



REQUEST FOR PROPOSAL

RFQ: TK12/2024

You are hereby invited to submit proposal/ price quotation for:

**PATCHING OF POTHoles FOR TARRED ROADS WITHIN AT TSITSIKAMMA
SECTION IN GARDEN ROUTE NATIONAL PARK FOR A PERIOD OF TWO YEAR**

Bid Number	RFQ: TK12/2024
Advert Date	Friday, 14 June 2024
Issuer	Garden Route National Park
Closing date and time	Friday, 05 July 2024 Time: 11:00am
Bid Document Submission Address:	<u>GRNP.RFQS@sanparks.org</u>
For Attention:	GRNP Quotations
Contact details	042 281 1607
Bid Validity Period	90 days
Compulsory site meeting:	Date: Monday, 01 July 2024 Time: 10am Venue: Technical Services Workshop in Tsitsikamma National Park.

PART A

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE SOUTH AFRICAN NATIONAL PARKS				
BID NUMBER:	RFQ:TK11/20 24	CLOSING DATE:	05 July 2024	CLOSING TIME: 11:00am
DESCRIPTION	PATCHING OF POT HOLES AT TSITSIKAMMA SECTION IN GARDEN ROUTE NATIONAL PARK FOR A PERIOD OF TWO YEARS			
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:	
CONTACT PERSON	Meagan du Plessis		CONTACT PERSON	Siyanda Myataza
TELEPHONE NUMBER	042 281 1607		TELEPHONE NUMBER	042 281 1607
E-MAIL ADDRESS	meagan.duplessis@sanparks.org		E-MAIL ADDRESS	siyanda.myataza@sanparks.org
SUPPLIER INFORMATION				
NAME OF BIDDER				
POSTAL ADDRESS				
STREET ADDRESS				
TELEPHONE NUMBER	CODE		NUMBER	
CELLPHONE NUMBER				
E-MAIL ADDRESS				
VAT REGISTRATION NR				

SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		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 [IF YES, ANSWER PART B:3]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS				
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? ☐ YES ☐ NO DOES THE ENTITY HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? ☐ YES ☐ NO DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? ☐ YES ☐ NO IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? ☐ YES ☐ NO				

IF THE ANSWER IS “NO” TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.

PART B

TERMS AND CONDITIONS FOR BIDDING

BID SUBMISSION:

BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.

ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED

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.

THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7) AND/OR AN SLA.

TAX COMPLIANCE REQUIREMENTS

BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.

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.

APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.

BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.

IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.

WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

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:

1. PURPOSE

The purpose of this exercise is to appoint a legible service provider for **PATCHING OF ROADS POT HOLES AT TSITSIKAMMA SECTION IN GARDEN ROUTE NATIONAL PARK FOR A PERIOD TWO YEARS.**

2. BACKGROUND

South African National Parks (SANParks) is a public entity functioning under *National Environmental Management: Protected Areas Act 57 of 2003 (Act 57 of 2003)*; with the mandate to conserve; protect; control; and manage national parks and other defined protected areas and their biological diversity (Biodiversity). As a public entity, SANParks is also governed by the *Public Finance Management Act, Act 1 of 1999 (as amended by Act 29 of 1999)*, and it is listed as *Schedule 3 Part A: 25 public entities*. SANParks' operations are totally guided by its vision statement and mission statement. As a public entity, the organisation is committed to act in pursuance of transformation of South Africa's society in support of entrenching South Africa's democracy. In this regard, the organisation has adopted a transformation mission to guide its efforts accordingly.

Garden Route National Park invites suitably qualified and experienced contractor to repair of potholes within the Tsitsikamma National Park for a period of two years. The current Tsitsikamma tarred roads are approximately 15 km long and increasingly deteriorating due to the effect water runways and heavy rainfall. Also the lack of maintenance has adversely impacted the condition of the road as water penetration cause pot holing and ravelling (formation of loose material). These have a direct effect on the road safety and road hazard.

3. SCOPE OF WORK

The Contract entails the repair or patching of potholes in the Tsitsikamma National Park on an as and when required basis, for a period of TWO years pending the availability of funds.

- a) Scope of work entails light rehabilitation of road works: repairing of potholes within the Tsitsikamma National Park.
- b) Product Specifications:

Hot Mix Asphalt (Supplier and sample must be provided for approval, before Tender can be awarded)

- 1) Product: Hot Mix Asphalt
- 2) Aggregate: Maximum size aggregate 6.75mm (SABS 1083)
- 3) Primer : MC 30 or MSP1 or Equivalent

Cold Mix (Supplier and sample must be provided for approval, before Tender can be awarded)

- 1) Product : Cold Mix
- 2) Aggregate : Maximum size aggregate 6.75mm
- 3) Primer : MC 30 or MSP1 or Equivalent

c) Potholes should be repaired as follows:

- 1) Excavate a square or rectangle section to average depth
 - 2) The area should be swept clean
 - 3) Treat area with a drenched coat primer
 - 4) Fill with Hot mix Asphalt / Cold Mix (Type to be specified by the Park).
 - 5) Compact asphalt with a pedestrian roller, min 5 passes
 - 6) For potholes deeper than 50mm: Base to be repaired with G4 material, stabilize with 2% cement and
 - 7) Compacted (roller/whacker/hand stamper – depending on size of pothole). Care must be taken not to break up the edges.
- a) The contractor must supply all materials, labour, transport and plant (machinery).
 - b) Defects liability: Repaired areas will be monitored for a period of 3 months. If any defects should occur the contractor will be held responsible (eg. Sagging, rutting, cracking, edge break up, etc).
 - c) Public and Road Safety: signage must be supplied by contractor and used at all times. Failure to do so will result in a penalty of R500 per day for work carried out without proper signage.
 - d) The contractor will be held liable for any public and/or private claims
 - e) Potholes will not be left open overnight. Any claims resulting from unfinished and dangerous works will be for the contractor's account.
 - f) The successful contractor must commence work within 24 hours after receiving an official order.
 - g) The tender may be awarded to one or more contractors.
 - h) Duration of the contract is for a period of one year.
 - i) The contractor's performance will be monitored, if performance and quality of works is unsatisfactory then the Park withhold the right to terminate the Tender/contract
 - j) All labour to be local except for Management and Supervisory personnel

Method Statement – Potholes

1. Mark the pothole out in straight lines. If the pothole is round mark out a square.
2. Excavate the pothole with vertical edges to an even depth.
3. If the pothole is not deeper than 50mm, proceed to Step 4.
 - a) Mix G5 or G6 material with approximately 5% PBFC, and dampen the mix with approximately 5-7% water.
 - b) Dampen the excavated hole slightly with water.
 - c) Apply primer / SS60 to the excavated hole.
 - d) Fill the pothole to about 40mm below the edge and compact the material well by mechanical or manual means.
 - e) Proceed to Step 5.
4. If the pothole is shallower than 50mm:-
 - a) Dampen the excavated hole slightly with water.
 - b) Apply primer / SS60 to the excavated hole.

5. Fill the pothole to approximately 5-10mm proud above the edge of the pothole with cold mix premix, depending on the compaction and the size of the pothole.
6. Compact the cold mix premix well by mechanical or manual means.
7. Apply SS60 along all edges of the repaired pothole.
8. If necessary, apply a thin layer of crusher dust over the area of the pothole, to prevent the cold mix premix and the SS60 from sticking to tyres.

This method statement must be strictly followed, unless otherwise instructed by the SANParks engineer.

A. QUALITY

The material used (road building materials) should comply with the standard specification. The tenderer shall supply the SANS certificate on demand. The Park reserve the right to request any relevant test for material. The Park may at any given time select a sample and request the service provider to test the sample. The service provider will be requested to submit one quotations from independent accredited test laboratories and the Park will select one and the service provider will be liable for the test cost and the cost may be claimed back from the Park only if the material tested complies. The cost payable will strictly be as per the approve quote at no mark-up.

Payment will be withheld, if this method statement is not followed.

B. PRICING DATA

- a) As the exact scope is unknown, unit prices must be quoted and contract amount to be determined upon receiving unit prices.
- b) All prices must include VAT and should remain firm for a period of one (1) year.
- c) Measurement and payment of works will be length (L) x width (W) as measured on site, (example pothole size of 500mm x 500mm to be calculated: 0.5m x 0.5m = 0.25m²)
- d) The total amount for hot mix asphalt (for all areas and depths) and the total amount for cold mix asphalt (for all areas and depths) will be used to evaluate and calculate the points.
- e) A preferred and alternative bidder will then be appointed separately for Hot Mix Asphalt and Cold Mix Asphalt.

C. SKILLS REQUIRED / EXPERTISE REQUIREMENTS

Specify the Experience of key staff and their qualifications CV of the project team must be attached. Project team must be available for the whole implementation of the project. Declaration letters of availability of the team members must be attached, and in case of resignation of a member, the service provider must inform the park in writing. The resigned member must be replaced by team member of the same statue e.g. Qualification and experience in consultation with the park.

4. MANDATORY REQUIREMENTS

Please note that a valid certified copy of the following will be required. Should the requested certified documentation not be submitted with the quotation or is out-of- date, the quotation will not be considered.

- **CIDB Grading 1 CE or 1 PE**

5. PRICING SCHEDULE

PRICING SCHEDULE DESCRIPTION	DEPTH		RATE	COLD MIX ASPHALT
Rand / m ²			Rand / m ²	
REPAIR OF POTHOLE, INCLUSIVE (i.e. LABOUR, MACHINERY, AND MATERIAL)	0 – 50 mm		R	R
	50 – 100 mm		R	R
	100 mm +		R	R
TRANSPORT (100 KM WITHIN THE PARK)	80 km X Rate/km		R	R
TOTAL			R	R
15% VAT			R	R
GRAND TOTAL			R	R
TOTAL OF HOT MIX AND COLDMIX				
R.....				
All prices will be increase with 10% after 1 year, for price escalation.				

6. PROTECTION OF PERSONAL INFORMATION ACT, 4 OF 2013 (POPIA)

- SANParks adheres to the Protection of Personal Information Act, 4 of 2013 (POPIA) requirements regarding personal information which came into effect 1 July 2021.
- As SANParks, we are committed to protecting your privacy and ensuring that personal information collected is used properly, lawfully and transparently.

7. MINIMUM REQUIREMENTS COMPLIANCE RESPONSIVENESS CRITERIA *(Compliance to legislative and treasury requirements)*

In this phase all responses received will be verified for compliance and completeness of the submitted proposal per the below set of mandatory requirements.

- Submission of fully completed SBD1 (Invitation to Bid),
- Submission of fully completed SBD 4 (Declaration of Interest),
- Submission of fully completed SBD 6.1 (Preference Claim Certificate), accompanied by the original or certified B-BBEE Status Level Verification Certificate or original B-BBEE Sworn Affidavit,
- Proof of registration with National Treasury Central Supplier Database (CSD).
- Submission of General Condition of a Contract (successful bidder).

8. CONTRACT MANAGEMENT

The appointed Service Provider must provide a functionality report and a completion certificate upon conducting inspections and certifying that the road has passed all quality tests. All units must be dated accordingly and all completed units be handed over to the park. No work should be conducted without prior arrangements before servicing or replacing any equipment, inspect the condition and the quantity thereof in conjunction with a representative from the Tsitsikamma National Park.

At completion of the service the Service Provider shall provide a register of the serviced equipment and certification of service (COC). A job card signed off by the responsible Tsitsikamma National Park official shall be completed at the end of each service.

9. CONTRACT UTILIZATION

- The park reserves the right not to award the tender if there is no responsive service provider.
- Once the contract has been established, only the contracted service provider will be utilised by placing orders against the approved prices based on the Rand- Value of the consignment.

10. CONTRACT PERIOD

The Tsitsikamma National Park intends to contract a service provider on a basis of the period of two (2) years from the contract start date as would be agreed.

Deliveries are then compared with it in order to ensure that the quality does not deteriorate. However, if it does not correspond exactly with the specification, the consignment will be rejected and the contractor requested to remove and replace it immediately.

11. REPORTING

The appointed service provider will be required to report to the Manager Technical Services, including submission of weekly reports of completed maintenance work.

12. LOCATION OF WORKS

Tsitsikamma National Park forms a section of the Garden Route National Park and is situated at the heart of the Garden Route.

PLACE	CO-ORDINATES
Tsitsikamma National Park	33°56'47.67"S 23°37'32.90"E

12. SPECIAL CONDITIONS

- **Bidders must be located within 250km from Storms River Mouth in order to attend to emergency call outs within 3 hours as mentioned above. Submit proof of business address, i.e. municipal rates account, property lease agreement.**
- SANParks reserves the right to request written confirmation of compliance and or supporting documents as part of the bid evaluation process.
- Good quality equipment and adequately trained/skilled staff are required for this work as per the applicable legislation.
- The service provider must have a safety file and at all times comply with the conditions of the Occupational Health and Safety (OHS) Act, regulations and standards and must also comply with the Environmental Regulations and standards as set out in the FSC audit as follows:
 - Avoid biohazard spillage; all spillages must be cleaned/removed as per the required standards.
 - Ensure availability of biohazard spill kit.
 - Ensure use and appropriate equipment and PPE.
 - Avoid any engine and Hydraulic oil leakages
- Dumping sites for each site is indicated under each heading in the specifications above,
- The service provider is responsible for his own transport and accommodation arrangements.
- The supply of replacement parts and other goods provided to SANParks by successful bidder(s) in performing any services are subject prior approval by relevant park management
- Parts inventory shall be organized and maintained by the contractor's Service and Maintenance Team,
- Service Team technician must have access to these parts and be responsible to maintain an orderly and organized inventory,
- Contractors must have a Certificate of Compliance / (COC) compliant as per Department of labour regulations
- Standard Specifications of COLTO (Standard Specifications for Road and Bridge Works for State Road Authorities, 1998), CSIR pothole technical guide (2010) and SABITA pavement repair manual and to the approval of the Manager Technical Services.

13. REQUIREMENTS

- The successful bidder(s) must be able to supply and deliver materials to the respective sites in order to complete the required job(s).
- The successful bidder(s) may not report to site unless there is a written instruction or a signed purchase order from the Tsitsikamma Technical Services Department.
- The successful bidder(s) shall attend to emergency breakdown call outs calls as and when required by the Tsitsikamma section of GRNP upon receiving an instruction as stated above
- It is expected of the contractor to have extra stock in possession for emergency repairs. The Service Provider shall adhere to the maintenance schedule provided by the Tsitsikamma section of Garden Route National Park for the maintenance thereof.
- The appointed service provider shall be expected to attend planned sectional meetings to report on progress on the work being executed.
- The appointed service shall ensure that records of all repairs and maintenance carried through the contract period is submitted to the Technical Service department upon completion of the purchase order and provide proof of daily call out attended (call out form).
- The contractor shall have his/her own store room, workshop or work offices. Under no circumstances will the park provide property for use of a service provider.
- The appointed service provider shall have a safety file in place on site at all times. Contractor should comply with safety standard as stipulated in the OHS Act No. 85 of 1993
- The appointed service provider must be able to transport their Team to and from sites.
 - Under no circumstances will park's vehicles be utilized for the above mentioned.
- Contractor's staff will be required to comply with a procedure manual when dealing with clients/guests.
- The Contractor must issue identity cards for his/her Team and shall produce such identity cards when requested by clients/guests
- Any revisions or additions to the Standard Code of Conduct, Park By-Laws and Health Safety Rules from time to time will also be applicable to this Contract.
- The requirements of the Occupational Health and Safety Act, Act 85 of 1993, (OHS Act) and all subsequent amendments and regulations shall be observed and adhered to except where exemption has been obtained from the Chief Factories Inspector.
 - If any text or drawings in the standard are in conflict with the OHS Act and no exemption has been obtained, the OHS Act requirements shall take precedence over the standard.

14. EVALUATION CRITERIA AND WEIGHTING

The **RFP** stipulated that the responses to be evaluated using the 80/20 preference points system in accordance with the PPPFA guidelines. Based on this system the points will be allocated as follows:

Criteria	Points
Price	80
Participation Goals/BEE	20
Total	100

15. EVALUATION FORMULA FOR PRICE

The following formula will be applied to calculate the scores:

Price Formula

The following PPPFA formula was used to evaluate the price proposals submitted by bidders, this formula was used because price was the only criterion that was scored i.e. the whole 80 points were allocated to price.

$$PS = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Ps = Points scored for price of the bid under consideration.

Pt = Rand value of bid under consideration.

Pmin = Rand value of lowest acceptable bid

16. FINANCIAL PAYMENT

Payment will be made in accordance to the PFMA (within 30 days of receipt of valid invoice).

The successful service provider will be remunerated in accordance with Service Level Agreement.

17. FINAL AWARD

Bidder who complies with the specifications and scores highest total points on PRICE and B-BBEE claimed points shall be awarded the contract. SANParks reserves the right to:

- Award the contract in full or partially
- Award to more than one bidder, and/or
- Not to award
- Re-advertise should the minimum of three written quotations not be received
- Not to award to a bidder scoring the highest points

- Not to award to a bidder who has previously under-performed/ failed to honour a purchase order

ANNEXURE A – STANDARD BIDDING DOCUMENTS

SBD 4

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

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:

.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

2.3.1 If so, furnish particulars:

.....

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

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

- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

.....

Signature

.....

Date

.....

Position

.....

Name of bidder

SBD 6.1: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

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

1.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the **80/20** preference point system.
- b) The **80/20 preference point system** will be applicable in this tender. The lowest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

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

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

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

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an

invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;

- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{Pmin}}{\mathbf{Pmin}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{Pmin}}{\mathbf{Pmin}} \right)
 \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{Pmax}}{\mathbf{Pmax}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{Pmax}}{\mathbf{Pmax}} \right)
 \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.)

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Local suppliers adjacent to SANParks operations within a radius of 200km.	20 points	

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited

- ☐ Non-Profit Company
☐ State Owned Company
[TICK APPLICABLE BOX]

- 4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:
- i) The information furnished is true and correct;
 - ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
 - iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
 - iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

..... SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:	
DATE:	
ADDRESS:	
	