditions acceptance form on KD17 (Mandatory)	Yes ☐	No ☐

**ARMAMENTS CORPORATION OF SOUTH AFRICA SOC LTD
(ARMSCOR)**

Company registration: 1968/008611/06 Vat registration: 4780115236

REQUEST FOR BID: R&D/IMT-2022/023

1. INSTRUCTIONS ON SUBMISSION OF BIDS

- 1.1 Bid Closing at **11:00 am on 29 August 2022 (SOUTH AFRICAN TIME)**
- 1.2 Bids must be submitted in a sealed envelope marked with this bid reference number.
- 1.3 The sealed envelope must be deposited in the bid box at Armscor Head Office, Visitors Entrance (Block) 8 before the bid closing date and time addressed to:

The Manager R&D Procurement Secretariat
Armscor SOC Ltd

Postal address: Armscor SOC Ltd
Private Bag X337
Pretoria, 0001

Delivery address: Armscor Head Office
Armscor: R&D Bid Box; Visitors' Entrance (Block 8)
370 Nossob Street
Erasmuskloof Ext 4
Pretoria
- 1.4 Bids dispatched by the courier service Company must be marked with bid reference number on the delivery note / packaging and the courier must ensure that the bid document is deposited in the bid box before the closing date and time. **Armscor will not be held responsible for any delays where bid documents are handed to the Armscor Reception.**
- 1.5 Bid proposals received after the closing time and date will not be considered.

2. ENQUIRIES

- 2.1 All queries regarding this bid must be addressed in writing to:
R&D Procurement Secretariat.
 E-mail Address: abtenders@armscor.co.za
 Facsimile address: (International) +27 12 428 3109
 Questions/enquiries relating to this RFB should be received three working days prior to the closing date. Queries received after this period will not be entertained.

3. BID VALIDITY PERIOD

BIDS VALIDITY PERIOD
Bids proposals to remain valid for acceptance for a period of 120 days counted from the closing date.

NOTE: Bids for the supply of the goods and/or services described in the attached documents are invited in accordance with the provisions of the General Conditions of Contract (A-STD-0020) Issue 4 dated 14 February 2020 and the Rules of Procedure for Offerors (A-STD-0010) Issue 2 dated 21 April 2014, as well as any special condition contained in these documents. Copies of the General Conditions of Contract and the Rules of Procedure are available on Armscor's website at www.armscor.co.za.

BID AWARD RESULTS:

Result on bid awarding information is not sent to unsuccessful bidders. Particulars of successful bidders are also NOT published on the Armscor: R&D Bulletin.

BIDDING STRUCTURE

Indicate the type of bidding structure by marking with an 'X' in an appropriate box.	
Individual Bidder	
Joint Venture	
Consortium	
Using Sub-contractors	
Other	

Only fill the relevant category:

If individual bidder, indicate the following:	
Name of Bidder	
Company / Close Corporation Registration Number	
VAT Registration Number	
National Treasury Supplier Number	
Unique Registration Reference Number	
Contact Person	
Telephone Number	
Fax Number	
Email Address	
Postal Address	
Physical Address	
NB: Submit with the bids the following documents:	
Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.	
In case of individual supply ID document for local and if foreigner supply passport number or identification as applicable in that country.	
Latest copies of all share certificates, in case of a company or any other form of a legal entity.	
Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.	

If Joint Venture or Consortium, indicate the following: (To be completed for each JV/Consortium member)	
Name of Joint Venture / Consortium	
Company / Close Corporation Registration Number	
VAT Registration Number	
National Treasury Supplier Number	
Unique Registration Reference Number	
Contact Person	
Telephone Number	
Fax Number	
Email Address	
Postal Address	
Physical Address	
NB: Submit with the bids the following documents:	
Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.	
In case of individual supply ID document for local and if foreigner supply passport number or identification as applicable in that country.	
Latest copies of all share certificates, in case of a company or any other form of a legal entity.	
Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.	

If using subcontractors, indicate the following:	
Name of Prime-Contractor	
Percentage Value to be subcontracted	
Company / Close Corporation Registration Number	
VAT Registration Number	
National Treasury Supplier Number	
Unique Registration Reference Number	
Contact Person	
Telephone Number	
Fax Number	
Email Address	
Postal Address	
Physical Address	
Subcontractor Details:	
Name of Subcontractor	
Company / Close Corporation Registration Number	
VAT Registration Number	
National Treasury Supplier Number	
Unique Registration Reference Number	
Contact Person	
Telephone Number	
Fax Number	
Email Address	
Postal Address	
Physical Address	
NB: Submit with the bids the following documents for both Prime and Sub-Contractors:	
Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.	
In case of individual supply ID document for local and if foreigner supply passport number or identification as applicable in that country.	
Latest copies of all share certificates, in case of a company or any other form of a legal entity.	
Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.	

Other:	
Name of Bidder	
Company / Close Corporation Registration Number	
VAT Registration Number	
National Treasury Supplier Number	
Unique Registration Reference Number	
Contact Person	
Telephone Number	
Fax Number	
Email Address	
Postal Address	
Physical Address	
NB: Submit with the bids the following documents:	
Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC.	
In case of individual supply ID document for local and if foreigner supply passport number or identification as applicable in that country.	
Latest copies of all share certificates, in case of a company or any other form of a legal entity.	
Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity.	

Declaration:

I, as the duly authorized representative of the bidder hereby authorize Armscor to request, investigate and process company information including tax compliance via the SARS website.

.....
Name

.....
ID number

BID CONDITIONS ACCEPTANCE FORM

Bidders shall complete and sign this bid conditions acceptance form

I/We hereby offer to supply all or some of the supplies and/or services described in the Pricing Schedule and /or attached documents on the terms and conditions and in accordance with the conditions set out in A-STD-0010 Issue 2 dated 21 April 2014 and A-STD-0020 Issue 4 dated 14 February 2020 (and I/we acknowledge that I/we am/are acquainted therewith) at the price and on the terms of delivery/execution inserted by me/us.

I/We agree -

1. that this bid shall remain binding on me/us and open for acceptance for the period stipulated above;
2. that if my/our bids is accepted, the acceptance will be communicated to me/us by letter or order through the post, and such acceptance shall constitute a contract between me/us and Armscor, subject to the terms and conditions set out in Armscor's General Conditions of Contract (A-STD-0020), Issue 4 dated 14 February 2020, the contents of which I/we acknowledge ourselves to be acquainted with.

I/We choose as domicilium citandi et executandi in the Republic

.....

 (no post box or private bag)

IN BLOCK LETTERS ON BEHALF OF -

Complete registered:

Name of bidder:.....

AUTHORISED SIGNATURE

..... Date:

Name in block letters:

Capacity:

NB: FAILURE TO COMPLETE AND SIGN THIS PAGE SHALL INVALIDATE THE BID AND WILL BE DISQUALIFIED FROM FURTHER EVALUATION.

SUPPLIER REGISTRATION

- 1.1 Bidders must register on the National Treasury Central Supplier Database (CSD) in terms of National Treasury Instruction Note 3 of 2016/17.
- 1.2 Bidders must electronically register for Security on Armscor website to be considered for orders which are administered by Armscor SOC Ltd on Behalf of clients.

For more information on security registration contact:-

The Security Registration

Private Bag X337

PRETORIA

0001

E-mail:- register@armscor.co.za

ALL BIDDERS SHALL COMPLY WITH THE FOLLOWING:

1. The pages of the KD17 document are numbered from one, and the final page bears the words "and last". Bidders should check the numbers of the pages as no liability arising from claims owing to the omission or duplication of pages will be recognised by Armscor. The appendices mentioned in these pages form part of the bids.
2. **All bidders shall -**
 - 2.1. insert their name at the top of each price schedule form used (a rubber stamp may be used);
 - 2.2. insert the information in the spaces provided in the price schedules by writing or typing on the dotted lines only (additional information should be contained in a separate annexure);
 - 2.3. if they wish to make more than one bid against an item, as an alternative, apply for additional copies of the bid documents or photocopy one or more pages, and not retype or redraft any of the forms used;
 - 2.4. indicate the prices quoted in the units shown and quote them per item;
 - 2.5. indicate in respect of each item whether the goods/services quoted comply strictly with the specified requirements, and furnish particulars of deviations if this is not so;
 - 2.6. complete all appendices.
3. **Value-added tax, customs duties, *ad valorem* customs duties and surcharges:**
 - 3.1. Value added tax levied by the Receiver of Revenue must not be included in the prices quoted but be shown as a separate line item.
 - 3.2. Where supplies are quoted which are subject to levying of any customs duty, *ad valorem* customs or excise duty or surcharge by the Department of Customs and Excise, such charges must not be included by the bidder in the prices quoted. The applicable customs duty, *ad valorem* customs or excise duty or surcharge must, however, be indicated separately where provided for on Armscor's Questionnaire (KD 18).
4. **Security:**
 - 4.1. Classified bids are to be handled in the manner set out in Armscor's Security Instruction, document number A-WI-014, copies of which are obtainable on request from the Contractor Security Section, P O Box 411, Pretoria, 0001.
 - 4.2. Attention is drawn particularly to the procedure set out in chapter 4 of the manual, which is to be complied with when forwarding classified documents.

5. **Broad-Based Black Economic Empowerment Compliance:**

- 5.1 In terms of the Defence Sector Codes, contracts for goods and services shall only be awarded to a bidder that has Black Equity Ownership of at least 25% in year 1 (12 April 2019 to 31 March 2020), 30% in year 2 (1 April 2020 to 31 March 2021) and 35% in year 3 (01 April 2021) onwards, where applicable.
- 5.3 Failure to comply with the **B-BBEE mandatory** and **Compulsory requirements** as stated in the KD24 will lead to disqualification.

6. **Advance payments:**

Bidders shall furnish the price without advance payment. (Consult paragraph 8 of A-STD-0010).

7. **Performance Guarantee:**

Armcor reserves the right to request the successful bidders to submit a performance guarantee for the proposed contract. Bidders must submit prices without provision for the performance guarantee as well as prices including the cost of such a guarantee.

8. **Commissions:**

If any commission is payable by yourself to any person(s) or body as a result of any order which may arise from this Request for Proposal, you must submit full details of the applicable person(s) or body and the amount payable, with this bids.

9. **Compliance with Arms Control and Non-Proliferation requirements**

Any bidder responding to this Request for Proposal (RFP) shall comply with the following when dealing with defence matériel:

- 9.1 All relevant South African legislation, including, but not restricted to, the following:
- a) National Conventional Arms Control Act, Act No. 41 of 2002, and its implementing Regulations; and
 - b) Non-proliferation of Weapons of Mass Destruction Act, Act No. 87 of 1993, as amended, and its implementing Regulations.
- 9.2 Defence export legislation of supplier countries, i.e. countries from which defence matériel is exported to South Africa as well as countries of origin of the matériel.
- 9.3. It is the responsibility of the bidder to, when applicable, register with the Directorate Conventional Arms Control (DCAC), Defence Secretariat, in terms of section 13 of the National Conventional Arms Control Act and with the South African Council for the Non-Proliferation of Weapons of Mass Destruction Act.
- 9.4 If a contract with Armcor is being entered into, the Contractor shall comply with arms control and non-proliferation requirements as prescribed by the contract.

10. Submission of a NCACC Permit

10.1 In terms of the National Conventional Arms Control Act (Act No 41 of 2002, Chapter II, section 13), no person may trade in conventional arms, unless that person is:

- a) Registered with the National Conventional Arms Control Committee (NCACC)
- b) Is in possession of a permit authorised by the NCACC and issued by the Directorate Conventional Arms Control (DCAC).

NOTE: Local bidders who trade in Conventional Arms as set out above are required to submit a certified copy of a valid NCACC permit when submitting a bid.

11. Tax Compliance

The conditions detailed in the Instruction for Application for Tax Compliance (KD 25) must be adhered to. Armscor Suppliers /Bidders must remain tax compliant for the duration of their contracts.

12. Defence Industrial Participation and National Industrial Participation

12.1 The DIP value threshold of foreign content is based on:

Any single agreement of which the foreign content exceeds USD 2 million;
Multiple main agreements concluded within two years of each other, within the framework of a specific project or across different projects, for same and or similar products or services, awarded to the same Seller of which the aggregate value of the foreign content exceeds USD 2 million;
Extensions or amendments to the main agreement within the active life of the agreement, which result in the aggregate foreign content value of the project exceeding USD 2 million;
Where multiple suppliers are used to address a single Defence Acquisition for the same products or services and the value of the foreign content, in total, exceeds USD 2 million, each supplier shall incur pro rata 50% of the total DIP obligation.

12.2 Where a contract to the value of the equivalent of USD10 000 000 or more, is placed on a foreign company, a minimum of 30 % National Industrial Participation (NIP) shall be part of the foreign company's contractual obligations, in addition to the 50 % DIP. This condition is also applicable to all contracts placed on a local company, subcontracting a single foreign company to the aforesaid value or more.

13. Mandatory local production and content for designated sectors

13.1 When applicable, bids not meeting the mandatory local production and content for designated sectors will not be considered for further evaluation.

13.2 A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.

13.3 If there is no designated sector, Armscor will include as a specific condition of the bid, that only locally produced services or goods or locally manufactured goods with a stipulated minimum threshold for local production and content, will be considered.

14. **Awarding of Bids**

The awarding of bids will be in terms of the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2017.
The applicable points are:

Price: (Pp)	80 Points
Broad-Based Black Economic Empowerment:	20 Points
Total:	100 Points

The following formula must be used to calculate the points in respect of a bid up to a rand value of R 50 000 000, 00 (all applicable taxes included).
(Armscor may also apply this formula to price quotations with a value of less than R30 000, if and when appropriate):

$$P_s = P_p$$

$$\text{Provided that } \sum (P_{pa}) = 80$$

Where:

P_s	= points scored for bid/bids under consideration
P_p	= points scored for price
a	= allocated

$$\text{The points scored for price } (P_p) = P_{pa} * \left(1 - \frac{(P_t - P_m)}{P_m}\right)$$

Where: P_{pa} = points allocated for price

P_t = comparative price of bid/bids under consideration

P_m = comparative price of lowest acceptable bid/bids

15. **Objective Criteria**

- 15.1 A contract may be awarded to a bidder that did not score the highest points only in accordance with section 2(1)(f) of the Act. If Armscor intends on applying objective criteria in terms of section 2(1)(f) of the Act, this will be stated in the bid document.

- 11 and last -

BID NUMBER : R&D/IMT-2022/023
CLOSING AT 11:00 ON : 29 August 2022

VALIDITY**PERIOD: 120 DAYS****NAME OF BIDDER :**

ITEM NO	DESCRIPTION	QTY	UNIT PRICE IN S.A. CURRENCY	SUBTOTAL
	Mandatory Black Equity Ownership April 2021/22 onwards – Minimum 35% - applicable			
1.	To complete an electrical compliance inspection and issue a report based on findings in accordance with Annexure A attached.	1		
	TOTAL (EXCLUDING VAT)			
	15% VAT			
	TOTAL (INCLUDING VAT)			
The following attachments has a direct bearing on the item listed above to complete an electrical compliance inspection and issue a report based on findings for the Institute for Maritime Technology (IMT) in accordance with Annexure A attached: Annexure A: Scope of Work. Annexure B: Critical Criteria. Annexure C: Compliance Declaration form. Annexure D: Oath of Non-Disclosure form.				

NOTES:

1. **The Bidder/offeror shall be required to attend a compulsory bidders briefing on 15 August 2022 12H00 noon IMT Building, Martello Road, Simon's Town.**

All potential bidders are required to arrive 30 minutes before the starting time to avoid any delays. Late arrivals will not be allowed access to the premises once the meeting has started 12H00 noon.

2. Delivery address: Services rendered at IMT building, Martello Road, Simon's Town.
3. *Period required for commencement of delivery, after receipt of order: **Immediately after awarding of contract.**
4. *Rate of delivery: **As contracted.**
5. *Period required for completion of order, after receipt thereof:
6. **The prices are fixed for the duration of the contract.**
7. See Annexure A: Scope of Work (SOW)
8. See Annexure B: Critical Criteria
9. See Annexure C: Compliance Declaration.
10. Annexure C, the bidder must complete and sign the (Annexure C) IMT Compliance Declaration of conformity with Annexure A and submit it with the completed Bid/RFB document.
11. Critical criteria requirements, in the event that the bidder does not meet ONE or ALL-critical criteria requirements shall invalidate this offer/proposal.
12. The undermentioned elements are contained in the attached RFB R&D/IMT-2022/023.
 - 13.1 **Annexure A: Scope of Work**
 - 13.2 **Annexure B: Critical Criteria**
 - 13.3 **Annexure C: Compliance Declaration form**
 - 13.4 **Annexure D: Oath of Non-Disclosure form**
13. Bidders attending the Bidders Briefing shall bring a completed, signed and notarised copy of the attached Oath of Non-Disclosure in order to receive Annexures 2 and 3.
- * Must be completed by bidder if not completed by Armscor

-1-

**ARMAMENTS CORPORATION OF SOUTH AFRICA LTD
(ARMSCOR)**

QUESTIONNAIRE

REPLIES

- | | | |
|-----|---|--------------------------|
| 1. | What is the request for bids number? | |
| 2. | Price basis of bids (if deviating from Delivered into store): | |
| 3. | Indicate which of the following applies: | |
| 3.1 | The prices are fixed. | ☐ |
| 3.2 | The prices are not fixed (N.B. See Par. 9 of A-Std-0010) | ☐ |
| 4. | Is the delivery period fixed? | |
| 5. | Are you the accredited agent in the RSA for the manufacturer of the supplies quoted by you? | |

WHERE SUPPLIES OFFERED ARE TO BE IMPORTED OR ARE OFFERED EX BONDED WAREHOUSE, THE ATTACHED SECURITY QUESTIONNAIRE (KD 22) MUST BE COMPLETED AND THE FOLLOWING QUESTIONS ANSWERED:

- | | | |
|-----|--|---------------------------------|
| 6. | Is a special import permit required? | |
| | If not, state your import permit number | |
| 7. | What are the names and addresses of your overseas suppliers? (Give particulars in KD 22) | |
| 8. | Foreign content: | |
| 8.1 | What amount in foreign currency must be remitted overseas? | |
| 8.2 | What is the rate of exchange used in converting the amount into SA Rand and the date on which this is based? | ZAR1, 00 =
DATE: |
| 9. | Statutory costs: | |
| 9.1 | Are the goods quoted on subject to customs duty, ad valorem customs or surcharge? | |

-2 and last-

9.2 If so, what is the amount payable in respect of

a) Customs duty?

b) Ad valorem customs duty?

PRICE BREAKDOWN

10. The following particulars must be furnished, failure of which may invalidate the bids.

	AMOUNT	% OF TOTAL PRICE
10.1 FOB/FCA cost of item		
10.2 Sea/Air freight		
10.3 Insurance charges		
10.4 Clearance charges		
10.5 Customs duties		
10.6 Ad valorem customs duties		
10.7 Delivery costs from port/airport to your premises		
10.8 Local content (excluding (10.10))		
10.9 Delivery costs from your premises into store		
10.10 Balance (detail to be submitted)		
TOTAL		

.....
DATE

.....
BIDDER'S SIGNATURE

-1 and last-

**ARMAMENTS CORPORATION OF S.A. LIMITED
(ARMSCOR)**

PREVIOUS PURCHASES

LAST TWO BIDS

If any similar or identical equipment has been supplied to ARMSCOR,
or to any of ARMSCOR'S subsidiaries or the South African National Defence
Force, the completion of this form by bidders is compulsory.

DATE OF BIDS	ORGANIZATION	ORDER NO.	ITEMS PURCHASED	UNIT PRICE	MOTIVATION FOR PRICE DIFFERENCES

BIDDER:	
SURNAME AND INITIALS:	
DATE:	
SIGNATURE:	

**ARMAMENTS CORPORATION OF SOUTH AFRICA LIMITED
(ARMSCOR)**

SECURITY QUESTIONNAIRE ON THE IMPORTED CONTENT OF BIDS

1. In all cases where the supplies quoted are imported (either in full or in part), bidders shall furnish the following particulars (if space is insufficient, use additional pages):

1.1 COUNTRY OF ORIGIN:

Item No(s).	Country
.....	
.....	
.....	
.....	

1.2 NAME OF MANUFACTURER(S)/SUPPLIER(S)/STOCKIST(S):

Item No(s).	Name
.....	
.....	
.....	
.....	

1.3 NAME OF INTERMEDIARY (IES) (WHEN THERE IS NO DIRECT CONTACT WITH THE FIRMS LISTED IN 1.2):

Item No(s).	Name
.....	
.....	
.....	
.....	

1.4 NAME OF AGENTS RESPONSIBLE FOR SHIPPING AND CLEARANCE:

Item No(s)	Name
.....	
.....	
.....	
.....	

1.5 NAME OF BANK ARRANGING TRANSFER OF FUNDS OVERSEAS:

Item No(s).	Name
.....	
.....	
.....	
.....	

-2 and last-

1.6 IS AN END-USER CERTIFICATE REQUIRED? YES/NO

If yes:-

Item No. (s).

.....

.....

.....

.....

1.7 ARE THE ITEMS SUBJECT TO ANY SPECIAL EXPORT REQUIREMENTS? YES/NO

If Yes:-

Item No. (s).

Requirements

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

2. Failure to furnish the information requested may render the bid invalid.

.....

NAME

.....

DATE

.....

BIDDER'S SIGNATURE

BROAD-BASED BLACK ECONOMIC EMPOWERMENT CLAIMS

ACRONYMS AND ABBREVIATIONS

B-BBEE	Broad-Based Black Economic Empowerment
CIPC	Companies and Intellectual Property Commission
COTS	Commercial Off The Shelf
EME	Exempted Micro Enterprises
MOTS	Military Off The Shelf
QSE	Qualifying Small Enterprises
SANAS	South African National Accreditations Systems

1. MANDATORY B-BBEE REQUIREMENT:

- 1.1 In terms of the Defence Sector Codes, contracts for goods and services shall only be awarded to a bidder that has Black Equity Ownership of at least 25% in year 1 (12 April 2019 to 31 March 2020), 30% in year 2 (01 April 2020 to 31 March 2021) and 35% in year 3 (01 April 2021) onwards, where applicable.
- 1.2 EMEs are exempted from compliance with the mandatory B-BBEE requirement.

2. COMPULSORY B-BBEE REQUIREMENTS

2.1 Pre-Qualification Criteria

- 2.1.1 Pre-Qualification criteria will be applied to advance certain designated groups with specific bidding conditions that only one or more of the bidders may respond:

- a) Stipulated minimum B-BBEE status level e.g. level 4
- b) EMEs or QSEs
- c) Sub-contract a minimum 30% of the value of the contract to one or more:
 - (i) At least 51% black owned EMEs or QSEs
 - (ii) At least 51% black youth owned EMEs or QSEs
 - (iii) At least 51% black women owned EMEs or QSEs
 - (iv) At least 51% black owned EMEs or QSEs by people living with disabilities
 - (v) At least 51% black owned EMEs or QSEs by people living in rural or underdeveloped areas
 - (vi) At least 51% black owned cooperatives
 - (vii) At least 51% black owned EMEs or QSEs by military veterans
 - (viii) EMEs or QSEs

2.2 Sub-Contracting

- a) For a contract above R30 000 000 (million), Armscor may apply subcontracting to advance designated groups.
- b) The successful bidder must subcontract 30% of the contract value to one or more of the following:
 - (i) At least 51% black owned EMEs or QSEs
 - (ii) At least 51% black youth owned EMEs or QSEs
 - (iii) At least 51% black women owned EMEs or QSEs
 - (iv) At least 51% black owned EMEs or QSEs by people living with disabilities
 - (v) At least 51% black owned EMEs or QSEs by people living in rural or underdeveloped areas
 - (vi) At least 51% black owned cooperatives
 - (vii) At least 51% black owned EMEs or QSEs by military veterans
 - (viii) EMEs or QSEs

NB: Failure by the bidder to comply with the B-BBEE Mandatory and Compulsory Requirements as stated herein above will lead to disqualification.

3. PREFERENCE POINTS FOR BROAD-BASED BLACK ECONOMIC EMPOWERMENT

- 3.1 The following preference points will be awarded in terms of the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2017.
- 3.2 The 80/20 preference point system is applicable to all bids with a Rand value of up to R50 000 000,00 (all applicable taxes included)
- 3.3 Preference points for this bid shall be awarded for:

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

- 3.4 **Bidders who do not submit a valid proof of B-BBEE status will score zero (0) for preference points.**

4. ALLOCATION OF B-BBEE POINTS

- 4.1 The B-BBEE points will be allocated according to the table below, for acquisition of services, works or goods with a value of up to R50 000 000, 00. B-BBEE Points claimed must be in accordance with the table below and must be substantiated by means of a valid proof of B-BBEE.

B-BBEE status level	Points Allocated
Level 1	20
Level 2	18
Level 3	14
Level 4	12
Level 5	8
Level 6	6
Level 7	4
Level 8	2
Non-compliant	0

- 4.2 The Armscor BBE Division reserves the right to require a bidder and/or its sub-contractor(s) to substantiate any claim at any stage in the bidding process to verify and confirm the B-BBEE status of the bidder and/or its sub-contractor(s).

5. PRINCIPLES**5.1 Valid proof of B-BBEE status is either of the following:****5.1.1 A B-BBEE Sworn Affidavit fully completed and**

- 5.1.1.1 Deposed and signed in the presence of the Commissioner of Oaths
- 5.1.1.2 Does not contradict itself (% black ownership matches compliance level)
- 5.1.1.3 Commissioner of Oaths credentials and signature are reflected.

5.1.2 A B-BBEE Certificate issued by either the CIPC or a SANAS Accredited Verification Agency**5.1.3 An unincorporated Joint Venture / Consortium must submit a Consolidated B-BBEE Certificate in the name of the Joint Venture / Consortium issued by a SANAS accredited Verification Agency.****5.1.4 B-BBEE status must be based on the latest financial year-end information, otherwise it is invalid and unacceptable.****5.2 Sub-Contracting****5.2.1 A bidder 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 bidder concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.****5.2.3 A supplier awarded a contract must obtain the approval of Armscor prior to any changes in the subcontracting arrangement.**

-4 and last-

B-BBEE DECLARATION**1. Confirmation of the Bidder's Turnover**

Name of the Bidder			
Registration Number			
Financial Year End			
Turnover (As at the latest financial year end)	R	Period Starting (Day, Month, Year)	
		Period Ending (Day, Month, Year)	

2. Confirmation of Subcontractors involved in the execution of the order:

Bidder	% Black Ownership	B-BBEE Status	% Value to be Contracted
1.			
Subcontractors	% Black Ownership	B-BBEE Status	% Value to be Contracted
1.			
2.			
3.			

*Percentages of the bid value which will be subcontracted including main contractor must add up to 100%.

3. Confirmation of Suppliers involved in the execution of the order:

Supplier's name	% Black Ownership	B-BBEE status	% Value to be Supplied
1.			
2.			
3.			
4.			
5.			

I, the undersigned, am duly authorised to certify on behalf of the abovementioned entity that the information contained herein above is true and correct.

AUTHORISED SIGNATURE : Date:

Name in block letters :

Capacity :

TAX COMPLIANCE REQUIREMENTS

It is a condition of bids that the successful bidder MUST be tax compliant, or that satisfactory arrangements have been made with the South African Revenue Service (SARS) to meet the bidder's tax obligations. FOREIGN COMPANIES ARE REQUIRED TO COMPLETE QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS OF ANNEXURE 1 TO KD 25

1. In order to meet this requirement the bidder is required to access SARS e-filing and complete the SARS ONLINE "SARS tax compliance status" under tax status. Tax compliance requirements are also applicable to individuals who wish to submit bids.
2. SARS will then furnish the bidder with a Tax compliance PIN code that will be valid for a period of 1 (one) year from the date of approval.
3. The Tax compliance PIN letter shall be submitted with the bids, with an authorisation letter for Armscor to use the PIN code for verification of tax compliance status of the bidder.
4. In bids where Consortia /Joint Ventures are involved, each party must submit a separate tax compliance PIN with authorisation letter.
5. In the event of subcontracting, tax compliance PIN letter and authorisation letter for the subcontractor must also be submitted with the bids.
6. Tax compliance is done via e-filing on the SARS website www.sars.gov.za.

NOTE: Armscor Suppliers/ Bidders and Subcontractors must remain tax compliant for the duration of their contracts.

BIDDER'S DISCLOSURE**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:

.....

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:

.....

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 and last-

3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.5 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.6 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.
I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

**ARMAMENTS CORPORATION OF SOUTH AFRICA LIMITED
(ARMSCOR)**

INTELLECTUAL PROPERTY REQUIREMENTS

1 INTRODUCTION

1.1 What is Intellectual Property?

Intellectual Property (or "IP") means the result or outcome of human creative effort as typically, but not exclusively, manifested and embodied in or taking the form of data items or documents.

IP typically includes design and mental activities, e.g.:

- Bills of Material (BOM's)
- Instructions,
- Reports,
- Specifications,
- Interface designs,
- Manufacturing processes,
- Material Specifications,
- Processes,
- Product designs,
- Re-engineering (maintenance/obsolescence),
- Software,
- Algorithms,
- Source Codes,
- System/integration designs,
- Test and Evaluation Methods, etc.

IP typically excludes Project Management activities and Hardware created/built according to a design or following a "recipe".

1.2 How is IP manifested?

IP is typically manifested and embodied in Data Items or Documents.

"Data items or Documents" means any recorded information, however recorded, including but not limited to books, manuscripts, reports, studies, algorithms, computer software, invention descriptions, registered patents, drawings, designs, plans, analyses, calculations, standards, data packs, process documents, instructions, specifications, mathematical or simulation models, compositions, photographs, video recordings, audio recordings, reports, holographic recordings, trademarks, graphical images, etc.

NOTE:

- ☐ The document itself is not IP
- ☐ The contents of a document represent IP
- ☐ The document becomes the tangible and recordable carrier of IP

1.3 What is Background IP?

For definition, refer to A-STD-0020 "Armcor General Conditions of Contract".

"Background IP" belongs to a contractor because he fully paid for the generation thereof or had bought it at his own cost, which may be used or serve as a basis from which to develop new Foreground IP.

1.4 What is Historic IP?

"Historic IP" is existing IP which was created previously, and which may serve as a basis from which to develop new Foreground IP.

1.5 What is Foreground IP?

For definition, refer to A-STD-0020 "Armcor General Conditions of Contract".

"Foreground IP" is new intellectual property that is created during the execution of the order.

1.6 When is IP Shared or Jointly Owned or Co-owned?

For the definition, refer to A-STD-0020 "Armcor General Conditions of Contract".

"Shared" or "Jointly Owned" or "Co-owned" IP is IP which belongs to both the DOD and a contractor, because both contributed to the cost of generation thereof. Ownership is typically (and preferably) proportional to contribution.

Historic and Foreground IP may be either

1. Wholly owned by the DOD; or
2. Shared or Jointly Owned or Co-owned between DOD or the contractor

2. IP RECORDAL REQUIREMENTS

It is a requirement that prospective suppliers provide all information about applicable Intellectual Property (IP) to the bid. Armcor will record the information on their IP System that will generate a Statement of IP which will be appended to the order. The Statement of IP will serve as a contractual agreement between Armcor and the contractor in so far as IP related matters are concerned.

The recordal requirements are further described herein and broken down to an appropriate level, as follows:

2.1 Background IP Utilised

For each Background IP Item that will be modified or utilised to generate Foreground IP in the execution of the quoted scope of work, provide the following details:

- Short IP description
- Original Supplier
- Cost of Establishment (If available)

2.2 Historic IP Utilised

For each Historical IP item that will be modified or is required as a prerequisite in the execution of the quoted scope of work, provide the following details:

- Armcor IP Number (if available)
- Short IP description
- The next information is to be provided **per order**, on which Historic IP was established:
 - Order Number on which Historic IP was generated
 - Master record index (MRI) reference
 - Original Supplier
 - Cost of Establishment
 - Percentage Ownership (DOD)
 - Associated Milestone / Line item on the order under which the IP was established

2.3 Foreground IP to be generated

For each new Foreground IP item that will be generated in the execution of the quoted scope of work, provide the following details:

- IP number of Historic IP, if IP is enhanced (modified/improved/upgraded).
- Short IP description
- Master record index (MRI) reference with version and date
- Original Supplier
- Cost of Establishment
- Percentage Ownership (DOD)
- Associated Milestone / Line item on the order under which the IP will be established.

Note 1: The cost of establishment has always been included in item/milestone prices of order, and will continue to be so included, but will in future become visible by being shown separately in the Statement of IP appended to orders in order to properly manage such IP;

Note 2: To facilitate the easy and correct recording of IP, bidders and contractors will be required to utilise the specially constructed spread sheet from Armcor's web site. After completion, the spreadsheet must be printed and attached to the bid, which will thus form an integral part of the bid.

3. SAFEGUARDING OF IP

3.1 IP Agreement

The IP agreement which will be embodied in the Statement of IP will be concluded with the main contractor in the name of the main contractor and will apply to the creating sub-contractor(s), who will remain the design authority for his particular IP.

3.2 Management and Safeguarding of IP

The main contractor will be responsible for the management of IP he generated during the execution of the order, as well as the management of IP generated by his sub-contractors. Upon completion of the project or order, the relevant IP will be formally transferred to the main contractor, who will then be responsible for the continued management of such IP.

The main contractor will be responsible for proper safeguarding and configuration control of IP, including off-site back-ups, as further described in various other Armcor documents, e.g. A-STD-0020 "Armcor General Conditions of Contract, K-STD-61 "Armcor Standard for Technical Contract Conditions", A-WI-014 "Armcor Security Instruction" and other documents that may be applicable.

3.3 IP Delivery

Notwithstanding 3.2 above, upon completion of the order, the main contractor will deliver all data items or documents relating to the IP generated during the execution of the order to Armcor ADAC Department.

3.4 IP Audits

Armcor is by law required to conduct an IP or intangible asset audit of all existing DOD IP every financial year. The main contractor will cooperate with Armcor's Intellectual Property Management Division and the Auditor General during the audit period and will make available all relevant information required to conduct the audit.

4. COMPLETION OF THE IP INFORMATION BY MEANS OF THE ELECTRONIC FORM

4.1 Background

The electronic form of the KD27 IP Information.xlsx is available as a Microsoft Excel workbook on the Armscor website (www.armscor.co.za/Downloads/Download.asp) and must be used as template to provide the relevant IP information.

The workbook consists of the following three spreadsheets:

- "Background IP" provides a form to capture all background IP information
- "Historic IP" provides a form to capture all historic IP information.
- "Foreground IP" provides a form to capture all foreground IP information.

4.2 Electronic Form Definitions

The column definitions as provided in the forms are as follows:

IP Name	A short descriptive name to identify the IP item.
IP Number	Armscor Number provided to Historic IP.
IP Description	An abridged description of the IP Item.
Original Supplier	The name of the supplier at which the IP item exists or was established.
Establishment Cost	The amount paid by Armscor to establish the IP Item (including VAT).
MRI Reference	The Master Record Index (MRI) or other document reference that uniquely describe the IP.
DOD Shareholding	The percentage of the IP that belongs to the DOD through Armscor
Associated Milestone/Item	The contractual milestone or item, which when completed, will define the point in time at which the IP will be established.

-5 and last-

5. INTELLECTUAL PROPERTY QUESTIONNAIRE

I/We, the undersigned, who warrant that I/we am/are duly authorised to do so on behalf of the firm certify that the following information is correct and complete in terms of Intellectual Property relevant to the offered scope of work. (Please circle the relevant answer)

Will Background IP be applicable during the execution of the quoted scope of work? Yes No

If yes, state particulars by completing the 'Background IP' worksheet. Indicate each IP item as a separate line.

Will Historic IP be utilised and/or is it required as a prerequisite to execute the quoted scope of work? Yes No

If yes, state particulars by completing the 'Historic IP' worksheet for each IP item. Indicate each IP item as a separate line;

Will any of these Historic IP items be enhanced during the execution of the quoted scope of work? Yes No

If yes, also complete the 'Foreground IP' worksheet for those IP items

Will new Foreground IP be generated during the execution of the quoted scope of work? Yes No

If yes, state particulars by completing the 'Foreground IP' worksheet for each IP item. Indicate each IP item as a separate line.

This completed form, along with all additional information, as requested above where relevant, populated on the KD27 Spreadsheet, have to be attached to the bid.

WITNESSES:

1 _____

2 _____

SIGNATURES OF BIDDER(S)

DATE: _____

ADDRESS: _____

ANNEXURE 1 TO KD24

DEFENCE SECTOR BBBEE SWORN AFFIDAVIT – EXEMPTED MICRO ENTERPRISE

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.
2. I am a Member / Director / Owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name:	
Trading Name (if Applicable):	
Registration Number:	
Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):	
Nature of Business:	
Definition of "Black People"	As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians – (a) who are citizens of the Republic of South Africa by birth or descent; or (b) who became citizens of the Republic of South Africa by naturalisation- i. before 27 April 1994; or ii. on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date;"
Definition of "Black Designated Groups"	"Black Designated Groups means: (a) unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution; (b) Black people who are youth as defined in the National Youth Commission Act of 1996; (c) Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act; (d) Black people living in rural and under developed areas; (e) Black military veterans who qualifies to be called a military veteran in terms of the Military Veterans Act 18 of 2011;"

ANNEXURE 1 TO KD24

3. I hereby declare under Oath that:

- The Enterprise has _____% Black Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has _____% Black Female Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has _____% Black Designated Group Beneficiaries as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- Black Designated Group Owned % Breakdown as per the definition stated above:
 - Black Youth % = _____%
 - Black people living with disabilities % = _____%
 - Black Unemployed % = _____%
 - Black People living in Rural areas % = _____%
 - Black Military Veterans % = _____%
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of _____, the annual Total Revenue was R5,000,000.00 (Five Million Rands) or less
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

100% Black Owned	Level One (135% B-BBEE procurement recognition)	
At Least 51% Black Owned	Level Two (125% B-BBEE procurement recognition)	
Less than 51% Black Owned	Level Four (100% B-BBEE procurement recognition)	

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.

5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Commissioner of Oaths	Deponent
Signature and Stamp	
	Signature
Date	Date

ANNEXURE 2 TO KD24

DEFENCE SECTOR BBBEE SWORN AFFIDAVIT – QUALIFYING SMALL ENTERPRISE

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.
2. I am a Member / Director / Owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name:	
Trading Name (If Applicable):	
Registration Number:	
Type of Entity (CC, (Pty) Ltd, Sole Prop etc.):	
Nature of Business:	
Definition of "Black People"	As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 "Black People" is a generic term which means Africans, Coloureds and Indians – (a) who are citizens of the Republic of South Africa by birth or descent; or (b) who became citizens of the Republic of South Africa by naturalisation- i. before 27 April 1994; or ii. on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date;"
Definition of "Black Designated Groups"	"Black Designated Groups means: (a) unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution; (b) Black people who are youth as defined in the National Youth Commission Act of 1996; (c) Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act; (d) Black people living in rural and under developed areas; (e) Black military veterans who qualifies to be called a military veteran in terms of the Military Veterans Act 18 of 2011;"

ANNEXURE 2 TO KD24

3. I hereby declare under Oath that:

- The Enterprise has _____% Black Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has _____% Black Female Owned as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise has _____% Black Designated Group Beneficiaries as per Amended Code Series 100 of the Amended Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- Black Designated Group Owned % Breakdown as per the definition stated above:
 - Black Youth % = _____%
 - Black people living with disabilities % = _____%
 - Black Unemployed % = _____%
 - Black People living in Rural areas % = _____%
 - Black Military Veterans % = _____%
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of _____, the annual Total Revenue was between R5,000,000.00 (Five Million Rands) to R50,000,000.00 (Fifty Million Rands)
- Please confirm on the table below the B-BBEE level contributor, by ticking the applicable box.

100% Black Owned	Level One (135% B-BBEE procurement recognition)	
At Least 51% Black Owned	Level Two (125% B-BBEE procurement recognition)	

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.

5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Commissioner of Oaths	Deponent
Signature and Stamp	
	Signature
Date	Date

Issued in terms of the Defence Sector Code (Gazette 42391 - 12 April 2019)

ANNEXURE 1 TO KD25

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF ARMSCOR							
BID NUMBER:		CLOSING DATE:		CLOSING TIME:			
DESCRIPTION							
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT :							
ARMSCOR BID BOX VISITORS ENTRANCE (BLOCK 8), 370 NOSSOB STREET,							
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO				TECHNICAL ENQUIRIES MAY BE DIRECTED TO:			
CONTACT PERSON		Ms LM van Niekerk		CONTACT PERSON		Ms LM van Niekerk	
TELEPHONE NUMBER		012 428 2037		TELEPHONE NUMBER		012 428 2037	
FACSIMILE NUMBER		n/a		FACSIMILE NUMBER		n/a	
E-MAIL ADDRESS		lindavn@armscor.co.za		E-MAIL ADDRESS		lindavn@armscor.co.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] ☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] ☐ 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	
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.							

ANNEXURE 1 TO KD25

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.

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 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:

.....



RFB Nr: R&D/IMT-2022/023

ANNEXURE A

TO COMPLETE AN ELECTRICAL COMPLIANCE INSPECTION AND ISSUE A REPORT BASED ON FINDINGS FOR THE INSTITUTE FOR MARITIME TECHNOLOGY.

SUMMARY: THIS DOCUMENT CONTAINS THE SCOPE OF WORK TO COMPLETE AN ELECTRICAL COMPLIANCE INSPECTION AND ISSUE A REPORT BASED ON FINDINGS FOR THE INSTITUTE FOR MARITIME TECHNOLOGY, A DIVISION OF ARMSCOR SOC LTD.



1. **PURPOSE**

The Institute for Maritime Technology (IMT), a Division of Armscor SOC Ltd, has a requirement to conduct an Electrical Compliance Inspection of the IMT facility; this includes buildings and surrounding structures. The inspection shall include a list of major non-conformances prioritised in order of urgency of repair as well as Priced BOQs for potential repairs of each key/major non-conformance identified.

Kindly note:

All expected repairs identified and project schedule for the completion of rehabilitation work shall be completed under a separate bidding process.

2. **APPLICABLE DOCUMENTS**

- Annexure A: Scope of Work
- Annexure B: Critical Criteria
- Annexure C: Compliance Declaration
- Annexure 1: IMT Electrical Drawings Summary
- Annexure 2: IMT Electrical Drawings (**Shall be distributed during bidders briefing subject to submission of Oath of Non-Disclosure Form**)
- Annexure 3: IMT Partial Installation COC's (**Shall be distributed during bidders briefing subject to submission of Oath of Non-Disclosure Form**)

NB. Bidders attending the Bidders Briefing shall bring a completed, signed and notarised copy of the attached Oath of Non-Disclosure in order to receive Annexures 2 and 3.

SANS Standards, including but not limited to:

- a) SANS 10142-1: The wiring of premises Part 1: Low-voltage installations
- b) SANS 10142-2: The wiring of premises Part 2: Medium-voltage installations above 1kV a.c. not exceeding 22kV a.c and up to and including 3MVA installed capacity
- c) OHS Act - Occupational Health and Safety (OHS) Act 85 of 1993
- d) SANS 60364-7-712: Electrical installations of buildings: Requirements for special installations or locations – Solar photovoltaic (PV) power supply systems
- e) SANS 780: Distribution transformers

3. **SAFETY, HEALTH & ENVIRONMENTAL (SHE) REGULATIONS**

An Occupational Health & Safety Section 37(2) Agreement must be signed before commencement of work on-site. The contractor shall provide and maintain a SHE File for the duration of the contract.

Any staff arriving on site must always have Personal Protective Equipment (PPE) on them, e.g. safety glasses, ear protection, breathing mask, hard hat, gloves, high-visibility vest, safety boots and harness to be used as and when needed.

All contractors and staff to adhere to all mandatory COVID-19 protocols

4. **BIDDERS' BRIEFING AND OATH OF NON DISCLOSURE**

A Compulsory Bidders' Briefing / Site Visit will be scheduled. Bidders shall be required to attend a compulsory bidders briefing where the Prospective Bidders will be exposed to a site visit of IMT, failure to do so shall result in automatic disqualification.

Bidders attending the Bidders Briefing shall bring a completed, signed and notarised copy of the attached Oath of Non-Disclosure in order to receive Annexures 2 and 3.

5. **OFFERS/BIDS**

Prospective bidders shall provide a fully itemised offer/quote as per the cost schedule line items defined in section 8.

6. **SCOPE OF WORK**

Title:	IMT Electrical Compliance Inspection and issue a report based on findings
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6.1 **EXTENT OF CONTRACT**

6.1.1	Conduct an Electrical Inspection of the IMT Facility and surrounding buildings identifying major / obvious / potentially costly SANS 10141-1 non-conformances.
6.1.2	Compile a report based on findings which includes an expected repairs cost estimate for each major non-conformance identified (This can be split up per DB alternatively).

6.2 **SCOPE OF SERVICE**

The proposed Scope of Service will comprise of the following sections:

1. Electrical Inspection
2. Ground Earthing reticulation investigation
3. Electrical Report listing major non conformances
4. A list of Priced BOQs for expected repair costs for each major non-conformance identified and project schedule for the completion of rehabilitation work.

6.2.1	ELECTRICAL SITE INSPECTION
	The Site inspection will include: 1. Identification of major / key / costly electrical non-conformances within the IMT Building and Facility that will prevent obtaining an Electrical COC. The purpose of the inspection is to allow IMT to budget and prioritise repairs not to find every single major issue in the facility.
6.2.2	GROUND EARTHING RETICULATION INVESTIGATION
	The Building Ground Earthing investigation shall include: 1. Investigate if the ground installation and earthing wiring is connected to the DBs in the Building 2. Investigate if the existing earthing and ground installations is needed for IMT Building, and if so, suggest repair methodology for existing earthing and ground installation
6.2.3	ELECTRICAL REPORT
	The electrical Report will include but not limited to:

	1. A report listing all electrical non-conformances 2. A proposed methodology for repairs
6.2.4	REPAIRS COST ESTIMATE
	The Electrical Repairs cost estimate shall include: 1. A list of major electrical non-conformances (this does not need to go down to plug point level but shall simply identify key non-conformances for a budgeting perspective). 2. The list shall be prioritised in order of repair requirement urgency (high risk to low risk). 3. The Priced BOQs for repairs for each key non-conformance identified and project schedule for the completion of rehabilitation work. 4. The Priced BOQs for repair of existing earthing and ground installations around the Building and project schedule for the completion of rehabilitation work, which can be issued with an RFB for repairs and must include a bill of quantities (BOQ) specifying all relevant SANS and safety standards.

6.3. EXCLUSIONS

6.3.1	ICTS Server Room see Annexure 3.1
6.3.2	Solar Inverter Installation see Annexure 3.2
6.3.3	Additional Installations see Annexure 3.3

7. MEDICAL AND SAFETY INDUCTION

7.1	Occupational Health & safety (OHS) 37.2 Agreement
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8. COST SCHEDULE (ITEMS)

8.1	Electrical Inspection
8.2	Ground Earthing investigation
8.3	Electrical report
8.4	List of Priced BOQs

9. ELECTRICAL DIAGRAMS AND DOCUMENTS

The Summary table below describes the electrical diagrams, and documents that are applicable to this Scope of Works.

Drawing / Doc No.	Description	Annexure
N/A	MAIN DISTRIBUTION BOARD SUMMARY	Annexure 1.1
N/A	SUB DISTRIBUTION BOARD SUMMARY	Annexure 1.2
P0142-000000	IMT ELECTRICAL DRAWINGS	Annexure 2
4661-03-10-16	PARTIAL ELECTRICAL COC'S FOR ADDITIONAL INSTALLATIONS	Annexure 3

ANNEXURE 1: ELECTRICAL DRAWINGS SUMMARY

1. MAIN DISTRIBUTION BOARD SUMMARY

Please note that this Table is for information in assisting with the RFB process. IMT to be notified of any detail updates and additional work requirements identified during inspection. A summary of key connections of Main Distribution Board is presented below:

Name	Fed From	Circuit Breaker	Current
Cable 3	MAIN LT DB	600/3	30kA
Cable 4	MAIN LT DB	400/3	30kA
Cable 5	MAIN LT DB	200/3 (160)	30kA
Cable 6	MAIN LT DB	100/3 (80)	30kA
Cable 7	MAIN LT DB	100/3 (60)	30kA
Cable 8	MAIN LT DB	600/3 (50)	30kA
Cable 9	MAIN LT DB	100/3 (63)	30kA
Cable 10	MAIN LT DB	400/3 (200)	30kA
Cable 11	MAIN LT DB	100/3 (63)	30kA
Cable 12	MAIN LT DB	400/3 (250)	30kA
Cable 17	MAIN LT DB	100/3 (33)	30kA
Cable 18	MAIN LT DB	200/3 (125)	30kA
Cable 19	MAIN LT DB	100/3 (36)	30kA
N/A	MAIN LT DB	400/3 (PF correction)	30kA

2. SUB DISTRIBUTION BOARD SUMMARY

Please note that this Table is for information in assisting with the RFB process. IMT to be notified of any detail updates and additional work requirements identified during inspection. A summary of key connections for Sub Distribution Boards are presented below:

Name	Fed From	Circuit Breaker	Current
DB-GE1	Cable 3	600/3	20kA
	Standby from Mains Transfer Panel	60/3	20kA
DB-G1	Cable 3	600/3	20kA
	Standby from Generator Panel	60/3	10kA
DB-F1	DB-G1	100/3	10kA
DB-FE1	DB-GE1	60/1	10kA
DB-S1	DB-G1	150/3	10kA
DB-SE1	DB-GE1	60/1	10kA
DB-G2	Cable 4	450/3	20kA
DB-GE2	Standby from Generator Panel	60/3	10kA
DB-F2	DB-G2	250/3	10kA
DB-FE2	DB-GE2	30/1	10kA
DB-S2	DB-G2	250/3	10kA
DB-SE2	DB-GE2	30/1	10kA
Classified DB	Cable 5	150/3	10kA
LMR.1	Cable 6	100/3	5kA
LMR.2	Cable 7	60/3	5kA
A/C Plant room No1	Cable 8	N/A	N/A
DB-G5 Electronic Lab	Cable 9	100/3	5kA
DB-G4 Workshop	Cable 10	300/3	10kA
DB-S3 Classified	Cable 11	100/3	5kA
DB-G3 Kitchen	Cable 12	300/3	10kA
DB-G6 Classified	Cable 17	60/3	5kA
DB-GE6 Classified	Standby from Generator Panel	30/3	5kA
Workshop A/C DB No4	Cable 18	N/A	N/A
Clean Room A/C DB	Cable 19	N/A	N/A

PLEASE NOTE:

ANNEXURE 2 and ANNEXURE 3 will be distributed after attendance of a compulsory bidders briefing and subject to completion of an oath of non-disclosure.

- 1. ANNEXURE 2: Electrical Drawings**
- 2. ANNEXURE 3: Electrical COC's 3.1-3.3**

RFB Nr: R&D/IMT-2022/023 ANNEXURE B

Critical Criteria (page 1 of 2)

NOTE: Failure by a Bidder to comply with any of these critical criteria requirements will result in immediate elimination from the evaluation process. The onus is thus on the Bidder to submit clear proof of compliance for each and every critical criterion with the Bid/Proposal.

- 1.) The Prospective Bidder shall be required to attend a compulsory Bidders' Briefing where the Prospective Bidders will be exposed to the IMT facility; failure to do so shall result in automatic disqualification.

Proof of Compliance 1: The Bidder shall sign an IMT attendance register which shall be used for the evaluation of compliance with the critical criteria.

- 2.) The Bidder shall be required to provide a proof of registration letter, issued by the Department of Labour, which confirms registration as an **Electrical Contractor** and shall include a list of registered person(s) (**Electricians**). At least one of the registered person(s) shall be qualified to issue **Three Phase Electrical COC's**.

Proof of compliance 2: The Bidder shall provide a valid / in date registration letter issued by the Department of Labour, which confirms registration as an **Electrical Contractor**. The registration letter issued by the Department of Labour shall include a list of registered person(s) (**Electricians**). At least one of the registered person(s) shall be qualified to issue **Three Phase Electrical COCs**. The Bidder shall submit this registration letter with the completed RFB document as part of their offering; failure to do so shall result in automatic disqualification.

- 3.) The Bidder shall provide a valid and in-date Letter of Good Standing from the Department of Labour (as issued by the Compensation Commissioner) for the Bidders (company), which shall be valid and in date by the closing date of this RFB and for the duration of the contract.

Proof of Compliance 3: The bidder shall submit a valid and in-date Letter of Good Standing for the Bidders (company), issued by the Compensation Commissioner and submit it with the completed RFB document as part of their offering; failure to do so shall result in automatic disqualification.

- 4.) The Bidder shall complete in full, sign the IMT Declaration of Compliance (please see Annexure C), and confirm Compliance with the requirements in Annexure A.

Proof of Compliance 4: The Bidder shall complete and sign Annexure C and submit it with the completed RFB document as part of their offering; failure to do so shall result in automatic disqualification.

RFB NR R&D/IMT-2022/023 ANNEXURE C

DECLARATION OF CONFORMITY AND COMPLIANCE

DECLARATION OF CONFORMITY AND COMPLIANCE WITH THE SCOPE OF WORK REQUIREMENTS IN ANNEXURE A.

The Bidder must complete the following table to confirm compliance with the **Scope of Work requirements in Annexure A**.

Non-compliance with the **Scope of Work** requirements in Annexure A will invalidate the received quote. The bidder must submit this document with the completed RFB.

I, (name and surname)

the

(position).....of
(company name)

.....declare that I/we
comply with the stated **requirements in Annexure A**.

We, the undersigned, declare that:

- (a) We have examined and declare that I/we comply with the **Scope of Work**, as described in **Annexure A**.
- (b) We undertake, if our Bid/Offer/Quote is accepted, to deliver the goods and services in accordance with the Scope of Work in Annexure A of the RFB document.

Signature.....Date.....



RFB Nr R&D/IMT-2022/023 ANNEXURE D OATH OF NON-DISCLOSURE

I, (name in full),the undersigned,

ID no of (home address).....

.....
hereby undertake and declare under oath/do solemnly declare:

- 1 That I shall not make known, in writing, verbally or in any other manner, either directly or indirectly, to any unauthorised person, body of persons, the press or other public media, any classified defence information regarding code words, drawings, documents, objects or models related to the classified defence information, except with the prior written authority of a person who may grant such authority, or in terms of an order of a competent court of law.
- 2 That I am aware of the fact that, should I act in conflict with my undertaking as set out in paragraph 1 above, this could imperil the Republic of South Africa, the South African National Defence Force, and could lead to security breaches, acts of sabotage, terrorism, subversion and espionage, as well as security-endangering actions.
- 3 That I am aware of the fact that, in terms of chapter 5 article 20 of the Armaments Corporation of South Africa Limited Act, No 51 of 2003, as amended, with regard to the Safeguarding of information, records, property and premises
 - 20 (1) The Corporation must take such measures as are necessary for the efficient protection or safeguarding of—
 - (a) information, records and property belonging to or under the control of the Corporation; or
 - (b) any premises upon which any activity of the Corporation is being performed.
- 4 That I am aware of the fact that, in terms of sections 3 and 4 of the Protection of Information Act, No 84 of 1982, I would be liable to a prison sentence of up to 20 years or a fine of up to R10 000, or both, should I be found guilty of disclosing any classified information to any unauthorised persons or organisations.

a Do you know and understand the contents of the above declaration?

Answer:

b Do you have any objections to taking the prescribed oath?

Answer:

c Do you consider the prescribed oath to be binding on your conscience?

Answer:

I certify that the above-mentioned questions were put to me and that the answers thereto as reflected above were written down in my presence.

So help me God.

.....
SIGNATURE OF DECLARER

I certify that the deponent has acknowledged that he/she knows and understands the contents of this declaration. This declaration has been sworn to/confirmed before me and the deponent's signature/thumb print/mark placed thereon in my presence on this the day of 20 at

.....
EX OFFICIO: REPUBLIC OF SOUTH AFRICA
COMMISSIONER OF OATHS

Full first names and surname:
Designation (rank):
Ex officio Republic of South Africa

Business address:
(Street address must be stated)

VALUE SYSTEM

RFB Nr: R&D/IMT-2022/023

REQUEST FOR: TO CONDUCT AN ELECTRICAL COMPLIANCE INSPECTION AND PROVIDE A REPAIRS COST ESTIMATE FOR THE INSTITUTE FOR MARITIME TECHNOLOGY (IMT)

This Value System must be used for evaluation purposes, based on the 80/20 preference point system as per the Preferential Procurement Policy Framework Act, 2000; Preferential Procurement Regulations, 2017.

Please ensure that the correct value system is chosen as:

1. Allocation of points are on the following basis:

The expected value of the tender is below or equal to R 50 000 000 and the value system to be used is therefore:

- **Price:** **80**
- **BBBEE** **20**

2. PREFERENTIAL PROCUREMENT REGULATION REQUIREMENTS

Refer Preferential Procurement Policy Framework Act, 2000; Preferential Procurement Regulations, GNR 32 of 20 January 2017.

a. Pre-Qualification Criteria (If applicable):

B-BBEE Level 4 or better

NOTE: Failure by an Offeror to comply with any of these criteria will result in immediate elimination from the evaluation process.

3. Defence Sector Code:

a. Mandatory 35% Black Equity

NOTE: Failure by an Offeror to comply with any of these criteria will result in immediate elimination from the evaluation process.

4. Critical Criteria (if applicable):

- Annexure A Scope of Work requirement
- Annexure B Critical Criteria
- Annexure C Compliance Declaration form
- Annexure D Oath of Non-Disclosure form

NOTE: Failure by an Offeror to comply with any of these criteria will result in immediate elimination from the evaluation process.

5. Functionality (if applicable):