

# TENDER / NOTICE



Garden Route District Municipality, the leading, enabling and inclusive district, characterised by equitable and sustainable development, High quality of life and equal opportunities for all.

TENDER DOCUMENT			
<b>TENDER NO</b>		<b>E/39/18-19</b>	
<b>TENDER DESCRIPTION</b>		<b>SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</b>	
<b>COMPULSORY SITE MEETING</b>	<b>DATE: 17 APRIL 2019 TIME: 11H00</b>	<b>SITE MEETING ADDRESS: SWARTVLEI CAMPING SITE</b>	<b>CIDB GRADING: GB1, SL1 AND SQ2 LOCAL CONTENT: NO21:STEEL VALUE ADDED PRODUCTS- 100%</b>
<b>CLOSING DATE</b>	<b>14 MAY 2019</b>	<b>CLOSING TIME</b>	<b>11:00</b>
POSTAL ADDRESS: Garden Route District Municipality Attention: Supply Chain Management Unit PO Box 12 George, 6530  <i>Clearly mark the Bid envelope with the bid number and title of bid on the face of the envelope Any tenders couriered to be deposited in the Municipality's Bid Box, any bids sent to the wrong recipient other than being deposited in the Bid Box will not be considered</i>		TO BE DEPOSITED IN: The bid box at the entrance of the Municipal Offices Garden Route District Municipality 54 York Street George 6529	
ATTENTION: FINANCIAL DIRECTORATE SUPPLY CHAIN MANAGEMENT UNIT GARDEN ROUTE DISTRICT MUNICIPALITY GEORGE		A bid posted or couriered (at sender's risk) to the Municipality, PO Box 12, George, 6530, in good time so as to reach the Municipality before the above-mentioned closing date and clearly indicated attention supply chain management unit, may be accepted on condition that it is placed in the correct Bid box before the closing time, it being understood that the Council disclaims any responsibility for seeing that such bids are in fact lodged in the bid box.	
SUMMARY FOR TENDER OPENING PURPOSES			
NAME OF TENDERER: .....			
CENTRAL SUPPLIER DATABASE NO: .....			
TOTAL BIDDING PRICE (INCLUDING VAT)			
Total Bidding Price (Including VAT)		R	
PREFERENCE CLAIMED FOR:			
B-BBEE Status Level of Contributor:			
Preference Points Claimed:			
B-BBEE certificates submitted with the quotation document MUST be VALID ORIGINAL B-BBEE CERTIFICATES or VALID CERTIFIED COPIES OF B-BBEE CERTIFICATES			
VALIDITY PERIOD: AVAILABLE FOR 90 DAYS AFTER THE BID CLOSURE			
CONTACT DETAILS FOR:			
Bidding procedures and documents		Bid Scope and technical specifications	

**Mr Nathan Juries**

Tel: (044) 803 1310/ 081 733 6796

E-mail: [nathan@gardenroute.gov.za](mailto:nathan@gardenroute.gov.za)

**Mr. Mario Appels /Willie Fourie**

Cell: 081 553 6161/ 083 629 0154

e-mail: [mario@gardenroute.gov.za](mailto:mario@gardenroute.gov.za)/[willie@gardenroute.gov.za](mailto:willie@gardenroute.gov.za)

**TENDERER CONTACT DETAILS**

This information shall be used for any correspondence or contact with the tenderer.

Please indicate whether you want to receive any correspondence via e-mail or send to your postal address by registered mail.

Name of Bidding Company: .....		<b>Mark choice of correspondence with X</b>
Postal Address:	..... ..... ..... ..... Postal Code: .....	
E-mail Address:	.....	
Telephone Number:	.....	
Cellular Number:	.....	
Facsimile Number:	.....	

**INVITATION TO BID**

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (GARDEN ROUTE DISTRICT MUNICIPALITY)

<b>BID NO</b>	<b>E/39/18-19</b>	<b>DESCRIPTION</b>	<b>SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</b>
<b>CLOSING DATE</b>	<b>14 MAY 2019</b>	<b>CLOSING TIME</b>	<b>11:00</b>

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**The successful bidder will be required to fill in and sign a written Contract Form (MBD 7.1).**

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BID DOCUMENTS MAY BE POSTED TO:

BOX SITUATED AT *(STREET ADDRESS)*

Garden Route District Municipality  
 Supply Chain Management  
 (Ground Floor)  
 54 York Street  
 GEORGE

Bidders should ensure that bids are delivered timeously to the correct address. If the bid is late, it will not be accepted for consideration.

**The bid box is open from 7:30 till 16:30 (Mondays –Thursdays), Fridays (07:30 till 13:30) five (5) days a week**

ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS – (NOT TO BE RE-TYPED)

<p>THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2011, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT</p>
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**NB: NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE (as defined in Regulation 1 of the Local Government: Municipal Supply Chain Management Regulations)**

**GARDEN ROUTE DISTRICT MUNICIPALITY**  
**DEPARTMENT: COMMUNITY SERVICES**  
**TENDER NUMBER: E/39/18-19**  
**DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT**  
**SWARTVLEI CAMPING SITE**

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# TENDER / NOTICE



Garden Route District Municipality, the leading, enabling and inclusive district, characterised by equitable and sustainable development, high quality of life and equal opportunities for all.

MB1

<b>TENDER NUMBER</b>		<b>E/39/18-19</b>	
<b>TENDERS ARE HEREBY INVITED FOR:</b>		<b>SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE.</b>	
<b>PREFERENTIAL PROCUREMENT REGULATIONS, 2017 - LOCAL CONTENT REQUIREMENT</b>	<b>NO 21 – STEEL VALUE ADDED PRODUCTS (100%)</b>		
<b>CIDB GRADING REQUIREMENT</b>	<b>GB1, SL1 AND SQ2</b>		
<b>PERIOD</b>	<b>ONCE OFF</b>		
<b>ADVERTISEMENTS:</b>	NEWSPAPERS; MUNICIPAL NOTICE BOARDS; MUNICIPAL WEBSITE & E-PUBLICATION		
<b>PUBLISHED DATE</b>	<b>04 APRIL 2019</b>	<b>CLOSING DATE</b>	<b>14 MAY 2019</b>
<b>CLOSING TIME</b>	No later than <b>11:00 am</b> , tenders will be opened immediately thereafter, in public at the Garden Route District Municipality Head Office, 54 York Street, George.		
<b>AVAILABILITY OF TENDER DOCUMENTS:</b>			
Tender documents are obtainable from <b>Mr Nathan Juries</b> during office hours (Mondays to Thursday 08:00 - 16:30 and Fridays 08:00 - 13:30) <b>Tel:</b> (044) 803 1310; 081 733 6796 <b>E-mail:</b> <a href="mailto:nathan@gardenroute.gov.za">nathan@gardenroute.gov.za</a>		Printed copies of the tender can be obtained at a non-refundable fee, payable to a cashier at Garden Route District Municipality's Supply Chain Management Unit, Ground Floor, 54 York Street, George or by downloading documents free-of-charge from the Garden Route District Municipality website at <a href="http://www.gardenroute.gov.za">www.gardenroute.gov.za</a>	
<b>NON - REFUNDABLE FEE: R 200.00</b>			
<b>TENDER SUBMISSION RULES:</b>			
<b>Important notes</b>			
<ul style="list-style-type: none"> <li>• Tenders are to be completed in accordance with the conditions and tender rules stipulated in the tender document.</li> <li>• Tender and supporting documents must be delivered in an envelope, clearly marked "<b>E/39/18-19: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE.</b>" must be deposited in the tender box of the Garden Route District Municipality's Head Office, 54 York Street, George</li> <li>• Tenders may only be submitted on the tender document issued by the Municipality</li> <li>• Requirements for sealing, addressing, delivery, opening and assessment of tenders, are stated in the tender document.</li> <li>• <b>A valid Tax Clearance Status Pin (TCS) and MAAA Number must be submitted with the tender document, failure to submit the required documents your bid will be disqualified.</b></li> <li>• VAT must be included in all prices (VAT vendor must be registered).</li> <li>• <b>Late tenders, tenders per fax or e-mail will not be accepted.</b></li> <li>• Tenders couriered to be delivered to the Municipality will only be accepted if received within the stipulated closing time.</li> </ul>			

- Council reserves the right to be accepting any tender or part thereof.
- Council will only award tenders to service providers who are registered on the Central Supplier Database (CSD). Visit <https://secure.csd.gov.za> if you have not registered on CSD.
- Tenders will only be considered in accordance with the bid requirements.

**Tenders will be evaluated and adjudicated in terms of the Preferential Procurement Policy Framework Act (Act 5 of 2000) Regulations 2017 and the Garden Route District Municipality Supply Chain Management Policy, where 80 points will be allocated in respect of price and 20 points in respect of BBBEE.**

<b>BRIEFING SESSION</b>	<b>A COMPULSORY SITE VISIT MEETING WILL BE HELD AT SWARTVLEI CAMPING SITE DATE: 17 APRIL 2019 TIME: 11H00</b>
<b>CLARITY ON BIDDING PROCEDURES MAY BE DIRECTED TO:</b>	<b>MR NATHAN JURIES; TEL: (044) 803 1310 E-MAIL: <a href="mailto:NATHAN@GARDENROUTE.GOV.ZA">NATHAN@GARDENROUTE.GOV.ZA</a></b>
<b>CLARITY ON TECHNICAL INFORMATION MAY BE DIRECTED TO:</b>	<b>MR. MARIO APPELS; CELL: 081 553 6161/MR WILLIE FOURIE; CELL 083 629 0154 E-MAIL: <a href="mailto:MARIO@GARDENROUTE.GOV.ZA">MARIO@GARDENROUTE.GOV.ZA</a>; <a href="mailto:WILLIE@GARDENROUTE.GOV.ZA">WILLIE@GARDENROUTE.GOV.ZA</a></b>
<b>NOTICE NO.</b>	<b>47/2019</b>
<b>AUTHORISED BY:</b>	<b>MUNICIPAL MANAGER: MG STRATU GARDEN ROUTE DISTRICT MUNICIPALITY</b>

**GARDEN ROUTE DISTRICT MUNICIPALITY**  
**DEPARTMENT: COMMUNITY SERVICES**  
**TENDER NUMBER: E/39/18-19**  
**DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE**

	<b>The Tender (Part T)</b>
<b>PART T1</b>	<b>Tender Procedures</b>
T1.1	Tender Notice and Invitation to Tender
T1.2	Tender Data
<b>PART T2</b>	<b>Returnable Documents (All documents / schedules are returnable)</b>
T2.1	List of Returnable Schedules Required for Tender Evaluation
T2.1	Returnable Schedules
T2.2	Other documents that will be incorporated into the contract
T2.4	Returnable Schedules that will be incorporated in the contract



<p><b>GARDEN ROUTE DISTRICT MUNICIPALITY</b>  <b>DEPARTMENT: COMMUNITY SERVICES</b>  <b>TENDER NUMBER: E/39/18-19</b>  <b>DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</b></p>
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## Tender Data (T1.2)

<b>Clause number</b>	The conditions of Tender are the <b>Standard Conditions of Tender</b> as contained in Annexure F of the 14 November 2008 edition of the <b>CIDB Standard for Uniformity in Construction Procurement</b> . The Standard Conditions of Tender for Procurements make several references to the Tender Data for details that apply specifically to this Tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the standard conditions of Tender. Each item of data given below is cross-referenced to the clause in the Standard Conditions of Tender to which it mainly applies.	
F.1.1	The Employer is: Garden Route District Municipality, Department: Management Services, 54 York Street, George, 6530	
F.1.2	<p>The Tender documents issued by the Employer comprise:</p> <p><b>The Tender</b></p> <p><b>Part T1: Tender Procedures</b></p> <p>T1.1 Tender notice and invitation to Tender  T1.2 Tender data</p> <p><b>Part T2 Returnable Documents</b></p> <p>T2.1 List of returnable documents  T2.1 Returnable schedules  T2.2 Other documents required for tender evaluation purposes  T2.3. Returnable schedules</p> <p><b>The Contract</b></p> <p><b>Part C1: Agreement and contract data</b></p> <p>C1.1 Form of offer and acceptance  C1.2 Contract data  C1.3 Objections and Complainants form  C1.4 Forms of Professional Indemnity Insurance</p> <p><b>Part C2: Pricing data</b></p> <p>C2.1 Pricing instructions  C2.2 Pricing Schedule</p> <p><b>Part C3: Scope of work</b></p> <p>C3 Scope of work</p> <p><b>Part C4: Site Information</b></p>	
F.1.4	The Employer's agent is:	
	Name: Mario Appels/Willie Fourie Cell: 081 553 6161/083 629 0154	Address: 54 York Street, Garden Route District Municipality, George, 6530
F.2.7	The arrangements for a <b>compulsory clarification meeting</b> are:	
	<b>Date: 17 April 2019</b> <b>Starting time: 11H00</b>	<b>Location: Swartvlei Camping site</b>
F.2.12	No alternative Tender offer will be considered.	

F.2.13.1	Tenderers may offer to provide any of the following parts, or combinations thereof, of the works, services or supply as identified in the contract data.
F.2.13.2	Parts of each Tender offer communicated on paper shall be submitted as an original plus 1 copy and clearly marked "original" and "copy".
F.2.13.3	Where Tenders are requested in electronic format, supplement electronic format with hard copies and submit hard copy in accordance with the provisions of F.2.13.5. Alterations to the tender document are not permitted.

F.2.13.5	<p>The Employer's address for delivery of Tender offers and identification details to be shown on each Tender offer package are:</p> <p><b>Location of Tender box:</b> Garden Route District Municipality, Ground Floor, Department: Financial Services, Supply Chain Management Unit, York Street, George</p> <p><b>Physical address:</b> 54 York Street, George</p> <p><b>Identification details:</b> E/39/18-19</p>
F.2.13	A two-envelope procedure will <b>not</b> be followed.
F.2.15	The closing time for submission of Tender offers is <b>11H00 on 14 MAY 2019.</b>
F.2.15	Telephonic, telegraphic, telex, facsimile or e-mailed Tender offers will <b>not</b> be accepted.
F.2.16	The Tender offer validity period is 90 days.
F.2.19	Access shall be provided for the following inspections, tests and analysis: Not Applicable
F.2.22	Return all retained Tender documents within 28 day after the expiry of the validity period.
F.2.23	<p>The Tenderer is required to submit with his Tender.</p> <p>(1) an original valid Tax Clearance Certificate issued by the South African Revenue Services; and</p> <p>(2) Qualification certification of proposed project manager/ team.</p>
F.3.4	<p>The time and location for opening of the Tender offers is: <b>11H00 on 14 MAY 2019, the Tender Box at the Garden Route District Municipality is on the Ground Floor, Department: Financial Services, Supply Chain Management Unit, 54 York Street, George</b></p>
F.3.11	The procedure for the evaluation of responsive Tenders is method 3. Method 3 mentioned above will be followed from steps 1 to 4 as described.

<b>PRICE</b>	<b>80 or 90</b>
It must be noted that only the acceptable Tenders are evaluated on the price.	
For 80/20 Points Scoring:	For 90/10 Points Scoring:
$P_s = 80 \left[ 1 - \frac{P_t - P_{\min}}{P_{\min}} \right]$	$P_s = 90 \left[ 1 - \frac{P_t - P_{\min}}{P_{\min}} \right]$
Where:        P <sub>s</sub> = Point scored for price of Tender under consideration P <sub>t</sub> = Rand value of Tender under consideration P <sub>min</sub> = Rand value of the lowest acceptable Tender	
<b>PREFERENCE SCORING – 2011</b>	
80/20 Preference Point System:	
<b>B-BBEE Status Level of Contributor</b>	<b>Number of Points</b>
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0
90/10 Preference Point System:	
<b>B-BBEE Status Level of Contributor</b>	<b>Number of Points</b>
1	10
2	9
3	8
4	5
5	4
6	3
7	2
8	1
Non-compliant contributor	0
Section 5(2) and Section 6(2), Preferential Procurement Regulations 2011	

.3.11.3	The quality criteria and maximum score in respect of each of the criteria are as follows:		
	<b>Description of Quality Criteria and Sub-criteria</b>	<b>Maximum points scored for Price up to R50,000,000 (incl. 14% VAT)</b>	<b>Maximum points scored for Price – Greater than R50,000,000 (Incl. 14% VAT)</b>
	<b>Price</b>	<b>80</b>	<b>90</b>
	<b>B-BBEE</b>	<b>20</b>	<b>10</b>
F3.13.1	Tender offers will only be accepted if: (a) the Tenderer has in his or her possession an original valid Tax Clearance Certificate issued by the South African Revenue Services; (b) the Tenderer is not in arrears for more than 3 months with municipal rates and taxes and municipal service charges; (c) the Tenderer or any of its directors is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector; and (d) the Tenderer has not:		

	(i) abused the Employer's Supply Chain Management System or (ii) failed to perform on any previous contract. (e) the Tenderer fully completes all required documentation. (Parts T & C)
F.3.18	The number of paper copies of the signed contract to be provided by the Client is 1(one).
	The additional conditions of Tender are: 1. Eden District Municipality may also request that the Tenderer provide written evidence that his financial, labour and resources are adequate for carrying out the project 2. The Eden District Municipality reserves the right to appoint a firm of chartered accountants and auditors and/or execute any other financial investigations on the financial resources of any Tenderer. The Tenderer shall provide all reasonable assistance in such investigations.

**B-BBEE certificates submitted with the tender documents MUST be a VALID ORIGINAL B-BBEE CERTIFICATE or VALID CERTIFIED COPY OF THE B-BBEE CERTIFICATE.**

**Tenderers with annual total revenue of R5 million or less qualify as Exempted Micro Enterprises (EMEs) in terms of the Broad-Based Black Economic Empowerment Act, and MUST submit a certificate issued by a registered Auditor or accredited verification agency, except for the following categories:**

- Tourism R2.5 million or less
- Construction R1.5 million or less

**If the Certificate is not attached to this tender document, no points shall be awarded for B-BBEE status.**

Bidders must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS. B-BBEE certificates issued from 1 March 2012 by a Verification Agency accredited by SANAS **MUST** contain the SANAS logo.

**In the case of a Trust, Consortium or Joint Venture, they will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.**

Certificates issued by an Auditor or Accounting Officer will be issued in his/her letterhead with the practice number and contact number clearly specified on the face of the certificates.

When confirming the validity of such a certificate, the following should be detailed on the face of the certificate:

- The Auditor's / Accounting Officer's letter head with full contact details;
- The Auditor's / Accounting Officer's practice numbers;
- The name and the physical location of the measured entity;
- The registration number and, where applicable, the VAT number of the measured entity;
- The date of issue and date of expiry;
- The B-BBEE Status Level of Contribution obtained by the measured entity; and
- The total black shareholding and total black female shareholding.

**TAX CLEARANCE CERTIFICATE REQUIREMENTS**

**It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the bidder's tax obligations.**

- 1 In order to meet this requirement bidders are required to complete in full the form TCC 001 "Application for a Tax Clearance Certificate" and submit it to any SARS branch office nationally. The Tax Clearance Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.
- 2 Copies of the TCC 001 "Application for a Tax Clearance Certificate" form are available from any SARS branch office nationally or on the website [www.sars.gov.za](http://www.sars.gov.za).
- 3 SARS will then furnish the bidder with a Tax Clearance Certificate that will be valid for a period of 1 (one) year from the date of approval.
- 4 The original Tax Clearance Certificate must be submitted together with the bid. Copies of the Tax Clearance Certificate will only be valid if the bidder is registered on the Eden District Municipality's accredited supplier database, which will contain the original Tax Clearance Certificate. Failure to submit the original and valid Tax Clearance Certificate will result in the invalidation of the bid.
- 5 In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Clearance Certificate.
- 6 Applications for the Tax Clearance Certificates may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website [www.sars.gov.za](http://www.sars.gov.za).

**DECLARATION OF INTEREST**

- 1. No bid will be accepted from persons in the service of the state\*.
- 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 the service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.
- 3. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

3.1 Full Name of bidder or his / her representative:  
 \_\_\_\_\_

3.2 Identity number: \_\_\_\_\_

3.3 Position occupied in the Company (director, trustee, shareholder<sup>2</sup>)  
 \_\_\_\_\_

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 (where applicable) 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.  
 .....  
 .....

3.9 Have you been in the service of the state for the past twelve months? **YES / NO**

3.9.1 If so, furnish particulars.  
 .....  
 .....

3.10 Do you, have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

**Tender Data**

**Part T1.2**

3.10.1 If so, state particulars.

.....  
 .....

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

3.11.1 If so, state particulars.

.....  
 .....

3.12 Are any of the company’s directors, managers, principal **YES / NO**  
 shareholders or stakeholders in service of the state?

3.12.1 If so, state particulars.

.....  
 .....

3.13 Are any spouse, child or parent of the company’s **YES / NO**  
 directors, trustees, managers, principle shareholders or  
 stakeholders in service of the state?

3.13.1 If so, furnish particulars.

.....  
 .....

3.14 Do you or any of the directors, trustees, managers, principle **YES / NO**  
 shareholders, or stakeholders of this company have any  
 interest in any other related companies or business whether  
 or not they are bidding for this contract?

3.14.1 If so, furnish particulars.

.....  
 .....

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

**THE FOLLOWING INFORMATION IS COMPULSORY TO COMPLETE:**

Full Name	Identity Number	Individual Tax Number for each Director	State Employee Number (Where applicable)



**Tender Data**

**Part T1.2**


.....  
Signature

.....  
Date

.....  
Capacity

.....  
Name of Bidder

<sup>1</sup>MSCM 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 or 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 entity; or
- (f) an employee of Parliament or a provincial legislature.

<sup>2</sup>"Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercise control over the company.

**PREFERENCE POINTS CLAIM FORM**

**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 exceed~~/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 or 90/10 preference point system will be applicable to this tender (*delete whichever is not applicable for 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:

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

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;

**Tender Data**

**Part T1.2**

- (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**

$$P_s = 80 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

- Ps = Points scored for price of bid under consideration
- Pt = Price of bid under consideration
- Pmin = Price of lowest acceptable bid

**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**

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.

**Tender Data**

**Part T1.2**

**7. SUB-CONTRACTING**

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

(Tick applicable box)

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

7.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted.....%
- ii) The name of the sub-contractor.....
- iii) The B-BBEE status level of the sub-contractor.....
- iv) Whether the sub-contractor is an EME or QSE

(Tick applicable box)

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

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 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		
<b>OR</b>		
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:.....

**Tender Data**

**Part T1.2**

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.

<p>WITNESSES</p> <p>1. ....</p> <p>2. ....</p>
--

<p>.....</p> <p>SIGNATURE(S) OF BIDDERS(S)</p> <p>DATE: .....</p> <p>ADDRESS .....</p> <p>.....</p> <p>.....</p>
--

<b>SWORN AFFIDAVIT – B-BBEE EXEMPTED MICRO ENTERPRISE</b>
---

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

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

Enterprise Name	
Trading Name	
Registration Number	
Enterprise Address	

3. I hereby declare under oath that:
  - The enterprise is \_\_\_\_\_% black owned:
  - The enterprise is \_\_\_\_\_% black woman owned:
  - Based on the management accounts and other information available on the \_\_\_\_\_ financial year, the income did not exceed R10, 000,000.00 (ten million rands);
  - Please confirm on the table below the B-BBEE Level contributor, **by ticking the applicable box.**

100% black owned	Level One (135% B-BBEE procurement recognition)	
More than 51% black	Level Two (125% B-BBEE procurement recognition)	
Less than 51% black owned	Level Four (100% B-BBEE procurement recognition)	

4. The entity is an empowering supplier in terms of **the dti** Codes of Good Practice.
5. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.
6. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
 Commissioner of Oaths  
 Signature & Stamp

**POINT ALLOCATION**

			<b>EQUAL TO OR ABOVE R30 000 UP TO R50 000 000</b>
			<b>80/20</b>
	Price		80
	<b>BBBEE Status Level of Contributor</b>	<b>Number of Points</b>	
	1	20	
	2	18	
	3	14	
	4	12	
	5	8	
	6	6	
	7	4	
	8	2	
	Non-compliant contributor	0	

## MBD 6.2

**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, 2011 and 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, 2011 (Regulation 9) makes provision for the promotion of local production and content.
- 1.2. Regulation 9.(1) prescribes that in the case of designated sectors, where in the award of bids local production and content is of critical importance, such bids must be advertised with the specific bidding condition that only locally produced goods, services or works or locally manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for bids 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:

$$LC = [1 - \frac{x}{y} x / y] * 100$$

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 the South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as required in paragraph 4.1 below.

**The SABS approved technical specification number SATS 1286:2011 is accessible on Error! Hyperlink reference not valid.<http://www.thedti.gov.za/industrialdevelopment/ip.jsp> at no cost.**



1.6. A bid may be disqualified if –

- (a) this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation; and
- (b) the bidder fails to declare that the Local Content Declaration Templates (Annex C, D and E) have been audited and certified as correct.

**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:**

Description of services, works or goods	Stipulated minimum threshold
_____	_____ %
_____	_____ %
_____	_____ %

3. Does any portion of the services, works or goods offered have any imported content?

*(Tick applicable box)*

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

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 the 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](http://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 Accounting Officer / Accounting Authority 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 Municipality / Municipal Entity):  
 .....

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.thedti.gov.za/industrial\\_development/ip.jsp](http://www.thedti.gov.za/industrial_development/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 percentages (%) 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 that 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 / Municipal / Municipal Entity imposing any or all of the remedies as provided for in Authority/Institution imposing any or all of the remedies as result 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:**

## 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.**

Item	Question	Yes	No
4.1	<p>Is the bidder or any of its directors listed on the National Treasury’s database as a company or person 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 National Treasury after the <i>audi alteram partem</i> rule was applied).</p> <p><b>The Database of Restricted Suppliers now resides on the National Treasury’s website (<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) and can be accessed by clicking on its link at the bottom of the home page.</b></p>	<p>Yes</p> <input type="checkbox"/>	<p>No</p> <input type="checkbox"/>
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)?  <b>The Register for Tender Defaulters can be accessed on the National Treasury's website (<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) by clicking on its link at the bottom of the home page.</b>	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:		
Item	Question	Yes	No
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"/>
4.5.1	If so, furnish particulars:		

## CERTIFICATION

I, THE UNDERSIGNED (FULL NAME) .....

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

**Tender Data – Annexure “A”**

**Part T1.2**

.....  
**Signature**

.....  
**Date**

.....  
**Position**

.....  
**Name of Bidder**

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

- 1 This Municipal Bidding Document (MBD) must form part of all bids<sup>1</sup> 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).<sup>2</sup> 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:
  - <sup>1</sup> **Includes price quotations, advertised competitive bids, limited bids and proposals.**
  - <sup>2</sup> **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:

**TENDER NUMBER: E/39/18-19 – SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING  
AT SWARTVLEI CAMPING SITE.**

in response to the invitation for the bid made by:

**GARDEN ROUTE DISTRICT MUNICIPALITY**

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.



MBD9

- 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 consortium<sup>3</sup> 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.
- 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

<sup>3</sup> 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.

GARDEN ROUTE DISTRICT MUNICIPALITY  
 DEPARTMENT: COMMUNITY SERVICES  
 TENDER NUMBER: E/39/18-19  
 DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI  
 CAMPING SITE

Returnable Documents (Part T2)	
<i>(<u>ALL Documents and Schedules MUST BE RETURNED</u> for the TENDER to Qualify)</i>	
T2.1	List of Returnable Schedules Required for Tender Evaluation
T2.1	Returnable Schedules
T2.2	Other documents that will be incorporated into the contract
T2.3	Returnable Schedules that will be incorporated in the contract

**NOTE:**

Although the documents under Part T2 is headed “Returnable Documents” in line with the CIDB model, these are not the only documents to be returned together with the Tender. **All** the documents indicated on document T1, must be completed and signed where applicable and submitted as a **complete set of documents**.

**GARDEN ROUTE DISTRICT MUNICIPALITY  
DEPARTMENT: COMMUNITY SERVICES  
TENDER NUMBER: E/39/18-19  
DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI  
CAMPING SITE**

**List of Returnable Schedules Required for Tender Evaluation Purposes (T2.1)**

Form 2.1.1	General Information
Form 2.1.2	Authority for Signatory
Form 2.1.3	Schedule of Work Carried Out by Tenderer
Form 2.1.4	Proposed Key Personnel
Form 2.1.5	Schedule of Infrastructure and Resources
Form 2.1.6	Schedule of Approach and Methodology
Form 2.1.7	Schedule of Proposed Sub-Contractors
Form 2.1.8	Financial References

**FORM 2.1.1 GENERAL INFORMATION**

1. Name of tendering entity: \_\_\_\_\_

2. Contact details

Address : \_\_\_\_\_  
 \_\_\_\_\_

Tel no : (\_\_\_\_\_) \_\_\_\_\_

Fax no : (\_\_\_\_\_) \_\_\_\_\_

E-mail address : \_\_\_\_\_

3. Legal entity: Mark with an **X**.

Sole proprietor	
Partnership	
Close corporation	
Company (Pty) Ltd	
Joint venture	

In the case of a Joint venture, provide details on joint venture members:

Joint venture member	Type of entity (as defined above)

4. Income tax reference number: \_\_\_\_\_ (in the case of a joint venture, provide for all joint venture members)

## Returnable Schedules Required for Tender Evaluation

## Part T2.1

5. Regional services area where the enterprise is registered: \_\_\_\_\_ (In the case of a joint venture, provide for all joint venture members)
6. Regional services levy registration number: \_\_\_\_\_ (In the case of a joint venture, provide for all joint venture members)
7. VAT registration number: \_\_\_\_\_ (In the case of a joint venture, provide for all joint venture members)
8. Company or closed corporation registration number: \_\_\_\_\_ (In the case of a joint venture, provide for all joint venture members)
9. Details of proprietor, partners, closed corporation members, or company directors, indicating technical qualifications where applicable (Form on the next page).
10. For joint ventures the following must be attached (**COMPULSORY**):
  - Written power of attorney for authorised signatory.
  - **Pro-forma of the joint venture agreement.**

\* If the Joint Venture Agreement is not attached, the tender will not be considered!

### DETAILS OF PROPRIETOR, PARTNERS, CLOSED CORPORATION MEMBERS OR COMPANY DIRECTORS

Name and Identity Number	Relevant qualifications and experience	Years of relevant experience

<b>Name of Tendering Entity :</b>			
<b>Signature :</b>		<b>Date :</b>	

**FORM 2.1.2 AUTHORITY FOR SIGNATORY**

Details of person responsible for Tender process

Name		
Contact number	( )	
Address of office submitting the Tender		
Telephone no	( )	
Fax no	( )	
E-mail address		

Signatories for close corporations and companies shall confirm their authority by attaching to this form a **duly signed and dated original or certified copy** of the relevant resolution of their members or their board of directors, as the case may be.

"By resolution of the board of directors passed on *(date)* .....

Mr/ Mrs.....

has been duly authorized to sign all documents in connection with the Tender for Tender Number **E/39/18-19** and any Contract which may arise there from on behalf of

(BLOCK CAPITALS) .....  
 .....  
 .....

SIGNED ON BEHALF OF THE COMPANY .....

IN HIS CAPACITY AS .....

DATE .....

FULL NAMES OF SIGNATORY .....

AS WITNESSES 1. ....

2. ....

**FORM 2.1.3 SCHEDULE OF WORK CARRIED OUT BY TENDERER**

**Previous experience**

Provide the following information on relevant previous experience (indicate specifically projects of similar or larger size and/or which is similar with regard to type of work. In addition to any requirements, bidders must furnish particulars of :

- (a) all consultancy services provided to an organ of state in the last five years;
- (b) any similar consultancy services provided to an organ of state in the last five years.

This information is material to the award of the Contract.

Description	Value (R, VAT excluded)	Year(s) executed	Reference		
			Name	Organisation	Tel no
<b>Name of Tendering Entity:</b>					
<b>Signature :</b>			<b>Date :</b>		

**FORM 2.1.4 PROPOSED KEY PERSONNEL**

The Tenderer shall list below the key personnel (including first nominee and the second choice alternate), whom he proposes to employ on the project should his Tender be accepted, both at his headquarters and on the Site, to direct and for the execution of the work, together with their qualifications, experience, positions held and their nationalities.

DESIGNATION	NAME OF	NATIONALITY:	SUMMARY OF			HDI Status	Fee (Time Based)
	(i) NOMINEE (ii) ALTERNATE		QUALIFICAT- IONS AND NQF STATUS	EXPERIENCE AND PRESENT OCCUPATION		Yes/No	
HEADQUARTERS Partner/director							
Project manager							
Other key staff (give designation)							

<b>Name of Tendering Entity :</b>			
<b>Signature :</b>		<b>Date :</b>	



**Returnable Schedules Required For Tender Evaluation**

**Part T2.1**

Form 2.1.4 continued ....

DESIGNATION	NAME OF	NATIONALITY:	SUMMARY OF			HDI Status	Fee (Time Based)
	(i) NOMINEE (ii) ALTERNATE		QUALIFICAT- IONS AND NQF STATUS	EXPERIENCE AND OCCUPATION	PRESENT	Yes/No	
CONSTRUCTION MONITORING Engineer on Site							
Other key staff (give designation)							

<b>Name of Tendering Entity :</b>			
<b>Signature :</b>		<b>Date :</b>	

**FORM 2.1.5 SCHEDULE OF INFRASTRUCTURE AND RESOURCES**

Provide information on the following:

**Infrastructure and resources available**

**Physical facilities**

Description	Address	Area (m <sup>2</sup> )

**Equipment**

Provide information on equipment and resources that you have available for this project (attach details if the space provided is not enough)

Description : Equipment owned	Number of units

**Size of enterprise and current workload**

What was your turnover in the previous financial year?	
What is the estimated turnover for your current financial year?	

**Returnable Schedules Required For Tender Evaluation**

**Part T2.1**

List your current contracts and obligations

Description	Value (R)	Start date	Duration	Expected completed date

Do you have the capacity to supply the goods and services described in this Tender, should the contract be awarded to you?

**Staffing Profile**

Provide information on the staff that you have available to execute this contract (attach a separate list if the space provided is insufficient)

Permanently employed staff : gender and race	Number of staff
Temporary staff to be employed for the project : gender and race	Number of staff

<b>Name of Tendering Entity :</b>			
<b>Signature :</b>		<b>Date :</b>	

**FORM 2.1.6 SCHEDULE OF APPROACH AND METHODOLOGY/ WORK PLAN**

**Understanding the terms of reference / brief**

1. Do you as the consultant understand what is required in terms of the project stated above?

Yes		No	
-----	--	----	--

(Tick Appropriate Block)

2. If you answered Yes to question 1 above, please explain briefly your understanding of the project in no more than 50 words


3. Considering questions 1 and 2 above, please provide in summary, details of your proposed approach and work plan to the successful completion of the above project.


4. Briefly state if you have any innovative approach for this particular project mentioned above, that you feel will be unique but also economically superior to the normal workable approach at presently undertaken as the norm.


<b>Name of Tendering Entity :</b>			
<b>Signature :</b>		<b>Date :</b>	

**FORM 2.1.7 SCHEDULE OF PROPOSED SUB-CONTRACTORS**

The Tenderer shall, in accordance with the provisions of condition of Tender, list below the sub-contractors he/she proposes to employ for part(s) of the work.

*If any or all of the sub-contractor/s listed hereunder are not approved subsequent to acceptance of the Tender, it shall in no way invalidate the Tender or the Contract, and the Tendered unit rates for the respective items of work shall remain final and binding even if a sub-contractor/s not listed below is approved by the Employer.*

PART OR TYPE OF WORK	PROPOSED SUB-CONTRACTOR	WORK RECENTLY EXECUTED BY SUB-CONTRACTOR

**FORM 2.1.8 FINANCIAL REFERENCES****FINANCIAL STATEMENTS**

I/We agree, if required, to furnish an audited copy of the latest set of financial statements together with my/our Directors' and Auditors' report for consideration by the Employer.

**DETAILS OF TENDERING ENTITY'S BANK**

I/We hereby authorize the Employer/Engineer to approach all or any of the following banks for the purposes of obtaining a financial reference:

<b>DESCRIPTION OF BANK DETAIL</b>	<b>BANK DETAILS APPLICABLE TO TENDERER'S HEAD OFFICE</b>
Name of bank	
Branch name	
Branch code	
Street address	
Postal address	
Name of manager	
Telephone number	(    )
Fax number	(    )
Account number	

GARDEN ROUTE DISTRICT MUNICIPALITY  
DEPARTMENT: COMMUNITY SERVICES  
TENDER NUMBER: E/39/18-19  
DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI  
CAMPING SITE

## Other Documents Required For Tender Evaluation Purposes (Part T2.2)

Form 2.2.1	Certificate of Tenderer's Attendance at the Information Session/Meeting
Form 2.2.2	Written Proof of Tenderers registration at the Construction Industry Development Board (CIDB)



**FORM 2.2.1 CERTIFICATE OF TENDERER'S ATTENDANCE AT THE COMPULSORY  
CLARIFICATION MEETING**

This is to certify that I, .....

representative of (Tenderer) .....

.....

of (address) .....

.....

.....

Telephone number .....

Fax number .....

attended Clarification Meeting on **Wednesday, 17 April 2019 at 11H00 Swartvlei Camping Site** in the company of (Garden Route District Municipality / Employer's Representative) .....

**PLEASE NOTE:**

Tenderers are requested to submit the minutes received at above-mentioned compulsory information session/meeting with their Tender documents. (Non-submission of this information may lead to rejection of this Tender)

TENDERER 'S REPRESENTATIVE: .....

GARDEN ROUTE DISTRICT MUNICIPALITY / EMPLOYER'S REPRESENTATIVE: .....

**FORM 2.2.2 PROOF OF REGISTRATION AT THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD (CIDB)**

The Tenderer is to affix to this page:

- Written proof of Tenderers registration at the CIDB

GARDEN ROUTE DISTRICT MUNICIPALITY  
 DEPARTMENT: COMMUNITY SERVICES  
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 DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI  
 CAMPING SITE

Returnable Schedules that will be Incorporated in the Contract (Part T2.2)

Form 2.2.5	Record of Addenda to Tender Documents
------------	---------------------------------------

**FORM 2.2.5 RECORD OF ADDENDA TO TENDER DOCUMENTS**

We confirm that the following communications received from the Employer before the submission of this Tender offer, amending the Tender documents, have been taken into account in this Tender offer:

	Date	Title or Details
1		
2		
3		
4		
5		
6		
7		

**Returnable Schedules that will be incorporated into Contract**

**Part T2.2**

8		
9		
10		

Attach additional pages if more space is required.

Signed: ..... Date: .....

Name: ..... Position: .....

SIGNED ON BEHALF OF TENDERER: .....

**1. Infrastructure and resources available**

Evaluation of the following in terms of the size, nature and complexity of goods and/or services required:

- Physical facilities
- Infrastructure and resources available for the contract owned by the Tenderer
- Infrastructure and resources the Tenderer intends renting, should the contract be awarded to him.

**2. Size of enterprise and current workload**

Evaluation of the Tenderer's position in terms of:

- Previous and expected current annual turnover
- Current contractual obligations
- Capacity to execute the contract

**3. Staffing profile**

Evaluation of the Tenderer's position in terms of:

- Staff available for this contract being Tendered for
- Qualifications and experience of key staff to be utilized on this contract.

**4. Previous experience**

Evaluation of the Tenderer's position in terms of his previous experience. Emphasis will be placed on the following:

- Experience in the relevant technical field
- Experience of contracts of similar size
- Some or all of the references will be contacted to obtain their input.

**5. Financial ability to execute the contract**

Evaluation of the Tenderer's financial ability to execute the contract. Emphasis will be placed on the following:

- Professional indemnity
- Contact the Tenderer's bank manager to assess the Tenderer's financial ability to execute the contract and the Tenderer hereby grants his consent for this purpose.

**6. Good standing with SA Revenue Services**

Determine whether an original valid tax clearance certificate has been submitted.

The Tenderer must affix an original valid Tax Clearance Certificate to the second page of the Tender document

If the Tender does **not** meet the requirements contained in the Garden District Municipality Procurement Policy, and the mentioned framework, it will be rejected by the Council, and may not subsequently be made acceptable by correction or withdrawal of the non-conforming deviation or reservation.

**7. Penalties**

The Eden District Municipality will if upon investigation it is found that a preference in terms of the Act and these regulations has been obtained on a fraudulent basis, or any specified goals are not attained in the performance of the contract, on discretion of the Departmental Head, one or more of the following penalties will be imposed:

- Cancel the contract and recover all losses or damages incurred or sustained from the Tenderer.
- Impose a financial penalty of twice the theoretical financial preference associated with the claim, which was made in the Tender.
- Restrict the Tenderer, its shareholders and directors on obtaining any business from the Garden Route District Municipality for a period of 5 years.

**Good standing with SA Revenue Services**

Attach a valid original tax clearance certificate to the second page of your Tender document.

**PLEASE NOTE:** In case of a **Joint Venture**, the valid **original tax clearance certificate/s of all the partners in the Joint Venture**, must be **submitted** with the Tender document.

**ONLY THE VALID ORIGINAL TAX CLEARANCE  
CERTIFICATE/S FROM SARS WILL BE ACCEPTED, CERTIFYING THAT THE  
TAXES OF THAT PERSON TO BE IN ORDER, OR THAT SUITABLE  
ARRANGEMENTS HAVE BEEN MADE WITH SARS.**

**Compliance with Employment Equity Act 55 of 1998**

Attach a valid certificate from the Department of Labour, or a declaration (Refer to Equity Ownership Table) by the designated EMPLOYER, that the EMPLOYER complies with the relevant chapters of the Employment Equity Act.

A failure to comply with the above is sufficient ground for rejection of any offer to conclude an agreement or for cancellation of the agreement.

**Definitions in terms of the last mentioned Act.**

**“designated EMPLOYER** means-

- a) a EMPLOYER who employs 50 or more employees;
- b) a EMPLOYER who employees fewer than 50 employees, but has a total annual turnover that is equal to or above the applicable annual turnover of a small business in terms of Schedule 4 to this Act.”

**“Schedule 4”**

**TURNOVER THRESHOLD APPLICABLE TO DESIGNATED EMPLOYERS**

Sector or sub sector in accordance with the Standard Industrial Classification	Total annual turnover
Agriculture	R 2,00 m
Mining and Quarrying	R 7,50 m
Manufacturing	R 10,00 m
Electricity, Gas and Water	R 10,00 m
Construction	R 5,00 m

**Returnable Schedules that will be incorporated into Contract****Part T2.2**

Retail and Motor Trade and Repair Services	R 15,00 m
Wholesale Trade, Commercial Agents and Allied Services	R 25,00 m
Catering, Accommodation and other Trade	R 5,00 m
Transport, Storage and Communications	R 10,00 m
Finance and Business Services	R 10,00 m
Community, Social and Personal Services	R 5,00 m



**GARDEN ROUTE DISTRICT MUNICIPALITY**  
**DEPARTMENT: COMMUNITY SERVICES**  
**TENDER NUMBER: E/39/18-19**  
**DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI**  
**CAMPING SITE**

<b>The Contract (Part C)</b>	
Part C1	Agreement and Contract Data
Part C2	Pricing Data
Part C3	Scope of Works

**GARDEN ROUTE DISTRICT MUNICIPALITY  
DEPARTMENT: COMMUNITY SERVICES  
TENDER NUMBER: E/39/18-19  
DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI  
CAMPING SITE**

<b>Agreement And Contract Data (Part C1)</b>	
Part C1.1	Form of Offer and Acceptance
Part C1.2	Contract Data
Part C1.3	Objections and Complainants Form
Part C1.4	Form of Professional Indemnity Insurance

<p><b>GARDEN ROUTE DISTRICT MUNICIPALITY</b>  <b>DEPARTMENT: COMMUNITY SERVICES</b>  <b>TENDER NUMBER: E/39/18-19</b>  <b>DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</b></p>
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**Form of Offer and Acceptance (Part C1.1)**  
**(AGREEMENT)**  
**OFFER**

The Employer, identified in the Acceptance signature block, has solicited offers to enter into a contract for the procurement of:

.....

The Tenderer, identified in the Offer signature block below, has examined the documents listed in the Tender Data and addenda thereto as listed in the Tender schedules, and by submitting this Offer has accepted the Conditions of Tender.

By the representative of the Tenderer, deemed to be duly authorised, signing this apart of this Form of Offer and Acceptance, the Tenderer offers to perform all of the obligations and liabilities of the Service Provider under the Contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

**THE OFFERED TOTAL PRICE (INCLUDING VAT) IS:**

.....

..... rand (in words); R..... (in figures),

This Offer may be accepted by the Employer by signing the Acceptance part of this Form of Offer and Acceptance and returning one copy of this document to the Tenderer before the end of the period of validity stated in the Tender Data, whereupon the Tenderer becomes the party named as the Service Provider in the Conditions of Contract identified in the Contract Data.

Signature(s) \_\_\_\_\_

Name(s) \_\_\_\_\_

Capacity \_\_\_\_\_

## Form of Offer and Acceptance

## Part C1.1

(Name and address of organisation)

**ACCEPTANCE**

By signing this part of this Form of Offer and Acceptance, the Employer identified below accepts the Tenderer's Offer. In consideration thereof, the Employer shall pay the Service Provider the amount due in accordance with the, Conditions of Contract identified in the Contract Data. Acceptance of the Tenderer's Offer shall form an agreement, between the Employer and the Tenderer upon the terms and conditions contained in this Agreement and in the Contract that is the subject of this Agreement.

The terms of the contract are contained in

Part C1 Agreements and Contract Data, (which includes this Form of Offer and Acceptance)

Part C2 Pricing Data

Part C3 Scope of Work

and drawings and documents or parts thereof, which may be incorporated by reference into Parts C1 to C3 above.

The Tenderer shall within two weeks after receiving a completed copy of this Agreement, contact the Employer's representative (whose details are given in the Contract Data) to arrange the delivery of any bonds, guarantees, proof of insurance and any other documentation to be provided in terms of the, Conditions of Contract identified in the Contract Data. Failure to fulfil any of these obligations in accordance with those terms shall constitute a repudiation of this Agreement.

Notwithstanding anything contained herein, this Agreement comes into effect on the date when the Tenderer receives one fully completed original copy of this document, including the Schedule of Deviations (if any). Unless the Tenderer (now Contractor) within five working days of the date of such receipt notifies the Employer in writing of any reason why he cannot accept the contents of this Agreement, this Agreement shall constitute a binding contract between the parties.

Signature \_\_\_\_\_

Date \_\_\_\_\_

Name **MR MG STRATU**

Capacity **MUNICIPAL MANAGER**

**GARDEN ROUTE DISTRICT MUNICIPALITY  
54 YORK STREET  
GEORGE**

**Form of Offer and Acceptance**

**Part C1.1**

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the Tender documents and the receipt by the Tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this Agreement.

**FOR THE TENDERER:**

Signature(s)

Name(s)

Capacity

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
(Name and address of organisation)

**FOR THE EMPLOYER:**

Signature

\_\_\_\_\_

Date

\_\_\_\_\_

Name

**MR MG STRATU**

Capacity

**MUNICIPAL MANAGER**

**GARDEN ROUTE DISTRICT MUNICIPALITY  
54 YORK STREET  
GEORGE**

<p><b>GARDEN ROUTE DISTRICT MUNICIPALITY</b>  <b>DEPARTMENT: COMMUNITY SERVICES</b>  <b>TENDER NUMBER: E/39/18-19</b>  <b>DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</b></p>
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## Contract Data (Part C1.2)

### CONDITIONS OF CONTRACT

The **Standard Professional Services Contract (Second Edition, September 2005)** published by the Construction Industry Development Board, are applicable to this.

Copies of these Conditions of Contract may be obtained from the Construction Industry Development Board’s website [www.cidb.org.za](http://www.cidb.org.za).

### PART 1: DATA PROVIDED BY THE EMPLOYER

The following contract specific data are applicable to this Contract:

Clause 1	The Employer is the Garden Route District Municipality.		
3.4 and 3.5	The Authorised and Designated representative of the Employer is:		
	Name: Mario Appels/Willie Fourie		
	The Employer's address for receipt of communications is:		
	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;"><u>Physical address:</u> 54 York Street George, 6530</td> <td style="width: 50%; border: none;"><u>Postal address:</u> Garden Route District Municipality PO Box 12 George, 6530</td> </tr> </table>	<u>Physical address:</u> 54 York Street George, 6530	<u>Postal address:</u> Garden Route District Municipality PO Box 12 George, 6530
	<u>Physical address:</u> 54 York Street George, 6530	<u>Postal address:</u> Garden Route District Municipality PO Box 12 George, 6530	
Cell no:081 5536161/083 629 0154 E-mail: <a href="mailto:mario@gardenroute.gov.za">mario@gardenroute.gov.za</a> / <a href="mailto:willie@gardenroute.gov.za">willie@gardenroute.gov.za</a>			
	The Project is for the supply, delivery and installation of new palisades fencing/gate motors at Calitzdorp Spa and De Hoek Resorts.		
3.6	The Service Provider may release public or media statements or publish material related to the Services or Project subject to the approval of the Employer.		
3.7	The Services Provision shall be completed for the portions as set out in the Scope of Works.		
5.1.1 and 5.1.2	The Service Provider is required to provide the Service with all reasonable care, diligence and skill in accordance with generally accepted professional techniques and standards. Where services include the powers to certify, decide or otherwise exercise discretion in regard to a contractor agreement between the Employer and others then the Service provider shall act in respect of that contract/agreement as an independent		

**Contract Data**

**Part C1.2**

Clause 1	The Employer is the Garden Route District Municipality.	
5.4.1	The Service Provider is required to provided the following insurances:	
	1. Insurance against	<b>Risk in performing professional services (Professional Indemnity cover)</b>
	Cover is:	Equivalent to the project value
	Period of cover:	Duration of Project
	Deductibles are:	
5.5	The Service Provider is required to obtain the Employer's prior approval in writing before taking any of the following actions: 1. Appointing Sub-Consultants for the performance of any part of the Services.	
Additional Clause to be added 7.3	The Employer will not be responsible for any overtime worked by or overtime payments made to personnel, or any additional costs not specified in the tender submitted by the Tenderer.	
9.1	Copyright of documents prepared for the Project shall be vested with Garden Route District Municipality.	
12.1	Settlement of disputes is to be in terms of Clause 51 and 52 of the Supply Chain Management Policy of the Garden Route District Municipality. See Document C1.3.	
14	Where not specifically indicated, all tendered prices, rates, tariffs, fees, etcetera are to include 14% VAT.	

**PART 2: DATA PROVIDED BY THE SERVICE PROVIDER**

Clause		
5.1	The Service Provider is:	
5.3	The authorized and designated representative of the Service Provider is:	
	Name:	
	The Service Provider's address for receipt of communications is	
	Physical address:	Postal address:
	Telephone:	
	Fax:	
	E-mail:	



<p style="text-align: center;"><b>GARDEN ROUTE DISTRICT MUNICIPALITY</b> <b>DEPARTMENT: COMMUNITY SERVICES</b> <b>TENDER NUMBER: E/39/18-19</b> <b>DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</b></p>
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**Objections and Complainants Form (Part C1.3)**

(Clauses 51 and 52 of the Garden Route District Supply Chain Management Policy)

(1) Details of Objector/Complainant

Name: \_\_\_\_\_

Address: (postal and street): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Tel: \_\_\_\_\_ Fax: \_\_\_\_\_

Contact person: \_\_\_\_\_

Reference number of Tender : \_\_\_\_\_

Other Party's Details (If any)

Name: \_\_\_\_\_

Address: (postal and street): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Tel: \_\_\_\_\_ Fax: \_\_\_\_\_

Contact person: \_\_\_\_\_

Reference number of Tender: \_\_\_\_\_

Description of Issue[s] in Dispute

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Objection and Complainants Form**

**Part C1.3**

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List of Documents Attached

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Determination Sought in Respect of Objection or Complaint

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Form submitted by:

Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Position: \_\_\_\_\_

Date: \_\_\_\_\_

Place: \_\_\_\_\_

<p>GARDEN ROUTE DISTRICT MUNICIPALITY DEPARTMENT: COMMUNITY SERVICES TENDER NUMBER: E/39/18-19 DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE</p>
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## **Form of Professional Indemnity Insurance (Part C1.4)**

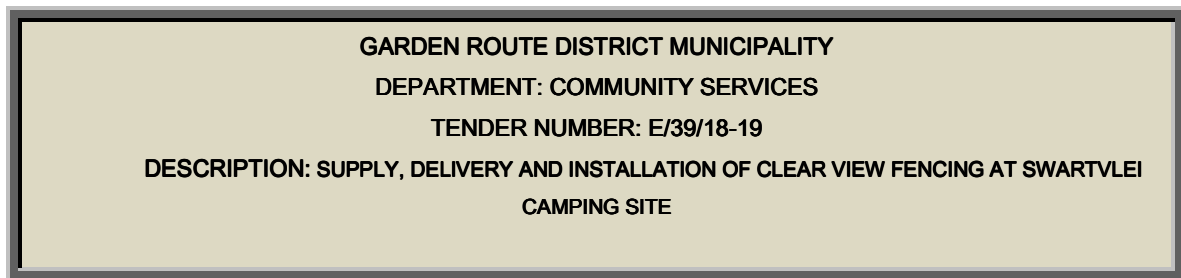
The Tenderer must affix proof of Professional Indemnity Insurance to this page.

GARDEN ROUTE DISTRICT MUNICIPALITY  
DEPARTMENT: COMMUNITY SERVICES  
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CAMPING SITE

## Pricing Data (Part C 2)

C2.1 Pricing Instructions

C2.2 Schedule of Activities



## Pricing Instructions (Part C2.1)

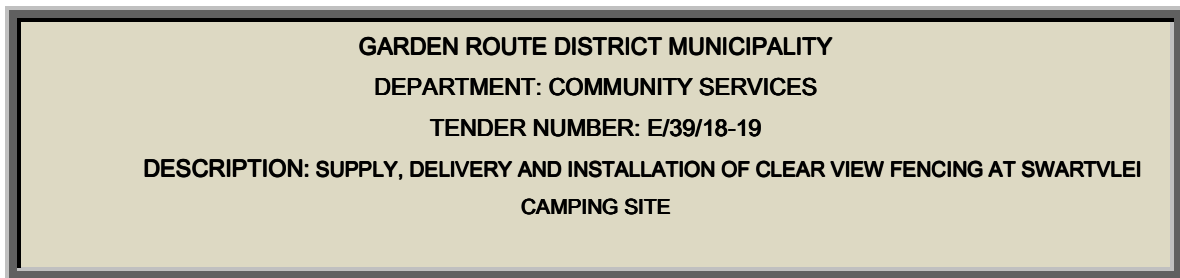
### C2.1 PRICING INSTRUCTIONS

1. Include in the rates, prices, and the tendered total of the prices (if any) all duties, taxes (except Value Added Tax (VAT)), and other levies payable by the successful tenderer, such duties, taxes and levies being those applicable 14 days before the closing time stated in the tender data.
2. Show VAT payable by the employer separately as an addition to the tendered total of the prices.
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.
4. State the rates and prices in Rand unless instructed otherwise in the tender data. The conditions of contract identified in the contract data may provide for part payment in other currencies.

GARDEN ROUTE DISTRICT MUNICIPALITY  
 DEPARTMENT: COMMUNITY SERVICES  
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 DESCRIPTION: SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI  
 CAMPING SITE

### Schedule of Activities (C2.2)

DESCRIPTION			
SUPPLY, DELIVERY AND INSTALLATION OF CLEAR VIEW FENCING AT SWARTVLEI CAMPING SITE (ALL PRICES MUST BE VAT INCL.)			
MATERIAL	LABOUR	SOUND ENGINEER	SUBTOTAL



**Garden Route District Municipality**  
**FORMAL TENDER SPECIFICATIONS:**  
**Clear View Fencing plus 1 Sliding Gate and Motor and 1 Pedestrian Gate**  
**SWARTVLEI CARAVAN PARK**

**Purpose of document**

Terms of reference and scope of work for installation of clear view fencing including a sliding gate with an industrial motor and a pedestrian gate

**Scope of work**

- Installation of 300 meters clear view fencing 2m high x 3m wide panels with spikes
- 1 Sliding Gate 7 m to 8 m wide and height 2 m with clear view fencing
- 1 Complete industrial motor 24v - dc including applicable keypads and batteries capable of driving the 8m length gate, etc.
- 1 Pedestrian Gate 1m wide x 2m high

**Clear view fencing**

- Installation of 300 meters clear view fencing 2 m high x 3 m wide with spikes
- Fence post to be minimum 70 mm x 70mm x 2 mm with iron caps planted in 25 mpa concrete 400mm wide x 600mm deep
- Panels Apertures minimum 40 mm x 70 mm and maximum of 50 mm x 85mm
- Main wire minimum 3 mm and cross wire minimum 3 mm
- Fixed with 8 off spider clamps and 8 off screws
- Panels to be fitted between posts
- Razor spikes to be fitted on top of panels

**Sliding Gate**

- Sliding gate minimum 7 m to 8 m wide x 2 m high
- Frame to be constructed from minimum 70 mm x 70 mm x 2 mm square tubing
- Clear view fence to be fitted within frame with intermediate posts
- Securely fitted with spider clamps
- U Post for sliding and close brackets to be constructed from minimum 70 mm x 70 mm x 3mm square tubing
- Gap between bottom and road not to exceed 100 mm
- Sliding track minimum 40 mm x 40 mm x 5 mm angle iron with 16 mm round bar welded on top casted in to 35 mpa 400mm wide x 600mm deep
- 24VDC Industrial Sliding **Gate Motor** with Intelligent Speed Control and Alarm, suitable for sliding gates weighing up to 1000kg
- Industrial gate motor to be fitted with all necessary equipment including keypad, reliable batteries etc

**Pedestrian Gates -1**

- Frame to be constructed from minimum 70 mm x 70mm x 2 mm square tubing
- Gate post 76mmx76mmx3mm tube with drop side hinges
- The gates must be installed in such a way that the leave can open in one directions.
- Cover plate on lockset to be included
- Clearview panels fixed in gate with spikes on top
- Securely fitted with spider clamps
- One gate lock to be fitted

**Galvanizing**

- All post panels/gates/rails/top spikes to be hot dip galvanizing shall be carried out in accordance with SABS 934 and SABS 763 where applicable, including preparation for galvanizing. (not pre galvanized or electroplated)
- The materials shall be free from slag or coarse laminations, fine fissures and rolled-in impurities.
- Welding flux shall be chipped away and all welds wire brushed before galvanizing.
- The surface to be galvanized shall be free from paint, oil, grease and similar impurities.
- All exposed surfaces including welds shall be thoroughly sand blasted prior to galvanizing.



- Garden Route District Municipality reserves the right to inspect all steel components before galvanizing, and shall have the right to reject or ask for remedial treatment of any material which is considered to be unsuitable. This applies particularly to welds.
- The galvanizing coating shall be smooth, adherent, continuous and free from black spots or flux stains.
- Flaws on small parts and working surfaces shall be repaired only by stripping and re-dipping.
- Repairs to galvanized coatings will not be accepted.
- Items damaged will need to be re-galvanized.
- The SABS requirement for uniformity shall apply.
- Galvanized surfaces specified with paint finishing shall not be passivated.

**Welding**

- All welded filler or butt joints shall be free from porosity, cavities and entrapped slag. Joints shall be ground smooth, if required for aesthetic reasons only, without effecting weld strength.
- The joints in the weld run, where welding has been recommended, shall be as smooth as possible and shall show no pronounced hump or crater in the weld surface.
- The profile of the weld shall be uniform, of approximately equal leg length and free from overlap at the toe of the weld. Unless otherwise specified the surface shall be either flat or slightly convex in the case of fillet welds and with reinforcement of not more than 3mm in the case of butt welds.
- All welds must show proper fusion.

**General**

- All existing material/fencing must be removed from premises (Fencing /Poles etc.)
- Since the installation requires sophisticated skills, it is of essential importance that the tenderer have at least 5 years' experience in steelworks
- Bidders must present details of similar work which completed in the past 5 years. Information must include a description of the work, the contract value and name as well as contact details of the employer.
- Bidders with less experience will not be considered.

**Compulsory Requirements**

- Valid CIDB Registration SQ 2
- Valid CIDB Registration GB1
- Valid CIDB Registration SL 1

**Pricing Schedule**

Tender price must include materials, labor and removal of existing material and fencing as well as clearing of the site after construction.

**OCCUPATIONAL HEALTH AND SAFETY ACT OF 1993**

All regulations and statutory requirements as lay down in the latest edition of The Occupational Health and Safety Act, 1993 (Act no 85 of 1993) shall be Adhered to.

Health and Safety Plan must be approved by the Health and Safety Officials of Garden Route District Municipality before any work will be allowed to commence.

**Timeline for delivery**

The contractor must complete work within the specified period as stipulated in the service level agreement.

**Detail of work required**

Detail will be discussed at a, compulsory, site meeting.

**Rate structure**

**The rate must include the following:**

- VAT Inclusive
- Material and labour should be included in the tender price
- Removal of Waste must be included in tender
- Please note that should work not be satisfactory, the project manager may request that work be re done.

**Enquiries and site visit**

Enquiries can be directed to:

Mario Appels at:

Cell: 081 553 6161

E-mail: [mario@grdm.gov.za](mailto:mario@grdm.gov.za)

Enquiries can be directed to:

Willie Fourie at:

Cell: 083 629 0154

E-mail: [willie@grdm.gov.za](mailto:willie@grdm.gov.za)

**A compulsory site visit meeting will be held at 11h00 on 17 April 2019 at Swartvlei Caravan Park**

