EPHRAIM MOGALE LOCAL MUNICIPALITY



REQUEST FOR GOODS & SERVICES (R30 000 UP TO R200 000)

QUOTATION NO: 8/2/113

PROJECT DESCRIPTION: DRILLING OF BOREHOLE IN LEEUWFONTEIN COMMUNITY HALL

PREPARED FOR AND BY						
THE MUNICIPAL MANAGER						
EPHRAIM MOGALE LOCAL MUNICIPALITY P O Box 111 MARBLE HALL 0450						
Tel: (013) 261 8400 Fax: (013) 261 2985						

 Name of Bidder
 :

 CSD No
 :

 CIDB CRS No
 :

 Total Bid Price
 :

SUBMISSION DETAILS

TENDER BOX: EPHRAIM MOGALE LOCAL MUNICIPALITY 2 FICUS STREET (ENTRANCE TO FINANCE AND TECHNICAL BUILDING) MARBLE HALL, 0450 (LIMPOPO)

CLOSING DATE AND TIME: TUESDAY, 25 MAY 2021 @ 12H00

QUOTATION NO: 8/2/113

PROJECT DESCRIPTION: DRILLING OF A BOREHOLE AT LEEUWFONTEIN COMMUNITY HALL

Ephraim Mogale Local Municipality hereby invites quotations from suitably qualified and interested service providers who meet the specifications for the **DRILLING OF A BOREHOLE AT LEEUWFONTEIN COMMUNITY HALL.**

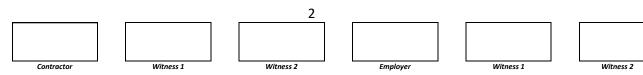
Bidders are required to have an estimated CIDB grading of 1CE or 1GB or higher.

Quotations may only be submitted on the quotation document issued. The quotation document will be available at the Supply Chain Management Unit of the Ephraim Mogale Local Municipality and on the Municipal website www.ephraimmogalelm.gov.za

Quotations must be in writing and must clearly indicate the relevant supply or service for which is being quoted and be submitted in a sealed envelope be dropped in the tender box as indicated on the cover page. Late, unmarked or copies of the quotation document will not be considered. Bids transmitted by fax or e-mail will not be accepted, although Ephraim Mogale Local Municipality accepts no responsibility for ensuring that quotations are timeously received by Ephraim Mogale Local Municipality.

Quotations will not be considered unless the following information has been furnished:

- i. The Central Supplier Database report with an active **"MAAA"** number and active Business status (CSD supplier number to be indicated on the cover page and MBD 1);
- ii. Bidder to be registered with CIDB grading 1 CE or 1 GB
- iii. PIN to verify status issued by SARS (indicated on the MBD 1);
- iv. Proof of Municipal Rates & Taxes Account for the company and that of the company directors not older than 3 (three) months and should not be in arrears for more than 90 days or valid lease agreement in case of company renting along municipal account of the leased property or a letter from local municipality that confirms that services are not levied/charged which should not be older than three months;
- v. If a natural person, whether he or she is or not in the service of the state, or has been in the service of the state in the previous twelve months; or
- vi. if not a natural person, whether any of its directors, managers, principal shareholders or stakeholders is in the service of the state, or has been in the service of the state in the previous twelve months; or
- vii. Whether a spouse, child or parent of the provider or of a director, manager, shareholder or stakeholder referred to in (vi) is in the service of the state, or has been in the service of the state in the previous twelve months.
- viii. Failure to provide a valid certificate from the Department of Labour, for compliance with the occupational health and safety act; 1993 and construction regulations 2014.COIDA or letter of tendering should be attached
- ix. Non-attendance of mandatory / compulsory site inspections or clarification meeting.
- x. The Bid document has not been properly signed by a party having Authority to do so, according to the example of "Authority of Signatory".
- xi. No authority of signatory submitted where it is stated that a **duly signed and dated** original or certified copy of the company's relevant resolution on the company letterhead of their members or their board of directors, must submitted
- xii. Fully completed and signed municipal bidding documents (MBD1, MBD4, MBD6.1, MBD8, and MBD9). Your quotation will be rejected if the above forms are not fully completed and signed.



Evaluation of Quotations

Notice is drawn to the fact that the awarding of this quotation will be in terms of the Supply Chain Management Policy of the Ephraim Mogale Local Municipality and prescribed evaluation criteria in terms of the Municipal Supply Chain Management Regulations, 2005 and Preferential Procurement Regulations of 2017.

Evaluation points

Preference points for this bid shall be awarded for:

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

The maximum points for this quotation are allocated as follows:

	Points	
Price	80	
B-BBEE Status Level of Contribution.	20	
Total points for price and BBEEE	100	

For bidders to claim points for BBBEE status level of contribution, bidders are required to submit original and valid B-BBEE Status Level Verification Certificates or certified copies thereof or the sworn affidavit to substantiate their B-BBEE rating claim. Failure to submit such a certificate will result in a bidder not qualifying for preference points for B-BBEE.

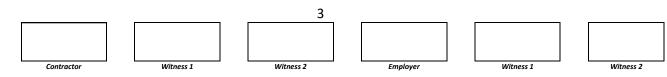
Points will be awarded to a bidder for attaining the B-BBEE status level of the contributor B-BBEE Status Level of Contributors (System) Number of points (80 - 20)

B-BBEE Status Level of Contributors (System)	Number of points (80 - 20)
1.	20
2.	18
3.	16
4.	14
5.	12
6.	8
7.	6
8.	4
9.	2
Non-compliance Contributor	0

Pricing and Validity

The pricing of the quotation should be in South African Rands (ZAR) and be valid for 90 days from the closing date

For any administrative enquiries you can contact the Supply Chain Management Unit at 013 261 8450/8462/8496/8448. Technical enquiries can be directed to Mr Takalani Ramatselela at 013 261 8449 / tramatselela@emogalelm.gov.za.



Ephraim Mogale Local Municipality does not bind itself to accept the lowest or any bid and reserves the right to accept any bid as a whole or in part.

PHAAHLA H.M ACTINGMUNICIPAL MANAGER

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Contractor	Witness 1	Witness 2	J	Employer	Witness 1	Witness 2

EPHRAIM MOGALE LOCAL MUNICIPALITY

QUOTATION NO: 8/2/113

PROJECT DESCRIPTION: DRILLING OF A BOREHOLE LEEUWFONTEIN COMMUNITY HALL

Ephraim Mogale Local Municipality hereby invites quotations from suitably qualified and interested service providers who meet the specifications for the **DRILLING OF A BOREHOLE AT LEEUWFONTEIN COMMUNITY HALL**

REQUIREMENTS

Bidders are required to have an estimated CIDB grading of 1GB or 1 CE or higher.

SCOPE OF WORKS

The scope of works comprises of the following

- Sitting of the borehole using Magnetometer or any equivalent geohydrological survey equipment
- Drilling of a borehole Air percussion or Mud rotary percussion or symmetric or equivalent.
- Equipping of the borehole with a quality SABS approved pump carrying a minimum 12 month quality guarantee.
- Strength of the concrete should be 20mpa for footings and concrete basis
- Testing of water quality and quantity
- Supply and installation of the appropriate pressure pump
- o Connection of water from the tank to the building
- All the electrical connection should be issued with Certificate of compliance
- Quality and quantity testing of the water.

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					1	
Contractor	Witness 1	Witness 2	Employer	Witness 1		Witness 2

EPHRAIM MOGALE LOCAL MUNICIPALITY

QUOTATION NO: 8/2/113

PRICING SCHEDULE:

The service provider is to furnish in the below table the details and proof of the qualification of the person who will be doing the plumbing and electrical connection.

Name	List of Qualifications	Experience
Note:		

• The service provider must make sure that they the following individual in their team and proof should be attached

- Qualified Plumber
- Registered installation technician for issuing of Certificate of Compliance.

		6			
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

PROJECT DESCRIPTION: DRILLING OF A BOREHOLE AT LEEUWFONTEIN **COMMUNITY HALL**

Conditions:

- All prices quoted should be VAT inclusive (for Vat vendors) •
- Prices should be valid for a 90 day period
- If the pricing schedule is not signed the quotation will not be considered

Name of Bidder:	
Contact Person:	
Tel / Cell No:	
Email Address:	

Business Address: __

	SUMMARY OF SCHEDULE OF QUANTITIES LEEUWFONTEIN COMMUNITY HALL BOREHOLE										
ITEM	DESCRIPTION			RATE	AMOUNT						
1	Siting, drilling ;equipping and protection of the borehole.(The electrical pump should be at least 37kw) including all the necessary cables	m	70								
2	Supply and installation of appropriate PVC casing and borehole sleeve(top to bottom)	m	70								
3	Supply; install and connection of 5000Litres water tank and 1.5m steel stand including all material necessary.	No	1								
4	Supply and installation of electrical protection box (up and under voltage) including all material necessary.	No	1								
5	Supply and installation of the appropriate pressure pump. Including all material necessary.	No	1								
6	Testing of water quality; quantity and submission of the report including all material necessary.	No	1								
7	Additional items for plumbing and electrical connections	Prov Sum	1	R7 500.00	R7 500.00						
				Sub Total							
Add Contingencies (10%)											
				Subtotal (B)							
				Vat (15%)							

7



Witness 1





TOTAL TENDER SUM

DATE

ESTIMATED DELIVERY PERIOD AFTER APPOINTMENT: _____ DAYS

SIGNATURE

Note:

- The service provider must make sure that they the following individual in their team and proof should be attached
 - Qualified Plumber
 - Registered installation technician for issuing of Certificate of Compliance.
- All material must be SABS approved.
- Although the provisional and general amounts are not provided for in the schedule of quantities; bidders should make sure that their prices/rates include those e.g. provision for dealing with safety issue; Covid 19 and all other related issues.
- All material and work must be delivered and installed within 20 days.

		8		_		
Contractor	Witness 1	Witness 2	Employer	4	Witness 1	Witness 2

CERTIFICATE OF ATTENCE OF CLARIFICATION MEETING

This is to certify that I,,
representative of (bidder)
of (address)
telephone number
fax number
e-mail
attended the bid clarification meeting (date)
in the company of (employer's / engineer's representative)

BIDDER'S REPRESENTATIVE:

EMPLOYER'S / ENGINEER'S REPRESENTATIVE:

Note: Attendance of the site briefing is compulsory so that the bidder will understand the extent of the works and the material as specified in the schedule of quantity. None attendance will lead to disqualifications.

		 9		_		
Contractor	Witness 1	Witness 2	Employer]	Witness 1	Witness 2

CERTIFICATE OF AUTHORITY

Indicate the status of the tenderer by ticking the appropriate box hereunder. THE TENDERER MUST COMPLETE THE CERTIFICATE SET OUT BELOW FOR THE RELEVANT CATEGORY AND ATTACH A LETTER ON THE COMPANY LETTERHEAD.

Please tick appropriate box:

A	B	C	D	E
Company	Partnership	Joint Venture	Close Corporation	Sole Proprietor

A. CERTIFICATE FOR COMPANY

l,	chairperson	of	the	board	of	directors	of
, t	nereby confirm	n that	t by re	solution	ofth	ne board (co	эру
attached) taken on20, N	lr/Mrs			actin	g in	the capa	city
of	.,was author	rised	to	sign a	all c	locuments	in
connection with this tender and any contract	resulting from	it or	n beha	alf of the	e con	npany.	
As witness							
1							
	Chairn	nan					
2							
	Date						

B. CERTIFICATE OF PARTNERSHIP

We,	the	undersigned,	being	the	key	partners	in	the	business	trading	as
		horise Mr/Mrs							, acting in	the capa	acity
of				to s	sign al	l document	ts in	conne	ection with	the tende	r for
Conti	act						an	d any	contract re	sulting fro	m it
on ou	ır beha	alf.									

NAME	ADDRESS	SIGNATURE	DATE

NOTE: This certificate is to be completed and signed by all of the key partners upon whom rests the direction of the affairs of the Partnership as a whole.

C. CERTIFICATE FOR JOINT VENTURE





We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Mrs....., authorised signatory of the company,

acting in the capacity of lead partner, to sign all documents in connection with the tender offer for Contract.....and any other contract resulting from it on our behalf.

This authorisation is evidenced by the attached power of attorney signed by legally authorised signatories of all the partners to the Joint Venture.

NAME OF FIRM	ADDRESS	AUTHORISING SIGNATURE, NAME & CAPACITY
Lead partner		

D. CERTIFICATE FOR CLOSE CORPORATION

We,	the	undersigned,	being	the	key	members	in	the	business	trading
as			ł	nereby	author	rise Mr/Mrs				
Acting	in the	e capacity of						, to s	sign all docu	ments in
conne	ction v	with the tender f	or Contra	act					and any	contract
resulti	ng froi	m it on our beha	lf.							

NAME	ADDRESS	SIGNATURE	DATE

NOTE: This certificate is to be complete and signed by all the key members upon whom rests the direction of the affairs of the Close Corporation as a whole.

E. SOLE PROPRIETOR

I,	, cha	airperson	and	sole	owner	of
	, hereby	confirm that	by resol	ution of	f the board (co	ру
attached) taken on20.	, Mr/Mrs.			acting	in the capa	city
of	,was	authorised	to sig	ın all	documents	in
connection with this tender and any con	ntract resulti	ng from it on	behalf c	of the c	ompany.	
As witness						
1						
		Chairman				

2.....

BIDDERS SHOULD ATTACH A DULY SIGNED AND DATED ORIGINAL OR CERTIFIED COPY OF THE LETTER OF AUTHORITY ON THE COMPANY'S LETTERHEAD, FAILURE TO DO SO WILL LEAD TO THE DISQUALIFICATION OF THE BID AS NON-RESPONSIVE

Contractor	





Witness 2



MBD 1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR R		ITS OF THE EPHRA				NICIP	
BID NUMBER: 8/2/113	-	G DATE: 25/05/			CLOS		
DESCRIPTION DRILLING OF A BOREHO	DLE LEEUWF	ONTEIN COMMUN	ITY H	ALL			
THE SUCCESSFUL BIDDER WILL BE REQ			WRIT	TEN	CONTRACT FO	RM (I	MBD7).
BID RESPONSE DOCUMENTS MAY BE I SITUATED AT;	DEPOSITED	IN THE BID BOX					
EPHRAIM MOGALE LOCAL MUNICIPALITY	۲ (BUDGET 8	TREASURY AND	TECH	NICA	L BUILDING)		
NO. 2 FICUS STREET							
MARBLE HALL							
0450							
NOTE: THE BID BOX IS ONLY ACCESSIBL	E MON - FRI	DURING OFFICE H		S (08:	:00 TO 16:30)		
SUPPLIER INFORMATION					1		
NAME OF BIDDER							
POSTAL ADDRESS							
STREET ADDRESS							
TELEPHONE NUMBER	CODE				NUMBER		
CELLPHONE NUMBER							
FACSIMILE NUMBER	CODE				NUMBER		
E-MAIL ADDRESS							
VAT REGISTRATION NUMBER		•					
TAX COMPLIANCE STATUS	TCS PIN:			OR		MAA	AA
B-BBEE STATUS LEVEL VERIFICATION	☐ Yes				BEE STATUS EL SWORN		Yes
CERTIFICATE				AFF	IDAVIT		
[TICK APPLICABLE BOX]	🗌 No		[TICK APPLICABLE BOX]			No	
[A B-BBEE STATUS LEVEL VERIFICA IN ORDER TO QUALIFY FOR PREFER			AFF			S & C	QSEs) MUST BE SUBMITTED
ARE YOU THE ACCREDITED		-	ŀ	ARE Y	OU A FOREIG	N	
REPRESENTATIVE IN SOUTH AFRICA	□Yes	No			D SUPPLIER FO Goods /Servi		Yes No
FOR THE GOODS /SERVICES /WORKS	[IF YES EN	CLOSE PROOF]			KS OFFERED?		[IF YES, ANSWER PART B:3]
OFFERED?							
TOTAL NUMBER OF ITEMS OFFERED			,	τοτα	L BID PRICE		R
			'				N
SIGNATURE OF BIDDER			. [DATE			
CAPACITY UNDER WHICH THIS BID IS SIGNED							
BIDDING PROCEDURE ENQUIRIES MAY B		TO:					MAY BE DIRECTED TO:
	SCM				T PERSON		Takalani Ramatselela
	JOSEPH M						013 261 8454
	013 261 84						013 261 2985
FACSIMILE NUMBER E-MAIL ADDRESS	013 261 298	emogalelm.gov.za	⊏-IVI	iail A	DDRESS		tramatselela@emogalelm.gov.za
	าแลนเราเลเนต	emoyalell1.y0v.za	I				

12

Contractor

Witness 2

Witness 2

PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

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

- 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 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 VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
- 2.3 APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
- 2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.
- 2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
- 3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?

3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?

3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?

- 3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?
- 3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?

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 ABOVE.

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.

SIGNATURE OF BIDDER:	
CAPACITY UNDER WHICH THIS BID IS SIGNED:	
DATE:	

Contractor	

Witness 1	







Witness 2

YES NO
🗌 YES 🗌 NO
🗌 YES 🗌 NO
YES NO
🗌 YES 🗌 NO

MBD4

DECLARATION OF INTEREST

- 1. No bid will be accepted from persons in the service of the state¹.
- 2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority and/or take an oath declaring his/her interest.
- 3. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid. Also select the applicable answers \square
- 3.1 Full Name of bidder or his or her representative:

.....

- 3.2 Identity Number:
- 3.3 Position occupied in the Company (director, trustee, shareholder²).....
- 3.4 Company Registration Number:
- 3.5 Tax Reference Number:
- 3.6 VAT Registration Number:
- 3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.
- 3.8 Are you presently in the service of the state*

YES / NO

3.8.1 If yes, furnish particulars.

.....

.....

¹MSCM Regulations: "in the service of the state" means to be -

(a) a member of -

- (i) any municipal council;
- (ii) any provincial legislature; or
- (iii) the national Assembly or the national Council of provinces;

(b) a member of the board of directors of any municipal entity;

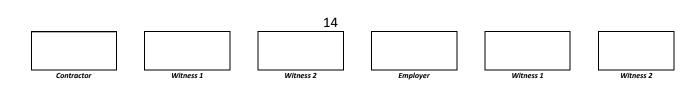
(c) an official of any municipality or municipal entity;

(d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);

(e) a member of the accounting authority of any national or provincial public entity; or

(f) an employee of Parliament or a provincial legislature.

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



3.9	Have you been in the service of the state for the past twelve months? YES \Box / NO \Box
	3.9.1 If yes, furnish particulars
3.10	Do you, have any relationship (family, friend, other) with person in the service of the state and who may be involved with the evaluation and or adjudication of this bid? YES \square / NO \square
	3.10.1 If yes, furnish particulars
3.11	Are you, aware of any relationship (family, friend, other) between bidder and any persons n the service of the state who may be involved with the evaluation and adjudication of this pid? YES \square / NO \square
	3.11.1 If yes, furnish particulars
3.12	Are any of the company's directors, managers, principle shareholders or stakeholders in service of the state?
	3.12.1 If yes, furnish particulars
3.13	Are any spouse, child or parent of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state?
	3.13.1 If yes, furnish particulars
3.14	Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other companies or business whether or not they are bidding for this contract? YES \square / NO \square
	3.14.1 If yes furnish particulars:
	15
	ntractor Witness 1 Witness 2 Employer Witness 1 Witness 2

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

Full Name	Identity Number	Employee Number

CERTIFICATION

I, THE UNDERSIGNED

(NAME)

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS CORRECT.

I ACCEPT THAT THE STATE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

Signature			Date		
Capacity			Name of Bidde	r	
Contractor	Witness 1	16 Witness 2	Employer	Witness 1	Witnes

MBD 6.1

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

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

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

1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to all bids:
 - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
 - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2

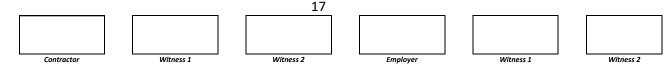
- a) The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore the **80/20** preference point system shall be applicable; or
- b) Either the 80/20 preference point system will be applicable to this tender
- 1.3 Points for this bid shall be awarded for:
 - (a) Price; and
 - (b) B-BBEE Status Level of Contributor.
- 1.4 The maximum points for this bid are allocated as follows:

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

- 1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

2. **DEFINITIONS**

- (a) **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) "B-BBEE status level of contributor" means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;



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

3. POINTS AWARDED FOR PRICE

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

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

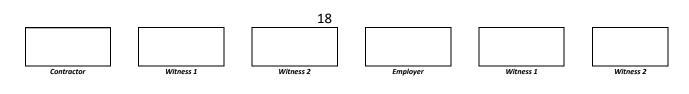
$$Ps = 80 \left(1 - \frac{Pt - P\min}{P\min}\right)$$
 or $Ps = 90 \left(1 - \frac{Pt - P\min}{P\min}\right)$

Where

Ps = Points scored for price of bid under consideration

Pt = Price of bid under consideration

Pmin = Price of lowest acceptable bid



Witness 2

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

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

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

5. BID DECLARATION

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

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

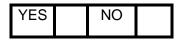
6.1 B-BBEE Status Level of Contributor: =(maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. SUB-CONTRACTING

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

(Tick applicable box)



- 7.1.1 If yes, indicate:
 - What percentage of the contract will be i) subcontracted.....% ii) The name of the subcontractor..... iii) The B-BBEE status level of the subcontractor..... iv) Whether the sub-contractor is an EME or QSE (Tick applicable box) YES NO 19 Contractor Witness 1 Witness 2 Employer Witness 1

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

Designated Group: An EME or QSE which is at last 51% owned	EME	QSE
by:		
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

- 8.1 Name of company/firm:.....
- 8.2 VAT registration number:
- 8.3 Company registration number:

8.4 TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
- One person business/sole propriety
- □ Close corporation
- Company
- □ (Pty) Limited

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

8.6 COMPANY CLASSIFICATION

- Manufacturer
- □ Supplier
- Professional service provider
- Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]





8.7 MUNICIPAL INFORMATION

- 8.8 Total number of years the company/firm has been in business:
- 8.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:
 - i) The information furnished is true and correct;
 - ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
 - iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
 - iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution.

WITNESSES			SIG	NATURE(S) OF BIDDEF	
1			DATE:		
			ADDRESS		
2					
		21			
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

MBD 8

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).

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

T4		X 7	NI
Item 4.1	Question Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?	Yes Yes	No No
	(Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).		
	The Database of Restricted Suppliers now resides on the National Treasury's website(<u>www.treasury.gov.za</u>) and can be accessed by clicking on its link at the bottom of the home page.		
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury's website (<u>www.treasury.gov.za</u>) by clicking on its link at the bottom of the home page.	Yes	No
4.2.1	If so, furnish particulars:		



4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes	No
4.3.1	If so, furnish particulars:		
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	Yes	No
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes	No
4.7.1	If so, furnish particulars:		

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME) CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM TRUE AND CORRECT.

I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

•••••		 • • • • • • • • • • •	• • • • • • • • • • • • • • • • • • • •
Signa	ture		

•••••	••••	•••••
Date		

Position

Name of Bidder

Js367bW

Contractor	









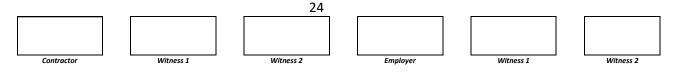
MBD 9 CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
 - 4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
 - 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD9) must be completed and submitted with the bid:

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

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

MBD 9



CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by:

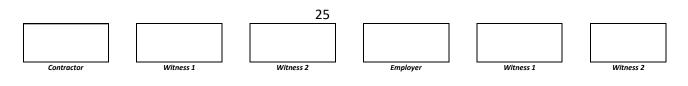
(Name of Municipality / Municipal Entity)

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

I certify, on behalf of: ______that:

(Name of Bidder)

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



MBD 9

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

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

		26			
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

MBD 9

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

Signature	Date
Position	Name of Bidder

		27				
Contractor	Witness 1	Witness 2	Employer	J	Witness 1	Witness 2

DECLARATION WITH REGARDS TO MUNICIPAL SERVICES, RATES AND TAXES

I ______the undersigned, declare on

behalf of (Name of Bidder) ______ that;

the bidder and (or) any of its director(s) does not owe any municipal services, rates and taxes to the municipality or any other municipality or municipal entity any amount which could be in arrears for an period *for a period more than three months.

In the event that this declaration is found to be false, the bid will be rejected and found to be nonresponsive.

NAME OF MUNICIPALITY	ACCOUNT NUMBER	OWNER

NOTE:

TENDERER TO SUBMIT A COPY OF A MUNICIPAL ACCOUNT OF THE COMPANY AND THAT OF ITS DIRECTOR NOT IN ARREARS AND NOT OLDER THAN THREE (03) MONTHS; OR

IN THE EVENT THAT THE BIDDER IS LEASING, A LEASE AGREEMENT ALONG WITH THE ACCOUNT OF THE LEASED PROPERTY SHOULD BE ATTACHED; OR

A CONFRIMATION LETTER FROM THE LOCAL MUNICIPALITY NOT OLDER THAN THREE MONTHS CONFIRMING THAT SERVICES ARE NOT CHARGED/LEVIED AND BIDDER DOES NOT OWE

(FAILURE TO DO SO WILL LEAD TO THE DISQUALIFICATION OF THE BID AS NON-RESPONSIVE)

Signature			Date		
Name			Position		
Tenderer					
		28			
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

Annex: Standard Conditions to Bid

(As contained in Annexure F of the CIDB Standard for Uniformity in Construction Procurement)

F.1 General

F.1.1 Actions

The employer and each bidder submitting a bid offer shall comply with these conditions of bid. In their dealings with each other, they shall discharge their duties and obligations as set out in F.2 and F.3, timeously and with integrity, and behave equitably, honestly and transparently.

F.1.2 Bid Documents

The documents issued by the employer for the purpose of a bid offer are listed in the bid data.

F1.3 Interpretation

- **F.1.3.1** The bid data and additional requirements contained in the bid schedules that are included in the returnable documents are deemed to be part of these conditions of bid.
- **F1.3.2** These conditions of bid, the bid data and bid schedules which are only required for bid evaluation purposes, shall not form part of any contract arising from the invitation to bid.
- **F1.3.3** For the purposes of these conditions for the calling for expressions of interest, the following definitions apply:
 - a) **Comparative offer** means the bidder's financial offer after the factors of nonfirm prices, all unconditional discounts and any other bid parameters that will affect the value of the financial offer have been taken into consideration
 - b) corrupt practice means the offering, giving, receiving or soliciting of anything of value to influence the action of the employer or his staff or agents in the bid process; and
 - c) **Fraudulent practice** means the misrepresentation of the facts in order to influence the bid process or the award of a contract arising from a bid offer to the detriment of the employer, including collusive practices intended to establish prices at artificial levels
 - d) **Quality (functionality)** means the totality of features and characteristics of a product or service that bear on its ability to satisfy stated or implied needs

F.1.4 Communication and Employer's Agent

Each communication between the employer and a bidder shall be to or from the employer's agent only, and in a form that can be read, copied and recorded. Writing shall be in the English language. The employer shall not take any responsibility for non-receipt of communications from or by a bidder. The name and contact details of the employer's agent are stated in the bid data.

F.1.5 The employer's right to accept or reject any bid offer

Quote: 8/2/113

- F.1.5.1 The employer may accept or reject any variation, deviation, bid offer, or alternative bid offer, and may cancel the bid process and reject all bid offers at any time before the formation of a contract. The employer shall not accept or incur any liability to a bidder for such cancellation and rejection, but will give written reasons for such action upon written request to do so.
- **F.1.5.2** The employer may not subsequent to the cancellation or abandonment of a bid process or the rejection of all responsive bid offers re-issue a bid covering substantially the same scope of work within a period of six months unless only one bid was received and such bid was returned unopened to the bidder.

F.2 Bidder's Obligations

F.2.1 Eligibility

Submit a bid offer only if the bidder satisfies the criteria stated in the bid data and the bidder, or any of his principals, is not under any restriction to do business with the employer.

F.2.2 Cost of Biding

Accept that the employer will not compensate the bidder for any costs incurred in the preparation and submission of a bid offer, including the costs of any testing necessary to demonstrate that aspects of the offer satisfy requirements.

F.2.3 Check Documents

Check the bid documents on receipt for completeness and notify the employer of any discrepancy or omission.

F.2.4 Confidentiality and Copyright of Documents

Treat as confidential all matters arising in connection with the bid. Use and copy the documents issued by the employer only for the purpose of preparing and submitting a bid offer in response to the invitation.

F.2.5 Reference Documents

Obtain, as necessary for submitting a bid offer, copies of the latest versions of standards, specifications, conditions of contract and other publications, which are not attached but which are incorporated into the bid documents by reference.

F.2.6 Acknowledge Addenda

Acknowledge receipt of addenda to the bid documents, which the employer may issue, and if necessary apply for an extension to the closing time stated in the bid data, in order to take the addenda into account.

F.2.7 Clarification Meeting

Attend, where required, a clarification meeting at which bidders may familiarize themselves with aspects of the proposed work, services or supply and raise questions. Details of the meeting(s) are stated in the bid data.

F.2.8 Seek Clarification

Request clarification of the bid documents, if necessary, by notifying the employer at last five working days before the closing time stated in the bid data.

F.2.9 Insurance

Be aware that the extent of insurance to be provided by the employer (if any) might not be for the full cover required in terms of the conditions of contract identified in the contract data. The bidder is advised to seek qualified advice regarding insurance.

F.2.10 Pricing the Bid Offer

- **F2.10.1**Include in the rates, prices, and the bid total of the prices (if any) all duties, Taxes (except Value Added Tax (VAT), and other levies payable by the successful bidder, such duties, taxes and levies being those applicable 14 days before the closing time stated in the bid data.
- F2.10.2Show VAT payable by the employer separately as an addition to the total bid prices.
- **F2.10.3**Provide rates and prices that are fixed for the duration of the contract and not subject to adjustment except as provided for in the conditions of contract identified in the contract data.
- **F2.10.4**State the rates and prices in Rand unless instructed otherwise in the bid data. The conditions of contract identified in the contract data may provide for part payment in other currencies.

F.2.11 Alterations to Documents

Do not make any alterations or additions to the bid documents, except to comply with instructions issued by the employer, or necessary to correct errors made by the bidder. All signatories to the bid offer shall initial all such alterations. Erasures and the use of masking fluid are prohibited.

F.2.12 Alternative Bid Offers

- **F2.12.1**Submit alternative bid offers only if a main bid offer, strictly in accordance with all the requirements of the bid documents, is also submitted. The alternative bid offer is to be submitted with the main bid offer together with a schedule that compares the requirements of the bid documents with the alternative requirements the bidder proposes.
- **F2.12.2**Accept that an alternative bid offer may be based only on the criteria stated in the bid data or criteria otherwise acceptable to the employer.

F.2.13 Submitting a Bid Offer

- **F2.13.1**Submit a bid offer to provide the whole of the works, services or supply identified in the contract data and described in the scope of works, unless stated otherwise in the bid data.
- **F2.13.2**Return all, returnable documents to the employer after completing them in their entirety, either electronically (if they were issued in electronic format) or by completing them in black ink.

Quote: 8/2/113

- **F2.13.3**Submit the parts of the bid offer communicated on paper as an original plus the number of copies stated in the bid data, with an English translation of any documentation in a language other than English, and the parts communicated electronically in the same format as they were issued by the employer.
- **F2.13.4**Sign the original and all copies of the bid offer where required in terms of the bid data. The employer will hold all authorized signatories liable on behalf of the bidder. Signatories for bidders proposing to contract as joint ventures, shall state which of the signatories is the lead partner, whom the employer shall hold liable for the purpose of the bid offer.

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