

THEMBISILE HANI LOCAL MUNICIPALITY



T2.1 LIST OF RETURNABLE DOCUMENTS

- 1. Failure to fully complete the **compulsory** returnable documents shall render such a tender offer unresponsive.
- 2. Tenderers shall note that their signatures appended to each returnable form **represents a declaration that they vouch for the accuracy and correctness of the information provided**, including the information provided by candidates proposed for the specified key positions.
- 3. Notwithstanding any check or audit conducted by or on behalf of the Employer, the information provided in the returnable documents is accepted in good faith and as justification for entering into a contract with a tenderer. If subsequently any information is found to be incorrect such discovery shall be taken as wilful misrepresentation by that tenderer to induce the contract. In such event the Employer has the discretionary right under contract condition 8.4 to terminate the contract.

The Tenderer must complete the following returnable Schedules:

Returnable Schedules required for Tender evaluation purposes

COMPULSORY BID DOCUMENTS			
PART-A	INVITATION TO BID		
PART-B	TERMS AND CONDITIONS FOR BIDDING		
FORM-A2	COMPULSORY ENTERPRISE QUESTIONNAIRE FOR CONSORTIA OR JOINT		
	VENTURES		
FORM B	DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES		
FORM C	DECLARATION OF INTEREST		
FORM D	AUTHORITY OF SIGNATORY		
FORM E	DECLARATION OF GOOD STANDING REGARDING TAX		
FORM F	FINANCIAL REFERENCES /TENDERER'S CREDIT RATING AND BANK DETAILS		
FORM G	MUNICIPAL UTILITY ACCOUNT		
FORM H	PREFERENCE SCHEDULE		
FORM I	DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR		
	DESIGNATED SECTORS		
FORM J	CERTIFICATE OF INDEPENDENT BID DETERMINATION		
FORM K	DECLARATION TENDERER'S LITIGATION HISTORY		
FORM L	PROOF OF GOOD STANDING WITH COMPENSATION COMMISSIONER		
FORM LL	DECLARATION OF PROCUREMENT ABOVE 10MILLION (VAT INCLUSIVE)		
	RETURNABLES FOR EVALUATION PURPOSES		
FORM M	TENDERER'S PROJECT STRUCTURE		
FORM N	PROPOSED KEY PERSONNEL		
FORM O	SCHEDULE OF PREVIOUS EXPERIENCE		
FORM P	SCHEDULE OF CURRENT PROJECTS		
FORM Q	SCHEDULE OF INFRASTRUCTURE AND RESOURCES		
FORM R	SCHEDULE OF PROPOSED SUB CONTRACTORS		
FORM S	RECORD OF ADDENDA TO TENDER DOCUMENTS		



PART A INVITATION TO BID

YOU ARE HERE!		FOR REQUIREMENTS	OF THE (TH	<i>IEMBISI</i>	LE HA	NI LOCAL MU	JNICIP/	ALITY)		
BID NUMBER:	THLM/SCM 38/20 FLEET 03	20-2021/ CLOSING DA	ATE:	15 th MAY	2020	CLOS	SING TI	IME:	12:00PM	
	APPOINTMENT C	F A SERVICE PROVIDE	R FOR FUEL	ING AN	D SUF	PLY OF LUBF	RICANT	S FOR MUI	NICIPAL FLE	ET AS
	AND WHEN REQU	JIRED FOR A PERIOD (OF 36 MONTH	HS						
DESCRIPTION										
		BE REQUIRED TO FILL		A WRI	TTEN	CONTRACT F	ORM (I	MBD7).		
	BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX									
SITUATED AT (S	SITUATED AT (STREET ADDRESS									
STAND NO 24	STAND NO 24									
CORNER POLICI	E STATION									
KWAGGAFOTEI	N C									
EMPUMALANGA	1									
0458										
SUPPLIER INFO	RMATION									
NAME OF BIDDE	R									
POSTAL ADDRES	SS									
STREET ADDRES	SS									
TELEPHONE NU	MBER	CODE				NUMBER				
CELLPHONE NU	MBER									
FACSIMILE NUM	BER	CODE				NUMBER				
E-MAIL ADDRES	S									
VAT REGISTRAT	ION NUMBER									
TAX COMPLIANO	CE STATUS	TCS PIN:			OR	CSD No:				
B-BBEE STATUS		Yes				EE STATUS	 	es		
VERIFICATION C					AFFI	L SWORN				
-	-	No	0475/014/0	DN 45			N N		OT DE QUE	MATTER
		RIFICATION CERTIFICE POINTS			FIDA	VII (FOR EM	ES & C	QSES) MU	ST BE SUB	MIIIED
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ARE YOU THE	E ACCREDITED				BASI		JER	_		
	VE IN SOUTH	☐Yes	No			THE GO		Yes		No
AFRICA FOR /SERVICES /WOI	THE GOODS	[IF YES ENCLOSE PRO	OOF1			VICES /WO		TIE VES AN	ISWER PAR	T R-3 1
/OLIVIOLO /WOI	THO OIT LINED:	[II TEO ENOLOGET IX			OII	LINED:		[II TEO, AI	NOWLKTAK	1 0.0]
TOTAL NUMBE	R OF ITEMS									
OFFERED					тот	AL BID PRICE		R		
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SIGNATURE OF	NDER WHICH				DAT	<u> </u>				
THIS BID IS SIG										
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO: TECHNICAL INFORMATION MAY BE DIRECTED TO:										
DEPARTMENT:		SCM				ERSON			TJ Mtshweni	
CONTACT PERS	ON	Lydia Sehlako				NUMBER		3 986 9220		
TELEPHONE NU		013 986 9187				NUMBER		3 986 9000		
FACSIMILE NUM		013 986 000		E-MAIL					embisilehanil	m.gov.za
E-MAIL ADDRES	S	Sehlakol@thembisileha	nilm.gov.za							



PART B TERMS AND CONDITIONS FOR BIDDING

1.	BID SUBMISSION:		
1.1.	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.		
1.2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE		
1.3.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.		
2.	TAX COMPLIANCE REQUIREMENTS		
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.		
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.		
2.3	APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.		
2.4	FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.		
2.5	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.		
2.6	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.		
2.7	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.		
3.	QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS		
3.1.	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?		
3.2.	DOES THE ENTITY HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO		
3.3.	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?		
3.4.	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?		
3.5.	IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?		
	HE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE TUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 VE.		
	FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.		
SIGN	IATURE OF BIDDER:		
CAP	ACITY UNDER WHICH THIS BID IS SIGNED:		
DATI	E:		



FORM A2: COMPULSORY ENTERPRISE QUESTIONNAIRE FOR CONSORTIA OR JOINT VENTURES

In the case of a Joint Venture - Form "A2" needs to be completed

SPECIAL RESOLUTION OF CONSORTIA OR JOINT VENTURES

RESOLUTION of a meeting of the duly authorised representatives of the following legal entities who have entered into a consortium/joint venture to jointly bid for the project mentioned below: (*legally correct full names and registration numbers, if applicable, of the Enterprises forming a Consortium/Joint Venture*)

1	
2	
3	
4	
5	
6	
7	
8.	
8	
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n (da	



RESOLVED that:

The above-mentioned Enterprises submit a Bid in	Consortium/Joint	Venture to the	Thembisile	Hani Local
Municipality in respect of the following project:				

	Did / Dusing at Neurals of	_	(in a set mount on)
A.		r:	
Α.	IVII/IVII 5/IVI5		
	in *his/her Capacity a	as:	(Position in the Enterprise)
	and who will sign as	follows:	
	connection with and	relating to the Bid, as well as to sig	d all other documents and/or correspondence in any Contract, and any and all documentation, nsortium/Joint Venture mentioned above.
B.		stituting the Consortium/Joint Venture, name and style of:	notwithstanding its composition, shall conduct all
C.	obligations of the C		nt and several liability for the due fulfilment of the n, and in any way connected with, the Contractescribed under item A above.
D.	agreement, for wha Notwithstanding suc	tever reason, shall give the Depart h decision to terminate, the Enterprise	tending to terminate the consortium/joint venturement 30 days written notice of such intention es shall remain jointly and severally liable to the e Consortium/Joint Venture as mentioned under
E.	Enterprises to the Co	onsortium/Joint Venture and of the mui	without the prior written consent of the other nicipality, cede any of its rights or assign any of its in relation to the Contract with the municipality
F.	purposes arising fro		ecutandi of the Consortium/Joint Venture for all ement and the Contract with the municipality in
	Physical address:		-
	-	(code	-
	-	(code	,
	Postal Address:		-
	-	(code	-)
	Telephone number:	(code)	
	Fax number:	(code	



NO	NAME OF ENTITY	NAME OF REPRESENTATIVE	CAPACITY	SIGNATURE
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				

Note:

- 1. * Delete which is not applicable
- 2. NB. This resolution must be signed by all the Duly Authorised Representatives of the Legal Entities to the Consortium/Joint Venture
- submitting this Bid

 3. Should the number of Duly Authorised Representatives of the Legal Entities joining forces in this Bid exceed the space available above, additional names and signatures must be supplied on a separate page
- 4. Resolutions, duly completed and signed, from the separate Enterprises who participate in this Consortium/Joint Venture must be attached to the Special Resolution.



ATTACH THE FOLLOWING DOCUMENTS HERETO

- 1. For Closed Corporations
 - CK1 or CK2 as applicable (Founding Statement)
 - Copies of the ID's of the Directors
- 2. For Companies
 - A copy of the Certificate of Incorporation
 - Copies of the ID's of the Directors, and
 - the shareholders register
- 3. For Joint Venture Agreements
 - Copy of the Joint Venture Agreement between all the parties,
 - as well as the documents in (1) or (2) of each Joint Venture member.
- 4. For Partnership
 - Copies of the ID's of the partners
- 5. One person Business / Sole trader
 - Copy of ID
- 6. Details of Tax Compliance Status from South African Revenue Service and SARS Pin Document
- 7. Duly Signed and dated original or copy of Authority of Signatory on company Letterhead
- 8. <u>B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE</u> (original or a copy issued by an approved body / accredited verification agency as prescribed by the National Treasury and the Department of Trade and Industry)
- 9. Central Supplier Database [CSD] Summary



FORM B: DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES (MBD8)

- 1 This Municipal Bidding Document must form part of all bids invited.
- 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.
- The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item 4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied). The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.	Yes Yes	No D
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.	Yes☐	8□
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes	No



4.3.1	If so, furnish particulars:		
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	Yes	No
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes	No
4.7.1	If so, furnish particulars:		
	CERTIFICATION		
I, TH	IE UNDERSIGNED (FULL NAME)		
	TIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM RECT.	IS TRUE	E AND
I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.			
Sign	ature Date		
Posi	tion Name of Bidde	er	



FORM C: DECLARATION OF INTEREST (MBD4)

- 1. No bid will be accepted from persons in the service of the state1.
- 2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.

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

3.1 Full Name of bidder or his or her representative:
3.2 Identity Number:
3.3 Position occupied in the Company (director, trustee, hareholder²):
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:

a) a member of -

the bid.

- (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;

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

- (c) an official of any municipality or municipal entity;
- (d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) an employee of Parliament or a provincial legislature.
- ² Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.



FULL NAME	IDENTITY NUMBER	STATE EMPLOYEE NUMBER
4. Full details of directors / trustees / m	embers / shareholders.	
3.14.1 If yes, furnish particulars:		
3.14 Do you or any of the directors, trustocompany have any interest in any other rethis contract. YES / NO	• , ,	
3.13.1 If yes, furnish particulars:		
3.13 Are any spouse, child or parent of the or stakeholders in service of the state? Y	he company's director's truste	
3.12.1 If yes, furnish particulars:		
3.12 Are any of the company's directors, service of the state? YES / NO		
3.11.1 If yes, furnish particulars:		
3.11 Are you, aware of any relationship (family, friend, other) between	any other bidder and any persons in
3.10.1 If yes, furnish particulars:		
3.10 Do you have any relationship (family be involved with the evaluation and or ad	y, friend, other) with persons i	n the service of the state and who may
3.9.1 If yes, furnish particulars:		
3.9 Have you been in the service of the s	state for the past twelve mont	hs? YES / NO



	DECLARATION	
I, the undersigned (name):information furnished is correct. I acception General Conditions of Contract should to	t that the state may act aga	inst me in terms of paragraph 23 of th
Signature		Date
Capacity		 Name of Bidder



FORM D: AUTHORITY OF SIGNATORY

Details of person respon	sible for tender process:
Name :	
Contact number :	
Office address :	
=	porations and companies shall confirm their authority by attaching to this form a duly on the Company Letterhead of the relevant resolution of their members or their board may be.
PRO-FORMA FOR COM	IPANIES AND CLOSE CORPORATIONS:
"By resolution of the boa	rd of directors passed on (date)
Mr	
has been duly authorized	d to sign all documents in connection with the Tender for Contract Number and any Contract which may arise there from on (BLOCK CAPTIALS)
SIGNED ON BEHALF O	F THE COMPANY
IN HIS CAPACITY AS	
DATE	
FULL NAMES OF SIGN	ATORY
AS WITNESSES:	1
	2

Designation:



PRO-FORMA FOR JOINT VENTURES:

Certificate of Authority for Joint Ventures

NAME OF FIRM	ADDRESS	DULY AUTHORISED SIGNATORY
		Signature:
		Name:
		Designation:
		Signature:
		Name: Designation:
D)[7(0) F		Signature:
		Name:
		Designation:
		Signature:
		Name:



ATTACH HERETO THE DULY SIGNED AND DATED A COPY OF AN AUTHORITY OF SIGNATORY ON COMPANY LETTERHEAD



FORM E: DECLARATION OF GOOD STANDING REGARDING TAX (MBD 2) DETAILS OF TAX COMPLIANCE STATUS:

TAXPAYER NAME	
TRADING NAME	
TAX REFERENCE NUMBER (S)	
VAT	
PIN	
EXPIRY DATE	

TAX PIN CERTIFICATE REQUIREMENTS

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

- In order to meet this requirement bidders are required to complete in full the attached form TCC 001"Application for a Tax Pin Certificate" and submit it to any SARS branch office nationally. The Tax Pin Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.
- 2. SARS will then furnish the bidder with a Tax Pin Certificate that will be valid for a period of 1 (one) year from the date of approval.
- 3. The original Tax Pin Certificate must be submitted together with the bid. Failure to submit the original and valid Tax Pin Certificate will result in the invalidation of the bid. Certified copies of the Tax Pin Certificate will not be acceptable.
- 4. In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Pin Certificate.
- 5. Copies of the TCC 001 "Application for a Tax Pin Certificate" form are available from any SARS branch office nationally or on the website www.sars.gov.za.
- 6. Applications for the Tax Pin Certificates may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website www.sars.gov.za.



FORM F: FINANCIAL REFERENCES

DETAILS OF TENDERERS BANKING INFORMATION

Notes to tenderer:

- 1. The tenderer shall attach to this form letter from the bank not older than three (3) months confirming the bank account and details. Failure to provide the required letter with the tender submission shall render the tenderer's offer unresponsive.
- 2. The tenderer's banking details as they appear below shall be completed.
- 3. In the event that the tenderer is a joint venture enterprise, details of all the members of the joint venture shall be similarly provided and attached to this form.

BANK NAME:	
ACCOUNT NAME: (e.g. ABC Civil Construction cc)	
ACCOUNT TYPE: (e.g. Savings, Cheque etc)	
ACCOUNT NO:	
ADDRESS OF BANK:	
CONTACT PERSON:	
TEL. NO. OF BANK / CONTACT:	
How long has this account been in existence:	0-6 months (Tick which is appropriate) 7-12 months 13-24 months More than 24 months
Name of Tenderer:	Date:
Signature:	
Full name of signatory	



ATTACH HERETO A COPY OF A LETTER FROM THE BANK TO THIS PAGE NOT OLDER THAN THREE (3) MONTHS



FORM G: MUNICIPAL UTILITY ACCOUNT

DECLARATION BY THE TENDERER I the undersigned ______, has been duly authorized to sign all documents with the Tender for Contract Number _____on behalf of hereby make a declaration as follows: (referred to herein as "the Bidder") I declare that the bidder and /or any of its director(s) / member(s) does not owe the municipality, or any other municipality and/or municipal entity any amount which is in arrears in respect of any municipal rates and taxes or municipal service charges. 2. I understand and accept that in the event that this declaration is proved to be false, the bid shall be rejected forthwith. All other rights of the municipality (including but not limited to the right to claim damages where applicable) shall remain reserved in full. SIGNED ON BEHALF OF THE COMPANY IN HIS CAPACITY AS DATE **FULL NAMES OF SIGNATORY** LITH ITY ACCOUNT NUMBER NAME OF MUNICIPALITY NAME OF OWNER

UTILITY ACCOUNT NUMBER	NAME OF MUNICIPALITY	NAME OF OWNER



ATTACH AN ORIGINAL OR A COPY OF A MUNICIPAL UTILITY ACCOUNT (NOT OLDER THAN THREE (3) MONTHS)

Important: Note the following

- List and attach account(s) registered all in the name(s) of the Director(s) or the Company on the declaration form attached hereto; or
- Attach a copy lease agreement along with the utility account of the Landlord, whereby the company is leasing the property its operating from.



FORM H: PREFERENCE SCHEDULE (MBD 6.1)

MBD 6.1

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

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

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

1. GENERAL CONDITIONS

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

1.2

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

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

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

2. **DEFINITIONS**

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



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

3. POINTS AWARDED FOR PRICE

3.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

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

Where

Ps = Points scored for price of bid under consideration

Pt = Price of bid under consideration

Pmin = Price of lowest acceptable bid

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



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

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

5	P	ı	D	n	E	\sim 1	Λ	D	۸ (т		N	1
3 .	0		u	u		u	_#	۱Г	•	ч	u	м	4

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

6.	B-BBEE STATUS LEVEL OF CONTRIE	BUTO	OR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1
6.1	B-BBEE Status Level of Contributor.	=	(maximum of 10 or 20 points)

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

7. SUB-CONTRACTING

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

(Tick applicable box)

YES	NO	

7	1	1	If v	es. ir	di	cata:
1	. I	. 1	l II V	es. II	10 110	Cale.

)) What percentage of the contract will be subcontra-	cted%
---	--	-------

ii) The name of the sub-contractor.....

iii) The B-BBEE status level of the sub-contractor.....

iv) Whether the sub-contractor is an EME or QSE

(Tick applicable box)
YES NO

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

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



Any QSE	

8.	DECLARATION WITH REGARD TO COMPANY/FIRM
8.1	Name of company/firm:
8.2	VAT registration number:
8.3	Company registration number:
8.4	TYPE OF COMPANY/ FIRM
	 □ Partnership/Joint Venture / Consortium □ One person business/sole propriety □ Close corporation □ Company □ (Pty) Limited [TICK APPLICABLE BOX]
8.5	DESCRIBE PRINCIPAL BUSINESS ACTIVITIES
8.6	COMPANY CLASSIFICATION
0.0	 □ Manufacturer □ Supplier □ Professional service provider □ Other service providers, e.g. transporter, etc. [TICK APPLICABLE BOX]
8.7	MUNICIPAL INFORMATION
	Municipality where business is situated:
	Registered Account Number:
	Stand Number:
8.8	Total number of years the company/firm has been in business:
8.9	I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBEE status level of contributor indicated in paragraphs 1.4 and

i) The information furnished is true and correct;

acknowledge that:

ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;

6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we

- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have
 - (a) disqualify the person from the bidding process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that



person's conduct;

- (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the audi alteram partem (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution.

WITNESSES	
1	SIGNATURE(S) OF BIDDERS(S)
2	DATE: ADDRESS



ATTACH AN ORIGINAL OR A COPY OF B-BBEE STATUS VERIFICATION CERTIFICATE

NOTE THE FOLLOWING IN RESPECT OF B-BBEE CERTIFICATES:

- 1. Certificates attached hereto should be those issued by approved verification agencies as directed by the National Treasury and the DTI (Department of Trade and Industry)
- 2. Verification agencies should be approved by SANAS and Accounting Officers and Auditors should be approved in terms of the IRBA (Independent Regulatory Body for Auditors), and as prescribed by the Close Corporations Act for designation as an Accounting Officer
- 3. Certified copies of the B-BBEE certificate or Sworn Affidavit should be within the financial year of the issued bid or quotation.

Further information in respect of the above is obtainable from the National treasury and DTI websites and the Preferential Procurement Regulations, 2017



FORM I:DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

MBD 6.2: DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

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

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

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.5. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

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

Where

x is the imported content in Rand

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

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

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

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

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



<u>Description of services, works or goods</u> <u>Stipulated minimum threshold</u> Formwork

Roller Shutter Doors
 100%

• Steel Door Frames 100%

 Hinges, Bolts, ETC 100% (15mm chromium plated barrel bolt)

 Locks 100% (38mm Padlocks; Satin chromium plated three lever mortice lockset with striking plate; Bathroom

W.C. lockset.)

Letters, Nameplates,
 (3mm Thick x 32mm wide Clear perspex
 numeral plate reverseengraved in five, ten,
 fifteen numerals and/or letters, twicecountersunk
 holed for and screwed to door with chromium
 plated dome headed screws.)
 (150 x 150 x 32mm anodized aluminium plate
 with male, female or paraplegic symbol)

Writing Boards and Pin Boards
 (Semi-gloss white writing board with enamel steel
 Surface suitable for use with fibre tipped white
 Board marker pens. Size 2400mm x1200 high.)
 (Pinning board 2400 x 1200mm high. To consist
 Fortlme premier pinning material, plugged.)

Bathroom Fittings
 (Stainless steel wall mounted double lockable toilet roll holder, screwed to plugs in brickwork; Lockable; wall mounted soap dispenser; Lockable-wall mounted paper towel dispenser; Wall mounted waste bin; Shower)

Grab Rails

 (32mm stainless steel side grab rail ;32mm stainless steel rear grab rail around cistern)

Welded sections in single lengths with and including flat section base, top, bearer and connection plates bolted to concrete column or concrete beam
 (70x70x8 L; 80x80x8 L; 203x133x25 I-Section; 125x50x20x3.0 CFLC TYP; 406x140x39 I-Section; 80x80x6x80mm Long Cleat; 16mm thick stiffener plate)

• Steel Handrails, Balustrades, Etc 100%

Welded balustrades to walkways and stairs (40mm Diameter x 2mm thick continuous pipe rails; Extra over for flat closed end; Extra over for ramp or knee; 40mm Diameter x 2mm thick stanchions; Extra over for T-intersection 12mm Diameter horizontal infill bars)

Steel Windows, Doors, Etc

100%

(Window 600 X 600mm with steel burglar bars to opening sashes; Window 1400 X 900mm with steel burglar bars to opening sashes)



Pressed Steel Door Frames

 (1.6mm pressed steel door frame double rebated for 230mm wall and 115wall, with 4 paired hinges. Door units must be supplied with striking plate and rubber buffers to lock jamb. One coat of factory primer paint must be applied to frame before despatch.)

 1,6mm Double rebated frames suitable for half 100% brick walls

(Frame for door 813 x 2032mm high; Frame for door 1600 x 2032mm high)

1,6mm Double rebated frames suitable for one 100% brick walls

(Frame for door 813 x 2032mm high; Frame for door 1600 x 2032mm high)

 Natural anodised aluminium louvre Units. 100%

(400 x 300mm High horizontal louvres)

• Steel Strong room Doors, Ventilators, Etc.

100%

(Strong room door and frame 1830 x 2100mm High overall with a mass of 245kg with fixed to 230mm wall, complete with seven lever lock, keys and chromium plated fittings and painted with one coat of rust resistant paint before delivery. Type (D9))

Corner Protectors, Dividing Strips,

100%

100%

(30 x 3mm Flat section brass dividing strips between different floor finishes)

 Wire gratings 100% (Descriptions of gutter outlets, etc., shall be deemed to include wire balloon gratings

• Stainless steel basins, sinks, wash troughs, urinals, etc.

(Units shall have standard aprons on all exposed edges and tiling keys against walls where applicable)

 Waste Unions Etc (32mm Basin waste union)

• Taps, Valves, Etc 100%

(15mm Stopcock; 15mm chrome plated square pattern elbow action pillar tap with aerator with blue Indicator for cold water



and 15mm chrome plated square pattern elbow action pillar lap with aerator with red Indicator for hot water.)

 Galvanised steel pipes and fittings (Pipes; 15 & 22mm; 15 & 22 Fittings; Class 1 copper pipes; 15mm Service pipe 300mm girth) 100%

 Electric Water Heaters (Hydroboil water boiler:) 100%

 Reinforcement (12mm Diameter bars; Mild Steel Galvanised castle spikes) 100%

 Security fencing including site clearance and preparation of ground 100%

(High density anti climbing anti cut pressed mesh panel fencing 2400mm high, formed of 3 mm diameter horizontal and 4mm diameter vertical high tensile wires galvanized with aperture size 76.2mm x 12.7mm and reinforced v-section ribs, bolted with vandal resistant bolts and clamping plates to 85-45mm taper locking post bedded in 400 x 400 x 600mm deep concrete base

100 x 100mm Square tube x 3,0mm thick galvanised steel end, corner or gate post 3,0m high vertically with mushroom cap welded on top and another end with 200 x 200 x 6mm sole plate welded on and cast 600mm deep in concrete base (elsewhere)

Double gate size 5,0 x 2.4m high overall sliding gate complete with rails locking equipment's etc

Single gate size 0.9 x 2.4m high overall gate complete

 10 000L tank each complete with (2 x 40mm valves, 40mm non-return valves as well as 8 bar 2.2kw pressure pump, 3 x 40mm.)

 Manhole Covers (Type 4; Type 1A; 1000mm) 100%

Carport (75 x 75 x 3.5mm Mild steel75 x 75 x 3.5mm; Mild steel square hollow section column, 3600mm high with 200 x 200 x 4mm thick base plate welded on and cast 600mm; 75 x 75 x 3.5mm; Mild steel hollow section beams 7333mm; 50 x 50 x 2mm; Mild steel square hollow section purlins



bent to radius and spanning 2000mm wide.

• Formwork 100%

(Formwork to edges, risers, ends, etc., not exceeding 300mm high or wide)

 Fabric reinforcement 100% (Type 245 fabric reinforcement in concrete surface beds, slabs, etc)

Roof Coverings Etc
 100%

(Roof sheeting with pitch not exceeding 50 degrees fixed to steel purlins (elsewhere)

• 75 x 50 x 6mm Angle 100%

M10 Bolts with nut and washer
 100%

Low Voltage Distribution
 (Cables -25 mm² x 4 core; 16 mm² x 4 core; 6 mm² x 3 core; 4 mm² x 4 core;
 Cable Terminators -25 mm² x 4 core;
 16 mm² x 4 core; 6 mm² x 3 core; 4 mm² x 4 core;)

 Earth Conductors and Terminators 100% (16 mm² BCEW; 10 mm² BCEW

Draw wires

Cable warning tape 100%

Metering Kiosk
 100%

 Low Tension Distribution 90% (DISTRIBUTION BOARDS)

Cable Ladders
 (300mm Wide; External/internal bend
Horizontal elbow

 Conduit 100% (PVC & Galvanised conduit, bends, joints, adaptors, couplings, saddles, cutting, etc)

• Conduit Boxes 100% 100 x 100 & 100 x 50 Blank cover plates,

Fittings And Accessories
 100%



(16A, 3-Pin flush mounted double socket outlet, on power skirting, in ceiling void; double pole isolator)

•	Trunking (P8300 Trunking [pre-galvanised]; Bends; T, END CAPS)	100%
•	Wire Racks (150 Wide wire rack; T; BENDS	100%
	Light fittings (Type -F12; C; A; E; D)	100%
•	Light Switches (16 A- one Lever; two way-two levers; Photo Cell; Dimmer Switch)	100%
•	Ventilation (Etraction Fans; 80l/s;250l/s;233l/s)	100%
•	Fire Equipment (4,5kg DCP; 5kg CO2)	100%
•	Water Reticulation (100;65;22;15 mm CU piping, isolator, valves)	100%
•	Waste Water Reticulation (110,56,42 mm HDPE piping, T, bend, eye)	100%
•	Road Traffic signs (Retro-reflective)	100%
•	Optical Fibre Cables	90%

3. Does any portion of the goods or services offered

Copper Telecom Cables

have any imported content? (*Tick applicable box*)



3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

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

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

90%



Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

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

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



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

RES MEN OR I	AL CONTENT DECLARATION BY CHIE PONSIBLE PERSON NOMINATED IN WE IBER/PERSON WITH MANAGEMENT RESPO NDIVIDUAL) ESPECT OF BID NO	RITING BY THE CHIEF EXECU ONSIBILITY (CLOSE CORPORATION	TIVE OR SEN	IIOR
ISSU	JED BY: (Procurement Authority / Name of Institu	ution):		
NB 1	The obligation to complete, duly sign and subauthorized representative, auditor or any other			ernal
2	Guidance on the Calculation of Local Content of C, D and E) is accessible on http://www.thdticomplete Declaration D. After completing Dethen consolidate the information on Declaration documentation at the closing date and time made in paragraph (c) below. Declarations purposes for a period of at least 5 years. The Declarations C, D and E with the actual values	i.gov.za/industrial development/ip.jsp. eclaration D, bidders should complet on C. Declaration C should be sub- ne of the bid in order to substant is D and E should be kept by the bit he successful bidder is required to	Bidders should be Declaration E mitted with the liate the declarare dders for verifical bidders should be better the declarare the declaration bidders for verifical bidders for ver	first and bid ation ation
do he	undersigned,ereby declare, in my capacity as		ntity) the followin	ua.
(a)	The facts contained herein are within my own p		naty), the followin	9.
(b)	I have satisfied myself that:			
	 the goods/services/works to be delivered in the local content requirements as specified and 			
(c)	The local content percentage (%) indicated be 3 of SATS 1286:2011, the rates of exchang contained in Declaration D and E which has be	e indicated in paragraph 4.1 above		
	Bid price, excluding VAT (y)		R	
	Imported content (x), as calculated in terms of	f SATS 1286:2011	R	
	Stipulated minimum threshold for local content	nt (paragraph 3 above)		
	Local content %, as calculated in terms of SA	TS 1286:2011		
Decl The 3 of	e bid is for more than one product, the local aration C shall be used instead of the table a local content percentages for each product I SATS 1286:2011, the rates of exchange in ained in Declaration D and E.	bove. has been calculated using the form	nula given in cla	ause
(d)	I accept that the Procurement Authority / Insverified in terms of the requirements of SATS 1		the local conten	t be
(e)	I understand that the awarding of the bid is d this application. I also understand that the subr as described in SATS 1286:2011, may result ir of the remedies as provided for in Regulatio promulgated under the Preferential Policy Fran	mission of incorrect data, or data in the Procurement Authority / Institution in 14 of the Preferential Procuremen	that are not verific on imposing any c nt Regulations, 2	iable or all
	SIGNATURE: WITNESS No. 1	DATE: DATE:	- -	
	WITNESS No. 2	DATE:		



								ANNE	. •			
	Local Content Declaration - Summary Schedule											
Tender No.]									Note: VAT to be excl	uded from all calculations
Tender description: Designated product(s)												
Tender A Tenderin	Authority:											
Rate:	Exchange	Pula		EU		GBP						
Specified												
content %	<u>%</u>]		Cal	culation of Ic	ocal content				Tenc	ler summary	
Tender item no's	% List of ite	ems	Tender price - each (excl VAT)	Exempted imported value	Tender value- net of exempted imported	Imported value	Local value	Local content % (per item)	Tender Qty	Total tender value	Total exempted imported content	Total Imported content
Tender item		ems	price - each (excl	Exempted imported	Tender value- net of exempted	Imported	Local	content % (per	Tender Qty (C16)	Total tender	Total exempted	Total Imported content (C19)
Tender item no's	List of ite	ems	price - each (excl VAT)	Exempted imported value	Tender value- net of exempted imported content	Imported value	Local value	content % (per item)		Total tender value	Total exempted imported content	
Tender item no's	List of ite	ems	price - each (excl VAT)	Exempted imported value	Tender value- net of exempted imported content	Imported value	Local value	content % (per item)		Total tender value	Total exempted imported content	
Tender item no's	List of ite	ems	price - each (excl VAT)	Exempted imported value	Tender value- net of exempted imported content	Imported value	Local value	content % (per item)		Total tender value	Total exempted imported content	



APPOINTMENT OF A SERVICE PROVIDER FOR FUELING AND SUPPLY OF LUBRICANTS FOR MUNICIPAL FLEET ON AN AS AND WHEN BASIS FOR A PERIOD OF 36 MONTHS

-		•	•	1	i		1	1	•	1
		l	I		I	1	(C20) Total tender			
							value			i
Signatur	e of tenderer from							(C21) Total		
Annex B								Exempt imported		
								content (C22) Total		
								Tender value net		
								of exempt		
								imported content		
									(C23) Total	
									Imported content	
									(C24) Total local	
									content	
_									(C25) Average local	
Date:									content % of	
									tender	



							1	ANNEX	D				
			lı	mported Cont	ent Declarati	on - Supportin	g Schedule to	o Annex C					
(D1) (D2) (D3) (D4) (D5) (D6)	Tender No. Tender descripti Designat Products Tender A Tenderin name: Tender E	ed :: .uthority: g Entity	Pula] EU	R 9.00	GBP	R	Note: V/exclude calculat	d from all]		
(=0)	Rate:	atad impose	ed content]			12.00				Summary	
	Tender item no's	Descri	ption of	Local supplier	Overseas Supplier	Forign currency value as per Commercial Invoice	Tender Exchange Rate	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Tender Qty	Exempted imported value
	(D7)	(L	08)	(D9)	(D10)	(D11)	(D12)	(D13)	(D14)	(D15)	(D16)	(D17)	(D18)
												(D40) Total augment immerted unles	R
												(D19) Total exempt imported value This total must correspond with A	
											-		
	B. Import	ted directly	by the				Calculat	ion of impo	orted cont	ent		Summary	



Tender item no's	Description of imported content	Unit of measure	Overseas Supplier	Forign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT
(D20)	(D21)	(D22)	(D23)	(D24)	(D25)	(D26)	(D27)	(D28)	(D29)
	`								

Tender Qty	Total imported value
(D30)	(D31)
(D32)Total imported value by tenderer	R 0

C. Imported by a 3rd	party and s	upplied to the	Tenderer	Calculation of imported content						
Description of imported content	Unit of measure	Local supplier	Overseas Supplier	Forign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	
(D33)	(D34)	(D35)	(D36)	(D37)	(D38)	(D39)	(D40)	(D41)	(D42)	
`										

Summary	
Quantity imported	Total imported value
(D43)	(D44)
(D45) Total imported value by 3rd	D.O.

party



urrency ayments			Calculation currency	on of foreign y payments		Summary of paymen
Type of payment	Local supplier making the payment	Overseas beneficiary	Foreign currency value paid	Tender Rate of Exchange		Local value of payments
(D46)	(D47)	(D48)	(D49)	(D50)		(D51)
					(D52) Total of foreign currency payments declared by tenderer and/or 3rd party	
nature of tenderenderenderenderenderenderenderende	<u>er from</u>					
					(D53) Total of imported content & foreign currency payments - (D32), (D45) & (D52) above	
						Annex C - C 23

Annex E

Local Content Declaration - Supporting Schedule to Annex C

(E2) (E3) (E4) (E5)	Tender No. Tender description: Designated products: Tender Authority: Tendering Entity name:			Note: VAT to be excluded from all ca	lculations
	Local Products (Goods, Services and Works)	Description of it purchased	tems	Local suppliers	Value
		(E6)		(E7)	(E8)
				(E9) Total local products (Goods, Services and Works)	R O
	(E10) Manpower costs	(Tenderer's manp cost)	oower		R 0
	(E11) Factory overheads	(Rental, depreciat consumables etc.)		mortisation, utility costs,	R 0
	(E12) Administration overheads and	10/13	ırketing	, insurance, financing, interest etc.)	R 0
				(E13) Total local content	R 0

Signature of tender Annex B	erer from		
Alliex D			
Date:			

FORM J: CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)

1. This Municipal Bidding Document (MBD) must form part of all bids¹ invited.

- Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 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.
- In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

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

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:	
(Bid Number and Description)	
in response to the invitation for the bid made by:	
(Name of Municipality / Municipal Entity)	
do hereby make the following statements that I certify to be true and complete in eve	ry respect:
I certify, on behalf of:t	that:
(Name of Bidder)	

- 1. I have read and I understand the contents of this Certificate;
- 2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
- 3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
- 4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
- 5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
 - (a) has been requested to submit a bid in response to this bid invitation;
 - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
 - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
- 6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.
- 7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;
 - (b) geographical area where product or service will be rendered (market allocation)
 - (c) methods, factors or formulas used to calculate prices;
 - (d) the intention or decision to submit or not to submit, a bid;

- (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
- (f) bidding with the intention not to win the bid.
- 8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
- The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 10. I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

Signature	Date
Position	Name of Bidder

FORM K: DECLARATION OF TENDERER'S LITIGATION HISTORY

Does the tenderer have any litigation with which ten	derer (inc	luding its	directors, shareholders or other senior
members in previous companies) have been involved	ed with an	y organ o	f state or state department within the last
ten years?	YES	NO	

If yes, furnish your details in table below.

NB: It is compulsory for all bidders to sign this form

The tenderer shall list below details of any litigation with which the tenderer (including its directors, shareholders or other senior members in previous companies) has been involved with any organ of state or state department within the last ten years. The details must include the year, the litigating parties, the subject matter of the dispute, the value of any award or estimated award if the litigation is current and in whose favour the award, if any, was made.

CLIENT		OTHER LITIGATING PARTY	DISPUTE	AWARD VALUE	RESOLVED
	Signature				
	Position			f Bidder	

FORM L: PROOF OF GOOD STANDING WITH COMPENSATION COMMISSIONER A Proof of good standing with Compensation Commissioner must be attached hereto

FORM LL: DECLARATION OF PROCUREMENT ABOVE 10 MILLION (VAT INCLUSIVE).

DECLARATION FOR PROCUREMENT ABOVE R10 MILLION (VAT INCLUDED)For all procurement expected to exceed R10 million (VAT included), bidders must complete the following questionnaire:

1	Are you by law required to prepare annual financial statements for auditing?	YES/NO
1.1	If yes, submit audited annual financial statements for the past three years or since the date of establishment if established during the past three years.	
2	Do you have any outstanding undisputed commitments for municipal services towards a municipality or any other service provider in respect of which payment is overdue for more than 30 days?	
2.1	If no, this serves to certify that the bidder has no undisputed commitments for municipal services towards a municipality or other service provider in respect of which payment is overdue for more than 30 days.	YES / NO
2.2	If yes, provide particulars.	
3	Has any contract been awarded to you by an organ of state during the past five years, including particulars of any material non-compliance or dispute concerning the execution of such contract?	YES / NO
3	.1 If yes, furnish particulars	
••		
4.Will	any portion of goods or services be sourced from outside the Republic, and, if so, what portion and whether any portion of payment from the municipality / municipal entity is expected to be transferred out of the Republic?	
	If yes, furnish particulars	
YE	S / NO	

CERTIFICATION

 Po	osition		Name of Bidder
	Signature		Date
D	ECLARATION PROVE TO BE FALS	SE.	
IS	CORRECT. I ACCEPT THAT TH	HE STATE MAY ACT AGAINST ME S	SHOULD THIS
	CERTIFY THAT THE INFORMA	TION FURNISHED ON THIS DECLAR	ATION FORM
	I, THE UNDERSIGNED (NAME)		

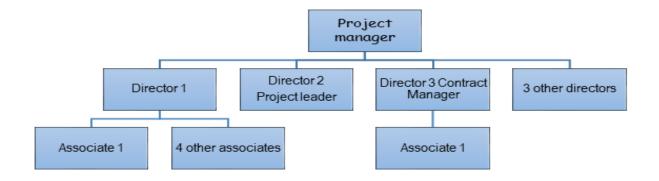
RETURNABLES FOR EVALUATION PURPOSES

FORM M: TENDERER'S PROJECT STRUCTURE

Notes to tenderer:

- The intention of this form is to demonstrate the tenderer's project structure, as well as the lines of responsibility between members of the project team and between the project team and the overall company structure. The tenderer must attach his own organogram to this form.
- 2. Tenderers which are large companies may simplify the organogram by 'rolling up' portfolios e.g. combining directors/associates into one box of the organogram. However, the individual positions of the key personnel within the structure must still be shown.
- 3. Joint Venture tenders will require each element of the venture to submit separate organograms that show the individual structure of each member company and the lines of responsibility of the proposed personnel involved in the project. In addition there must also be a combined organogram that indicates how the joint venture itself will function and the proposed share of the work. Joint Venture tenderers shall note that the share of work indicated will be used in the analysis of such a tenderers preference proposed on returnable form D1, and that if awarded the share of work shall become a contractual obligation between the members of the joint venture.
- 4. State the city or town where the company's head office is located. The locality of regional or satellite office, regardless of degree of autonomy or size is not required. Only submit the number of offices other than the head office. Do not count offices outside RSA
- Registered professional engineers, technicians or technologists' means those who are involved in the built industry as well as allied fields such as environmental professionals. Registered professionals of other disciplines (e.g. mechanical) are considered as employees only.

Head Office:	
Other Offices:	
Registered Professionals:	
Total Employees :	
%share in JV agreement	



SIGNED ON BEHALF OF THE TENDERER:.....

FORM N: PROPOSED KEY PERSONNEL

The Tenderer shall list below the key personnel whom he proposes to employ on the project should his Tender be accepted,

No	Name	Qualification	Designation for the project tendered for

Provide two paged CV of Each key Personnel to be used in this project. Each CV should give at least the following:

- o Position in the firm and within the organisation of this assignment
- o PDI Status (describing population group, gender and disabilities)
- Proof of Educational qualifications
- o Proof of Professional Registrations
- Relevant experience (actual duties performed, involvement and responsibility), including locations, dates and durations of assignments, starting with the latest.
- o Language proficiency and
- o References (company name, individual name, position held, contact details)

(Affix the CV's and Attachments in a form of a booklet to the following Page.)

ATTACH CV'S OF KEY PERSONNEL TO THIS PAGE

FUNCTIONALITY

The Firm's tender responsiveness in relation to points is therefore summarized as follows:

The Firm's tender responsiveness in relation to points is therefore summarized as follows:

Summary of Functionality	
Organising and Staffing	30
Land Building and Equipment	20
Experience of Firm	15
Methodology	30
Total	95

A firm must obtain a minimum of **65 points out of the 95** points above to be considered for price and BBB-EE evaluation.

Organising and Staffing (Maximum points obtainable 30)

1. Project Manager / Team	Leader:	(Maximum Points obtainable 10)
Name:		

Evaluation Criteria	Minimum Required	Elimination Factor	Points obtainable	Points Claimed
	National Diploma in Chemical Engineering / NQF6	No	5	
	National N6 Certificate in Chemical Engineering / NQF5	No	3	
Sub-total			5	
Experience of Team Leader in similar projects		Elimination Factor		
	1-3	No	2	
	4 – 7	No	3	

	8 years and more	No	5	
Sub-total		5		
Total		10		

2. Logistics	/ Finance:	(Maximum Points obtainable 10)

Name:

Evaluation Criteria	Minimum Required	Elimination Factor	Points obtainable	Points Claimed
	Degree in Business Management/Logistics or equivalent	No	5	
	Diploma in Business Management / Logistics or equivalent	No	3	
Academic Qualification s	Certificate in Business Management / Logistics or equivalent	No	2	
Sub-total			5	
Experience of Team Leader in similar projects		Elimination Factor		
	1-3	No	5	
Involvement in similar	4 – 7	No	3	
field	8 years and more	No	2	
Sub-total			5	
Total			10	

Sub-total		5	
Total		10	
3. Safety Officer: (Maximum Points obtainable 10			
Name:			

Evaluation Criteria	Minimum Required	Elimination Factor	Points obtainable	Points Claimed
Academic Qualification	Occupational Health and Safety Diploma	No	5	
S	Occupational Health and Safety Certificate	No	3	
Sub-total			5	
Years of	1-3	No	2	
experience in similar	4-5	No	3	
projects	6 years and more	No	5	
Sub-total			5	
Total		10		

4. Land, Building and Equipment (Maximum Points obtainable 20)

It must be noted that a total points of 20 are obtainable by the Firm in relation to the requirements as mentioned on the table below, failure to submit evidential supporting documents is not an eliminating factor BUT a zero point will be scored. Letter of intent or quotation from the lessor or Proof of ownership must be attached.

Evaluation Criteria	Minimum Required	Elimination Factor	Points obtainable (Own)	Points obtainable (leased)	Points Claimed
Fuel Tanks	1-4	No	3	2	
	5 years and more	No	5	4	
Bakkies	1-4	No	3	2	
	5 years and		5	4	

		more	No			
Proof Operating Garage	of	1	No	10	8	
Sub-total		20	16			
Total				20	16	

5. EXPERIENCE OF FIRM (Maximum Points obtainable 15)

Provide proof of the company's previous completed projects which is in the form of verifiable appointment letters / orders issued with contact details. If these are not provided, zero points will be allocated in that regard.

Evaluation Criteria	Evaluation Criteria	Elimination Factor	Points obtainable	Points Claimed
Company experience in terms of supplying fuel and lubricants.	1 Project	No	5	
	2 – 3 Projects	No	8	
	4 – 6 Projects	No	10	
	7 Projects and more	No	15	
Sub-Total	15			
TOTAL	15			

6. Methodology (Maximum Points obtainable 30)

It must be noted that a total points of 30 are obtainable by the Firm in relation to the requirements as mentioned on the table below, failure to submit evidential supporting documents is not an eliminating factor BUT a zero point will be scored.

Points obtainable	Points Claimed
	0.0

Evaluation Criteria		
Company's Start-up Plan	10	
Company's Safety Plan	10	
Organogram	10	
Total	30	

TOTAL SCORE:	/	9	5	
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FORM O: SCHEDULE OF PREVIOUS EXPERIENCE

The procedure for the evaluation of responsive Bids will be on the average of the **previous projects** where the firm was involved. Reference of clients **MUST** be provided.

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

- Experience in the relevant technical field
- Experience of contracts of similar size
- At least three of the references will be contacted to obtain their input.

Provide the following information on relevant previous experience (indicate specifically projects of similar or larger size and/or which is similar with regard to type of work. This information is material to the award of the Contract.

Description	Value (R)	e (R) Period work executed		Reference				
Description	VAT excluded	Appointment Date	Completion Date	Name	Organisation	Tel no		

		Ī					Ī		1
		l					J		
Tenderer	Witness 1		Witness 2		Employer	Witness 1		Witness 2	
				70					



FORM P: SCHEDULE OF CURRENT PROJECTS

Provide the following information on current projects

This information is material to the award of the Contract.

Tenderer

Witness 1

	Value (R)		Expected		Reference	
Description	VAT excluded	Appointment Date	Completion Date	Name	Organisation	Tel no

Employer

Witness 1

Witness 2

Witness 2

Owned /



Description

FORM Q: SCHEDULE OF INFRASTRUCTURE AND RESOURCES

Address

Provide information on the following:

Infrastructure and resources available for this project:

1. Physical facilities and Buildings.

					leased	
2. Equi	ipment					
	ormation on equipment and	resources that you have	e available for this p	roject.		
(Include list	of equipment relevant to th	e project and that will a	lign to the evaluation	n criteria)		
						_
Tenderer	Witness 1	Witness 2	Employer	Witness 1	Witness 2	
renderer	williess i		<i>⊑mpioyer</i> ₹1	withess	Withess 2	



3. <u>Vehicles</u>

Provide information on vehicles that you have available for this project.

Description:	Number of units	Registration Number
4. <u>Size of enterprise and current workload</u>		
What was your turnover in the previous financial year?		
What is the estimated turnover for your current financial year?		
]	

Employer

Witness 2

Witness 1

Witness 2

Witness 1

Tenderer



) SUB-CONTRACT	
LINDIM D:	CI LILII L	. NE DDNDNGEI	1 2112 17 1811 2 11 1	1106
	30,4111170111	OF ENGLOSE I	, .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	

Are / Do y	ou have	sub-cont	ractors?
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YES NO

If yes, complete the below

NAME OF S	UB-CONTRACTO		ULL DE					
Tenderer	Witness 1	Witness 2		Employer	 Witnes	s 1	Witnes	s 2



FORM S: RECORD OF ADDENDA TO TENDER DOCUMENTS

Was there an addendum issued?

lf	VAS	fill or	attached	the	commun	nication	that	VOL	received	i
11	ves.	IIII OI	allacheu	เมเษ	COILLIA	IICaliOII	แเลเ	vou	received	١.

YES NO

D	ate	Title of Details
*4		THE MEION COMMITTEE OF THE THE MEION OF THE
"An addendl	m is any con	nmunication issued by THEMBISILE HANI LOCAL Municipality after the briefing session*