



**THEMBISILE HANI LOCAL MUNICIPALITY**  
**PUBLIC NOTICE**  
**31 March 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	Closing Date
00199/21-22	Procurement of Transport Services for Mayoral Outreach.  ✓	<ul style="list-style-type: none"> <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</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> </ul>	07 April 2025 @ 12:00

00200/21-22	Procurement of Sound and Stage for Mayoral Outreach.	<ul style="list-style-type: none"> <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.</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> </ul>	07 April 2025 @ 12:00
00300/21-22	Procurement of Office Furniture.	<ul style="list-style-type: none"> <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.</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> </ul>	07 April 2025 @ 12:00

**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 07<sup>th</sup> of April 2025 at 12h00.

SCM inquiries may be directed to Mr. Simon Nkademeng at Tel: (013) 986 9165/9153, E-mail: [NkademengS@thembisilehanilm.gov.za](mailto:NkademengS@thembisilehanilm.gov.za). The following Officials may be contacted during office Hours for Technical Enquiries.

- Procurement of Transport Services and Sound and Stage for the Mayoral Outreach: Ms. Z. Msiza at Tel: (013) 986 9162, E-mail: [MsizaZ@thembisilehanilm.gov.za](mailto:MsizaZ@thembisilehanilm.gov.za).
- Procurement of Office Furniture: Mr. V. Shabangu at Tel: (013) 986 9192, E-mail: [ShabanguV@thembisilehanilm.gov.za](mailto:ShabanguV@thembisilehanilm.gov.za).

MBD forms and specifications may be collected from the Municipal Office No. 16, 17, 18 & 21 during office hours from the 31<sup>st</sup> of March 2025 or alternatively downloaded from the municipal website at [www.thembisilehanilm.gov.za](http://www.thembisilehanilm.gov.za)

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.

DocuSigned by:  
  
8F47CE96789E4E7  
**Mr. D.J.D. Mahlangu**  
**Municipal Manager**



**THEMBISILE HANI LOCAL MUNICIPAL**  
**PICK UP POINTS FOR THEMBISILE HANI MUNICIPALITY**  
**MAYORAL OUTREACH APRIL 2025**

**22-seater (Mabena Open Space) Bundu 10 April 2025**

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

**3 x 15 Seaters Spar Open Space Ekukhanyeni A 10 April 2025**

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
25	DOBHA	DLine Dobha Bus Stop	CLLR P MAHLANGU Pretty Mabhena	072 654 2343 076 621 6305	Pretty 076 621 6305 890523 0510 085
26	KWAGGA C	Mafesi Butchery Manyika Bus Stop	CLLR MP NDULI	071 324 6353	Daniel Skosana 071 103 0169
27	KWAGGA A AND MATHYSESLOOP	Emthini Omkhulu	CLLR BS MABHENA Poppy Masilela	072 390 6278 072 044 4692	Poppy 072 044 4692 851207 0917 089
28	KWAGGA A	Corner Cafe	CLLR MJ SITHOLE	060 784 3873	Mandla Moyo



29	Kwaggafontein A	Chibiliza Khalanyoni Tab Nanis	Cllr RM Kgomo	064 646 4721	072 538 3879
31	Kwaggafontein D VRYSCHGEVAGT	Hlomani School Memeza Tarven Ga Mkoena Shop Ntwane	CLLR SF SKHOSANA	082 066 0042	Thandeka 078 594 7804

### 2 X 15 Seaters (Thokozani Sports Ground) Phumula

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
12	Twefontein D Emanaleni	Peace Valley Sphiwe School Twefontein D Clinic	Cllr Sepogwane  Mpho Mabilu	Cllr MM Sepogwane  060 807 8812	Mpho 060 807 8812 920210 5461 084
23	Phumula	Thokozani Twefontein RDP Magalela	Cllr Bongani Msibi	083 800 6781	072 707 3587 Kgomosotho
13	Vlaklaagte No 1 Twefontein B2 Twefontein K	Volcano shop Sozama Shop Emaridili School B2 Twefontein k complex	Cllr R Jiyane	079 768 8989	Mandla Shabalala 063 710 6253

17	Tweefontein F and N	Four way Tweefontein H Moloto Road next to Sakhile	Cllr F Mgayi  MAJONI	071 238 0607  079 432 6142	Majoni 079 432 6142 861111 5811 081
21	Vlaklaagte NO 1	GG Shop Nomavovo Store Emabhoko Circle	Cllr Jiyane  David Sabela	072 238 3287  072 375 7587	Monica 82 093 8699 690202 0682 085

### 2 x 15 Seater (Zamani Sports Ground) Tweefontein F

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

**2x 15-seater (Mzimhlophe Sports Ground) Tweefontein J**

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
5	Themba lethu	Phuthumani School	Cllr VM Ntuli	079 181 5515	Portia 072 103 9931
9	Belfast/ Zenzele	Esihlahleni KwaMabona Emzimhlophe School	Cllr Mthimunya Joseph	078 5351 287	Grace Mahlangu 076 222 3513
30	Tweefontein J	Chesampama	Cllr G Mahlangu	064 672 6933	SARAH MNISI 071 349 1531

**4 x 15 Seaters (Kgodwana Cultural Village) ward 32 Farms**

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	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 Sybrandskral Plot Moederfontein Plot	CLLR T NKOSI	079 572 0175	Christina Khoza 076 234 1331



		Vandeik Plot Hokai Plot Papkuil Plot			
--	--	--	--	--	--

### 3 x 15-Seater (Tshejstshaba Home Base Care) Mountain view Zone 3

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
6	PHOLA	Phola Community Hall Jordan M Sizwe	CLLR ME MABANGA	073 842 1519	Sonto 079 932 4083
14	MOUNTAIN VIEW	TRAFFIC CENTRE BIG SHOP KGANTSO SCHOOL KA BHARU	CLLR S MASOMBUKA Taxi Coordinator	076 380 3235	Nkuli 0714461658
32	KWAMHLANGA A B	Hospital Total Garage Khuphas Tarven	CLLR T NKOSI	079 572 0175	Christina Khoza 076 234 1331

### 22-Seater (Moloto Community Hall)

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
1	Moloto South	Moloto Clinic	Cllr SCP Seswike	071 530 4118 072 067 0314	Sarah Motha 071 298 0606

2	Moloto North	➤ King Makhosoke High School ➤ Moloto RDP	Cllr L Maphoso	083 583 3217	Jane Mahlangu 082 320 8773 060 434 5945
3	Moloto	➤ Moloto Clinic ➤ Old Age	Cllr SC Mahlangu Francina Buda	076 889 5068 079 981 9976	Francina Buda 0693880935

### 2 x 15 Seaters (Luthuli Sports Ground)

WARD NO	VILLAGES	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	Theresa 071 407 6985
19	SUN CITY	SUN CITY C SUN CITY B SUN CITY A TRAFFIC CENTRE	Theresa Polga Madisha CLLR XL MTSWENI	071 407 6985 079 457 6531	Mandla Mtsweni 079 498 5087
22	MANDELA	MAHLABATHINI CHIEF LUTHULI	CLLR S NHLAPHO	082 399 8302	Samuel Ngobeni 079 722 7175
20	SUN CITY AA	THANDABANTU VODACOM R573 FOUR WAY MAGALELA SHOP	CLLR N MNGUNI	079 143 0017	Busisiwe 072 019 1310

**2 x 15 Seaters (Langkloof Community Hall)**

WARD NO	VILLAGES	PICK UP POINTS	WARD COUNCILORS	CONTACT NO WARD CLLRS	BUS COORDINATOR AND ID NUMBER
08	Farms	Jiyana Farm Rietfontein Doornekhoek Leeufontein Zaaihoek	Cllr Bongani Dlamini	060757 8846	Liena 076 305 1253

**22 + 15-Seater (Roma Sports Ground) Verena A**

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



**22-Seater (Bawokuhle Sports Ground) Mzimuhle**

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

**THEMBISILE HANI LOCAL MUNICIPAL**  
**PICK UP POINTS FOR MAYORAL OUTREACH**  
**WARD COMMITTEE SECRETARIES 03 APRIL 2025**

WARD NO	VILLAGES	PICK UP POINTS	Ward committee Secretary
1	Moloto South	Moloto Clinic	<b>Sarah Motha</b> <b>071 298 0606</b>
2	Moloto North	King Makhosoke High School Moloto RDP	<b>Jane Mahlangu</b> <b>082 320 8773</b> <b>060 434 5945</b>

WARD NO	VILLAGES	PICK UP POINTS	BUS COORDINATOR AND ID NUMBER
4	ZAKHENI	KWASIBYANYONI COMPLEX / MCDC MSHOLOZI	<b>Theressa</b> <b>071 407 6985</b>
3	Moloto	Moloto Clinic Old Age	<b>Francina Buda</b> <b>079 981 9976</b>
5	Themba lethu	Phuthumani School	<b>Portia</b> <b>072 103 9931</b>
9	Belfast/ Zenzele	Esihlahleni KwaMabona Emzimbhlophe School	<b>Grace Mahlangu</b> <b>076 222 3513</b>
19	SUN CITY	SUN CITY C SUN CITY B SUN CITY A TRAFFIC CENTRE	<b>Mandla Mtsweni</b> <b>079 498 5087</b>
22	MANDELA	MAHLABATHINI CHIEF LUTHULI	<b>Samuel Ngubeni</b> <b>079 722 7175</b>
32	KWAMHLANGA A B	KHUPHAS TARVEN	<b>Christina Khoza</b> <b>076 234 1331</b>
14	MOUNTAIN VIEW	TRAFFIC CENTRE BIG SHOP KGANTSO SCHOOL KA BHARU	<b>Nkuli</b> <b>0714461658</b>

10	Mzimuhle	NJ Corner Café	Bongani 072 559 9904
6	PHOLA	PHOLA COMMUNITY HALL JORDAN MSIZWE	<b>Khoza Anitha Sonto</b> <b>0798324083</b>
20	SUN CITY AA	THANDABANTU VODACOM R573 FOUR WAY MAGALELA SHOP	Buisisiwe 072 019 1310
18	THOKOZA	THOKOZA BUS STOP CHRIS HANI	Irene Mahlangu 0724156463
8	Verena	Verena four	<b>Liena</b> <b>076 305 1253</b>
11	Verena	Wolvenkop	Jeaneth Mtsweni 078906348
16	Buhlebesizwe 2	Civic Center	Charlene 071 218 1380
15	Twefontein E	Somarobogo School	Sebone 0763325377
17	Twefontein F and N	KaMaleleza	Majoni 079 432 6142
30	Twefontein J	Cash Build	Masango Mavis 0760326047 Ronny Matlala 073 093 3595
12	Twefontein D Emanaleni	Twefontein D Clinic	Mpho 060 807 8812
23	Phumula	Thokozani School	Kgomosotho <b>072 707 3587</b>



21	Vlaklaagte NO 1	GG Shop Emabhoko	Sabela David 072 375 7587
13	Vlaklaagte No 1 Tweefontein B2 Tweefontein K	Emeridili School B2 kaMshengu	Mandla Shabalala <b>063 710 6253</b>
7	Mathysenloop	PNR	Thamsanqa 071 292 0181
24	Machipe Bundu Boekenhouhoek	Machipe Square	Lettie Ngubeni <b>064 838 9132</b>
25	DOBHA	Casino	Eric Nkabinde  072 726 9781
26	KWAGGA C	Manyika Bus Stop	<b>Daniel Skosana</b> <b>071 103 0169</b>
27	KWAGGA A AND MATHYSESLO OP	EMTHINOMKHULU	Poppy 072 044 4692
28	KWAGGA A	CORNER CAFE	Mandla Moyo 072 538 3879
31	KWAGGAFONT EIN D VRYSCHGEVA GT	Dline	Thandeka 078 594 7804
29	➤ Kwaggaf ontein A	Old Spar	Skhalo 0606041769



**THEMBISILE HANI**  
Local Municipality

**List of people with disabilities for Mayoral Imbizo**

**Venue: Thembisile Hani Local Municipal Offices (Council Chamber)**

**Date: 16 April 2025**

**Time: 09h00-12h00**

**Coordinator: Busi Nkambule 076 063 8101**

No	Name & Surname	Contact	Pick Up Point
Thembaletu (2 People)			
1.	Charlie Mabena (Blind)	076 477 7682	Pavement street next to Mabona Eshlahleni
2.	P.A		
Verena (2 People)			
3.	Mamsy Mtsweni	076 283 2926	Next to vodacom
4.	Sarah Khoza	081 883 3624	Next to Four way Verena Clinic
Gemsbokspruit (2 People)			
5.	Busi Nkambule	076 063 8101	Ndosi Tarven
6.	Dudu Sibanyoni	076 883 4674	Next to Graveyard
Twefontein "E" (3 People)			
7.	Ouma Mkhonto	064 927 5509	Ema Centre
8.	Johannes Matiye	079 383 2444	
9.	Sipho Radebe	072 234 7973	Next to Khwezi
Vlaklaagte No1 (2 People)			
10.	Vusi Skhosana	076 297 4715	Next to Masango Store
11.	Sibusiso Skosana	079 748 1713	
Kwagga "A" (2 People)			
12.	Micheal Ziqubu (Blind)	072 825 4179 078 574 2230	Next to Sifikile School
13.	P.A		
Boekenhouhoek (2 People)			
14.	Maria Masango	072 058 2314	Lelengaye Primary School
15.	Jan Motau	072 706 3679	



**THEMBISILE HANI**  
Local Municipality

**List of elderly people to attend Mayoral Imbizo**

**Venue: Thembisile Hani Municipal Offices Kwaggafontein (Council Chamber)**

**Date: 16 April 2025**

**Time: 09h00 – 12h00**

**Coordinator: Mrs Regina Mapea 072 243 6762**

No	Name & Surname	Contact	Pick Up Point
<b>Moloto (3 Elderly People)</b>			
1.	Mrs Lebea	071 297 7750	<b>Masibambisane Old Age Centre next to DSD Offices</b>
2.			
3.			
<b>Kwa-Mhlanga (3 Elderly People)</b>			
4.	Mrs Regina Mapea	072 243 6762	<b>Aretshwaraneng Batsofe at Show ground</b>
5.			
6.			
<b>Mandela (3 Elderly People)</b>			
7.	Mrs Johannah Dikgale	060 601 3686	<b>Reitumetse Batsofe service next to Senzangakhona Secondary Shcool</b>
8.			
9.			
<b>Sun City A (3 Elderly People)</b>			
10.	Mrs Madiseng	071 546 3467	<b>Phafogang Batsofe Next to Traffic Centre</b>
11.			
12.			
<b>Mzimuhle Gemsbosspruit (3 Elderly People)</b>			
13.	Mrs G Masilela	072 727 1206	<b>Sinwthemba Old Age at GBM Church</b>
14.			
15.			



# THEMBISILE HANI LOCAL MUNICIPALITY

## MUNICIPAL BIDDING DOCUMENTS (MBD FORMS)



**COMPANY NAME :** \_\_\_\_\_

**CSD NUMBER :** \_\_\_\_\_

**CLOSING DATE :** \_\_\_\_\_

**REQUISITION NO. :** \_\_\_\_\_

**DESCRIPTION :** \_\_\_\_\_

\_\_\_\_\_

**CONTACT PERSON :** \_\_\_\_\_

**CONTACT NUMBER:** \_\_\_\_\_

**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

**YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THEMBISILE HANI LOCAL MUNICIPALITY**

BID NUMBER:		CLOSING DATE:		CLOSING TIME:	
DESCRIPTION					

**THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).**

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE  
BID BOX SITUATED AT:

**STAND NO. 24 OPPOSITE POLICE STATION**

**KWAGGAFONTEIN C (MTHOMBOMUHLE)**

**EMPUMALANGA**

**0458**

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

**The bid box is generally open 24 hours a day, 7 days a week.**

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

- 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 THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.

**1. 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-FILEING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE [WWW.SARS.GOV.ZA](http://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.

**2. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS**

- |  |  |
|--|--|
| 3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| 3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?                       | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| 3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?      | <input type="checkbox"/> YES <input type="checkbox"/> NO |

3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?

☐ YES ☐ NO

3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?

☐ YES ☐ NO

IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.  
NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.

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 SIGNED** .....

**DATE** .....

## MBD 4

### DECLARATION OF INTEREST

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

3.1 Full Name of bidder or his or her representative:.....

3.2 Identity Number: .....

3.3 Position occupied in the Company (director, trustee, hareholder<sup>2</sup>):.....

3.4 Company Registration Number: .....

3.5 Tax Reference Number:.....

3.6 VAT Registration Number: .....

3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.

3.8 Are you presently in the service of the state? **YES / NO**

3.8.1 If yes, furnish particulars. ....

.....

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

(a) a member of –

- (i) any municipal council;
- (ii) any provincial legislature; or
- (iii) the national Assembly or the national Council of provinces;

- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) an employee of Parliament or a provincial legislature.

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

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

3.9.1 If yes, furnish particulars.....

.....

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

3.10.1 If yes, furnish particulars.

.....

.....



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

3.11.1 If yes, furnish particulars

.....  
.....

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

3.12.1 If yes, furnish particulars.

.....  
.....

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

3.13.1 If yes, furnish particulars.

.....  
.....

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

3.14.1 If yes, furnish particulars:

.....  
.....

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

Full Name	Identity Number	State Employee Number


.....

**Signature**

.....

**Date**

.....

**Capacity**

.....

**Name of Bidder**

## 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
<b>Total points for PRICE and SPECIFIC GOALS</b>	<b>100</b>

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

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



## 2. DEFINITIONS

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

## 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

### 3.1. POINTS AWARDED FOR PRICE

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

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

$$\begin{array}{ccc} 80/20 & \text{or} & 90/10 \\ P_s = 80 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right) & \text{or} & P_s = 90 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right) \end{array}$$

Where

$P_s$  = Points scored for price of tender under consideration

$P_t$  = Price of tender under consideration

$P_{min}$  = Price of lowest acceptable tender

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

#### 3.2.1. POINTS AWARDED FOR PRICE

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

$$\begin{array}{ccc} 80/20 & \text{or} & 90/10 \\ P_s = 80 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) & \text{or} & P_s = 90 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) \end{array}$$

Where

$P_s$  = Points scored for price of tender under consideration

$P_t$  = Price of tender under consideration

$P_{max}$  = 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
- ☐ Partnership/Joint Venture / Consortium
  - ☐ One-person business/sole propriety
  - ☐ Close corporation
  - ☐ Public Company



- ☐ Personal Liability Company
  - ☐ (Pty) Limited
  - ☐ Non-Profit Company
  - ☐ State Owned Company
- [TICK APPLICABLE BOX]

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

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

.....  
SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME: .....

DATE: .....

ADDRESS: .....

.....



## 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:**
3. Does any portion of the goods or services offered have any imported content?  
(Tick applicable box)

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

- 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](http://www.reservebank.co.za)

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

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

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

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



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

**LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)**  
**IN RESPECT OF BID NO. ....**

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

**NB**

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

I, the undersigned, ..... (full names),

do hereby declare, in my capacity as .....

of ..... (name of bidder entity), the following:

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

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

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

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

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

**SIGNATURE:** .....

**DATE:** .....

**WITNESS No. 1** .....

**DATE:** .....

**WITNESS No. 2** .....

**DATE:** .....



## Local Content Declaration - Summary Schedule

Rate:	Specified local content %
(C7)	

GBP

**Note: VAT to be excluded from all calculations**

[illegible]

(C20) Total tender value	

(C21) Total Exempt
--------------------

Tender value  
net of exempt

(C23) Total Imported content

(C23) Average local content % of tender

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

Imported Content Declaration - Supporting Schedule to Annex C

(D1)	Tender No.	
(D2)	Tender description:	
(D3)	Designated Products:	
(D4)	Tender	
(D5)	Authority:	
(D6)	Tendering Entity name:	
	Tender Exchange Rate:	Pula

Pull

## Summary

[illegible]

**This total must correspond with Annex C - C 21**





D. Other foreign currency payments		Calculation of foreign currency payments		
Type of payment	Local supplier making the payment	Overseas beneficiary	Foreign currency value paid	Tender Rate of Exchange
(D46)	(D47)	(D48)	(D49)	(D50)
(D52) Total of foreign currency payments declared by tenderer and/or 3rd party				
(D53) Total of imported content & foreign currency payments - (D32), (D45) & (D52) above				
R 0				
This total must correspond with Annex C - C 23				

D. Other foreign currency payments

Type of payment	Local supplier making the payment	Overseas beneficiary	Foreign currency value paid	Tender Rate of Exchange
(D46)	(D47)	(D48)	(D49)	(D50)

Signature of tenderer from Annex B

Date:

## Annex E

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

(E1)	Tender No.	
(E2)	Tender description:	
(E3)	Designated products:	
(E4)	Tender Authority:	
(E5)	Tendering Entity name:	

Note: VAT to be excluded from all calculations

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

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

R 0



(E11)	<b>Factory overheads</b>	(Rental, depreciation & amortisation, utility costs, consumables etc.)	<div>R 0</div>
-------	--------------------------	--	----------------

(E12)	<b>Administration overheads and mark-up</b>	(Marketing, insurance, financing, interest etc.)	<div>R 0</div>
-------	---	--	----------------

(E13) Total local content	<div>R 0</div>
---------------------------	----------------

This total must correspond with Annex C - C24

Signature of tenderer from Annex B

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

## MBD 8

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

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 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.
- 4 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	Is the 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? <b>(Companies or persons who are listed on this database were informed in writing of this restriction by the National Treasury after the <i>audi alteram partem</i> rule was applied).</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? <b>To access this Register enter the National Treasury's website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a>, click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445.</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.3.1	If so, furnish particulars:		
4.4	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 <input type="checkbox"/>	No <input type="checkbox"/>

4.4.1	If so, furnish particulars:
-------	-----------------------------

**CERTIFICATION**

I, THE UNDERSIGNED (FULL NAME).....  
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND  
CORRECT.

I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN  
AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
**Signature**

.....  
**Date**

.....  
**Position**

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



## **MBD 9**

### **CERTIFICATE OF INDEPENDENT BID DETERMINATION**

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

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

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

## 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 consortium<sup>3</sup> will not be construed as collusive bidding.

7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
- (a) prices;
  - (b) geographical area where product or service will be rendered (market allocation)
  - (c) methods, factors or formulas used to calculate prices;
  - (d) the intention or decision to submit or not to submit, a bid;
  - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
  - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
10. I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of Bidder

**-END-**