

### THEMBISILE HANI LOCAL MUNICIPALITY PUBLIC NOTICE 15 August 2025 Request for Quotations

Pursuant to Thembisile Hani Local Municipality's Supply Chain Management Policy, prospective Service Providers are hereby invited to submit quotations for the services and/ or supplies detailed in the table below:

No.	Description	Requirements	<b>Closing Date</b>
00850/21-22 00851/21-22 00852/21-22	Procurement of Catering Services (Lunch for 100 Attendees per day for 3 Days)	<ul> <li>Company registration documents (CK). Proof of company registration with Company Intellectual Property Commission (CIPC) and proof of shareholding.</li> <li>A copy of a valid SARS tax verification PIN.</li> <li>Central Supplier Database (CSD) Summary report not older than 1(one) month must be attached.</li> <li>Complete MBD forms (4, 6, 8 and 9). Must initial every page in the MBD forms where there are alterations or overwriting.</li> <li>Attach an original or a copy of a municipal utility account of the registered Director(s) or Company. Alternatively, attach a copy of the lease agreement along with the utility account of the landlord, whereby the company is leasing the property it is operating from. The utility account submitted</li> </ul>	25 August 2025 @ 12:00
		<ul> <li>must not be in arrears for more than 90 days.</li> <li>Bank stamped letter from the bank not older than three (03) months.</li> <li>A valid health certificate issued by health inspectors of the Municipality.</li> </ul>	

m , c :		
Transport Services	<ul> <li>Company registration documents (CK). Proof of company registration with Company Intellectual Property Commission (CIPC) and proof of shareholding.</li> <li>A copy of a valid SARS tax verification PIN.</li> <li>Central Supplier Database (CSD) Summary report not older than 1(one) month must be attached.</li> <li>Complete MBD forms (4, 6, 8 and 9). Must initial every page in the MBD forms where there are alterations or overwriting.</li> <li>Attach an original or a copy of a municipal utility account of the registered Director(s) or Company. Alternatively, attach a copy of the lease agreement along with the utility account of the landlord, whereby the company is leasing the property it is operating from. The utility account submitted must not be in arrears for more than 90 days.</li> <li>Bank stamped letter from the bank not older than three (03) months.</li> </ul>	25 August 2025 @ 12:00
Hiring of Sound and Stage	<ul> <li>Company registration documents (CK). Proof of company registration with Company Intellectual Property Commission (CIPC) and proof of shareholding.</li> <li>A copy of a valid SARS tax verification PIN.</li> <li>Central Supplier Database (CSD) Summary report not older than 1(one) month must be attached.</li> <li>Complete MBD forms (4, 6, 8 and 9). Must initial every page in the MBD forms where there are alterations or overwriting.</li> <li>Attach an original or a copy of a municipal utility account of the registered Director(s) or Company. Alternatively, attach a copy of the lease agreement along with the utility account of the landlord, whereby the company is leasing the property it is operating from. The utility account submitted must not be in arrears for more than 90 days.</li> <li>Bank stamped letter from the bank not older</li> </ul>	25 August 2025 @ 12:00
	Hiring of Sound	Proof of company registration with Company Intellectual Property Commission (CIPC) and proof of shareholding.  A copy of a valid SARS tax verification PIN.  Central Supplier Database (CSD) Summary report not older than 1(one) month must be attached.  Complete MBD forms (4, 6, 8 and 9). Must initial every page in the MBD forms where there are alterations or overwriting.  Attach an original or a copy of a municipal utility account of the registered Director(s) or Company. Alternatively, attach a copy of the lease agreement along with the utility account of the landlord, whereby the company is leasing the property it is operating from. The utility account submitted must not be in arrears for more than 90 days.  Bank stamped letter from the bank not older than three (03) months.  Company registration documents (CK). Proof of company registration with Company Intellectual Property Commission (CIPC) and proof of shareholding.  A copy of a valid SARS tax verification PIN.  Central Supplier Database (CSD) Summary report not older than 1(one) month must be attached.  Complete MBD forms (4, 6, 8 and 9). Must initial every page in the MBD forms where there are alterations or overwriting.  Attach an original or a copy of a municipal utility account of the registered Director(s) or Company. Alternatively, attach a copy of the lease agreement along with the utility account of the landlord, whereby the company is leasing the property it is operating from. The utility account submitted must not be in arrears for more than 90 days.

Written quotation(s) in a sealed envelope (s) marked with the description mentioned above, together with such additional documentation as indicated may be submitted/deposited in the Municipal Tender Box (Municipal Offices in Mthombomuhle) which will be emptied on Monday, the 25<sup>th</sup> of August 2025 at 12h00.

SCM enquiries: Ms. P. Sibiya at 013 986 9153 and/ or <u>SibiyaP@thembisilehanilm.gov.za</u> or Mr. R. Madimetsa at 013 986 9233 and/ or <u>MadimetsaR@thembisilehanilm.gov.za</u>.

Technical enquiries: Ms. Z. Msiza at 013 986 9162 and/ or <u>MsizaZ@thembisilehanilm.gov.za</u>.

MBD forms and specifications may be collected from the Municipal Office No. 16, 17, 18 & 21 during office hours from the 18<sup>th</sup> of August 2025 or alternatively downloaded from the municipal website at <a href="https://www.thembisilehanilm.gov.za">www.thembisilehanilm.gov.za</a>

The Municipality reserves the right to withdraw any invitation to quote and/ or to re-advertise or to reject any quotation or to accept a part of it. No awards will be made to a person who:

- Is in the service of the state,
- If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state, or
- Who is an advisor or consultant contracted with the municipality or municipal entity.

Quotations will be evaluated in terms of compliance and the 80/20 Preference Point System, wherein 80 is for Price and 20 for Specific Goals. The Municipality does not bind itself to accepting the lowest quotation. Facsimiles or e-mailed documents will not be accepted.

Mr. D.J.D. Mahlangu Municipal Manager

### THEMBISILE HANI LOCAL MUNICIPAL PICK UP POINTS FOR THEMBISILE HANI MUNICIPALITY MAYORAL OUTREACH SEPTEMBER 2025

4 x 15 Seaters Magic Store Open Space Ekukhanyeni (Kwaggafontein)A 30 September 2025 09:00 – 12:00

WARD COUNCILORS CONTACT NO BUS COORDINATOR AND WARD CLLRS ID NUMBER	R P MAHLANGU 072 654 2343 3y Mabhena 076 621 6305	ADULI 071 324 6353 Daniel Skosana 071 103 0169	CLLR BS MABHENA 072 390 6278 Poppy Oppy Masilela 072 044 4692	CLLR SF SKHOSANA 082 066 0042 Thandeka 078 594 7804
PICK UP POINTS WARD CO	CLLI Stop Prett	Mafesi Butchery CLLR MP NDUL Manyika Bus Stop	Emthini Omkhulu CLLR BS MABP	Hlomani School Memeza Tarven Ga Mkoena SHop Ntwane
WARD VILLAGES PIC	DOBHA DLine Dobha	KWAGGA C Mar	KWAGGA A AND MATHYSESLOOP	Kwaggafontein D Hlo VRYSCHGEVAGT Mer Ga Ntw
WARD	25	26	27	£

22-Seater Endlin Yabogogo Zithabiseni (Boekenenhouthoek) 30 September 2025 14:00 - 17:00

BUS COORDINATOR AND ID NUMBER	Thamsanqa 071 292 0181 780224 5436 086	Letty Ngubeni 064 838 9132
BUS COOF	Tha 071 78022	Letty 064
CONTACT NO WARD CLLRS	076 888 1497	079 133 9580
WARD COUNCILORS	Cllr S Sindane	Cllr B Mtshaise
PICK UP POINTS	Bus Stop, Vuka Fourways PNR,	Machipe Machipe Square Bundu Bundu Shops Boekenhouthoek Lelengaye School
WARD VILLAGES	Mathysenloop	Machipe Bundu Boekenhouthoek
WARD	7	24

# 3 x 15-Seater Kwallakerana Tribal office Open Place(Thokoza) 02 October 2025 09:00 - 12:00

			(A. A. A
BUS COORDINATOR AND ID NUMBER	Sylvia Sebone 076 332 5377	Majoni 079 432 6142 861111 5811 081	Millicent Mahlangu 082 267 8555
CONTACT NO WARD CLLRS	076 170 2815	071 238 0607	076 044 0434
WARD COUNCILORS	Clir Mnguni Simon	Cllr F Mgayi	Acting Cllr EM Malekane
PICK UP POINTS	Bambanani Centre Zidobhele School Somarobogo School	4 way Tweefontein H Moloto Road next to Sakhile	THOKOZA BUS STOP CHRIS HANI
WARD VILLAGES NO	Tweefontein E	Tweefontein F and N	ТНОКОZA
WARD	15	17	18

3x 15-seater Thembalethu Community Hall (Thembalethu) 02 October 2025 14:00 - 17:00

ARD.	WARD VILLAGES	PICK UP POINTS	WARD	CONTACT NO	BUS COORDINATOR AND
2			COUNCILORS	WARD CLLRS	ID NOMBER
ر ک	Thembalethu	Phuthumani School	Clir VM Ntuli	079 181 5515	Portia 072 103 9931
တ	Belfast/ Zenzele	Esihlahleni KwaMabona Emzimhlophe School	Cllr Joseph Mthimunye	078 5351 287	Grace Mahlangu 076 222 3513
30	Tweefontein J	Chesampama	Cllr G Mahlangu	064 672 6933	SARAH MNISI 071 349 1531

6 x 15 Seaters Hokai Sports ground (Surrounding Farms) ward 32 03 October 2025 03 October 2025 09:00 - 14:00

WARD	WARD VILLAGES NO	PICK UP POINTS	WARD	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
32	Farms	Mafesi Haartebeesfontein Plot Loopspruit Bronkies Mine Plot Rooderpoort Plot Taaifontein Plot Valschpruit Plot Blessbok Plot Skoengesig Plot Skoengesig Plot Sybrandskral Plot Moederfontein Plot Vandeik Plot Hokai Plot	CLLR T NKOSI	079 572 0175 061 507 4099	Christina Khoza 076 234 1331

2 x 15-Seater Phola Park Community Hall (Phola Park) 03 October 2025 14:00 - 17:00

WARD	WARD VILLAGES NO	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
9	PHOLA	Phola Community Hall	CLLR ME MABANGA	073 842 1519	Sonto 079 932 4083
		Jordan M Sizwe			
14	S. Carrier	CENTRE	CLLR S MASOMBUKA	076 380 3235	Nkuli
	VIEW	BIG SHOP KGANTSO	Taxi Coordinator		0714461658
		SCHOOL			
		KA BHARU			

Christina Khoza 076 234 1331
079 572 0175
CLLR T NKOSI
Hospital Total Garage KwaMhlanga Hospital
KWAMHLANGA A B
32

### 22-Seater (Moloto Community Hall) 07 October 2025 09:00 - 12:00

CT NO BUS COORDINATOR AND ID NUMBER	Sarah Motha 7 0314 071 298 0606	3 3217 Rose	9 5068 Francina Buda 0693880935
CONTACT NO WARD CLLRS	071 530 4118 072 067 0314	083 583 3217	079 981 9976
WARD COUNCILORS	Cllr SCP Seswike	Clir L Maphoso	Cllr SC Mahlangu Francipa Buda
PICK UP POINTS	Moloto Clinic	Moloto Dub	W Moloto Clinic Old Age
WARD VILLAGES	Moloto South	Moloto North	Moloto
WARD	_	7	т

# 3 x 15 Seaters Msholozi Sports Ground (Msholozi ) 07 October 2025 14:00 - 17:00

WARD	WARD VILLAGES NO	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
4	ZAKHENI	KWASIBYANYONI COMPLEX / MCDC MSHOLOZI entrance	CLLR NE RHADEBE	081 864 9454	Theressa 071 407 6985
19	19 SUN CITY	SUN CITY C SUN CITY B SUN CITY A TRAFFIC CENTRE	CLLR XL MTSWENI	079 457 6531	Mandla Mtsweni 079 498 5087

1		
	Samuel Ngobeni 079 722 7175	Busisiwe 072 019 1310
STATE OF THE STATE	082 399 8302	079 143 0017
	CLLR S NHLAPHO	CLLR N MNGUNI
	MAHLABATHINI CHIEF LUTHULI	THANDABANTU VODACOM R573 FOUR WAY MAGALELA SHOP
	22 MANDELA	20 SUN CITY AA
	22	20

## 2 x 15 Seaters (Langkloof Community Hall) 08 October 2025 09:00 - 12:00

NON S	WARD VILLAGES NO	PICK UP POINTS	PICK UP POINTS WARD COUNCILORS	WARD CLLRS	BUS COORDINATOR AND ID NUMBER
8	0	Rietfontein Doornekhoek Leeufontein Zaaihoek			

### 22-Seater Marhagi Sports Ground 08 October 2025 14:00 - 17:00

WARD	WARD VILLAGES NO	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
ω	Verena	Langkloof Verena Four Way and Clinic	Cllr Bongani Dlamini	060757 8846	Liena 076 305 1253
#	Verena	Wolvenkop KwaSkhosana Shop Verena Cluster/	Cllr M Ntuli	072 305 1253	Jeaneth 076 071 9758

22-Seater Civic Centre (Buhlebesizwe) 09 October 2025 09:00 - 12:00

/ARD NO	WARD VILLAGES NO	PICK UP POINTS WARD	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
10	10 Mzimuhle	▶ NJ Corner Café	Clir K Masanabo	079 925 0491	Bongani 072 559 9904
16	Buhlebesizwe 2	<ul><li>▶ Civic Center Cllr TB Dube</li><li>Nkalakatha</li></ul>	Cllr TB Dube	071 238 0607	Charlene 071 218 1380 821101 0501 083

# 4 X 15 Seaters eKosini Kwallangu (Phumula) 09 October 2025 14:00 - 17:00

/ARD NO	WARD VILLAGES NO	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
12	Tweefontein D Emanaleni	Peace Valley Sphiwe School Tweefontein D Clinic	Cllr Sepogwane	082 965 3997	Mpho 060 807 8812
23	Phumula	Thokozani Tweefontein RDP Magalela	Cllr Bongani Msibi	083 800 6781	072 707 3587 Kgomosotho
17	Tweefontein F and N	Four way Ema H Moloto Road next to Sakhile	CIIr F Mgayi	071 238 0607	Majoni 079 432 6142
21	Vlaklaagte NO 1	GG Shop Nomavovo Store Emabhoko Circle	Cllr Jiyane	072 238 3287	Monica 082 093 869/067 991 5301

### THEMBISILE HANI LOCAL MUNICIPALITY

**MUNICIPAL BIDDING DOCUMENTS (MBD FORMS)** 



COMPANY NAME	•	
CSD NUMBER	:	
CLOSING DATE	:	
REQUISITION NO.	•	
DESCRIPTION		
CONTACT PERSON		
CONTACT NUMBER	i.	
E-MAIL ADDRESS	:	

### PLEASE NOTE:

- 1. Prospective suppliers must be registered on the CSD prior to submitting quotations.
- 2. Quotations that are deposited in the incorrect box will not be considered.
- 3. This quotation is subject to the Preferential Procurement Policy Framework Act and the Preferential Procurement Regulations, 2022, the General Conditions of contract (GCC) and, if applicable, any other special conditions of contract.
- 4. Mailed, telegraphic, telex, or faxed quotations will not be accepted.
- 5. No late quotations after the applicable closing date and time will be accepted.
- 6. Quotations not clearly marked will not be accepted.
- 7. Scratching out without initialling next to the amended rates or information, writing over / painting out rates / the use of correction fluid (without initializing) or use of any erasable ink, e.g. pencil, will lead to automatic disqualification of the quotation.
- 8. Quotations may only be submitted on the quotation documentation provided by the municipality. No awards will be made to a person:
  - i. Who is in the service of the state,
- ii. If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state.
  - iii. Who is an advisor or consultant contracted with the municipality or municipal entity.

### PART A INVITATION TO BID

101	O ARE HEREBY INVITED TO BID FO	OK REQUIREMENTS OF THEMS	ISILE HANI LOCAL MUNICIP	ALITY
BID	NUMBER:	CLOSING DATE:	CLOSING TIME:	
DES	SCRIPTION			
THE	E SUCCESSFUL BIDDER WILL BE I	REQUIRED TO FILL IN AND SIGN	N A WRITTEN CONTRACT FO	ORM (MBD7).
	RESPONSE DOCUMENTS MAY BE BOX SITUATED AT:	E DEPOSITED IN THE		
STA	AND NO. 24 OPPOSITE POLICE STA	ATION		
KW	AGGAFONTEIN C (MTHOMBOMUH	(LE)		
EMI	PUMALANGA			
045	8		ARAB AND	
			with the same of t	
is la	ders must ensure that bid te, it will not be accepted bid box is generally ope	d for consideration.		idiess, II die Di
ALL	BIDS MUST BE SUBMITT	ED ON THE OFFICIAL	FORMS (NOT TO BE	RE-TYPED)
1.1.	BIDS MUST BE DELIVERED BY TO ACCEPTED FOR CONSIDERATIO		CORRECT ADDRESS. LATE B	3IDS WILL NOT BE
1.2.	ALL BIDS MUST BE SUBMITTED	ON THE OFFICIAL FORMS PRO	VIDED (NOT TO BE RE-TYPE	ED) OR ONLINE
1.3.	THIS BID IS SUBJECT TO TH PREFERENTIAL PROCUREMENT APPLICABLE, ANY OTHER SPECI	REGULATIONS THE GENERAL	CONDITIONS OF CONTRA	K ACT AND THE CT (GCC) AND, IF
1.	TAX COMPLIANCE REQUIREMENT	TS		
2.1	BIDDERS MUST ENSURE COMPL	IANCE WITH THEIR TAX OBLIGA	ATIONS.	
2.2	BIDDERS ARE REQUIRED TO SUE TO ENABLE THE ORGAN OF STA	3MIT THEIR UNIQUE PERSONAL ATE TO VIEW THE TAXPAYER'S	IDENTIFICATION NUMBER (I PROFILE AND TAX STATUS	PIN) ISSUED BY SARS
2.3	APPLICATION FOR THE TAX CON IN ORDER TO USE THIS PROVIS THE WEBSITE WWW.SARS.GOV.	ION, TAXPAYERS WILL NEED TO	FICATE OR PIN MAY ALSO B O REGISTER WITH SARS AS	E MADE VIA E-FILING E-FILERS THROUGH
2.4	FOREIGN SUPPLIERS MUST COM	IPLETE THE PRE-AWARD QUES	STIONNAIRE IN PART B:3.	
2.5	BIDDERS MAY ALSO SUBMIT A P	RINTED TCS CERTIFICATE TOG	ETHER WITH THE BID.	
2.6	IN BIDS WHERE CONSORTIA / SUBMIT A SEPARATE TCS CERT	JOINT VENTURES / SUB-CONT TIFICATE / PIN / CSD NUMBER.	RACTORS ARE INVOLVED,	EACH PARTY MUST
2.7	WHERE NO TCS IS AVAILABLE B A CSD NUMBER MUST BE PROVI	UT THE BIDDER IS REGISTERED DED.	OON THE CENTRAL SUPPLI	ER DATABASE (CSD)
2.	QUESTIONNAIRE TO BIDDING FO	REIGN SUPPLIERS		
3.1.	IS THE ENTITY A RESIDENT OF T	THE REPUBLIC OF SOUTH AFRIC	CA (RSA)?	☐ YES ☐ NO
3.2.	DOES THE ENTITY HAVE A BRAN	ICH IN THE RSA?		☐ YES ☐ NO
3.3.	DOES THE ENTITY HAVE A PERM	MANENT ESTABLISHMENT IN TH	E RSA?	☐ YES ☐ NO

3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA	A? YES NO
3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION	ON? ☐ YES ☐ NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS N COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AI REGISTER AS PER 2.3 ABOVE.	OT A REQUIREMENT TO REGISTER FOR A TAX FRICAN REVENUE SERVICE (SARS) AND IF NOT
FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENE NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF	
SIGNATURE OF BIDDER:	
CAPACITY UNDER WHICH THIS BID IS SIGNED:	
DATE:	

### THE FOLLOWING PARTICULARS MUST BE FURNISHED (FAILURE TO DO SO MAY RESULT IN YOUR BID BEING DISQUALIFIED)

NAME OF BIDDER	***************************************	
POSTAL ADDRESS	***************************************	
	***************************************	
STREET ADDRESS	***************************************	
	***************************************	***************************************
TELEPHONE NUMBER	***************************************	
CELLPHONE NUMBER	***************************************	
E-MAIL ADDRESS		
VAT REG. NO.	***************************************	
TOTAL BID PRICE:		
TOTAL NUMBER OF ITEMS	OFFERED	***************************************
SIGNATURE OF BIDDER		
CAPACITY UNDER WHICH	THIS BID IS SIGN	ED
DATE		

### MBD 4

### **DECLARATION OF INTEREST**

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

In order to give effect to the above, the following questionnaire must be completed and

sub	omitted 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, 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.

<sup>1</sup>MSCM Regulations: "in the service of the state" means to be –

(a) a member of -

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- (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?
	3.10.1 If yes, furnish particulars.

		Full Name	Identity Number	State Employee Number
4.	Full	letails of directors / trustees / mem		
		3.14.1 If yes, furnish particulars:		
3.		Do you or any of the directors, trustorinciple shareholders, or stakeholders any interest in any other related usiness whether or not they are b	ders of this company ed companies or	YES / NO
		3.13.1 If yes, furnish particulars.		
		n service of the state?		YES / NO
		rustees, managers, principle share	eholders or stakeholders	
3.	.13	Are any spouse, child or parent of t	he company's directors	
		orinciple shareholders or stakehold 3.12.1 If yes, furnish particulars.	ers in service of the state?	YES / NO
3.		Are any of the company's directors		
		3.11.1 If yes, furnish particulars		
		may be involved with the evaluation	n and or adjudication of this bi	u! 1E3/NO
		any other bidder and any persons i may be involved with the evaluation		d? <b>YES / NO</b>
3.			(family, friend, other) between	

Signature	Dat		
Capacity		e f Bidder	

### **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

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the 90/10 preference point system.
- b) The applicable preference point system for this tender is the 80/20 preference point system.
- c) Either the 90/10 or 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:

CRITERIA	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for PRICE and SPECIFIC GOALS	100

- 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:

80/20 or 90/10

$$Ps = 80\left(1 - rac{Pt - P\,min}{P\,min}
ight)$$
 or  $Ps = 90\left(1 - rac{Pt - P\,min}{P\,min}
ight)$  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:

$$Ps = 80\left(1 + rac{Pt - P \, max}{P \, max}\right)$$
 or  $Ps = 90\left(1 + rac{Pt - P \, max}{P \, max}\right)$ 

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 (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Women	5	
Youth	5	
Disability	3	
Service Providers within Mpumalanga Province	5	
Service Providers from outside the Province	2	

### DECLARATION WITH REGARD TO COMPANY/FIRM

4.3.	Name of company/firm
4.4.	Company registration number:
4.5.	TYPE OF COMPANY/ FIRM
	<ul> <li>□ Partnership/Joint Venture / Consortium</li> <li>□ One-person business/sole propriety</li> <li>□ Close corporation</li> <li>□ Public Company</li> </ul>

4.6.	I, ti	Non- State CK APPI he unde	s claimed, bas		3 <b>.5</b> %
	i)	The in	formation furni	shed is true and correct;	
	ii)		reference points agraph 1 of this	s claimed are in accordance with the General Conditions as s form;	indicated
	iii)	parag	raphs 1.4 and	ontract being awarded as a result of points claimed as 4.2, the contractor may be required to furnish documentar organ of state that the claims are correct;	shown in y proof to
	iv)	condit	specific goals I ions of contrac remedy it may	have been claimed or obtained on a fraudulent basis or a ct have not been fulfilled, the organ of state may, in additi have –	any of the ion to any
		(a)	disqualify the	person from the tendering process;	
		(b)	recover costs that person's	, losses or damages it has incurred or suffered as a result conduct;	of
		(c)		ntract and claim any damages which it has suffered as a res nake less favourable arrangements due to such cancellatio	
		(d)	or only the sh restricted fron	hat the tenderer or contractor, its shareholders and director areholders and directors who acted on a fraudulent basis, lend obtaining business from any organ of state for a period not be a period of years, after the audi alteram partem (hear the other sides applied; and	be iot
		(e)	forward the m	natter for criminal prosecution, if deemed necessary.	
				SIGNATURE(S) OF TENDERER(S)	
		SURNA	ME AND NAME:		
		DATE:			
		ADDRE	SS:		

### 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 SANS 1286:2011) for this bid is/are as follows:
- Does any portion of the goods or services offered have any imported content? (*Tick applicable box*)

The state of the s	THE RESERVE OF THE PARTY OF THE	
YES	NO	

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

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

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

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

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

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

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

RES MEN OR I	AL CONTENT DECLARATION BY C PONSIBLE PERSON NOMINATED IN IBER/PERSON WITH MANAGEMENT RE NDIVIDUAL) ESPECT OF BID NO.	WRITING BY THE CHIEF EX	ECUTIVE OR SENIOR
ıssı	JED BY: (Procurement Authority / Name of Ir	nstitution):	
 NB		***************************************	
2	The obligation to complete, duly sign and authorized representative, auditor or any or Guidance on the Calculation of Local Conte C, D and E) is accessible on <a href="http://www.tlr.complete Declaration D">http://www.tlr.complete Declaration D</a> . After completing then consolidate the information on Declaration at the closing date and made in paragraph (c) below. Declarate purposes for a period of at least 5 years Declarations C, D and E with the actual value.	ther third party acting on behalf of the together with Local Content Declaration Declaration D, bidders should corration C. Declaration C should be time of the bid in order to substime D and E should be kept by the The successful bidder is required.	ne bidder. aration Templates (Annex p.jsp. Bidders should first mplete Declaration E and a submitted with the bid stantiate the declaration he bidders for verification d to continuously update
do h	undersigned,ereby declare, in my capacity as		0000000000000 <b>₹</b> ©
(a) (b)	The facts contained herein are within my or I have satisfied myself that:  (i) the goods/services/works to be del minimum local content requirements 1286:2011; and	wn personal knowledge. livered in terms of the above-spec s as specified in the bid, and as me	ified bid comply with the easured in terms of SATS
(c)	The local content percentage (%) indicated 3 of SATS 1286:2011, the rates of exchangement of contained in Declaration D and E which ha	ange indicated in paragraph 4.1 at	pove and the information
	Bid price, excluding VAT (y)		R
	Imported content (x), as calculated in term	s of SATS 1286:2011	R
	Stipulated minimum threshold for local cor	itent (paragraph 3 above)	
	Local content %, as calculated in terms of	SATS 1286:2011	
Decl The 3 of	e bid is for more than one product, the learation C shall be used instead of the tab local content percentages for each produ SATS 1286:2011, the rates of exchange ained in Declaration D and E.	le above. ct has been calculated using the	formula given in clause
(d) (e)	I accept that the Procurement Authority / verified in terms of the requirements of SAI understand that the awarding of the bid i this application. I also understand that the verifiable as described in SATS 1286:2011, any or all of the remedies as provided for ir 2017 promulgated under the Preferential P SIGNATURE:	TS 1286:2011.  s dependent on the accuracy of the submission of incorrect data, or data may result in the Procurement Author Regulation 14 of the Preferential Folicy Framework Act (PPPFA), 2006	e information furnished in a that are not cority / Institution imposing Procurement Regulations, 0 (Act No. 5 of 2000).
	WITNESS No. 1	DATE:	<del></del>
	WITNESS No. 2	DATE:	

luded from all			Total Imported content	(C19)								Statement			
Note: VAT to be exc calculations		er summary	Total exempted imported content	(C18)											
		Tende	Total tender value	(C17)											
5			Tender Qty	(C16)											
			Local onten t % (per item)	(C15)											
	GBP	al content	Importe d value	(C13)											
		ulation of loc	lender value- net of exempte d imported content	(C12)											
	EU	Calc	Exempte d imported value	(C11)											
			Tende r price - each (excl VAT)	(010)											
on: ed s) uthority: g Entity	xchange Pula [		List of items	(60)				ELICITIES AND LICENSE AND LICE		-					
Tende r No. Tender descriptic Designate product(s Tender Ar Tender Ar Tendering name:	Tender Ey Rate: Specified content %		Tende r item no's	(C8)											
	otion: ated t(s) Authority:	ated t(s) Authority: Ing Entity Exchange Pula EU GBP	thority:  Entity change Pula Calculation of local content  Calculation of local content	thority:  Entity change Pula  Tende Fig. 18	thority: Entity change coal  List of items (29) (C11) (C11) (C11) (C12) (C14) (C18) (C18)	thority: Entity change build be actionable and thority: Entity change build be actionable and the content content (excell value limported content limported content (excell value limported content limported content limported content limported content limported content limported content limported limported content limported content limported content limported limported content limported li	thority: Entity change ocal  List of items (CS) (C10) (C11) (C12) (C12) (C18)	Copy	thority:  Entity change bulg  Entity change coal  List of items (CS) (C10) (C11) (CS) (C10) (C11) (C11)  Entity  Tende Calculations  Tende Calculations  Tender summary  Tender summary  Tender summary  Tender content (C11)  Tender summary  Tender content (C11)  Tender content (C11)  Tender content Value imported d value imported content (C11)  CC16)  CC16)  CC17)  CC18)  CC18)	thority:	Tende   Full   Full	Tende   Tende   Tende   Tende   Tende   Tender   Tender	thorthy:  Entity  beautiful thorthy:  Cocal  List of items  (C39)  (C50)  (C51)  (C51)	thority:  Entity change  Pula  Event Tonda  Event Tonda  Event Tonda  Event Tonda  Event Tonda  Colombril  (C9)  (C70)  (C71)  (	thority:  Entity change  Pula  Tande  List of items  (C39)  (C10)  (C11)  (C39)  (C11)  (C39)  (C11)  (C12)  (C12)  (C12)  (C12)  (C12)  (C12)  (C12)  (C12)  (C13)  (C13)  (C14)  (C15)  (C15)  (C17)  (C16)  (C17)  (C18)  (C18)  (C18)  (C18)  (C19)  (C19)

(C20) Total tender	(C21) Total Exempt imported content (C22) Total Tender value net of exempt imported content	(C23) Total Imported content (C24) Total local content (C24) Total local content (C25) Average local content % of tender	
	Signature of tenderer from Annex B	Date:	

I

	Total imported value	(D31)			N R 0		Total imported value	(D44)			0
Summary	Tender Qty	(D30)			(D32)Total imported value by tenderer	Summary	Quantity imported	(D43)			(D45) Total imported value by 3rd
	Total lande d cost excl VAT	(D29)					Total lande d cost excl VAT	(D42)			
ant	All locally incurre d landing costs & duties	(D28)				Calculation of imported content	All locally incurre d landing costs & duties	(D41)			
Calculation of imported content	Freigh t costs to port of entry	(D27)					Freigh t costs to port of entry	(D40)			
on of impo	Local value of import s	(D26)			-	on of impo	Local value of import s	(D39)			
Calculati	Tender Rate of Exchang e	(D25)				Calculati	Tender Rate of Exchang e	(D38)			
	Forign currency value as per Commercia	(D24)					Forign currency value as per Commercia	(D37)			
	Oversea s Supplier	(D23)				9	Oversea s Supplier	(980)			
	Unit of measure	(D22)				C. Imported by a 3rd party and supplied to the Tenderer	Local	(D35)			_
y by the	Description of imported content	(D21)				d party and	Unit of measur e	(D34)			
B. Imported directly by the Tenderer	Descri	(D)		£.		ted by a 3r	Description of imported content	(D33)			
B. Impo	Tende r item no's	(D20)				C. Import Tenderer	Descri importec	(G)		5	

Summary of payments	Local value of payments	(D21)		(D52) Total of foreign currency payments declared by tenderer and/or 3rd party	(D53) Total of imported content & foreign currency payments - (D32), R 0 (D45) & (D52) above	This total must correspond with Annex C - C 23
Calculation of foreign currency payments	n Tender y Rate of Exchange	(D50)				
Calcul	Foreign currency r value paid	(D49)				
	Overseas beneficiar y	(D48)				
	Local supplier making the paymen t	(D47)		rer from	83	
D. Other foreign currency payments	Type of payment	(D46)	,2	Signature of tenderer from	Annex B	Date:

SATS 1286.2011

### **Annex E**

### **Local Content Declaration - Supporting Schedule to Annex C**

(E1)	Tender No.	
(E2)	Tender description:	Note: VAT to be excluded from all calculations
(E3)	Designated products:	
(E4)	Tender Authority:	1
(E5)	Tendering Entity name:	-

Local Products (Goods, Services and Works)	Description of items purchased	Local suppliers	Value
	(E6)	(E7)	(E8)
	9 06 6 000		
	***		
	-		
		(E9) Total local products (Goods, Services and Works)	R 0

(E10) Manpower costs (Tenderer's manpower cost)

(E11) Factory overheads  Administration	consumables etc.)	& amortisation, utility costs,  ng, insurance, financing, interest	R
(E12) overheads a up	and mark- etc.)	ng, insurance, financing, interest	R
		(E13) Total local content	R
		This total must correspond with A C24	nnex C -
Signature of tender	rer from		
Signature of tender Annex B	rer from		
	rer from		
Annex B	rer from		
Annex B	rer from		
Annex B	rer from		
Annex B	rer from		
Annex B	rer from		
Annex B	rer from		

### MBD 8

### DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.
- It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have
  - a. abused the institution's supply chain management system;
  - b. committed fraud or any other improper conduct in relation to such system; or
  - c. failed to perform on any previous contract.
- 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 bidder or any of its directors listed on the National Treasury's database 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 National Treasury after the audi alteram partem rule was applied).	Yes	No
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)?  To access this Register enter the National Treasury's website, <a href="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	No
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of 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	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes	No

4.4.1   If :	so, furnish particulars:		The State of	
		***************************************		
		CERTIF	ICATION	
I, THE UI CERTIFY CORREC	NDERSIGNED (FULL N / THAT THE INFORM/ CT.	NAME) ATION FURNISHE	D ON THIS DECLARA	 TION FORM IS TRUE AND
I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.				
Signatur	е		Date	
Position		•••	Name of Bidder	

### MBD 9

### CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 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).<sup>2</sup> 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;
  - 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:

<sup>&</sup>lt;sup>1</sup> Includes price quotations, advertised competitive bids, limited bids and proposals.

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

### CERTIFICATE OF INDEPENDENT BID DETERMINATION

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

(Name of Bidder)

- 1. I have read and I understand the contents of this Certificate;
- 2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
- 3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
- 4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
- 5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
  - (a) has been requested to submit a bid in response to this bid invitation;
  - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
  - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
- 6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.

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

-END-