



Main Street  
Creighton, 3263

P.O Box 62

Creighton 3263

Phone: +27 39 833 1038

Fax: +27 39 833 1179

Email: mailbox@ndz.gov.za

**A Better Place for ALL**

**www.ndz.gov.za**

**ADDENDUM FOR CONCRETE SURFACING OF UNDERBERG ROADS PHASE 4 - RIVERVIEW**  
**ACCESS ROAD - BID No. PWBS-B020/23/24**

**Date: 24/07/2023**

**The addendum serves to correct Pages:**

- I. Add Youth on the following pages **Tp- 3, Tp-13, Tp-17, Rd - 9, Rd-11** and **Rd 13** Specific goals **MBD 6.1**.
- II. Move Proof of purchase and signed certificate of acknowledgement to compulsory documents on the following page **Tp-12**
- III. Correct CIDB Grading from 3 CE to 4CE or higher on the following page **Tp- 8**.

**(SEE ATTACHED CORRECTED PAGES)**

Dr Nkosazana Dlamini Zuma Municipality apologies for the inconvenience caused.

**RECOMMENDED BY:**

**MISS N. HOLIWE**  
**SCM MANAGER**

**APPROVED BY:**

**MR. N.C. VEZI**  
**MUNICIPAL MANAGER**

**I acknowledge receipt of this Addendum No.1**

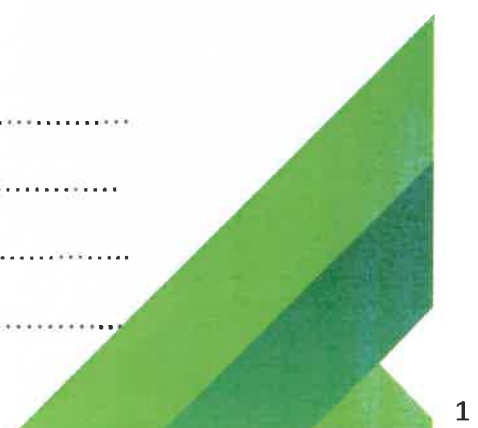
Name:.....

Signature:.....

Date:.....

Name of Tenderer (Company Name):.....

**A Better Place for All**



# THE TENDER

T1: TENDERING PROCEDURES

T2: RETURNABLE DOCUMENTS

---

## TABLE OF CONTENTS

	<b>PAGE NO.</b>
T1: TENDERING PROCEDURES .....	TP. 3
T1.1: TENDER NOTICE AND INVITATION TO TENDER .....	TP. 3
T1.2: TENDER DATA .....	TP. 5

## T1: TENDERING PROCEDURES

### T1.1: TENDER NOTICE AND INVITATION TO TENDER: No PWBS-B020/23/24



**BID NOTICE:**  
**CONCRETE SURFACING OF UNDERBERG ROADS PHASE 4 - RIVERVIEW ACCESS  
 ROAD**  
**BID No. PWBS-B020/23/24**

**BID INVITATION**

Bids are hereby invited from suitably qualified and experienced Service Providers for **CONCRETE SURFACING OF UNDERBERG ROADS PHASE 4 - RIVERVIEW ACCESS ROAD** within WARD 3 of Dr Nkosazana Dlamini – Zuma Municipality (KZN 436).

This bid will be evaluated in terms of **Ability and Capability of the Company** and 80/20 Preferential Procurement Point system and the points will be allocated as follows. **80 – Price, 20 –SPECIFIC GOALS.**

**Specific Goals:**

	POINTS	SUPPORTING DOCUMENTS
<b>PRICE</b>	80	
<b>SPECIFIC GOALS</b>	(20)	
<b>Company operating within the Jurisdiction Dr NDZ LM</b>	10	CIPC Document reflecting NDZ company physical Address
<b>Company 100% owned by black South African</b>	5	Summary of CSD reflecting Race and Identity document or Drivers Licence
<b>Company 60% owned by black South African women, youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District</b>	5	1.Summary of CSD reflecting 60% company owned by black Women, Youth Gender and Identity document or Drivers Licence OR 2. Summary of CSD reflecting 50% owned by a black South African with (Disability) , a proof of medical certificate and Identity document or Drivers Licence OR 3.CIPC document reflecting physical address of a company outside of Dr NDZ LM but within Harry Gwala District
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>	

### **COMPULSORY SITE INSPECTION AND DOCUMENTS**

The compulsory briefing meeting will be held on the **20<sup>th</sup> July 2023 @10h00** at Dr Nkosazana Dlamini Zuma Municipality (Creighton Office), a representative from Dr Nkosazana Dlamini – Zuma Municipality will meet prospective Bidders to provide details of the Contract.

Bid documents will be obtained on the same date from **08h00 to 10h00** at the BTO office. The cost of the bid document is **R 476.00** which is non-refundable.

**NB: All SUPPLIERS are expected to join the meeting by 10:00 am, NO SUPPLIER Will be allowed to join the meeting after 10:15 am.**

**NB: Please be advised that only attendance register will be signed during the 1<sup>st</sup> session of briefing and Documents will be signed on site.**

### **THE FOLLOWING DOCUMENTS ARE TO BE SUBMITTED WITH THE BID**

- Valid tax clearance certificate or Tax Compliance Status PIN
- Submit proof that the bidder and its directors do not owe municipal rates and services.
- Copy of a certificate of Company Registration with the Registrar of Companies and CC's (CK).
- Specific Goals supporting documents
- Certified copies of ID's.
- Form of offer fully completed
- MDB 1, 4 ,6.1, 8 and 9 fully completed.
- Proof of registration with CSD
- **CIDB Grade Certificate 4 CE or Higher**

### **CLOSING DATE**

Bid documents must be submitted in a sealed envelope clearly marked with the Bid number and closing date and dropped off in the tender box at the **Dr Nkosazana Dlamini Zuma Municipality Offices, Main street, Creighton** by no later than **28<sup>th</sup> July 2023 @ 12h00** Late or faxed bids will not be accepted. Failure to comply with the above conditions will invalidate your offer.

The Dr Nkosazana Dlamini Zuma Municipality reserves the right not to make an appointment.

**NB: Bids will remain valid for a period of 90 days from date of the closing of the Bid. Enquiries may be directed to the following persons during office hours (08:00 – 16:30)**

### **BID ENQUIRIES**

Procedure related enquires: Miss N. Holiwe

Technical Enquiries: Mr S.V Mngadi or Mr Z. Dlamini

Dr Nkosazana Dlamini Zuma Municipality Tel No: (039) 833 1038

P O Box 62

Fax No.: (039) 833 1179

Creighton

3263

**Mr N.C Vezi**  
**MUNICIPAL MANAGER**

**MBD 1**

**PART A  
 INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF MUNICIPALITY/ MUNICIPAL ENTITY)</b>			
BID NUMBER:	<b>PWBS-B020/23/24</b>	CLOSING DATE:	<b>28<sup>th</sup> July 2023</b>
DESCRIPTION		CLOSING TIME:	12:00
<b>CONCRETE SURFACING OF UNDERBERG ROADS PHASE 4 - RIVERVIEW ACCESS ROAD</b>			
<b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).</b>			

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX  
 SITUATED AT (STREET ADDRESS

<b>Main Street</b>
<b>Creighton</b>
<b>3263</b>

SUPPLIER INFORMATION			
NAME OF BIDDER			
POSTAL ADDRESS			
STREET ADDRESS			
TELEPHONE NUMBER	CODE	NUMBER	
CELLPHONE NUMBER			
FACSIMILE NUMBER	CODE	NUMBER	
E-MAIL ADDRESS			
VAT REGISTRATION NUMBER			
TAX COMPLIANCE STATUS	TCS PIN:	OR	CSD No:

ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	Yes	No	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	Yes	No
				[IF YES, ANSWER PART B:3 ]	
TOTAL NUMBER OF ITEMS OFFERED			TOTAL BID PRICE	R	
SIGNATURE OF BIDDER	.....		DATE		
CAPACITY UNDER WHICH THIS BID IS SIGNED					

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT	BTO	CONTACT PERSON	Mr SV Mngadi and Mr Z Dlamini
CONTACT PERSON	Miss N Holiwe	TELEPHONE NUMBER	(039) 833 1038
TELEPHONE NUMBER	039 833 1039	FACSIMILE NUMBER	
FACSIMILE NUMBER	086 583 235	E-MAIL ADDRESS	<a href="mailto:mngadis@ndz.gov.za">mngadis@ndz.gov.za</a> and <a href="mailto:dlaminiz@ndz.gov.za">dlaminiz@ndz.gov.za</a>
E-MAIL ADDRESS	<a href="mailto:holiwen@ndz.gov.za">holiwen@ndz.gov.za</a>		

## PART B

### TERMS AND CONDITIONS FOR BIDDING

<b>1. BID SUBMISSION:</b>	
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.	
1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE	
<b>2. TAX COMPLIANCE REQUIREMENTS</b>	
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.	
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.	
2.3 APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.	
2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.	
2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.	
2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.	
2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.	
<b>3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>	
3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.</b>	
<b>NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.</b>	

SIGNATURE OF BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....

DATE: .....

## T1.2: TENDER DATA

### T1.2.1 Standard Conditions of Tender

The conditions of tender are the Standard Conditions of Tender as contained in of Board Notice 136 of 2016 in Government Gazette No 38960 of 10 July 2016, Construction Industry Development Board (CIDB) Standard for Uniformity in Construction Procurement. Annexure F and Table G1 of that notice are deliberately not reproduced in this document; tenderers may review the standard on the CIDB website (see [www.cidb.org.za](http://www.cidb.org.za)).

### T1.2.2 Variations to the Standard Conditions of Tender

The Standard Conditions of Tender make several references to the Tender Data for details that apply specifically to this tender. The Tender Data shall take 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.

The following variations, amendments and additions to the Standard Conditions of Tender shall apply to this tender.

Please note that the word "Client" is used in this document and referred to as "Employer" in the Standard Conditions of Tender document.

Clause Number	Description
<b>F.1</b>	<b>General</b>
F.1.1	Actions
	The Employer is Dr Nkosazana Dlamini Zuma Local Municipality, represented by Mr S.V Mngadi
<b>F.1.2</b>	<b>Tender Documents</b>
	<p>The tender documents issued by the employer comprise the following:</p> <p><b>THE TENDER</b></p> <p><b>T1: Tendering Procedures</b></p> <p>T1.1 Tender Notice and Invitation to Tender</p> <p>T1.2 Tender Data</p> <p><b>T2: Returnable Documents</b></p> <p>T2.1 List of Returnable Documents</p> <p>T2.2 Returnable Schedules</p> <p><b>THE CONTRACT</b></p> <p><b>C1: Agreements and Contract Data</b></p> <p>C1.1 Form of Offer and Acceptance</p> <p>C1.2 Contract Data</p> <p>C1.3 Performance Guarantee</p> <p>C1.4 Retention Money Guarantee</p> <p>C1.5 Agreement in terms of Section 37(2) of the Occupational Health and Safety Act No. 85 of 1993</p> <p>C1.6 Functionality Criteria</p> <p><b>C2: Pricing data</b></p> <p>C2.1 Pricing Instructions</p> <p>C2.2 Schedule of Quantities</p>



	<p><b>C3: Scope of work</b>                  C3.1 Standard Specifications                  C3.2 Project Specifications                  C3.3 Particular Specifications</p> <p><b>C4: Site information</b>                  C4.1 Locality Plan                  C4.2 Drawings</p> <p>Not issued to Tenderer's, but available from the Master Builders Association, The South Institute of Architects, the Government printers, the Construction Industry Development Board, and the Employer, as applicable:</p> <ol style="list-style-type: none"> <li>1. CIDB, "The Standard for Uniformity in Construction Procurement Annex F, Standard Conditions of Tender", Board Notice 136 of 2016 of Government Gazette 38960 of 10 July 2016.</li> <li>2. GCCC SERIES 2015 "General Conditions of Contract for Construction Works Agreement", Third Edition– 2015.</li> <li>3. The "COLTO Standard Specifications for Road and Bridge Works for State Road Authorities", 1998 edition.</li> <li>4. The "Occupational Health and Safety Act No 85 and Amendment Act No 181 of 1993, and the Construction Regulations 2014 (Government Gazette No 37305 of 7 February 2014, Notice No R. 84)".</li> <li>5. The Preferential Procurement Policy Framework Act No 5 of 2000, and Terms Of The Preferential Procurement Regulations 2022</li> </ol>
<b>F.1.4</b>	<b>Communication and the Employer's Agent</b>
	<p>Attention is drawn to the fact that verbal information, given by the Employer's Agent during site visits/clarification meetings or at any other time prior to the award of the Contract, will not be regarded as binding on the Employer. Only information issued formally by the Employers Agent in writing to tenderers will be regarded as amending the Tender Documents.</p> <p>The Employer's Agent is: <b>FMA ENGINEERS (PTY) LTD</b></p> <p>Address: 18 York Road                  GILLITTS                  3610</p> <p>Tel N°: +27 (31) 764 2763                  Fax N°: +27 (86) 542 4084                  Contact Person: Hlosokuhle Fuyana                  Email: admin@fmaengineers.co.za</p>
<b>F.2</b>	<b>Tenderer's Obligations</b>
<b>F.2.1</b>	<b>Eligibility</b>
F.2.1.1	<p>Tenderers must satisfy the following criteria in order to be eligible to submit a tender;</p> <p><b>A. Construction Industry Development Board (CIDB) Registration</b></p> <ol style="list-style-type: none"> <li>1. Be registered with the CIDB and reflect as "Active" at time of tender closing, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations, but not less than <b>4CE OR HIGHER</b> class of construction work.</li> </ol>

**B. Joint Ventures are eligible to submit a tender offer provided that:**

1. Every member of the joint venture is registered (as “Active”) with the CIDB (at the time of tender closing).
2. The lead partner has a contractor grading designation in the CE class of construction work and has a grading designation of not lower than one level below the required grading designation.
3. The value of work to be undertaken by each partner must be within their CIDB grading limit.
4. The combined contractor grading designation calculated in accordance with the Construction Industry Development Board Regulations (2016) is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a CE class of construction work or a value determined in accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations:

Designation	Deemed to satisfy joint venture arrangements
3	Three contractors registered in contractor grading designation 2
4	Three contractors registered in contractor grading designation 3
5	Two contractors registered in contractor grading designation 4 One contractor registered in contractor grading designation 4 and two registered in contractor grading designation 3
6	Two contractors registered in contractor grading designation 5 One contractor registered in contractor grading designation 5 and two registered in contractor grading designation 4
7	Two contractors registered in contractor grading designation 6 One contractor registered in contractor grading designation 6 and two registered in contractor grading designation 5
8	Three contractors registered in contractor grading designation 7
9	Three contractors registered in contractor grading designation 8

5. Tenders submitted by joint ventures of two or more firms must be accompanied by the document of formation of the joint venture, authenticated by a notary public or other official deputed to witness sworn statements, in which is defines precisely the conditions under which the joint venture will function, its period of duration, the persons authorised to represent and obligate it, the participation of the several firms forming the joint venture, and any other information necessary to permit a full appraisal of its functioning.
6. The Tenderer, if a Joint Venture, must submit a signed JV Agreement with the tender specific to the tendered Contract and clearly showing the percentage contribution of each partner to the Joint Venture. The value of work to be undertaken by each partner must be within their CIDB grading limit.

**C. National Treasury Central Supplier Database Registration**

Only Tenderers who are to be registered on the National Treasury Central Supplier (CSD) Database and have provided proof of their registration will be eligible to submit a tender offer. Proof of registration must be in the form of the Tenderers CSD registration number. Tenderers who are not registered are not precluded from submitting bids but must be registered prior to Contract Award.

In the case of Joint Venture partnerships this requirement will apply individually to each party to the Joint Venture.

Tenderers who wish to register as service providers on the CSD can register online at <https://secure.csd.gov.za/Account/Register>.

**D. Attendance of Compulsory Site Briefing**

	<p>Tenderers must attend the compulsory site briefing and have Form A3 "Certificate of attendance of Site Inspection Meeting" signed by the Employers agent or his representative will be eligible to submit a tender offer.</p> <p><b>E. Labour Intensive Construction</b></p> <p>The tenderer must demonstrate that they have in their employment suitable qualified management and supervisory personnel with an NQF 5 from a CETA accredited training provider in labour intensive construction.</p> <p><b>F. Tenderer's Tax Clearance Matters</b></p> <p>The Tenderer cannot provide proof that he is in good standing with respect to duties, taxes, levies and contributions required in terms of legislation applicable to the work in the contract.</p>																
F.2.1.3	<p>Only those tenderers who can demonstrate that;</p> <ul style="list-style-type: none"> <li>a. they will have in their employ, management and supervisory staff satisfying the requirements of the scope of work for labour intensive competencies; for supervisory and management staff during the validity of the contract, are eligible to submit tenders.</li> </ul> <p><b>Tender Qualification: Labour Intensive Contracts</b></p> <p>To qualify for award of the Contract, tenderers shall meet the following minimum qualifying criteria:</p> <ul style="list-style-type: none"> <li>a. Having participated in and graduated with fully satisfactory results from the relevant national qualification framework training organized under EPWP (or other similar project) and applying trained supervisory staff on a full-time basis for the execution of the works. LIC NQF Level 5.</li> <li>b. Liquid assets/or credit facilities covering the expected expenditures for two full work months</li> <li>c. Proposals for timely acquisition (own, lease, hire, etc.) of the essential minimum equipment</li> <li>d. The contractor will carry out the works using labour-based work methods as described in the Special Conditions of Contract</li> </ul> <p>The tenderer must submit to the Employer, names of all management and supervisory staff that will be employed to supervise the labour-intensive portion of the works together with satisfactory evidence that such staff members satisfy the eligibility requirement. The contractor shall ensure that the minimum supervisor to worker ratio of 1:15 for effective supervision of Labour-intensive works for all LI activities.</p>																
F.2.1.4	<p><b>Schedule of Labour Content</b></p> <p>The minimum unskilled labour Content for this Project, i.e. the minimum job creation targets on the project shall be:</p> <table border="1" data-bbox="260 1507 1262 1709"> <thead> <tr> <th></th> <th><b>Total</b></th> <th><b>Women</b></th> <th><b>Youth</b></th> </tr> </thead> <tbody> <tr> <td>Minimum Work Opportunities</td> <td><b>10</b></td> <td>7</td> <td>3</td> </tr> <tr> <td>Man Hours</td> <td><b>10,080</b></td> <td>7,056</td> <td>3,027</td> </tr> <tr> <td>Man Days</td> <td><b>1,260</b></td> <td>882</td> <td>378</td> </tr> </tbody> </table>		<b>Total</b>	<b>Women</b>	<b>Youth</b>	Minimum Work Opportunities	<b>10</b>	7	3	Man Hours	<b>10,080</b>	7,056	3,027	Man Days	<b>1,260</b>	882	378
	<b>Total</b>	<b>Women</b>	<b>Youth</b>														
Minimum Work Opportunities	<b>10</b>	7	3														
Man Hours	<b>10,080</b>	7,056	3,027														
Man Days	<b>1,260</b>	882	378														
F.2.7	<p><b>Clarification Meeting</b></p>																
	<p>The arrangement for a compulsory clarification meeting is as stated in the Tender Notice and Invitation to Tender. Tenderers should be represented at the clarification meeting by a person or persons who are suitably qualified and experienced.</p>																
F2.8	<p>Add the following to the clause</p> <p>Accept that <b>failure to request clarification</b> on tender documents, in at least 2 working days prior to the</p>																

	closing time stated in the tender data, it shall be deemed that all matters in the tender documents are clearly understood. Accept that the Employer shall not be obligated to respond to any requests for clarification of tender documents submitted in less than 5 working days prior to the closing date.
<b>F.2.10.3</b>	<b>Pricing the Tender Offer</b>
	This tender is NOT subject to Contract Price Adjustment.
<b>F.2.12</b>	<b>Alternative Tender Offers</b>
	No alternative offers will be accepted. This includes offering fixed rates in lieu of Contract Price Adjustment.
<b>F.2.13</b>	<b>Submitting a tender offer</b>
F2.13.2	<p>"Return all returnable documents to the Employer after completing them in their entirety. Notwithstanding the format in which the tender documents are issued to Tenderers, no electronic form of tender offers will be accepted.</p> <p>Where additional supporting documentation is provided or required in terms of the Returnable Schedules listed in T2.1: List of Returnable Schedules, this shall be placed in a file labelled "Supporting Documentation", and further labelled in accordance with F2.13.5 of T1.2: Tender Data. The file shall be provided with a Table of Contents matching the relevant items for T2.1 and shall be provided with labelled dividers for each of the corresponding sections wherein the supporting documentation shall be inserted. Failure to comply with these requirements may result in the tender being declared non-responsive.</p> <p>Notwithstanding any statement in any of the Returnable Schedules listed in T2.1 to the effect that supporting documentation must be attached to the associated Returnable Schedule, the supporting documentation must be placed in the supporting documentation files as stipulated above. The Schedule of Quantities must be fully and correctly filled in in by hand in black ink."</p>
<b>F2.13.3</b>	<p>Number of copies required is One (1) original and one (1) complete copy.</p> <p>Telephonic, facsimile or e-mailed tender offers will not be accepted. The binding for the original volumes of the Tender Document may be dismantled, but must be submitted in the original format in which they were issued by the Employer.</p>
<b>F.2.13.4</b>	The tender shall be signed by a person duly authorised to do so.
<b>F.2.13.5</b>	<p>The Employer's address for delivery of tender offers and identification details, to be shown on each tender offer package, are the following:</p> <p><b>Location of Tender Box:</b> Dr Nkosazana Dlamini Zuma Local Municipality Offices</p> <p><b>Physical Address:</b> Main Street, CREIGHTON, 3263.</p> <p>The identification details which must be stated in the tender offer outer package are:</p> <p><b>Tender Number:</b> PWBS-B020/23/24</p> <p><b>Title of Tender:</b> <b>CONCRETE SURFACING OF UNDERBERG ROADS              PHASE 4 - RIVERVIEW ACCESS ROAD</b></p>
<b>F.2.13.6</b>	A two-envelope Procedure as described in Clause F.3.5 <b>will not be followed.</b>
<b>F.2.15</b>	<b>Closing Time</b>
F.2.15.1	The closing time for submission of tender offers is as stated in the Tender Notice and Invitation to Tender.
<b>F.2.16</b>	<b>Tender offer validity</b>
F.2.16.1	The tender offer validity period is one hundred and twenty (120) days from the closing date.

F.2.16.2	The maximum extension on the tender offer validity period is 90 days.																
F.2.17	<b>Clarification of Tender Offer after Submission</b>																
	<p>a. A tender may be rejected as non-responsive if the Tenderer fails to provide any clarification requested by the Employer, or confirmation of registration with CIDB within the time for submission stated in the Employer's written request for such clarification or confirmation.</p> <p>b. A tender may be rejected if the unit rates or lump sums for some of the items in the bills/schedules of quantities are, in the opinion of the Employer, unreasonable or out of proportion, and the Tenderer fails, within the time stated in writing by the Employer to justify any specific rates or lump sums (i.e. to provide a financial breakdown of how such rates or sums were obtained) or to adjust the unit rates or lump sums for such items while retaining the total of the prices unchanged.</p>																
F.2.23	<p>The tenderer is required to submit with his tender:</p> <table border="1" data-bbox="304 568 1437 902"> <thead> <tr> <th data-bbox="304 568 1286 607"><b>COMPULSORY DOCUMENTS</b></th> <th data-bbox="1286 568 1437 607"><b>TICK</b></th> </tr> </thead> <tbody> <tr> <td data-bbox="304 607 1286 656">a) Proof of registration with CSD- starting with (MAAA)</td> <td data-bbox="1286 607 1437 656"></td> </tr> <tr> <td data-bbox="304 656 1286 696">b) Joint Venture Agreement (if necessary)</td> <td data-bbox="1286 656 1437 696"></td> </tr> <tr> <td data-bbox="304 696 1286 736">c) Form of offer fully completed</td> <td data-bbox="1286 696 1437 736"></td> </tr> <tr> <td data-bbox="304 736 1286 777">d) MBD 1,4,8, and 9 fully completed</td> <td data-bbox="1286 736 1437 777"></td> </tr> <tr> <td data-bbox="304 777 1286 817">e) CIDB Grading Certificate: 4CE or Higher</td> <td data-bbox="1286 777 1437 817"></td> </tr> <tr> <td data-bbox="304 817 1286 857">f) Signed Certificate of attendance of site inspection /Briefing Meeting</td> <td data-bbox="1286 817 1437 857"></td> </tr> <tr> <td data-bbox="304 857 1286 902">g) Attach Proof of Purchase</td> <td data-bbox="1286 857 1437 902"></td> </tr> </tbody> </table>	<b>COMPULSORY DOCUMENTS</b>	<b>TICK</b>	a) Proof of registration with CSD- starting with (MAAA)		b) Joint Venture Agreement (if necessary)		c) Form of offer fully completed		d) MBD 1,4,8, and 9 fully completed		e) CIDB Grading Certificate: 4CE or Higher		f) Signed Certificate of attendance of site inspection /Briefing Meeting		g) Attach Proof of Purchase	
<b>COMPULSORY DOCUMENTS</b>	<b>TICK</b>																
a) Proof of registration with CSD- starting with (MAAA)																	
b) Joint Venture Agreement (if necessary)																	
c) Form of offer fully completed																	
d) MBD 1,4,8, and 9 fully completed																	
e) CIDB Grading Certificate: 4CE or Higher																	
f) Signed Certificate of attendance of site inspection /Briefing Meeting																	
g) Attach Proof of Purchase																	
	<p><b>NB: Failure to submit the above documents your tender will be disqualified</b></p> <table border="1" data-bbox="312 1115 1437 1930"> <thead> <tr> <th data-bbox="312 1115 1294 1153"><b>DOCUMENTS TO BE SUBMITTED</b></th> <th data-bbox="1294 1115 1437 1153"><b>TICK</b></th> </tr> </thead> <tbody> <tr> <td data-bbox="312 1153 1294 1193">a) Copies of CK Documents / Sole proprietary</td> <td data-bbox="1294 1153 1437 1193"></td> </tr> <tr> <td data-bbox="312 1193 1294 1272">b) Valid Tax clearance certificate (with your pin number print and attach on the document Tax Clearance Certificate)</td> <td data-bbox="1294 1193 1437 1272"></td> </tr> <tr> <td data-bbox="312 1272 1294 1350">c) MBD 6,1 fully completed</td> <td data-bbox="1294 1272 1437 1350"></td> </tr> <tr> <td data-bbox="312 1350 1294 1930"> <p>d) Submit proof that the bidder (Company) and its (directors) do not owe municipal services.                      -Attach updated municipal rates, water or electricity statement not in arrears for more than 90 days                      Or                      - Attach a valid lease agreement if the director is leasing offices and residential Property with a confirmation letter from the landlord confirming that the municipal rates and services are in order.                      Or                      - Attach exemption letter from the relevant municipality                      Or                      - Attach affidavit if the Municipal Account is under your parents or siblings and they are responsible for paying municipal rates (if the address is the same as yours) and attach the copy of the Municipal rates and services for the above mentioned.                      Or</p> </td> <td data-bbox="1294 1350 1437 1930"></td> </tr> </tbody> </table>	<b>DOCUMENTS TO BE SUBMITTED</b>	<b>TICK</b>	a) Copies of CK Documents / Sole proprietary		b) Valid Tax clearance certificate (with your pin number print and attach on the document Tax Clearance Certificate)		c) MBD 6,1 fully completed		<p>d) Submit proof that the bidder (Company) and its (directors) do not owe municipal services.                      -Attach updated municipal rates, water or electricity statement not in arrears for more than 90 days                      Or                      - Attach a valid lease agreement if the director is leasing offices and residential Property with a confirmation letter from the landlord confirming that the municipal rates and services are in order.                      Or                      - Attach exemption letter from the relevant municipality                      Or                      - Attach affidavit if the Municipal Account is under your parents or siblings and they are responsible for paying municipal rates (if the address is the same as yours) and attach the copy of the Municipal rates and services for the above mentioned.                      Or</p>							
<b>DOCUMENTS TO BE SUBMITTED</b>	<b>TICK</b>																
a) Copies of CK Documents / Sole proprietary																	
b) Valid Tax clearance certificate (with your pin number print and attach on the document Tax Clearance Certificate)																	
c) MBD 6,1 fully completed																	
<p>d) Submit proof that the bidder (Company) and its (directors) do not owe municipal services.                      -Attach updated municipal rates, water or electricity statement not in arrears for more than 90 days                      Or                      - Attach a valid lease agreement if the director is leasing offices and residential Property with a confirmation letter from the landlord confirming that the municipal rates and services are in order.                      Or                      - Attach exemption letter from the relevant municipality                      Or                      - Attach affidavit if the Municipal Account is under your parents or siblings and they are responsible for paying municipal rates (if the address is the same as yours) and attach the copy of the Municipal rates and services for the above mentioned.                      Or</p>																	

	<ul style="list-style-type: none"> <li>- Attach copy of a marriage certificate or affidavit and municipal account statement for rates and services, if Municipal account is under your spouse.</li> <li>e) Certified copies of Identification documents of all members/directors of the entity.</li> <li>e) Specific Goals supporting documents :</li> </ul>							
	<table border="1"> <tr> <td><b>Company operating within the Jurisdiction Dr NDZ LM</b></td> <td>CIPC Document reflecting NDZ company physical Address</td> </tr> <tr> <td><b>Company 100% owned by black South African</b></td> <td>Summary of CSD reflecting Race and Identity document or Drivers Licence</td> </tr> <tr> <td><b>Company 60% owned by black South African women, youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District</b></td> <td>                     1. Summary of CSD reflecting 60% company owned by black (Women, youth) Gender and Identity document or Drivers Licence                       OR                       2. Summary of CSD reflecting 50% owned by a black South African with (Disability) , a proof of medical certificate and Identity document or Drivers Licence                       OR                       3. CIPC document reflecting physical address of a company outside of Dr NDZ LM but within Harry Gwala District                 </td> </tr> </table>	<b>Company operating within the Jurisdiction Dr NDZ LM</b>	CIPC Document reflecting NDZ company physical Address	<b>Company 100% owned by black South African</b>	Summary of CSD reflecting Race and Identity document or Drivers Licence	<b>Company 60% owned by black South African women, youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District</b>	1. Summary of CSD reflecting 60% company owned by black (Women, youth) Gender and Identity document or Drivers Licence  OR  2. Summary of CSD reflecting 50% owned by a black South African with (Disability) , a proof of medical certificate and Identity document or Drivers Licence  OR  3. CIPC document reflecting physical address of a company outside of Dr NDZ LM but within Harry Gwala District	
<b>Company operating within the Jurisdiction Dr NDZ LM</b>	CIPC Document reflecting NDZ company physical Address							
<b>Company 100% owned by black South African</b>	Summary of CSD reflecting Race and Identity document or Drivers Licence							
<b>Company 60% owned by black South African women, youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District</b>	1. Summary of CSD reflecting 60% company owned by black (Women, youth) Gender and Identity document or Drivers Licence  OR  2. Summary of CSD reflecting 50% owned by a black South African with (Disability) , a proof of medical certificate and Identity document or Drivers Licence  OR  3. CIPC document reflecting physical address of a company outside of Dr NDZ LM but within Harry Gwala District							
<b>F.3</b>	<b>The employer's undertakings</b>							
<b>F.3.1</b>	<b>Respond to Requests from the Tenderer</b>							
F.3.1.1	The Employer will respond to a request for clarification received up to five working days before the tender closing time stated in the Tender Data and notify all tenderers who drew tender documents.							
<b>F.3.4</b>	<b>Opening of Tender Submissions</b>							
F.3.4.1	The time and location for Public Opening of the tender offers received will be:  <b>Time: 12h00 on 28<sup>th</sup> July 2023</b> <b>Location: Dr Nkosazana Dlamini Zuma Local Municipality</b>							
F.3.4.2	"number of points claimed for Specific Goals"							
<b>F.3.7</b>	<b>Grounds for rejection and disqualification</b>							
	Tenderers will be disqualified if any if, <ul style="list-style-type: none"> <li>a. Any of the directors/shareholders of the Tenderer is listed on the National Treasury Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business in the public sector.</li> <li>b. If the Tender has completed the Compulsory Enterprise Questionnaire and is considered by the Employer to have a conflict of interest, which may impact on the Tenderers ability to perform the proposed contract in the best interest of the Employer or potentially compromise the tender process.</li> <li>c. If the Tenderer has persons in the service of the state who are not permitted to submit tenders or to participate in the contract".</li> </ul>							

<b>F.3.8</b>	<b>Test for Responsiveness</b>									
F.3.8.2	<p>“Tenders will also be considered non-responsive if:</p> <ol style="list-style-type: none"> <li>The Tenderer offer does not meet any one of the eligibility criteria specified in Clause F.2.1 as amended.</li> <li>The Tenderer has not fully and correctly completed the Offer portion of C1.1 Form of Offer and Acceptance i.e. the price has not been completed in words and numbers, the Tenderers details are not completed fully and correctly and the Tenderer has failed to sign the Form of Offer on pg. C1.1.</li> <li>If requested by the Employer during the tender evaluation process, the Tenderer has failed to clarify or submit any supporting documentation within the time for submission stated in the Employer’s written request.</li> <li>The Tenderer’s price is based on fixed rates in lieu of Contract Price Adjustment.</li> <li>There are any other material deficiencies whereby the price submitted is not for the identical requirements and scope of work as other correctly completed tenders (such as failing to incorporate the requirements of Addenda where these materially affected the pricing e.g. where the Notice to Tenderers required additions or replacements of part or all of the Bill of Quantities and the submitted Bill of Quantities does not reflect these changes).”</li> </ol>									
<b>F.3.11</b>	<b>Evaluation of tender offers</b>									
F.3.11.1	General									
	The Procedure for the evaluation of responsive tenders is Method 1: Price and Preference. Quality (Ability and capability of the company) will be used as a prequalifying criterion, with tenderers required to meet a minimum quality score of <b>60%</b> to qualify for further evaluation.									
F.3.11.7	<b>Scoring Price</b>									
	For details of scoring price refer to Returnable Schedule A5: Specific Goals Points Claim Form in terms of the Preferential Procurement Regulations, 2022.									
F.3.11.8	<b>Scoring Preferences</b>									
	For details of scoring preference see Returnable Schedule A5: Specific Goals Points Claim Form in terms of the Preferential Procurement Regulations, 2022.									
F.3.11.9	<b>Scoring for Ability And Capability Of The Company</b>									
	<p>The Ability and capability of the company will be applied as a one of criterion to determine the tenderers that qualify for further evaluation. The quality shall be scored as per the table below.</p> <p>Points will be allocated only where the required supporting documentation has been submitted by the tenderer.</p>									
	<b>DETAILED BREAKDOWN OF ABILITY AND CAPABILITY OF THE COMPANY POINTS</b>									
	<p>The procedure for the evaluation of responsive tenders is Method 4 (Ability and capability of the company, Price and Preferences) using the 80/20 Preferential Point System:</p> <p>Stage 1: Scoring Quality (Ability and capability of the company)</p> <p>Only tenderers who will achieve a score of 60% or more of the total available points will qualify for stage two of the evaluation.</p> <p>The criteria to be used to evaluate the proposals for the Ability and capability of the company stage will be as follows:</p> <p>Points</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;">1.</td> <td style="width: 85%;">Relevant Experience of Enterprise</td> <td style="width: 10%; text-align: right;">= 35</td> </tr> <tr> <td>2.</td> <td>Experience of Key Personnel</td> <td style="text-align: right;">= 40</td> </tr> <tr> <td>3.</td> <td>Availability of relevant plant and equipment</td> <td style="text-align: right;">= 25</td> </tr> </table>	1.	Relevant Experience of Enterprise	= 35	2.	Experience of Key Personnel	= 40	3.	Availability of relevant plant and equipment	= 25
1.	Relevant Experience of Enterprise	= 35								
2.	Experience of Key Personnel	= 40								
3.	Availability of relevant plant and equipment	= 25								

<b>Total Points</b>		<b>=100</b>		
<b>Key Aspect of Criterion</b>	<b>Basis for Points Allocation</b>	<b>Max Points</b>	<b>Verification Method</b>	
<b>Relevant Experience of the Contractor in Road Construction</b>	<b>3 x Completed</b> Concrete/Asphalt Road's construction / Upgrading Projects. Bidders to submit letter of appointment and letter of reference.	35	<ul style="list-style-type: none"> <li>Appointment Letter and.</li> <li>Letter of Reference</li> </ul>	
	<b>2 x Completed</b> Concrete/Asphalt Road's construction / Upgrading Projects. Bidders to submit letter of appointment and letter of reference.	20	<ul style="list-style-type: none"> <li>Appointment Letter and.</li> <li>Letter of Reference</li> </ul>	
	<b>1 x Completed</b> Concrete/Asphalt Road's construction / Upgrading Projects. Bidders to submit letter of appointment and letter of reference.	10	<ul style="list-style-type: none"> <li>Appointment Letter and.</li> <li>Letter of Reference</li> </ul>	
<b>Qualifications and CV's of Contract Manager</b>	National Diploma in Civil Engineering or Project Management with <b>3 years' experience</b> in Concrete/Asphalt Road's construction or Upgrading Projects	10	Certified copy of qualification to be attached with detailed CV	
	National Diploma in Civil Engineering or Project Management with <b>2 years' experience</b> in Concrete/Asphalt Road's construction or Upgrading Projects	7	Certified copy of qualification to be attached with detailed CV	
	National Diploma in Civil Engineering or Project Management with <b>1 years' experience</b> in Concrete/Asphalt Road's construction or Upgrading Projects	5	Certified copy of qualification to be attached with detailed CV	
<b>Qualifications and CV's of Site Agent</b>	National Diploma or N3 in Civil Engineering with <b>3 years' experience</b> in Concrete/Asphalt Road's construction or Upgrading Projects	15	Certified copy of qualification to be attached with detailed CV	
	National Diploma or N3 in Civil Engineering with <b>2 years' experience</b> in Concrete/Asphalt Road's construction or Upgrading	10	Certified copy of qualification to be attached with detailed CV	



		Projects		
		National Diploma or N3 in Civil Engineering with <b>1 years' experience</b> in Concrete/Asphalt Road's construction or Upgrading Projects	5	Certified copy of qualification to be attached with detailed CV
<b>Qualifications and CV's of Site Foreman</b>		10 or more years of experience in Concrete/Asphalt Road's construction or Upgrading Projects	15	Detailed CV to be attached with clear experience and reference
		6 -9 years of experience in Concrete/Asphalt Road's construction or Upgrading Projects	10	Detailed CV to be attached with clear experience and reference
		1 -5 years of experience in Concrete/Asphalt Road's construction or Upgrading Projects	5	Detailed CV to be attached with clear experience and reference
<b>Availability of relevant plant and equipment (Resources)</b>		If the <b>Bidder owns all</b> the required construction plant and equipment for constructing the Road (Tipper Truck, TLB, Grader or Excavator, Concrete mixer, Water cart, Roller. (Supply Proof of ownership e.g. logbook)	25	Proof of ownership of all the required plant and equipment, e.g logbooks and proof of purchase
		If the <b>Bidder owns some</b> of the required construction plant and equipment and will <b>hire the other</b> required plant and equipment for constructing the Road (Tipper Truck, TLB, Grader or Excavator, Concrete Mixer, Water cart, Roller. (Supply Proof of ownership e.g. logbook and pro-forma agreement with plant hire company)	20	Proof of ownership of all the required plant and equipment, e.g. logbooks and proof of purchase + Pro-forma Agreement with Plant Hire Company
		If the <b>will hire all</b> the required construction plant and equipment for constructing the Road (Tipper Truck, TLB, Grader or Excavator, Concrete Mixer, Water cart, Roller. (Pro-forma Agreement with Plant Hire)	15	Pro-forma Agreement with Plant Hire

**Only Bidders who achieve 60% the total available will qualify for the next stage of evaluation.**

**Stage 2: Points and Preferential Points**

Points for price will be evaluated as per the following formula:

$$Ps = 80 \times \frac{(1 - (Pt - Pmin))}{Pmin}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Rand Value of tender under consideration

Pmin = Rand value of lowest acceptable tender

**The 20 points of the Scoring System**

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

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

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

Preferential Points System – 80/20

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Company operating within the Jurisdiction Dr NDZ LM		10		
Company 100% owned by black South African		5		
Company 60% owned by black South African women, Youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District		5		

**F.3.16 Notification to unsuccessful tenderers**

If the Municipality's Bid Adjudication Committee has resolved that a tender be accepted, the unsuccessful tenderers shall be notified in writing.

Any Tenderer wishing to exercise their right to appeal must submit their appeal in writing within 14

	<p>calendar days of publication of the <i>Intention to Award</i>. For the appeal to be considered, it must reach the municipality within the fourteen-day appeals period and be addressed to the Municipal Manager. Moreover, the appeal must be copied to the Supply Chain Manager and adhere to the following format:</p> <ul style="list-style-type: none"> <li>• Clearly set out the reasons for the appeal,</li> <li>• Clearly state in which way the appellant’s rights have been affected by the decision,</li> <li>• Clearly state the relief or remedy sought by the appellant, and</li> <li>• be accompanied by a copy of the <i>Intention to Award</i> or notification advising the Tenderer of the decision of the Municipality.</li> </ul> <p>If no <i>bona fide</i> appeals have been received within the appeals period, the successful Tenderer will be notified of the Municipality’s acceptance of their bid.</p> <p>The consideration of appeals and, if necessary, the invalidation of any decision made, shall be dealt with in terms of Municipality’s appeals process.</p>
<b>F.3.17</b>	<p><b>Provide Copies of the Contracts</b></p> <p>“The number of paper copies of the signed contract to be provided by the Employer is ONE.”</p>

**T1.2.3 Additional Conditions of Tender**

The additional conditions of tender are:

<b>T.1.2.3.1</b>	<p><b>Compliance with Occupational Health and Safety Act 1993 and Construction Regulations (as amended 2014) and any issued Covid – 19 regulations in terms of disaster management act</b></p> <p>Tenderers are to note the requirements of the Occupational Health and Safety Act No. 85 of 1993 and the latest amended Construction Regulations (2014) issued in terms of Section 43 of the Act. The Tenderer shall be deemed to have read and fully understood the requirements of the above Act and Regulations and to have allowed for all costs in compliance therewith.</p>
	<p>In this regard the Tenderer shall submit with the tender, appended to Health and Safety Plan in T2.2 Returnable Documents, a detailed Health and Safety Plan prepared in accordance with the Health and Safety Specification (given in in respect of the Works in order to demonstrate the necessary competencies and resources to perform the construction work all in accordance with the Act and Regulations).</p>
<b>T.1.2.3.2</b>	<p><b>T.1.2.3.2 Claims Arising after Submission of Tender</b></p>
	<p>No claim for any extras arising out of any doubt or obscurity as to the true intent and meaning of anything shown on the Contract Drawings or contained in the Conditions of Contract, Scope of Work and Pricing Data, will be admitted by the Employer/Employer’s Implementing Agent after the submission of any tender and the Tenderer shall be deemed to have:</p> <ol style="list-style-type: none"> <li>1) Inspected the Tender Drawings and read and fully understood the Conditions of Contract.</li> <li>2) Read and fully understood the whole text of the Scope of Work and Pricing Data and thoroughly acquainted himself with the nature of the works proposed and generally of all matters which may influence the Contract.</li> <li>3) Visited the site of the proposed works, carefully examined existing conditions, the means of access to the site, the conditions under which the work is to be done, and acquainted himself with any limitations or restrictions that may be imposed by the Municipal or other Authorities in regard to access and transport of materials and plant to and from the site and made the necessary provisions for any additional costs involved thereby.</li> </ol>

	<p>4) requested the Employer or his duly authorised agent to make clear the actual requirements of anything shown on the Tender Drawings or anything contained in the Scope of Work and Pricing Data, the exact meaning or interpretation of which is not clearly intelligible to the Tenderer.</p> <p>Before submission of any tender, the Tenderer should check the number of pages, and if any are found to be missing or duplicated, or the figures or writing indistinct, or if the Pricing Data contain any obvious errors, the Tenderer must apply to the Employer/Employer's Implementing Agent at once to have the same rectified, as no liability will be admitted by the Employer/Employer's Implementing Agent in respect of errors in any tender due to the foregoing.</p>
<b>T.1.2.3.3</b>	<b>Imbalance in Tendered Rates</b>
	<p>In the event of tendered rates or lump sums being declared by the Employer to be unacceptable to it because they are either excessively low or high or not in proper Balance with other rates or lump sums, the Tenderer may be required to produce evidence and advance arguments in support of the tendered rates or lump sums objected to. If, after submission of such evidence and any further evidence requested, the Employer is still not satisfied with the tendered rates or lump sums objected to, it may request the Tenderer to amend these rates and lump sums along the lines indicated by it.</p> <p>The Tenderer will then have the option to alter and/or amend the rates and lump sums objected to and such other related amounts as are agreed on by the Employer, but this shall be done without altering the Contract Price. Should the Tenderer fail to amend the Tender in a manner acceptable to the Employer, the Employer may reject the Tender.</p>
<b>T.1.2.3.4</b>	<b>Community Liaison Officer</b>
	<p>Democratically elected project area members who in turn have representation on the overall Project Steering Committee (PSC) represents the residents being served by the project. The Contractor will be required to liaise through the CLO for any matters to do with the community. The CLO shall be paid an amount of <b>R4 600</b> per month for the duration of contract.</p>
<b>T.1.2.3.5</b>	<b>Labour Intensive Construction / Use of Local Labour</b>
	<p>Aspects of this project will be carried out in accordance with the provisions of EPWP and as set out in clauses F.2.1.3 and F.2.1.4.</p> <p>The contractor must make use of local labour in order to promote labour intensive construction, the labour intensive works to be done under the contract is as stated below:</p> <ul style="list-style-type: none"> <li>• Pipe Excavations (existing services i.e., stormwater, sewer, water, etc.)</li> <li>• Backfilling</li> <li>• Traffic controller</li> <li>• Clearing of verges</li> <li>• Kerbing and channeling</li> </ul> <p>Recruitment of labour will be done in accordance with the DR NKOSAZANA DLAMINI-ZUMA Municipality's EPWP Recruitment Guidelines. The latest gazetted government labour rate for the Construction industry will to be used in the contract for remuneration of local labour.</p>

## TABLE OF CONTENTS

	<b>PAGE NO.</b>
T2: RETURNABLE DOCUMENTS AND SCHEDULES .....	RD. 2
T2.1: LIST OF RETURNABLE DOCUMENTS .....	RD. 2
T2.2: LIST OF RETURNABLE SCHEDULES AND FORMS.....	RD. 26

## T2: RETURNABLE DOCUMENTS AND SCHEDULES

### T2.1: LIST OF RETURNABLE DOCUMENTS

The tenderer must complete and return documents all returnable document as listed below as part of his/her tender submission:

Form	Returnable Schedules (Documents) for Tender Evaluation Purposes	Submitted Yes/No
A1	Certificate of Tax Clearance (MBD 2)	
A2	Company / Cc / Partnership / JV / SP Registration Certificates and Certified ID copies of ALL directors, members and partners.	
A3	Certificate of attendance of Site Inspection/ Briefing Meeting	
A4	PPP Document	
A5	Declaration of Interest	
A6	Preference Points Claim form in Terms of the Preferential Procurement Regulations 2022 (MBD 6.1)	
A7	Supporting documents for claiming Specific Goals	
A8	Rates Clearance Certificate	
A9	Contractor's CIDB Registration Certificate	
A10	Central Supplier's Database registration certificate	
A11	Letter of Good Standing with Compensation Fund (COID)	
A12	Declaration of Bidder's Past SCM (MBD 8)	
A13	Independent Bid Determination (MBD 9)	
A14	Record of Addenda to Tender Documents	
A15	Contractor's Health and Safety Declaration (Form concerning fulfilment of the Construction Regulations, 2014)	

**Note:** Compulsory for immediate disqualification means – the tender will not be evaluated further if a particular returnable schedule document is not duly completed and signed prior submitting bid document.

**A1: CERTIFICATE OF TAX CLEARANCE (MBD 2)**

Tenderers are required to be registered for VAT and will need to submit the following in order to be considered: -

- A SARS Tax Compliance Certificate or
- A Tax Compliance Status Certificate with Pin (Obtainable from E-Filing)

The tax clearance certificate as per the above must be valid prior to the closing date of the tender and must be kept valid for the duration of the contract.

**ATTACH PROOF TO THIS PAGE**

**A2: COMPANY / CC / PARTNERSHIP / JV / SP REGISTRATION CERTIFICATES**

*[NOTE: Registration Certificates for Companies, Close Corporations and Partnerships, or JV Agreements and Powers of Attorney for Joint Ventures, or ID documents for Sole Proprietors must be attached here. Tenderers must include certified ID copies of all directors, members and partners]*

**In addition to the above, the tenderer must insert here certified copy of identity documents of directors**

**ATTACH PROOF TO THIS PAGE**



**A3: CERTIFICATE OF ATTENDANCE OF SITE INSPECTION/ BRIEFING MEETING**

**CONTRACT No.: PWBS-B020/23/24  
CONCRETE SURFACING OF UNDERBERG ROADS PHASE 4 - RIVERVIEW ACCESS ROAD**

*(Please print)*

It is hereby CERTIFIED that I, ..... (name)  
in my capacity as..... and a duly authorized  
representative of..... (the TENDERER)  
of (address).....  
in the company of.....(the ENGINEER)  
attended the official Site Inspection on .....(date)  
for and on behalf of the above-named Tenderer.

I hereby further DECLARE that I am satisfied with the description of the Works and the explanations given by the above-named Engineer.

**Particulars of person(s) attending the meeting:**

Name: ..... Signature: .....

Capacity: .....

Name: ..... Signature: .....

Capacity: .....

**Attendance of the above person(s) at the meeting is confirmed by the Employer's representative, namely:**

Name: ..... Signature: .....

Capacity: ..... Date and Time: .....



**A4: PREFERENTIAL PROCUREMENT AND DECLARATION OF INTEREST**

In terms of Section 16 of the Preferential Procurement Policy Framework Act Regulations 2002 (Act No.5 of 2000) it is a condition of this tender/quote that the successful tenderer's taxation payments must be in order or that suitable arrangements have been made with the Receiver of Revenue: South African Revenue Services to this end and to their satisfaction.

**SERVICE PROVIDER TO CHECK WITH THE SCM UNIT IF TAX CLEARANCE ON FILE IS UPDATED.**

**In cases of Consortiums, Joint Ventures or Partnerships each individual must submit the required Certificate aforementioned.**

**PARTICULARS OF TAXPAYER/TENDERER**

<b>Name of Taxpayer/tenderer</b>	
<b>Trade name (if applicable)</b>	
<b>Identification No. (if applicable)</b>	
<b>Co. or CC No. (if applicable)</b>	
<b>Income Tax Reference No.</b>	
<b>VAT Registration No.</b>	
<b>PAYE No. (if applicable)</b>	
<b>(Person completing form) Name</b>	
<b>Address</b>	
<b>Telephone/Cell phone No.</b>	
<b>CIDB No.</b>	

**A5: DECLARATION OF INTEREST (MBD 4)**

- 1. No bid will be accepted from persons in the service of the state<sup>1</sup>.
- 1. 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.

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 or her representative:.....

3.2 Identity Number: .....

3.3 Position occupied in the Company (director, trustee, hareholder<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 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. ....

<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 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.

<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 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 persons 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 any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.11.1 If yes, furnish particulars

.....  
 .....

3.12 Are any of the company's directors, trustees, 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 related 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	State Employee Number

.....  
**Signature**

.....  
**Date**

.....  
**Capacity**

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

**A6: MBD 6.1**

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022**

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

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

**1. GENERAL CONDITIONS**

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

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

**1.2 To be completed by the organ of state**

a) The applicable preference point system for this tender is the 80/20 preference point system.

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

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

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

**1.4 To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	<b>POINTS</b>
<b>PRICE</b>	80
<b>SPECIFIC GOALS</b>	20
<b>Company operating within the Jurisdiction Dr NDZ LM</b>	10
<b>Company 100% owned by black South African</b>	5
<b>Company 60% owned by black South African women, youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District</b>	5
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>

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

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

**2. DEFINITIONS**

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

**3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES**

**3.1. POINTS AWARDED FOR PRICE**

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

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

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

Where

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

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

**3.2.1. POINTS AWARDED FOR PRICE**

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

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

Where

- Ps = Points scored for price of tender under consideration
- Pt = Price of tender under consideration
- Pmax = Price of highest acceptable tender

**4. POINTS AWARDED FOR SPECIFIC GOALS**

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
  - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
- then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Company operating within the Jurisdiction Dr NDZ LM		10		
Company 100% owned by black South African		5		
Company 60% owned by black South African women, youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District		5		

**DECLARATION WITH REGARD TO COMPANY/FIRM**

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

4.4. Company registration number: .....

4.5. TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
  - One-person business/sole propriety
  - Close corporation
  - Public Company
  - Personal Liability Company
  - (Pty) Limited
  - Non-Profit Company
  - State Owned Company
- [TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

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

..... <b>SIGNATURE(S) OF TENDERER(S)</b>	
<b>SURNAME AND NAME:</b>	.....
<b>DATE:</b>	.....
<b>ADDRESS:</b>	.....
	.....
	.....
	.....



**A7: SUPPORTING DOCUMENTS FOR CLAIMING SPECIFIC GOALS POINTS**

Attach Documents as stipulated on the table below:

Item No.	Specific Goal	Supporting Document	Tick
	<b>Company operating within the Jurisdiction Dr NDZ LM</b>	CIPC Document reflecting NDZ company physical Address	
	<b>Company 100% owned by black South African</b>	Summary of CSD reflecting Race and Identity document or Drivers Licence	
	<b>Company 60% owned by black South African women / Youth or company 50% owned by black South African with disability or company outside of Dr NDZ LM but within Harry Gwala District</b>	1. Summary of CSD reflecting 60% company owned by black (Women) or (Youth) Gender and Identity document or Drivers Licence OR 2. Summary of CSD reflecting 50% owned by a black South African with (Disability) , a proof of medical certificate and Identity document or Drivers Licence OR 3. CIPC document reflecting physical address of a company outside of Dr NDZ LM but within Harry Gwala District	

## **A8: RATES AND MUNICIPAL SERVICES CLEARANCE CERTIFICATE**

In terms of Clause 38 of the Supply Chain Management Policy the Dr Nkosazana Dlamini Zuma Local Municipality reserves the right to reject any tender if any municipal rates and tariffs or municipal service charges owed by that tenderer or any of its directors to the municipality or to any other municipality or municipal entity are in arrears for more than 3 (three) months.

Tenderers are required to submit proof of payment of municipal rates and tariffs for the municipality in which the tender is being undertaken **and the** municipality in which their business address is recorded as per Companies and Intellectual Commission (CIPC) if different.

**SCM certificates for the Dr Nkosazana Dlamini Zuma area are obtainable from the Dr Nkosazana Dlamini Zuma Municipality and the provision of this certificate is compulsory;**

This serves to confirm that my **municipal rates and taxes are paid up to date and the following is attached:**

1. An copy of the most recent municipal statement not older than 3 months, indicating the status of payment of all municipal accounts and taxes, electricity, water, refuse, rates and levies, from the Municipality in which jurisdiction it's business is situated or;
2. In the case where the tenderer does not own property/is a tenant for the purpose of its business establishment, the tenderer to provide copy of lease agreement and a recent statement from its landlord certifying that all the tenants payments in respect of all municipal accounts and taxes i.e. electricity, water, refuse, rates and levies are paid up to date or;
3. In a case where the Service Provider cannot supply any of the above. The person would have to obtain a Rate Clearance Certificate from the Municipality that the person resides in. Service Provider would need a certified copy of the ID of all Directors and a certified copy of the company's CK Tendering, to obtain a certificate ; or
4. Tenders who are **not** registered with any municipality for the payment of rates and services due to their location may submit proof of residence / business address certified by a Municipal Councillor, but only if the residence is the same address as the business address; and

**In addition to 1 – 4 above, the following is compulsory**

**Attach proof to this page in terms of the above**

**A9: CONTRACTOR'S CIDB REGISTRATION CERTIFICATE**

*[The Tenderer shall attach the Proof of Registration with CIDB here].*

**IT IS THE CONTRACTOR'S RESPONSIBILITY TO ENSURE THAT THEIR ONLINE CIDB REGISTER OF CONTRACTORS REFLECTS THEM AS "ACTIVE" FOR THE DURATION OF THE TENDER VALIDITY PERIOD. AN "INACTIVE" REGISTRATION STATUS WILL INVALIDATE THE TENDER**

**A10: CENTRAL SUPPLIER'S DATABASE REGISTRATION CERTIFICATE**

*[The Tenderer shall attach the Proof of Registration with CSD here].*

**ATTACH PROOF HERE**

**FAILURE TO SUBMIT THIS RETURNABLE DOCUMENT WILL INVALIDATE THE TENDER**

**A11: LETTER OF GOOD STANDING WITH COMPENSATION FUND (COID)**

*[NOTE: The tenderer's Workmen's Compensation Registration Certificate in accordance to the Compensation for Occupational Injuries and Diseases Act No. 130 of 1993, is to be attached here].*

**ATTACH PROOF HERE**

**FAILURE TO SUBMIT THIS RETURNABLE DOCUMENT WILL INVALIDATE THE TENDER**

**A12: DECLARATION OF TENDERER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES (MBD 8)**

- 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 TENDERER may be rejected if that TENDERER, 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	Is the TENDERER 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? (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).	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	Is the TENDERER 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)? (To access this Register enter the National Treasury's website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> , click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445).	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.2.1	If so, furnish particulars:		
4.3	Was the TENDERER 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 TENDERER 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 TENDERER 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 TENDERER

### **A13: CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)**

- 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 TENDERER if that TENDERER 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:

<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.



I, the undersigned, in submitting the accompanying bid:

**CONTRACT No.: PWBS-B020/23/24**  
**CONCRETE SURFACING OF UNDERBERG ROADS PHASE 4 - RIVERVIEW ACCESS ROAD**

in response to the invitation for the bid made by: **DR NKOSAZANA DLAMINI ZUMA LOCAL  
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 TENDERER)

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 TENDERER to sign this Certificate, and to submit the accompanying bid, on behalf of the TENDERER;
4. Each person whose signature appears on the accompanying bid has been authorized by the TENDERER to determine the terms of, and to sign, the bid, on behalf of the TENDERER;
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 TENDERER, whether or not affiliated with the TENDERER, 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 TENDERER and/or is in the same line of business as the TENDERER
6. The TENDERER 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 TENDERER, 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.

<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.

.....  
SIGNATURE

.....  
DATE

.....  
POSITION

.....  
NAME OF TENDERER

**A14: RECORD OF ADDENDA TO TENDER DOCUMENTS**

I / We confirm that the following communications received from the Employer or his representative before the date of submission of this tender offer, amending the tender documents, have been considered in this tender offer.

No.	Date	Title or Details
1		
2		
3		
4		
5		

NAME: ..... POSITION: .....

SIGNATURE: ..... DATE: .....

(of person authorised to sign on behalf of the Tenderer)

**A15: FORM CONCERNING FULFILMENT OF THE CONSTRUCTION REGULATIONS, 2014**

*[NOTE: this form must be completed concerning fulfilment of the construction regulations, 2014]*

In terms of Regulation 4(3) of the Construction Regulations, 2014 (hereinafter referred to as the Regulations), promulgated on 7 February 2014 in terms of Section 43 of the Occupational Health and Safety Act, 1993 (Act No 85 of 1993), the Employer shall not appoint a Contractor to perform construction work unless the Contractor can satisfy the Employer that his/her firm has the necessary competencies and resources to carry out the work safely and has allowed adequately in his/her Tender for the due fulfilment of all the applicable requirements of the Act and the Regulations.

- 1 I confirm that I am fully conversant with the Regulations and that my company has (or will acquire/procure) the necessary competencies and resources to timeously, safely and successfully comply with all of the requirements of the Regulations. (Tick)

YES	
NO	

- 2 Proposed approach to achieve compliance with the Regulations (Tick)

Own resources, competent in terms of the Regulations (refer to 3 below)	
Own resources, still to be hired and/or trained (until competency is achieved)	
Specialist subcontract resources (competent) - specify: ..... ..... ..... ..... .....	

- 3 Provide details of proposed key persons, competent in terms of the Regulations, who will form part of the Contract team as specified in the Regulations (CVs to be attached):

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

- 4 Provide details of proposed training (if any) that will be undergone:

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

.....

5 Potential key risks identified and measures for addressing risks:

.....

.....

.....

.....

.....

.....

.....

.....

6 I have fully included in my tendered rates and prices (in the appropriate payment items provided in the Schedule of Quantities) for all resources, actions, training and any other costs required for the due fulfilment of the Regulations for the duration of the construction and defects repair period.(Tick)

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

7 The Tenderer shall attach to this Form evidence that he is registered and in good standing with a compensation insurer who is approved by Department of Labour in terms of section 80 of the Compensation for Injury and Disease Act, 1993 (Act No 130 of 1993)(COID).

The Tenderer is required to disclose, by also attaching documentary evidence to this form, all inspections, investigations and their outcomes conducted by the Department of Labour into the conduct of the Tenderer at any time during the 36 months preceding the date of this Tender.

**SIGNATURE OF PERSON(S) AUTHORISED TO SIGN THIS TENDER:**

1 ..... ID NO: .....

2 ..... ID NO: .....

## T2.2: RETURNABLE SCHEDULES

The tenderer must complete and submit the following returnable schedules and documents:

Form	Returnable Schedules (Documents) that will be incorporated into the contract	Remarks
B1	Tenderer's Financial standing	For evaluation purposes
B2	Certificate of Authority for Signatory	Invalidate The Tender
B2.1	Certificate of Authority for Joint Ventures	Invalidate The Tender
B2.2	Joint Venture Disclosure Form	Invalidate The Tender
B3	Schedule of Current Commitments	For evaluation purposes
B4	Forms for Claiming Ability and capability of the company points	For evaluation purposes
B4.1	Company Experience	For evaluation purposes
B4.2	Schedule of plant and equipment	For evaluation purposes
B4.3	Proposed Key personnel	For evaluation purposes
B4.4	Quality Control Plan	For evaluation purposes
B4.5	Compulsory subcontracting	Invalidate The Tender
B4.6	EPWP Requirements	For evaluation purposes
B5	Certificate for Insurance Cover	For evaluation purposes
B6	Preliminary Construction Programme	For evaluation purposes
B7	Estimated Monthly Expenditure	For evaluation purposes
B8	Compulsory Enterprise Questionnaire	Invalidate The Tender

**[NOTE: Each form must be completed fully the evaluation of tenders and the eventual contract will be based on the information provided by the Tenderer. Failure to complete the schedules and forms to the satisfaction of the Employer will, inevitably, prejudice the tender and may lead to rejection claiming the tender is not responsive].**

**B1: TENDERER'S FINANCIAL STANDING (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 Company's Bank**

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

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

**Tenderer's Tax Details**

Tenderer's VAT vendor registration number: .....

Tenderer's SARS tax reference number: .....

NAME: .....

POSITION: .....

SIGNATURE: .....

DATE: .....

(of person authorised to sign on behalf of the Tenderer)

**B2: CERTIFICATE OF AUTHORITY FOR SIGNATORY**

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

*An example for a company is shown below:*

"I/We\*, the undersigned, am/are\* duly authorised to sign the form of tender on behalf of

.....

by virtue of the Articles of Association/Resolution of the Board of Directors\*, of which a certified copy is attached, or

.....

.....

\*Delete whichever is inapplicable

--	--	--

**NAME**

**SIGNATURE**

**DATE**

--	--	--

**NAME**

**SIGNATURE**

**DATE**

**WITNESSES**

--	--	--

**NAME**

**SIGNATURE**

**DATE**

--	--	--

**NAME**

**SIGNATURE**

**DATE**



**B2.1: CERTIFICATE OR AUTHORITY FOR JOINT VENTURES**

This Returnable Schedule is to be completed only if Tenderer is a joint venture.

We, the undersigned, are submitting this tender offer in joint venture and hereby authorise

Mr/Ms ..... , authorised signatory of the company, close corporation or partnership..... acting in the capacity of lead partner, to sign all documents in connection with the tender offer and any contract resulting from it on our behalf.

NAME OF FIRM	ADDRESS	DULY AUTHORISED SIGNATORY
Lead partner		Signature : ..... Name : ..... Designation : .....
		Signature : ..... Name : ..... Designation : .....
		Signature : ..... Name : ..... Designation : .....
		Signature : ..... Name : ..... Designation : .....

**Note:**

A copy of the Joint Venture Agreement showing clearly the percentage contribution of each partner to the Joint Venture shall be appended to this Schedule.

## B2.2: JOINT VENTURE DISCLOSURE FORM

### GENERAL

- i. All the information requested must be filled in the spaces provided. If additional space is required, additional sheets may be used and attached to the original documents.
- ii. A copy of the joint venture agreement must be attached to this form, in order to demonstrate the Affirmable, Joint Venture Partner's share in the ownership, control, management responsibilities, risks and profits of the joint venture, the proposed joint venture agreement must include specific details relating to:
  - a. the contributions of capital and equipment
  - b. work items to be performed by the Affirmable Joint Venture Partner's own forces
  - c. work items to be performed under the supervision of the Affirmable Joint Venture Partner.
- iii. Copies of all written agreements between partners concerning the contract must be attached to this form including those, which relate to ownership options and to restrictions/limits regarding ownership and control.
- iv. ABE partners must complete ABE Declaration Affidavits.
- v. The joint venture must be formalised. All pages of the joint venture agreement must be signed by all the parties concerned. A letter/ notice of intention to formalise a joint venture once the contract has been awarded will not be considered.
- vi. Should any of the above not be complied with, the joint venture will be deemed null and void and will be considered non-responsive.

### 1. JOINT VENTURE PARTICULARS

a) Name

.....

b) Postal address

.....

.....

.....

c) Physical address

.....

.....

.....

d) Telephone

.....

e) Fax

### 2. IDENTITY OF EACH NON-AFFIRMABLE JOINT VENTURE PARTNER

2.1(a) Name of Firm .....

Postal Address .....

Physical Address .....

Telephone .....

Fax .....

Contact person for matters pertaining to Joint Venture Participation Goal requirements:

.....

**2.2(a) Name of Firm** .....

Postal Address .....

Physical Address .....

Telephone .....

Fax .....

Contact person for matters pertaining to Joint Venture Participation Goal requirements:

.....  
*(Continue as required for further non-Affirmable Joint Venture Partners)*

**3. IDENTITY OF EACH AFFIRMABLE JOINT VENTURE PARTNER**

**3.1(a) Name of Firm** .....

Postal Address .....

Physical Address .....

Telephone .....

Fax .....

Contact person for matters pertaining to Joint Venture Participation Goal requirements:

**3.2(a) Name of Firm** .....

Postal Address .....

Physical Address .....

Telephone .....

Fax .....

Contact person for matters pertaining to Joint Venture Participation Goal requirements:

**3.3(a) Name of Firm** .....

Postal Address .....

Physical Address .....

Telephone .....

Fax .....

Contact person for matters pertaining to Joint Venture Participation Goal requirements:

**4. BRIEF DESCRIPTION OF THE ROLES OF THE AFFIRMABLE JOINT VENTURE PARTNERS IN THE JOINT VENTURE**

.....

**5. OWNERSHIP OF THE JOINT VENTURE**

- a) Affirmable Joint Venture Partner ownership percentage(s) ..... %
- b) Non-Affirmable Joint Venture Partner ownership percentage(s) ..... %
- c) Affirmable Joint Venture Partner percentages in respect of : \*
- i) Profit and loss sharing .....
- ii) Initial capital contribution in Rands .....

(\*Brief descriptions and further particulars should be provided to clarify percentages).

- iii) Anticipated on-going capital contributions in Rands .....
- iv) Contributions of equipment (specify types, quality, and quantities of equipment) to be provided by each partner.

**6. RECENT CONTRACTS EXECUTED BY PARTNERS IN THEIR OWN RIGHT AS PRIME CONTRACTORS OR AS PARTNERS IN OTHER JOINT VENTURES**

	NON-AFFIRMABLE JOINT VENTURE PARTNERS	PARTNER NAME
a.		
b.		
c.		
d.		
e.		

	AFFIRMABLE JOINT VENTURE PARTNERS	PARTNER NAME
a.		
b.		
c.		
d.		
e.		

**7. CONTROL AND PARTICIPATION IN THE JOINT VENTURE**

(Identify by name and firm those individuals who are, or will be, responsible for, and have authority to engage in the relevant management functions and policy and decision making, indicating any limitations in their authority e.g. co-signature requirements and Rand limits).

a) Joint Venture cheque signing

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

b) Authority to enter into contracts on behalf of the Joint Venture

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

c) Signing, co-signing and/or collateralising of loans

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

d) Acquisition of lines of credit

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

e) Acquisition of performance bonds

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

f) Negotiating and signing labour agreements

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

**8. MANAGEMENT OF CONTRACT PERFORMANCE**

(Fill in the name and firm of the responsible person).

a) Supervision of field operations

.....

b) Major purchasing

.....

c) Estimating

.....

d) Technical management

.....

**9. MANAGEMENT AND CONTROL OF JOINT VENTURE**

a) Identify the “managing partner”, if any,

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

b) What authority does each partner have to commit or obligate the other to financial institutions, insurance companies, suppliers, subcontractors and/or other parties participating in the execution of the contemplated works?

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

c) Describe the management structure for the Joint Venture’s work under the contract

MANAGEMENT FUNCTION / DESIGNATION	NAME	PARTNER*

(Fill in “ex Affirmable Joint Venture Partner” or “ex non-Affirmable Joint Venture Partner”.

**10. PERSONNEL**

a) State the approximate number of operative personnel (by trade/function/discipline) needed to perform the Joint Venture work under the Contract.

TRADE/FUNCTION/DISCIPLINE	NUMBER EX AFFIRMABLE JOINT VENTURE PARTNERS	NUMBER EX NONAFFIRMABLE JOINT VENTURE PARTNERS

(Fill in "ex Affirmable Joint Venture Partner" or "ex non-Affirmable Joint Venture Partner").

b) Number of operative personnel to be employed on the Contract who are currently in the employ of partners.

(i) Number currently employed by Affirmable Joint Venture Partners

.....

(ii) Number currently employed by the Joint Venture

.....

c) Number of operative personnel who are not currently in the employ of the respective partner and will be engaged on the project by the Joint Venture

.....

d) Name of individual(s) who will be responsible for hiring Joint Venture employees

.....

.....

e) Name of partner who will be responsible for the preparation of Joint Venture payrolls

.....

.....

**11. CONTROL AND STRUCTURE OF THE JOINT VENTURE**

Briefly describe the manner in which the Joint Venture is structured and controlled.

.....

.....

.....  
The undersigned warrants that he/she is duly authorised to sign this Joint Venture Disclosure Form and affirms that the foregoing statements are true and correct and include all material information necessary to identify and explain the terms and operations of the Joint Venture and the intended participation of each partner in the undertaking.

The undersigned further covenants and agrees to provide the Employer with complete and accurate information regarding actual Joint Venture work and the payment therefore, and any proposed changes in any provisions of the Joint Venture agreement, and to permit the audit and examination of the books, records and files of the Joint Venture, or those of each partner relevant to the Joint Venture, by duly authorised representatives of the Employer.

Signature.....

Duly authorised to sign on behalf of .....

Name.....

Address.....

Telephone.....

Date.....

Signature.....

Duly authorised to sign on behalf of.....

Name.....

Address.....

Telephone.....

Date.....

Signature.....

Duly authorised to sign on behalf of.....

Name.....

Address.....

Telephone.....

Date.....

Signature.....

Duly authorised to sign on behalf of.....

Name.....

Address.....

Telephone.....

Date.....







**B4.2: SCHEDULE OF PLANT AND EQUIPMENT**

Each partner to a joint Venture is to provide the information required below with respect to his company's contribution to the plant and equipment resourcing of the Joint Venture.

The following are lists of major items of relevant equipment that I / we presently own or lease and will have available for this contract if my / our tender is accepted.

**(a) Details of major equipment that is owned by me / us and immediately available for this contract.**

DESCRIPTION (type, size, capacity etc.)	QUANTITY	YEAR OF MANUFACTURE

*Attach additional pages if more space is required*

**(b) Details of major equipment that will be hired, or acquired for this contract if my / our tender is accepted**

DESCRIPTION (type, size, capacity etc.)	QUANTITY	HOW ACQUIRED	
		HIRE/ BUY	SOURCE

*Attach additional pages if more space is required*

The Tenderer undertakes to bring onto site without additional cost to the Employer any additional plant not listed but which may be necessary to complete the contract within the specified contract period.

NAME: ..... POSITION: .....

SIGNATURE: ..... DATE: .....

*(of person authorised to sign on behalf of the tenderer)*

**B4.3: PROPOSED KEY PERSONNEL**

The Tenderer shall enter in the table below information in respect of the key personnel who will be engaged on the project. Abbreviated Curricula Vitae, which specifically address the questions posed in the Point Scoring Check for Functionality, including the relevant certificates, to support the stated information must be included in the proposal together with a copy of this form. Form A3 will used to evaluate the functionality of the submission. An organogram and employee CV's need to be appended to this form

Designation	Name	Qualification	Years' Experience
Contract Manager			
Site Agent			
Foreman			

The Tenderer shall attach hereto the *curricula vitae*, in the form included hereafter, of at least the **project manager**, **site agent** and **foreman**. The information is necessary for evaluation of the tender.

SIGNATURE: ..... DATE: .....

*(of person authorised to sign on behalf of the Tenderer)*







#### **B4.4: QUALITY CONTROL PLAN**

*[The Tenderer shall attach the required document here.]*

The Quality Control Plan must detail the following to get full points:

1. Tenderer's proposed methodology for the works,
2. Health and safety management plan, and
3. Quality control measures (testing, inspections, technical query management and project reporting).
4. Contractor is certified as with the Quality Management System to ISO9001:2008 or 2015 standard and has attached a certified copy of the certification.

**(5 pages maximum)**

**Good:** Quality Control Plan lists and discusses the headings above and the contractor has a certified Quality Management System to ISO9001:2008 or 2015 standards.

**Acceptable:** Quality Control Plan lists and discusses **three** of the headings above.

**Fair:** Quality Control Plan lists and discusses less than three of the headings above.

**No submission:** Quality Control Plan is not related to the required information or is not submitted.

**FAILURE TO SUBMIT THIS DOCUMENT WILL RESULT IN NO POINTS BEING AWARDED**



#### **B4.5: SUBCONTRACTING AFTER AWARD OF TENDER**

Awarded bidder must subcontract 20% of the contract value to SMME service providers within the project specific area.

A Service provider awarded a contract may only enter into a subcontracting arrangement with the approval of the organ of state.

**B4.6: EPWP Requirements**

**a. Schedule of Labour Content**

The tenderer must complete a standard table reflecting the labour force anticipated to be employed on this contract, including labour employed by sub-contractors. The Specified target value is ..... %

Type of Labour	Man-Days	Minimum Wage Rate per unit	Total Wage Cost (Excl. VAT)
Permanent Staff			
Temporary Staff			
SMME/HDEs Labour			
Total			
Percentage			

**[NOTES:**

- (1) Labour is defined as hourly paid personal
- (2) The penalty for non-compliance during the contract or fraudulent disclosure is discussed in CONTRACT DATA section.]

**b. Name of Training Institution**

Name of Programme

Trainers Name	Qualification	Subject

**[Notes:**

- (1) Provide details here, or attached hereto, the subjects to be covered and the manner in which training is to be delivered.]

**B5: CERTIFICATE FOR INSURANCE COVER**

*[NOTE: In the event of the Tenderer being a joint venture/consortium, the details of the individual members must also be provided.]*

The Tenderer shall provide the following details of this insurance cover:

- i) Name of Tenderer: .....
- ii) Period of Validity: .....
- iii) Value of Insurance:
  - Insurance for Works and Contractor's equipment  
Company: .....  
Value: .....
  - Insurance for Contractor's personnel  
Company: .....  
Value: .....
  - General public liability  
Company: .....  
Value: .....
  - SASRIA  
Company: .....  
Value: .....

**B6: PRELIMINARY CONSTRUCTION PROGRAMME (FOR INFORMATION PURPOSES ONLY)**

The Tenderer shall attach a preliminary programme, to this Form.

This programme shall:

- be in the form of a bar chart (Gantt chart) or similar acceptable time/activity form reflecting the proposed sequence and tempo of execution of the various activities and the quantities that will be carried out every week under each of the elements, comprising the work for this contract;
- also indicate the point where the Tenderer intends to commence work operations and the direction in which the work will proceed;
- be in accordance with the information provided in Form C3.2: Schedule of plant and equipment, Form B5: Estimated monthly expenditure, and with all other aspects of the Tender; and
- indicate planned working hours.

*[NOTE: The programme must be based on the completion time as specified in the Contract Data. No other completion time that may be indicated on this programme will be regarded as an alternative offer, unless it is listed in Table (b) of Form I hereafter and supported by a detailed statement to that effect, all as specified in the Tender Data]*

NAME: .....

POSITION: .....

SIGNATURE: .....

DATE: .....

*(of person authorised to sign on behalf of the Tenderer)*

**B7 ESTIMATED MONTHLY EXPENDITURE**

The Tenderer shall state below the estimated value of work to be completed every month, based on his preliminary programme and his tendered unit rates.

The amount for contingencies must not be included.

MONTH	VALUE
1	R .....
2	R .....
3	R .....
4	R .....
5	R .....
6	R .....
7	R .....
8	R .....
	COMPLETION OF CONTRACT
TOTAL	R .....

NAME: .....

POSITION: .....

SIGNATURE: .....

DATE: .....

*(of person authorised to sign on behalf of the Tenderer)*

**B8: COMPULSORY ENTERPRISE QUESTIONNAIRE**

The following must be furnished; in the case of a joint venture, **separate** enterprise questionnaires in respect of each partner must be completed and submitted.

**Section 1: Name of enterprise:** .....

**Section 2: VAT registration number, if any:** .....

**Section 3: CIDB registration number, if any:** .....

**Section 4: Particulars of sole proprietors and partners in partnerships**

Name*	Identity number*	Personal income tax number*

\* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

**Section 5: Particulars of companies and close corporations**

Company registration number .....

Close corporation number .....

Tax reference number .....

**Section 6: Record of service of the state**

Indicate by marking the relevant boxes with a cross, if any sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months in the service of any of the following:

- a member of any municipal council
- a member of any provincial legislature
- a member of the National Assembly or the National Council of Province
- a member of the board of directors of any municipal entity
- an official of any municipality or municipal entity
- an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999)
- a member of an accounting authority of any national or provincial public entity
- an employee of Parliament or a provincial legislature

If any of the above boxes are marked, disclose the following:

Name of sole proprietor, partner, director, manager, principal shareholder or stakeholder	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		current	Within last 12 months

\*insert separate page if necessary

**Section 7: Record of spouses, children and parents in the service of the state**

Indicate by marking the relevant boxes with a cross, if any spouse, child or parent of a sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months been in the service of any of the following:

- |  |   |
|--|---|
| <input type="checkbox"/> a member of any municipal council                                     | <input type="checkbox"/> an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999) |
| <input type="checkbox"/> a member of any provincial legislature                                | <input type="checkbox"/> a member of an accounting authority of any national or provincial public entity  |
| <input type="checkbox"/> a member of the National Assembly or the National Council of Province | <input type="checkbox"/> an employee of Parliament or a provincial legislature  |
| <input type="checkbox"/> a member of the board of directors of any municipal entity            |   |
| <input type="checkbox"/> an official of any municipality or municipal entity                   |   |

Name of spouse, child or parent	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		current	Within last 12 months

\*insert separate page if necessary

The undersigned, who warrants that he/she is duly authorised to do so on behalf of the enterprise:

- i) authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;
- ii) confirms that the neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;
- (a) iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;
- iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest;
- iv) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct;

NAME: .....

POSITION: .....

SIGNATURE: .....

DATE: .....

*(of person authorised to sign on behalf of the Tenderer)*