

EPHRAIM MOGALE LOCAL MUNICIPALITY



QUOTATION NO: 8/2/41

PROJECT DESCRIPTION: SUPPLY AND DELIVERY OF PERSONNEL PROTECTIVE CLOTHING FOR TRAFFIC OFFICIALS

PREPARED FOR AND BY

THE MUNICIPAL MANAGER

EPHRAIM MOGALE LOCAL MUNICIPALITY

Private Bag x 111

MARBLE HALL

0450

Tel: (013) 261 8400

Fax: (013) 261 2985

Name of Bidder : _____

CSD 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:

WEDNESDAY, 11 APRIL 2018 @ 12H00

EPHRAIM MOGALE LOCAL MUNICIPALITY

QUOTATION NO: 8/2/41

PROJECT DESCRIPTION: SUPPLY AND DELIVERY OF PERSONNEL PROTECTIVE CLOTHING FOR TRAFFIC OFFICIALS

Ephraim Mogale Local Municipality hereby invites quotations from suitably qualified and interested service providers who meet the required **minimum for local content and production of textiles, clothing, leather and footwear of 100% for the Supply and delivery of personnel protective clothing for traffic officials**

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 or unmarked quotations 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 summary report with an active “**MAAA**” number;
- ii. Copy of Tax Clearance Certificate and PIN to verify status issued by SARS;
- iii. VAT registration number, if any;
- iv. Proof of Municipal Rates & Taxes for the company or the directors accounts not older than 3 (three) months 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. Fully completed and signed municipal bidding documents (**MBD4, MBD6.1, MBD6.2, MBD8, MBD9**)

Your quotation will be rejected if the above forms are not fully completed, signed and submitted.

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 BBEE	100

For bidders to claim points for BBEE 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)
1.	20
2.	18
3.	14
4.	12
5.	8
6.	6
7.	4
8.	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 and technical enquires can be directed to Mr. Neels Beirowski at 013 261 8451 / nbeirowski@emogalelm.gov.za

MATHEBELA MM
MUNICIPAL MANAGER

EPHRAIM MOGALE LOCAL MUNICIPALITY

QUOTATION NO: 8/2/41

PROJECT DESCRIPTION: SUPPLY AND DELIVERY OF PERSONNEL PROTECTIVE CLOTHING FOR TRAFFIC OFFICIALS

DETAILED SPECIFICATION

Description	Quantity	Sizes
<p>1. JUMP SUITS – 1 piece Style: Flight suit Traffic Style. Material: 50/50 Poly Cotton. Collar: Standard open glad neck collar. Sleeves: Zip off Long sleeve with valcro adjustable cuffs. Colour: Traffic Fawn with yellow piping & Royal Blue contrast. Pockets: Two slant breast pockets with yellow trim on both sides of zip, Two standard lined trouser side pockets, 2-map/thigh pockets on both legs with Royal Blue cover flaps, valcro closing. One pen pocket – zip closing-on left upper arm, Royal Blue with SA Flag. Heavy duty nylon zips. Front closing: Heavy duty Front zip. Waist: Elasticated back. Velcro fastening adjustment pull tags in front, Royal Blue. Legs: Adjustable leg bottoms – normal nylon zip closing with Royal Blue trim, Double knees. Back panel: Reflective back panel “TRAFFIC” only. Reflective name panel on right breast, Royal Blue, Reflective Traffic Star with EPMLM Logo inside Star on left breast. Reflective tape: Royal Blue negative checkerboard reflective tape sewn onto both arms & legs. Other: Full padded chest. Epaulettes to button.</p>	5	# - 46 # - 42 # - 40 # - 30 # - 42
<p>2. OFFICERS STEP OUT TROUSERS Colour: Traffic Fawn. Style: 55% Trevira 45% Wool. Two ply plain weave. Two standard side trousers pockets. One hip pocket button fastening. Double pleated front. 7x60mm wide belt loops. Standard trousers bottom. Zip fly with bar and tac.</p>	12	# - 42 x2 # - 38 x4 # - 30 x 4 # - 32x 2

3. <u>COMBAT TROUSERS</u> Material: Field dress 50% Cotton 50% Polyester. Style: Double seat, double knees. Colour: Traffic Fawn. Draw cord in trouser bottoms. Zip fly. 5x70mm x 25mm Stitched down belt loops. Two standard side pockets. One jet hip pocket with concealed button. Two pleated field dressing pocket I both legs groin with buttons. Stitched in permanent trouser leg creases back and front. Pocket and waist band in same material as trousers Male & Female Style.	16	# - XL X8 # - M X4 # - L X2 # - 2XL X2
4. <u>LADIES SLAXS</u> Colour: Traffic Fawn Style: 55% Trevira 45% wool. Plain weave finish. Large belt loops. Zip fly with bar and tac. 2 Standard side pockets.	8	# - 36 X4 # - 42 X2 # - 46 X2
5. <u>LADIES SKIRTS</u> Colour: Traffic Fawn Style: 55% Trevira 45% wool Plain weave finish. Large belt loops. Zip fly with bar and tac.	4	# - 36 x 2 # - 42 # - 46
6. <u>STEP OUT CAPS</u> Colour: Fawn Plain Caps Style: Oak leaf band Plain weave cap with plastic peak.	4	# 56 x 2 #58 x 2
7. <u>BASEBALL CAPS</u> 1. Colour: Traffic Fawn (Embroided with EPMLM Traffic Logo) cap badge on front. Valgro adjustable backing.	16	One size fit all
2. Colour: Traffic Fawn same as above with ranking 2 leaves	2	
8. <u>LADIES HATS</u> Colour: Traffic Fawn Style: SAPS-style with matching ribbon.	4	# - S X 2 # - M X 2
9. <u>REFLECTIVE JACKETS</u> Colour: Lime/Orange Reflective Jackets. Reflective name panel (with EPMLM Traffic Star Logo) on left breast. Reflective name panel on right breast. Reflective back panel with "TRAFFIC"	9	# - M x 4 # - XL x 4 # - L

10. RAINSUITS Lime/Navy 2 piece rain suit, with (EPMLM Traffic Star Logo on left chest and written Traffic Police at the back. Silver reflective trim. Elasticated cuffs.	8	# - XL X 3 # - M X 2 # - L X 2 # - 2XL
11. GOLF SHIRTS. Colour: Traffic Fawn or Stone. Style: Standard La Coste 3 Button front. Plain sleeves with navy stripe on end. Collar with navy stripe on end. Embroidered Traffic Logo with EPMLM Logo onto Star, on left breast. Embroidered name on right breast.	9	# - XL X 4 # - M X 3 # - L # - 2XL
12. METALETTE EPAULETTES Royal blue round top. One gold button. Metalette ranks embossed. <= 2 leaves and 2 bars	2 pair	
13. RUBBERIZED EPAULETTES Royal blue round top. Tunnel type. One gold button. No rankings.	16 Pairs	
14. COLLAR BADGES Traffic Collar Badges metal (with EPMLM Logo)	28 pairs	
15. SHIELD Traffic Star metal/Plastic (with EPMLM Logo inside, Star nameplate and RSA flag all formed into 1 shield)	2	
16. SHOULDER FLASHERS Blue Rubberized Traffic Flashers (with EPMLM Traffic Star and Logo) and Embroidered Shoulder Badge	18 pairs 18 Pairs	
17. GLOVES Colour: White. Material: Leather. Style: Push stud on cuffs Lined.	18	# - S x 4 # - XL x 2 # - M x 8 # - L x 4
18. SHIRTS Short Sleeve Material: 35% Viscose 65% Polyester Heavy weight shirting. Colour: Traffic Fawn. Style: Magnum (strong quality) Open glad neck collar.	36	# - XL X16 # - M X12 # - XL X4 # - L X4 # - 2XL X4

<p>Two pleated breast pockets with scalloped flaps to button. Stitches in permanent creases back and front. Button through front. Epaulettes to button. Pen slot on left breast pocket flap. Short sleeve dummy/turn up cuffs. With Embroidered Traffic Badge on both shoulders.</p>		
<p><u>SHIRTS</u> <u>Long Sleeve</u> Material: 35% Cotton 65% Polyester. Standard weight shirting. Colour: Traffic Fawn. Style: Military/Pilot type, long sleeve Two patch breast pockets with flaps to button. Button through front. Epaulettes to button. Pen slot on left breast pocket flap. Fused/ raised collar. Cuffs to button.</p>	9	# - XL X 4 # - M X 3 # - L # - 2XL
<p><u>19.COMBAT SHIRTS</u> Material: Field dress. 50% Polyester 50% Cotton. Colour: Traffic Fawn. Style: Two patch breast pockets with flaps to button. Open glad neck collar. Button through front with 2 spare buttons. Epaulettes to button. Stitched in permanent creases back & front. Pen slot on left breast pocket flap. Short sleeve with dummy cuffs. With Embroidered Traffic Badge on both shoulders. Embroidered Traffic Star with EPMLM Logo inside star on right breast & name on left breast</p>	8	# - XL X 4 # - M X 2 # - L # - 2XL
<p><u>20.COMBAT SKIRTS</u> Material: Field dress. 50% Polyester 50% Cotton. Colour: Traffic Fawn. Style: Zip fly. 5 x 70mm x 25 Stitched down belt loops. Two standard side pockets.</p>	4	# - 36 # - 40 # - 42 # - 46
<p><u>21.DRI MAC JACKET</u> Colour: Traffic Fawn or Stone. Epaulettes to button. Elasticated cuffs. Zip front closing. Zip away hood in collar. Embroidered Traffic Star with EMPLM Logo inside Star on left breast.</p>	1	# - XL

22. <u>LIME JACKET</u> Colour: Lime Style: Zip front closing. Reflective Traffic Star with EMPLM Logo inside Star on left breast. Reflective back panel with “ TRAFFIC ” Must handle rainfall. Long hip side.	8	# - XL X 3 # - M X 3 # - L # - 2XL
23. <u>SOCKS</u> Colour: Traffic Fawn. Style: Biogaurd. Sagren - Cotton rich half hose cushion sole socks, with green stripe	46 Pair (30 pairs for Man 16 pair for Ladies)	1 Size fits all
24. <u>LADIES PANTYHOSE</u> Colour: Traffic Fawn Style: Mikado Extra Sheer pantyhose, with cotton gusset.	16pr's	# - L =4 # - XL=8 # - 2XL=4
25. <u>LADIES SHOE'S</u> Colour: Brown Style: 51659 Flat heel lace up ladies shoe	3	# - 6 # - 4 # - 7
Colour: Brown. Style: 51778 Mid heel court shoe.	1 pair	# - 8
26. <u>SWAT BOOTS</u> Colour: Walnut Style: Canvas and leather uppers Lace up front. Below tongue. Heavy duty rubber sole. Leather heel protector. Comfortable foot bed. No steel toe cap.	8 Pairs	# - 4 # - 5 # - 6 # - 7 # - 8 # - 9 X 3
27. <u>MEN SHOE'S</u> Colour: Brown. Style: Grasshopper and Parrabellum	5 Pair	# - 9 X 3 # - 7 X 2
28. <u>BELT</u> Colour: Brown Style: Single Basket weave leather belt 30mm with bronze horse shoe buckle.	4	# - M # - L # - XL # - 2XL
29. <u>HANDBAGS</u> Colour: Brown Style: Ladies hand bag	4	1 Size

30. <u>TORCHES</u> Type: Light saver torched “Ranger” Rechargeable Torch. Car & AC adaptor charger plugs directly into torch. Rechargeable battery included. Orange emergency cone screws onto front of torch. (included) Webbing pouch with belt loop included. Wrist strap. 3 Watt “Cree” LED bulb with 1000 hour life span.	9	
31. <u>BLAZERS</u> Material: 55% Trevira 45% Wool. Colour: Traffic Fawn. Weave: Plain. Style: Single breast and fully lined with inside pockets, center vent & stepped two-piece collar. 3 Button square front with opening in front facing for permanent buttons. 2 Inside pockets on hip side with covered flaps. 1 Breast pocket with no flap left breast.	9	# - XL X 4 # - M X 3 # - L # - 2XL

NOTE:

- **All uniforms to be supplied should be bought from the same manufacturer and recommended bidder will be required to get proper measurement from the traffic officials for the uniform**

EPHRAIM MOGALE LOCAL MUNICIPALITY

QUOTATION NO: 8/2/41

PRICING SCHEDULE: SUPPLY AND DELIVERY OF PERSONNEL PROTECTIVE CLOTHING FOR TRAFFIC OFFICIALS

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: _____

No	DESCRIPTION	QTY	RATE (R)	AMOUNT (R)
1.	Jump Suit	05		
2.	Officers step out Trousers	12		
3.	Combat Trousers	16		
4.	Ladies slacks	08		
5.	Ladies Skirts	04		
6.	Step put Caps	04		
7.	Baseball caps	16 + 2		
8.	Ladies hat	04		
9.	Reflective Jacket	09		
10.	Rain suits	08		
11.	Golf Shirts	09		
12.	Metalette Epaulettes	02		
13.	Rubberized Epaulettes	16		
14.	Collar Badges	28		
15.	Shield	02		
16.	Shoulder flashers	18 +18		
17.	Gloves	18		

Quote: 8/2/41

No	DESCRIPTION	QTY	RATE (R)	AMOUNT (R)
18	Shirts	36		
19	Combat Shirts	08		
20	Combat Skirts	04		
21	Dry Mac Jacket	01		
22	Lime Jacket	08		
23	Socks	46		
24	Ladies Pantyhose	16		
25	Ladies Shoes	04pair		
26	SWAT Boots	08 Pair		
27	Men Shoes	05 Pair		
28	Belt	04		
29	Handbags	04		
30	Torches	09		
32	Blazers	09		
	TOTAL			
	VAT @ 15%			
	TOTAL			

ESTIMATED DELIVERY PERIOD AFTER APPOINTMENT: _____

Signed..... Date

Name..... Position.....

Tenderer.....

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 ☒**
 - 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 ☐ / NO ☐

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 ☐ / NO ☐

3.10.1 If yes, furnish particulars

.....

.....

3.11 Are you, aware of any relationship (family, friend, other) between bidder and any persons in the service of the state who may be involved with the evaluation and adjudication of this bid? YES ☐ / NO ☐

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? YES ☐ / NO ☐

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? YES ☐ / NO ☐

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 ☐ / NO ☐

3.14.1 If yes furnish particulars:

.....

.....

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 Bidder

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:

80/20	or	90/10	
$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$	or	$P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$	

Where

- P_s = Points scored for price of bid under consideration
- P_t = Price of bid under consideration
- P_{\min} = Price of lowest acceptable bid

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*)

YES		NO	
-----	--	----	--

- 7.1.1 If yes, indicate:

- What percentage of the contract will be subcontracted.....%
- The name of the sub-contractor.....
- The B-BBEE status level of the sub-contractor.....
- Whether the sub-contractor is an EME or QSE
(*Tick applicable box*)

YES		NO	
-----	--	----	--

- 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 least 51% owned by:	EME √	QSE √
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**Municipality where business is situated:**

.....

Registered Account Number:**Stand Number:**.....

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

1.

2.

.....
SIGNATURE(S) OF BIDDERS(S)

DATE:

ADDRESS

.....

.....

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Municipal Bidding Document (MBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. 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.
- 1.5. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - x / y] * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on [http://www.thedti.gov.za/industrial development/ip.jsp](http://www.thedti.gov.za/industrial%20development/ip.jsp) at no cost.

- 1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation;

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

<u>Description of services, works or goods</u>	<u>Stipulated minimum threshold</u>
Textile, Clothing, leather and Footwear	100%

3. Does any portion of the goods or services offered
Have any imported content?
(Tick applicable box)

YES		NO	
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- 3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

ISSUED BY: (Procurement Authority / Name of Institution):

.....
 NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- 2 Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on <http://www.thdti.gov.za/industrialdevelopment/ip.jsp>. Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names),
 do hereby declare, in my capacity as
 of(name of bidder
 entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.

The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.

- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____

DATE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

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.**

Item	Question	Yes	No
4.1	<p>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?</p> <p>(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).</p> <p>The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	<p>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)?</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

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 <input type="checkbox"/>	No <input type="checkbox"/>
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 <input type="checkbox"/>	No <input type="checkbox"/>
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 <input type="checkbox"/>	No <input type="checkbox"/>
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.**

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

Js367bW

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 (MBD 9) 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.

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.
8. 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.

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

Js9141

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