

## PA-04 (GS): NOTICE AND INVITATION TO BID

THE DEPARTMENT OF PUBLIC WORKS INVITES BIDDERS FOR THE PROVISION OF INTERGRATED SOLID WASTE MANAGEMENT (ISWM RECYCLING) FOR 3 YEARS

|                |   |
|----------------|---|
| Project title: | INTERGRATED SOLID WASTE MANAGEMENT (ISWM RECYCLING) FOR 3 YEARS |
|----------------|---|

|                   |             |                  |            |
|-------------------|-------------|------------------|------------|
| Bid no:           | CPTSC 11/24 |                  |            |
| Advertising date: | 05/07/2024  | Closing date:    | 26/07/2024 |
| Closing time:     | 11:00 AM    | Validity period: | 21 days    |

1. FUNCTIONALITY CRITERIA APPLICABLE YES ☐ NO ☒

**Note 1:** Failure to meet minimum functionality score will result in the tenderer being disqualified.

| Functionality criteria: <sup>1</sup> | Weighting factor: |
|--------------------------------------|-------------------|
|                                      |                   |
|                                      |                   |
|                                      |                   |
|                                      |                   |
|                                      |                   |
|                                      |                   |
| <b>Total</b>                         | <b>100 Points</b> |

(Weightings will be multiplied by the scores allocated during the evaluation process to arrive at the total functionality points)

|  |  |
|--|--|
| Minimum functionality score to qualify for further evaluation: |  |
|--|--|

(Total minimum qualifying score for functionality is 50 percent, any deviation below or above the 50 percent, provide motivation below).

2. THE FOLLOWING EVALUATION METHOD FOR RESPONSIVE BIDS WILL BE APPLICABLE:

|   |   |
|---|---|
| <input type="checkbox"/> Method 1 (Financial offer) | <input checked="" type="checkbox"/> Method 2 (Financial and Preference offer) |
|---|---|

2.1. Indicate which preference points scoring system is applicable for this bid:

|  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> 80/20 Preference points scoring system | <input type="checkbox"/> 90/10 Preference points scoring system | <input type="checkbox"/> Either 80/20 or 90/10 Preference points scoring system |
|--|---|---|

<sup>1</sup>The points allocated to each functionality criterion should not be generic but should be determined separately for each tender on a case by case basis.

### 3. RESPONSIVENESS CRITERIA

**3.1. Indicate substantive responsiveness criteria applicable for this tender. Failure to comply with the criteria stated hereunder shall result in the tender offer being disqualified from further consideration:**

|    |                                     |  |
|----|-------------------------------------|--|
| 1  | <input checked="" type="checkbox"/> | Only those tenderers who satisfy the eligibility criteria stated in the Tender Data may submit tenders.  |
| 2  | <input checked="" type="checkbox"/> | Tender offer must be properly received on the tender closing date and time specified on the invitation, fully completed either electronically (if issued in electronic format), or by writing legibly in non-erasable ink. (All as per Standard Conditions of Tender).   |
| 3  | <input type="checkbox"/>            | All parts of tender documents submitted must be fully completed in ink and signed where required   |
| 4  | <input checked="" type="checkbox"/> | Use of correction fluid is prohibited.   |
| 5  | <input checked="" type="checkbox"/> | Submission of PA-32: Invitation to Bid   |
| 6  | <input checked="" type="checkbox"/> | Submission of record of attending compulsory briefing session.<br>The bidders must sign the attendance register at the meeting as proof of attendance and the register will be closed at the venue after the meeting. Failure to sign the attendance register will render your bid non-responsive.   |
| 7  | <input checked="" type="checkbox"/> | The bidder must provide valid certification/letter of the following documents:<br>2.2 Proof provided should be under the company name or director's name:<br>2.2.1 Valid proof of Membership of Institute of Waste Management of Southern Africa (IWMSA) certificate.<br>AND<br>2.2.2 Material Recycling Facility (MRF) Certificate issued by Department of Forestry, Fisheries and the Environment (DFFE) or local government authority.  |
| 8  | <input checked="" type="checkbox"/> | Provide proof of at least three (3) compactor trucks and three (3) RoRo removal trucks and two (2) caged trucks to be utilised for this contract,<br>2.3.1 by providing proof of ownership and roadworthy certificates, proof provided should be under the company name or director's name, or<br>2.3.2 a signed letter of intent from bidder committing themselves to the Department that they will provide the required equipment should they be awarded the tender, or<br>2.3.3 a valid lease agreement signed by both parties. |
| 9  | <input type="checkbox"/>            |  |
| 10 | <input type="checkbox"/>            |  |
| 11 | <input type="checkbox"/>            |  |

**3.2. Indicate administrative requirements applicable for this tender. Tenderers may be required to submit the below documents where applicable.**

The Employer reserves the right to request further information regarding the undermentioned criteria. Failing to submit further clarification and/or documentation within seven (7) calendar days from request or as specifically indicated, will disqualify the tender offer from further consideration.

|   |                                     |  |
|---|-------------------------------------|--|
| 1 | <input checked="" type="checkbox"/> | Any correction to be initialled by the person authorised to sign the tender documentation as per PA 15.1 or PA 15.2 resolution of board/s of directors / or PA15.3 Special Resolution of Consortia or JV's .                 |
| 2 | <input checked="" type="checkbox"/> | Submission of applicable (PA-15.1, PA-15.2, PA-15.3): Resolution by the legal entity, or consortium / joint venture, authorising a dedicated person(s) to sign documents on behalf of the firm / consortium / joint venture. |
| 3 | <input checked="" type="checkbox"/> | Submission of (PA-11): Bidder's disclosure.  |
| 4 | <input checked="" type="checkbox"/> | Submission of (PA 40): Declaration of Designated Groups for Preferential Procurement.  |

|    |                                     |  |
|----|-------------------------------------|--|
| 5  | <input checked="" type="checkbox"/> | Submission of proof of Registration on National Treasury's Central Supplier Database (CSD) or insert the Supplier Registration Number on the form of offer   |
| 6  | <input checked="" type="checkbox"/> | Upon request, submission of a fully completed security clearance application form with supporting documentation and information as required. The security clearance form will be provided by the Employer for projects requiring a security clearance. |
| 7  | <input type="checkbox"/>            |  |
| 8  | <input type="checkbox"/>            |  |
| 9  | <input type="checkbox"/>            |  |
| 10 | <input type="checkbox"/>            |  |

**3.3. Indicate administrative requirements applicable for specific goals, Tenderers will not be required to submit the below document if not provided in the original tender proposals, Failure to comply with the criteria stated hereunder shall result in the tenderer not allocated points for specific goals:**

|   |                                     |  |
|---|-------------------------------------|--|
| 1 | <input checked="" type="checkbox"/> | Submission of (PA-16): Preference Points Claim Form in terms of the Preferential Procurement Regulations 2022  |
| 2 | <input checked="" type="checkbox"/> | A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Certificate issued by a SANAS accredited service provider |

#### 4. METHOD TO BE USED TO CALCULATE POINTS FOR SPECIFIC GOALS

| <input checked="" type="checkbox"/> | <p><b>4.1. For procurement transaction with rand value greater than R1 Million and up to R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 1 below are applicable.</b></p> <p><b>Table 1</b></p> <table> <tr> <th>Serial No</th><th>Specific Goals</th><th>Preference Points Allocated out of 20</th><th>Documentation to be submitted by bidders to validate their claim</th></tr> <tr> <td>1.</td><td>An EME or QSE or any entity which is at least 51% owned by black people (Mandatory)</td><td>10</td><td> <ul style="list-style-type: none"> <li>SANAS Accredited BBEE Certificate or Sworn Affidavit where applicable.</li> </ul> </td></tr> <tr> <td>2.</td><td>Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory)</td><td>2</td><td> <ul style="list-style-type: none"> <li>Official Municipal Rates Statement which is in the name of the bidder.</li> <li>Or</li> <li>Any account or statement which is in the name of the bidder.</li> <li>Or</li> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> <li>Or</li> <li>Lease Agreement which is in the name of the bidder.</li> </ul> </td></tr> </table> |                                       |   | Serial No | Specific Goals | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim | 1. | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 10 | <ul style="list-style-type: none"> <li>SANAS Accredited BBEE Certificate or Sworn Affidavit where applicable.</li> </ul> | 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> <li>Official Municipal Rates Statement which is in the name of the bidder.</li> <li>Or</li> <li>Any account or statement which is in the name of the bidder.</li> <li>Or</li> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> <li>Or</li> <li>Lease Agreement which is in the name of the bidder.</li> </ul> |
|-------------------------------------|---|---------------------------------------|---|-----------|----------------|---------------------------------------|--|----|---|----|--|----|---|---|---|
| Serial No                           | Specific Goals  | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim  |           |                |                                       |  |    |   |    |  |    |   |   |   |
| 1.                                  | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory)   | 10                                    | <ul style="list-style-type: none"> <li>SANAS Accredited BBEE Certificate or Sworn Affidavit where applicable.</li> </ul>  |           |                |                                       |  |    |   |    |  |    |   |   |   |
| 2.                                  | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory)   | 2                                     | <ul style="list-style-type: none"> <li>Official Municipal Rates Statement which is in the name of the bidder.</li> <li>Or</li> <li>Any account or statement which is in the name of the bidder.</li> <li>Or</li> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> <li>Or</li> <li>Lease Agreement which is in the name of the bidder.</li> </ul> |           |                |                                       |  |    |   |    |  |    |   |   |   |

|    |   |   |   |
|----|---|---|---|
| 3. | An EME or QSE or any entity which is at least 51% owned by black women (Mandatory)                  | 4 | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>   |
| 4. | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>Medical Certificate indicating that the disability is permanent.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>South African Social Security Agency (SASSA) Registration indicating that the disability is permanent.</li> </ul> <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
| 5. | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory)                  | 2 | <ul style="list-style-type: none"> <li>ID copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>   |

**4.2. For procurement transaction with rand value greater than R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 2 below are applicable.**

**NB. The use of one of goal numbers' 4 or 5 is mandatory. The BSC must select either one of the two, but not both.**

**Table 2**

| Serial No | Specific Goals  | Preference Points Allocated out of 10 | Documentation to be submitted by bidders to validate their claim  |
|-----------|---|---------------------------------------|---|
| 1.        | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 4                                     | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul> |



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|  |                             |   |   |   |
|--|-----------------------------|---|---|---|
|  | 2.                          | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> <li>Official Municipal Rates Statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Any account or statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Lease Agreement which is in the name of the bidder.</li> </ul>      |
|  | 3.                          | An EME or QSE or any entity which is at least 51% owned by black women (mandatory)  | 2 | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>   |
|  | 4. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory)   | 2 | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>Medical Certificate indicating that the disability is permanent.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>South African Social Security Agency (SASSA) Registration indicating that the disability is permanent.</li> </ul> <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
|  | <b>OR</b>                   |   |   |   |
|  | 5. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory)  | 2 | <ul style="list-style-type: none"> <li>ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable</li> </ul>  |

**5. COLLECTION OF BID DOCUMENTS:**

- ☒ Bid documents are available for free download on e-Tender portal [www.etenders.gov.za](http://www.etenders.gov.za)

☒ Alternatively; Bid documents may be collected during working hours at the following address ***insert physical address***. A non-refundable bid deposit of R 700.00 is payable, (Cash only) is required on collection of the bid documents.

☒ A ***compulsory*** pre bid meeting with representatives of the Department of Public Works will take place at Customs House on 15/07/2024 starting at 11:00. Venue Customs House Dome, 3rd Floor. *(if applicable)*

## 6. ENQUIRIES

6.1. Technical enquiries may be addressed to:

|                             |                           |                      |                |
|-----------------------------|---------------------------|----------------------|----------------|
| <b>DPWI Project Manager</b> | Malcolm Swartz            | <b>Telephone no:</b> | (021) 402 2249 |
| <b>Cellular phone no</b>    | 072 714 0098              | <b>Fax no:</b>       |                |
| <b>E-mail</b>               | malcolm.swartz@dpw.gov.za |                      |                |

6.2. SCM enquiries may be addressed to:

|                          |                         |                      |                |
|--------------------------|-------------------------|----------------------|----------------|
| <b>SCM Official</b>      | Boniwe Zungu            | <b>Telephone no:</b> | (021) 402 2345 |
| <b>Cellular phone no</b> |                         | <b>Fax no:</b>       |                |
| <b>E-mail</b>            | boniwe.zungu@dpw.gov.za |                      |                |

## 7. DEPOSIT / RETURN OF BID DOCUMENTS:

Telegraphic, telephonic, telex, facsimile, electronic and / or late tenders will not be accepted.

Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the bid document.

All tenders must be submitted on the official forms

|   |    |  |
|---|----|--|
| <p><b>BID DOCUMENTS MAY BE POSTED TO:</b></p> <p>THE DIRECTOR -GENERAL<br/>DEPARTMENT OF PUBLIC WORKS<br/>PRIVATE BAG X</p> <p>ATTENTION:<br/><b>PROCUREMENT SECTION: ROOM</b></p> <p><i>POSTED TENDERS MUST BE RECEIVED PRIOR CLOSING<br/>DATE AND TIME AT 11H00 BY THE DEPARTMENT</i></p> | OR | <p><b>DEPOSITED IN THE TENDER BOX AT:</b></p> <p>Front Entrance<br/>Customs House Building<br/>Lower Heerengracht<br/>Ground floor</p> |
|---|----|--|



public works

Department:  
Public Works  
REPUBLIC OF SOUTH AFRICA

**REPUBLIC OF SOUTH AFRICA**

**NATIONAL DEPARTMENT OF PUBLIC WORKS &  
INFRASTRUCTURE**

**CAPE TOWN REGIONAL OFFICE**

**FOR**

**INTEGRATED SOLID WASTE MANAGEMENT**

**FOR A PERIOD: 3 YEARS**

**CLOSING DATE:**

**TENDER NO:**

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| 5 | SCHEDULE C: ADDITIONAL WORK             |
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NB: It is entirely the responsibility of the bidder to ensure that he / she received this document in its entirety and that all pages are enclosed. Should anything not be clear, kindly contact Malcolm Swartz at (021) 402 2249.



## **DEFINITION**

### **Waste:**

- Waste for purposes of this contract shall mean any matter for which the current user has no further purpose. Animal, vegetable, paper, glass, plastics, metals, soil, cardboard, grass, tree trimmings, leaves, construction waste, ash, street sweepings textiles etc.
- Recyclable waste - waste that can be transformed into new products in such a manner that the original product loses its identity
- Waste spillage - any waste that is dislodged from containers and /or solid waste collecting equipment in the course of collection and disposal
- ISWM - Integrated Solid Waste Management
- ISWMC - Integrated Solid Waste Management Contracts
- ISWMP- Integrated Solid Waste Management Plan
- NDPWI - National Department of Public Works & Infrastructure
- DFFE - Department of Forestry, Fisheries and the Environment
- IWMSA - Institute of Waste Management of Southern Africa
- MRF - Material Recycling facility

## **LEGISLATIVE DOCUMENTS**

The following documents must be read in conjunction with this bid.

- i) The Constitution of the Republic of South Africa (Act 108 of 1996)
- ii) National Environmental Waste Management: Act (Act 59 of 2008)
- iii) Environment Conservation Act (Act 73 of 1989)
- iv) National Environmental Management Act (Act 107 of 1998)
- v) Health Act (Act 63 of 1998)
- vi) National Water Act (Act 36 of 1998)
- vii) Local Government: Municipal Systems Act (Act 32 of 2000)
- viii) Provincial and Municipal laws and by-laws and any special requirements of the Local government authority.
- ix) Occupational Health and Safety Act no. 85 of 1993
- x) National Roads Traffic Act 93 of 1996 as Amended March 2000
- xi) White Paper on Integrated Pollution Control & Waste Management for South Africa (Government Notice 227 in Government Gazette 20978 of 2000/03/17 under section 2 of Environment Conservation Act 73 of 1989)
- xii) Hazardous Substances Act 15 of 1973

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**APPOINTMENT OF INTERGRATED SOLID WASTE MANAGEMENT (ISWM RECYCLING) FOR  
3 YEARS**

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**1 INVITATION**

The National Department of Public Works & Infrastructure (NDPWI) is seeking to enter into a contract with private sector partners to implement Integrated Solid Waste Management (ISWM) and invites qualifying Service providers, in terms of requirements of this bid.

**2 SUBMISSION REQUIREMENTS**

- 2.1** Submission of record of attending compulsory briefing session.  
The bidders must sign the attendance register at the meeting as proof of attendance and the register will be closed at the venue after the meeting. Failure to sign the attendance register will render your bid non-responsive.
- 2.2** The bidder must provide valid certification/letter of the following documents: Proof provided should be under the company name or director's name:
- 2.2.1 Valid proof of Membership of Institute of Waste Management of Southern Africa (IWMSA) certificate.
- AND**
- 2.2.2 Material Recycling Facility (MRF) Certificate issued by Department of Forestry, Fisheries and the Environment (DFFE) or local government authority.
- 2.3** Provide proof of at least three (3) compactor trucks and three (3) RoRo removal trucks and two (2) caged trucks to be utilised for this contract,
- 2.3.1 by providing proof of ownership and roadworthy certificates, proof provided should be under the company name or director's name, or
- 2.3.2 a signed letter of intent from bidder committing themselves to the Department that they will provide the required equipment should they be awarded the tender, or
- 2.3.3 a valid lease agreement signed by both parties.

**3 DURATION OF CONTRACT**

The contract will be performed from date of award for a period of 3 years.

**4 SECURITY REQUIREMENTS**

The successful Bidder will be subjected to security clearance that must include his personnel.

In the event the bidder's employee/s are denied security clearance, they will not be allowed in any of the government sites on this contract. It is the responsibility of the service provider to ensure adequate personnel for this contract are security cleared.

**5 ENQUIRIES DURING BID**

All enquiries must be in writing and submitted as early as possible before the closing date in order for the NDPWI to respond.

**SCM Practitioner:** Name: Yonela Baba e-mail: yonela.baba@dpw.gov.za

**6 SITE CONDITIONS**

Bidders must visit the various sites to familiarise themselves with the circumstances and conditions pertaining to the service.

**7 INDEMNITY**

The Bidder will indemnify, protect, defend and hold harmless the Client from and against any and all claims, demands, actions and proceedings whatsoever including all fees, costs and expenses incurred in respect thereof arising out of:

- a) Any claim in respect of any taxes payable by the Bidder.
- b) Any claim for Workmen's Compensation Insurance of for any loss for which the Bidder is liable.
- c) Any claim by any third person including any employees of the Client or of the Bidder for any loss resulting from any bodily injury and or damage to property by any act or omission of the Bidder or any of its employees or agents.

**8 UNIT RATES / PRICES**

Unit rates to include all labour, collection / transport cost and etc., necessary for the proper performance of the work. (Refer to pricing schedule)

**9 FIXED PRICE CONTRACT**

This contract is a fixed priced contract and no adjustments shall be made for any increases or decreases on quoted rates, except for annual labour sectorial legislation increases and VAT rate adjustments.

**10 ABSENCE OF OBLIGATION**

No legal or other obligation shall arise between bidders and NDPWI unless and until the formal appointment documentation has been signed. NDPWI is not obliged to proceed with any proposals of any bidder. NDPWI also reserves the right to request changes to any proposed consortia.

**11 DEFAULT / BREACH OF CONTRACT AND CANCELLATION OF THE CONTRACT**

- 11.1** In the event that the Department fails to pay the Contractor without valid reason, for 90 days, the contractor may cancel the contract by giving the Department three (3) months written notice of such cancellation.
- 11.2** In case where the successful bidder fails to commence with the contracted work/service within seven (7) days of receiving an official notification the Department may cancel the contract.
- 11.3** The Department reserves the right to terminate the contract in the event that the contractor fails to comply with applicable statutory obligations.

- 11.4** The Department reserves the right to terminate the contract in cases of persistent and unresolved complaints regarding poor service delivery by the contractor.
- 11.5** Notwithstanding any other provision contained herein, the Department shall be entitled to terminate this contract in the event that at least three written notifications during the currency of this contract having been furnished to the contractor requiring the latter to remedy his / her default.
- 11.6** For purposes of this contract a “written notification” shall include a notification transmitted by e-mail or facsimile.

## **12 DELIVERY OF SERVICES**

- The successful bidder must elaborate in detail the specific methodology, processes, plans, procedures and tools to explain how they intend developing the ISWMP, including Health and Safety plans.
- The successful bidder must elaborate on the information about how costs will be reduced by, re-using, recycling and recovering waste.
- The successful bidder must provide and describe their approach to emergency preparedness and their handling thereof (Labour unrest, etc.).

## **13 SOCIO-ECONOMIC IMPACT**

NDPWI will provide comprehensive proposals regarding EPWP as to how they are going to utilise this contract to contribute towards enterprise development through recycling economy including creation of green jobs on waste and recycling. Bidders must be mindful that the youth, women and disabled must be considered. The successful bidder will have to report on the achievements of these socio-economic objectives.

## **14 DISCLAIMER**

Bidders must make and rely on their own investigations and satisfy themselves as to the correctness of any and all aspects of the bid. The Department will not be liable for any incorrect or potentially misleading information in relation to any part of this document and any accompanying bid documents.

## **15 SCOPE OF CONTRACT**

The successful service provider will be expected to start immediately with the services upon receipt of his/her letter of appointment and upon instruction.

## **16 DESIGN AND QUALITY STANDARD OF VEHICLES AND CONTAINERS**

### **16.1 Vehicles**

Roro and caged trucks must have nets to protect recycling waste from falling, is required for this contract. The Roro trucks must be covered where required during rainy seasons to protect waste.

Where there is hazardous waste, the transport shall comply according to requirements of hazardous waste transportation.

The vehicles must be properly maintained and be kept in a fully roadworthy condition, be cleaned regularly in accordance with any applicable health department regulation.

All vehicles and other equipment (compactors, bins, skips etc.) shall be kept in proper repair, well painted and sanitary condition.

Each vehicle and /or equipment used or supplied shall bear the name, logo and telephone number/contact number of the contractor prominently displayed.

Sufficient back up vehicles must be available to ensure that breakdowns do not disrupt the collection schedule.

## **16.2 Waste containers**

All containers must be supplied by and must remain the property of the successful service provider, unless otherwise specified and the successful service provider is responsible to maintain and disinfect containers.

Except where otherwise noted, all containers must be standard commercial – industrial type, of heavy gauge metal construction, leak-proof and designed for mechanised handling. Containers which are mounted on wheels must have a positive breaking/locking device to prevent inadvertent movement. Containers must be freshly painted at the start of the contract and periodically during the term of the contract to maintain a pleasing appearance. The Service Provider's logo, name, contact number must be prominently displayed on each container. All doors, lids, hinges, rollers, breaking devices and other moving parts must be maintained to keep containers serviceable.

## **16.3 Food Services Containers**

The interior bottom and lower half of interior sides of all containers used in the collection of food services waste must be coated with a polymer-type coating specifically designed for the purposes of leak-proof and rustproofing.

## **17 HOURS OF OPERATION**

- Normal operating hours shall be Monday – Friday 06:00 – 19:00
- Waste must be collected on all public holidays that fall on weekdays unless otherwise indicated.
- No additional compensation for work performed outside regular working hours will be payable.
- All above is subjected to and in conjunction with the User Department.

## **18 ROUTE AND COLLECTION SCHEDULES**

Route and collection schedules shall be determined by the Service Provider and in conjunction with the User Department.

**19 COLLECTION AREAS**

Collection areas shall be maintained in a neat and orderly manner by the service provider. All waste within 15 meters of the collection area's must be removed including spillage and waste left or spilled in the area by the container user.

**20 PROVISION OF CONTRACT INFORMATION**

**The Bidder must on a monthly basis provide the department and local government authority with detailed information regarding the type of waste, recycled waste, and disposed waste to landfill sites and mass of loads removed from each area on each day. This information must further be separated into domestic and trade categories. Failure to provide this information could result in the withholding of the monthly payment.**

**21 OBSERVANCE OF HEALTH REGULATIONS**

All regulations prescribed by the State Health Department or by the Local government authority concerned, which have a bearing on this contract, must be observed meticulously by the Bidder.

**22 DAMAGE**

The Service Provider must make good all damage, which may be caused by him or his employees within five working days of being given written notice to do so. If not, the expense of having the repairs affected shall be for the Bidders account.

In the event of damage being caused to the Service Provider's equipment by the Department and/or the Department's clients due to negligence, malicious behaviour/acts or theft, the equipment shall be made good by the Service provider and the costs for such damage shall be charged to the Department.

**23 SUB-LETTING / SUB-CONTRACTING**

Neither the whole nor any portion of this contract shall be made over or transferred to any other party without the prior written consent of the Director-General, Department of Public Works and Infrastructure or his Delegate having been obtained.

**24 VARIATION IN CONTRACT**

Should any of the premises served by this contract be vacated or should the service for any other reason become wholly unnecessary the Bidder agrees to claim no payment in respect of such centre and the contract shall be considered as cancelled in respect of such centre.

Should any new premises be added or any existing premises request additional service, rates on schedule C (Schedule of prices for additional work) would apply.

## **25 PAYMENT**

- a) The Service Provider shall be paid **monthly in arrears** on submission by him of a detailed **Original Invoice** for services rendered.
- b) All payments shall be accompanied by a monthly statistical report per site, failing to comply, may result in delays in payment.
- c) A detailed job card/ pick up card must accompany the invoice which shall be certified by the person in charge of the relative institution or his nominated deputy, to the effect that the quantities reflected thereon are correct and that the service has been performed satisfactorily.
- d) Separate invoices per user department shall be provided. Invoicing shall be detailed and include property codes, property description, container size, number of times serviced, number of removals per month, etc.
- e) Invoices and job cards/pick up card must be placed in a sealed envelope addressed to The Department of Public Works and Infrastructure and deposited in the invoice boxes provided on the ground floor, Customs House. Alternatively the invoices must be posted to the following address

The Department of Public Works & Infrastructure  
Private Bag X9027  
Cape Town  
8000

- f) The Service provider shall receive payment for **work actually performed in accordance with the ISWP**. No liability or responsibility whatsoever shall be accepted by the government in respect of extra removals effected by the Bidder unless such extra removals have been ordered in writing by the National Department of Public Works & Infrastructure.
- g) Payment shall be effected by electronic funds transfer (EFT) into the bidder's bank account within 30 days after receipt of an acceptable, original and valid tax invoice.
- h) The successful bidder shall be responsible for accounting to the appropriate authorities for its income tax, VAT or other monies payable in accordance with applicable laws.

## **26 PRICING SCHEDULES**

All quantities in this tender is estimated and inserted in order to obtain competitive bids. The department reserves the right to increase or decrease during the duration of the contract, the scope of work, description and or quantities as given by the tenderers without altering tariffs.

The Director-General of NDPWI shall be at liberty to call for such adjusting of individual prices and rectifying discrepancy being considered necessary.



public works

Department:  
Public Works  
REPUBLIC OF SOUTH AFRICA

## **SCHEDULE A: SITES INFORMATION**

### **1. DEPARTMENT OF PUPLIC WORKS AND INFRASTRUCTURE**

**59536/6: NDPWI: CUSTOMS HOUSE BUILDING**

(Customs House, Heerengracht Road, Lower Adderley Street)

Malcolm Swartz: (021) 402 2249 or 072 714 0098

**FERNWOOD ESTATE: KIRSTENBOSCH**

Gwen Williams: 082 066 6711

**ACACIA PARK:**

Edna Morris: 066 598 3259

### **2. DEPARTMENT OF CORRECTIONAL SERVICES**

**61665: CORRECTIONAL SERVICES: TOKAI: POLLSMOOR PRISON (OU KAAPSE WEG)**

Mr Brand: (021) 700 1243 / 064 680 2000

Mr De Vos: 072 350 3159

**62079: CORRECTIONAL SERVICES: PAARL DRAKENSTEIN PRISON**

Mr A Hendriks: (021) 864 8108 / 063 581 4594

Mr A Lewis: 082 944 9307

**06047: CORRECTIONAL SERVICES: VOORBERG PORTERVILLE PRISON**

Ms E Botha: 022 931 8062 / 081 542 6967

**258099: CORRECTIONAL SERVICES: MONTE VISTA GOODWOOD PRISON**

B Nxele: (021) 559 9241

C De Klerk: 083 218 9912

### **3. DEPARTMENT OF FORESTRY, FISHERIES AND THE ENVIRONMENT**

**282421: HOUTBAY HARBOUR**

Ms Pumla Feni-Gela: 078 8480 408



**4. DEPARTMENT OF POLICE (SAPS)**

**262843: SAPS: MAITLAND SAPS GARAGE**

Anele Binase: (021) 506 2006 / 079 8941 900

**304309: SAPS: PHILLIPPI TRAINING INSTITUTE (COLLEGE)**

(c/o Church and Court Street)

Capt. Lourens: (021) 370 2647 / 073 3133 113

W/O Piet Lourens: (021) 370 2677 / 074 039 9045

**063749: SAPS CENTRAL LIQUOR STORAGE FACILITY**

(DF Malan 35 Squadron Station)

W/O A Barnard: (021) 935 5108

Sgt C Joe: (021) 935 5107

**62201: SAPS: EPPING POLICE STATION**

Capt. Tilley: (021) 928 1430 / 083 647 6392

**59367: SAPS: BISHOP LAVIS TRAINING COLLEGE (ACADEMY)**

Capt. Johnson: 084 309 2459

Lt Col Britz: (021) 935 9802 or 079 894 1559

**60115: SAPS: BELLVILLE POLICE STATION**

(Voortrekker Rd)

Capt. Babo: (021) 918-3044 /083 675 6064

## SCHEDULE B: PRICING SCHEDULE: AREA 1

Bidders are requested to submit this schedule with their bids and the following schedule should be completed in full. It is the responsibility of the Bidder to visit all sites, before completing the pricing schedule as to have a clear understanding of equipment needed.

### AREA 1 WILL COMMENCE ON RECEIVING LETTER OF AWARD

| SITES  | NR OF CONTAINERS REQUIRED |    | WASTE TYPE    | RATE PER CONTAINER PER REMOVAL EXCLUDING VAT | NR OF ON SITE LABOURS WITH COST PER MONTH | ESTIMATE NR OF REMOVALS | AVERAGE TONS PER BIN | TOTAL PRICE FOR 3 YEARS EXCLUDING VAT |
|--|---------------------------|----|---------------|--|---|-------------------------|----------------------|---------------------------------------|
|  | Type                      | Nr |               |  |   |                         |                      |                                       |
| <b>CORRECTIONAL SERVICES: POLLSMOOR PRISON</b>                   |                           |    |               |  |   |                         |                      |                                       |
| RDF (Kitchen)  | 6m³ skip (with lid)       | 1  | Wet & General | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| RDF  | 6m³ skip                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| Medium A   | 6m³ skip                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| Medium A   | 12m³ RoRo                 | 1  | General       | R _____                                      |   | Twice a week            | 4                    | R _____                               |
| Medium B   | 6m³ skip                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| Medium B   | 12m³ RoRo                 | 1  | General       | R _____                                      |   | Twice a week            | 4                    | R _____                               |
| Medium C   | 6m³ skip                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| Medium C   | 12m³ RoRo                 | 2  | General       | R _____                                      |   | Twice a week            | 4                    | R _____                               |
| Bar  | 6m³ skip                  | 1  | General       | R _____                                      |   | Once a week             | 2                    | R _____                               |
| Maintenance  | 6m³ skip                  | 2  | General       | R _____                                      |   | Once a week             | 2                    | R _____                               |
| Prison Centre For Females  | 6m³ RoRo                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| Male Single Quarters   | 6m³ RoRo                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| Female Single Quarters   | 6m³ RoRo                  | 1  | General       | R _____                                      |   | Twice a week            | 2                    | R _____                               |
| <b>NDPWI: CAPE TOWN: CUSTOM BUILDING</b>                         | 12 m³ RoRo                | 1  | General       | R _____                                      |   | Twice a week            | 4                    | R _____                               |
| <b>NDPWI: FERNWOOD ESTATE</b>                                    | 30 m³ RoRo                | 1  | General       | R _____                                      |   | Once a week             | 6                    | R _____                               |
| <b>NDPWI: ACACIA PARK: NURSERY</b>                               | 30 m³ RoRo                | 1  | General       | R _____                                      |   | Once a week             | 6                    | R _____                               |
| <b>DFFE: HOUT BAY HARBOUR</b>                                    | 12 m³ skip                | 2  | General       | R _____                                      |   | Three times a week      | 4                    | R _____                               |
| Total to be carried forward to Summary page (p. 15): Sub Total = |                           |    |               |  |   |                         |                      | R _____                               |

**APPOINTMENT OF INTERGRATED SOLID WASTE MANAGEMENT (ISWM RECYCLING) FOR 3 YEARS**

**SCHEDULE B: PRICING SCHEDULE: AREA 2**

**AREA 2 WILL ONLY COMMENCE ON 1 DECEMBER 2024 and will conclude/terminate in conjunction with Area 1**

| SITES  | NR OF CONTAINERS REQUIRED |    | WASTE TYPE | RATE PER CONTAINER PER REMOVAL EXCLUDING VAT | NR OF ON SITE LABOURES WITH COST | ESTIMATE NR OF REMOVALS | AVERAG E TONS PER BIN | TOTAL PRICE FOR 3 YEARS EXCLUDING VAT |
|--|---------------------------|----|------------|--|----------------------------------|-------------------------|-----------------------|---------------------------------------|
|  | Type                      | Nr |            |  |                                  |                         |                       |                                       |
| SAPS: BELLVILLE PROVINCIAL LOGISTICS                             | 6m³ skip                  | 1  | General    | R_____                                       |                                  | Once a week             | 2                     | R_____                                |
| SAPS: BISHOP LAVIS POLICE TRAINING COLLEGE                       | 10m³ RoRo                 | 3  | General    | R_____                                       |                                  | Once a week             | 4                     | R_____                                |
| SAPS: EPPING POLICE STATION                                      | 6 m³ skip                 | 1  | General    | R_____                                       |                                  | Twice a week            | 2                     | R_____                                |
| SAPS CENTRAL LIQUOR STORAGE FACILITY:                            | 6 m³ skip                 | 1  | General    | R_____                                       |                                  | Once a week             | 2                     | R_____                                |
| DF MALAN 35 SQUADRON STATION                                     |                           |    |            |  |                                  |                         |                       |                                       |
| SAPS: PHILLIPPI TRAINING INSTITUTE (COLLEGE)                     | 6 m³ skip                 | 3  | General    | R_____                                       |                                  | Three time a week       | 2                     | R_____                                |
| SAPS: MAITLAND SAPS GARAGE                                       | 12 m³ RoRo                | 2  | General    | R_____                                       |                                  | Twice a week            | 4                     | R_____                                |
| CORRECTIONAL SERVICES: PAARL DRAKENSBURG PRISON                  | 30m³ RoRo                 | 4  | General    | R_____                                       |                                  | Once a week             | 6                     | R_____                                |
| Flats and houses   | 12 m³ RoRo                | 1  | General    | R_____                                       |                                  | Twice a week            | 4                     | R_____                                |
| Abettor  | 6m³ skip (with lid)       | 2  | Wet        | R_____                                       |                                  | Twice a week            | 2                     | R_____                                |
| CORRECTIONAL SERVICES: MONTE VISTA GOODWOOD PRISON               | 12m³ RoRo                 | 2  | General    | R_____                                       |                                  | Once a week             | 4                     | R_____                                |
| CORRECTIONAL SERVICES: VOORBERG PORTERVILLE PRISON               | 30m³ RoRo                 | 3  | General    | R_____                                       |                                  | Once a week             | 6                     | R_____                                |
|  | 6m³ skip (with lid)       | 3  | Abettor    | R_____                                       |                                  | Twice a week            | 2                     | R_____                                |
| Total to be carried forward to Summary page (p. 15): Sub Total = |                           |    |            |  |                                  |                         |                       | R_____                                |

## SCHEDULE C: SCHEDULE OF PRICES FOR ADDITIONAL WORK

### SCHEDULE C MUST BE COMPLETED BY ALL BIDDERS

#### GENERAL

Waste removals at any new premises or any existing premises requesting additional service previously excluded from schedule B to be added to the contract, the rates in schedule C would apply. Prices must be consistent with the bid prices. Where necessary the supply and removal of:

|   |  |                        |
|---|--|------------------------|
| i)  | <b>6 m<sup>3</sup> skip bin</b><br><br>Monthly Rental<br><br>Price per bin per collection - Load Price   | R _____<br><br>R _____ |
| ii)   | <b>12 m<sup>3</sup> RoRo bin</b><br><br>Monthly Rental<br><br>Price per RoRo per collection - Load Price   | R _____<br><br>R _____ |
| ii)   | <b>30 m<sup>3</sup> RoRo bin</b><br><br>Monthly Rental<br><br>Price per bin per collection - Load Price  | R _____<br><br>R _____ |
| iii)  | <b>Compactor 20 m<sup>3</sup></b><br><br>Monthly Rental<br><br>Price per bin per collection - Load Price   | R _____<br><br>R _____ |
| iv)   | <b>Liquid waste removals (Non-hazardous).</b> Removal per tank collection as and when required. To be disposed of in accordance with Municipal and Government Regulations.<br><br>Monthly Rental<br><br>Price per tank per collection - Load Price: Tank size _____ m <sup>3</sup> | R _____<br><br>R _____ |
| v)  | <b>Liquid waste removals (Hazardous).</b> Removal per tank collection as and when required. To be disposed of in accordance with Municipal and Government Regulations.<br><br>Monthly Rental<br><br>Price per tank per collection - Load Price: Tank size _____ m <sup>3</sup>     | R _____<br><br>R _____ |
| <b>Total to be carried forward to Summary page (p. 32): Sub Total =</b> |  | <b>R _____</b>         |

**APPOINTMENT OF INTERGRATED SOLID WASTE MANAGEMENT (ISWM RECYCLING) FOR  
3 YEARS**

**SUMMARY PAGE**

The total bid price for this service must include all labour, transport, overheads, equipment, profit, material, etc. required for the proper execution of the work and shall be carried over to the Bid Form which must be returned together with this document.

The bidder must fill in this **summary page** in full.

|                                      |           | <b>PAGE</b> | <b>AMOUNT</b> |
|--------------------------------------|-----------|-------------|---------------|
| Schedule B: Pricing Schedule: Area 1 | Sub total | 12          | R             |
| Schedule B: Pricing Schedule: Area 2 | Sub total | 13          | R             |
| Schedule C: Additional Work          | Sub total | 14          | R             |

**Sub-Total** R

**OPERATIONAL COSTS PERCENTAGE (           %)** R

**MARK-UP/ PROFIT PERCENTAGE (           %)** R

Value-added Tax (15%) R

**TOTAL carried forward to PA-32 Invitation to bid form:** R

**NB: FAILURE TO TRANSFER THE TOTAL AMOUNT TO PA-32 WILL  
DISQUALIFY YOUR BID**

## PA-11: BIDDER'S DISCLOSURE

### 1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

### 2. Bidder's declaration

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest (1) in the enterprise, employed by the state?

**YES / NO**

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

| Full Name | Identity Number | Name of State institution |
|-----------|-----------------|---------------------------|
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |
|           |                 |                           |

(1) the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution?

**YES / NO**

2.2.1 If so, furnish particulars:

.....  
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

**YES / NO**

2.3.1 If so, furnish particulars:

.....  
.....

### 3 DECLARATION

I, the undersigned, (name).....  
in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 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>2</sup> will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.5 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.
- 3.6 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

---

<sup>2</sup> Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

- 3.7 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.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder

This form has been aligned with SBD4



## PA-16: 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 **Preference Points System to be applied**

*(tick whichever is applicable).*

- ☒ The applicable preference point system for this tender is the **80/20** preference point system.
- ☐ The applicable preference point system for this tender is the **90/10** preference point system.
- ☐ 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 shall be awarded for:**

1.3.1 **Price; and**

1.3.2 **Specific Goals**

1.4 **The maximum points for this tender are allocated as follows:**

| CHOOSE APPLICABLE PREFERENCE POINT SCORING SYSTEM | <input checked="" type="checkbox"/> 80/20 | <input type="checkbox"/> 90/10 |
|---|---|--------------------------------|
| PRICE   | 80  | 90                             |
| SPECIFIC GOALS                                    | 20  | 10                             |
| Total points for Price and Specific Goals         | 100                                       | 100                            |

## 1.5 Breakdown Allocation of Specific Goals Points



**1.5.1. For procurement transaction with rand value greater than R2 000, 00 and up to R1 Million (Inclusive of all applicable taxes) the specific goals listed in table 1 below are applicable.**

**Table 1**

| Serial No | Specific Goals  | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim   |
|-----------|---|---------------------------------------|--|
| 1.        | An EME or QSE which is at least 51% owned by black people (Mandatory)   | 10                                    | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>  |
| 2.        | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2                                     | <ul style="list-style-type: none"> <li>Official Municipal Rates Statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Any account or statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Lease Agreement which is in the name of the bidder.</li> </ul> |
| 3.        | An EME or QSE which is at least 51% owned by black women (Mandatory)  | 4                                     | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>  |
| 4.        | An EME or QSE which is at least 51% owned by black people with disability (Mandatory)   | 2                                     | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>  |

|    |  |   |  |
|----|--|---|--|
|    |  |   | <p>and</p> <ul style="list-style-type: none"> <li>• Medical Certificate indicating that the disability is permanent.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>• South African Social Security Agency (SASSA) Registration indicating that the disability is permanent.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>• National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</li> </ul> |
| 5. | An EME or QSE which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> <li>• ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>  |



**1.5.2. For procurement transaction with rand value greater than R1 Million and up to R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 2 below are applicable.**

**Table 2**

| Serial No | Specific Goals  | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim   |
|-----------|---|---------------------------------------|--|
| 1.        | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory)   | 10                                    | <ul style="list-style-type: none"> <li>• SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>          |
| 2.        | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2                                     | <ul style="list-style-type: none"> <li>• Official Municipal Rates Statement which is in the name of the bidder.</li> </ul> <p>Or</p> |

|    |   |   |   |
|----|---|---|---|
|    |   |   | <ul style="list-style-type: none"> <li>Any account or statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Lease Agreement which is in the name of the bidder.</li> </ul>   |
| 3. | An EME or QSE or any entity which is at least 51% owned by black women (Mandatory)                  | 4 | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul>   |
| 4. | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> <li>SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>Medical Certificate indicating that the disability is permanent.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>South African Social Security Agency (SASSA) Registration indicating that the disability is permanent.</li> </ul> <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |

|    |  |   |  |
|----|--|---|--|
| 5. | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> <li>ID Copy and SANAS Accredited BBEE Certificate or Sworn Affidavit where applicable.</li> </ul> |
|----|--|---|--|

**1.5.3. For procurement transaction with rand value greater than R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 3 below are applicable.**

**NB. The use of one of goal numbers' 4 or 5 is mandatory. The BSC must select either one of the two, but not both.**

**Table 3**

| Serial No | Specific Goals  | Preference Points Allocated out of 10 | Documentation to be submitted by bidders to validate their claim   |
|-----------|---|---------------------------------------|--|
| 1.        | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory)   | 4                                     | <ul style="list-style-type: none"> <li>SANAS Accredited BBEE Certificate or Sworn Affidavit where applicable.</li> </ul>   |
| 2.        | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2                                     | <ul style="list-style-type: none"> <li>Official Municipal Rates Statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Any account or statement which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>Lease Agreement which is in the name of the bidder.</li> </ul> |
| 3.        | An EME or QSE or any entity which is at least 51%   | 2                                     | <ul style="list-style-type: none"> <li>SANAS Accredited BBEE Certificate or Sworn Affidavit where applicable.</li> </ul>   |

|  |                             |   |   |   |
|--|-----------------------------|---|---|---|
|  |                             | owned by black women (mandatory)  |   |   |
|  | 4. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> <li>• SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable.</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>• Medical Certificate indicating that the disability is permanent.</li> </ul> <p>Or</p> <ul style="list-style-type: none"> <li>• South African Social Security Agency (SASSA) Registration indicating that the disability is permanent.</li> </ul> <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
|  | <b>OR</b>                   |   |   |   |
|  | 5. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory)                  | 2 | <ul style="list-style-type: none"> <li>• ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable</li> </ul>  |

**Black people** mean Africans, Coloureds and Indians, who - (a) are citizens of the Republic of South Africa by birth or descent; or (b) became citizens of the Republic of South Africa by naturalisation - (i) before 27 April 1994; or (ii) on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalisation prior to that date. (BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT No 25899, 2003 of 9 JANUARY 2004).

- 1.6 Failure on the part of the tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals, if the service provider/ tenderer did not submit proof or documentation required to claim for specific goals will be interpreted to mean that preference points for specific goals are not claimed.
- 1.7 The organ of state reserves the right to require of a service provider/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:

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

##### 3.2.1. POINTS AWARDED FOR PRICE

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

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

#### 4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1,2 and 3 above 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 4: 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<br>(90/10 system)<br>(To be completed by the organ of state) | Number of points allocated<br>(80/20 system)<br>(To be completed by the organ of state) | Number of points claimed<br>(90/10 system)<br>(To be completed by the tenderer) | Number of points claimed<br>(80/20 system)<br>(To be completed by the tenderer) |
|--|---|---|---|---|
| 1. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black people | 4   | 10  |   |   |
| 2. Located in a specific Local Municipality or District Municipality or Metro or   | 2   | 2   |   |   |



| The specific goals allocated points in terms of this tender  | Number of points allocated (90/10 system) (To be completed by the organ of state) | Number of points allocated (80/20 system) (To be completed by the organ of state) | Number of points claimed (90/10 system) (To be completed by the tenderer) | Number of points claimed (80/20 system) (To be completed by the tenderer) |
|--|---|---|---|---|
| Province area for work to be done or services to be rendered in that area  |   |   |   |   |
| 3. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black women                  | 2   | 4   |   |   |
| 4. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black people with disability | 2   | 2   |   |   |
| 5. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black youth.*                | 2   | 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

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

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

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

Invitation to Bid: PA-32

**PART A**  
**INVITATION TO BID (EXEMPTION)**

|  |  |  |   |   |         |
|--|--|--|---|---|---------|
| <b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)</b>                         |  |  |   |   |         |
| BID NUMBER:  | CPTSC 11/24  | CLOSING DATE:  | 26/7/2024                                 | CLOSING TIME:   | 11:00   |
| DESCRIPTION  | INTERGRATED SOILD WAST MANAGEMENT (ISWM): TERM CONTRACT: 36 MONTHS |  |   |   |         |
| <b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT</b>                                     |  |  |   |   |         |
| BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)                                      |  |  |   |   |         |
| CUSTOMS HOUSE BUILDING, MAIN ENTRANCE, GROUND FLOOR, LOWER HEERENGRACHT, FORESHORE, CAPE TOWN                            |  |  |   |   |         |
| OR POSTED TO:  |  |  |   |   |         |
|  |  |  |   |   |         |
| <b>SUPPLIER INFORMATION</b>  |  |  |   |   |         |
| NAME OF BIDDER   |  |  |   |   |         |
| POSTAL ADDRESS   |  |  |   |   |         |
| STREET ADDRESS   |  |  |   |   |         |
| TELEPHONE NUMBER   | CODE   |  | NUMBER                                    |   |         |
| CELLPHONE NUMBER   |  |  |   |   |         |
| FACSIMILE NUMBER   | CODE   |  | NUMBER                                    |   |         |
| E-MAIL ADDRESS   |  |  |   |   |         |
| VAT REGISTRATION NUMBER  |  |  |   |   |         |
|  |  |  |   |   |         |
|  |  | TCS PIN:   |   | OR  | CSD No: |
| ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?                            |  | <input type="checkbox"/> Yes <input type="checkbox"/> No<br>[IF YES ENCLOSE PROOF] |   | ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?<br><input type="checkbox"/> Yes <input type="checkbox"/> No<br>[IF YES ANSWER PART B:3 BELOW ] |         |
| SIGNATURE OF BIDDER  |  |  |   | DATE  |         |
| CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.) |  |  |   |   |         |
| TOTAL NUMBER OF ITEMS OFFERED  |  |  |   | TOTAL BID PRICE (1ALL APPLICABLE TAXES)   |         |
| BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:  |  |  | TECHNICAL INFORMATION MAY BE DIRECTED TO: |   |         |
| DEPARTMENT/ PUBLIC ENTITY  | Public Works and Infrastructure                                    | CONTACT PERSON   |   | M Swartz  |         |
| CONTACT PERSON   | Boniwe Zungu   | TELEPHONE NUMBER   |   | (021) 402 2249  |         |
| TELEPHONE NUMBER   | (021) 402 2345   | FACSIMILE NUMBER   |   |   |         |
| FACSIMILE NUMBER   |  | E-MAIL ADDRESS   |   | Malcolm.swartz@dpw.gov.za   |         |
| E-MAIL ADDRESS   | Email1@dpw.gov.za  |  |   |   |         |

## Invitation to Bid: PA-32

### PART B TERMS AND CONDITIONS FOR BIDDING

|   |
|---|
| <b>1. BID SUBMISSION:</b>   |
| 1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.  |
| 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE   |
| 1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). |
| 1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION.                               |
| <b>2. TAX COMPLIANCE REQUIREMENTS</b>   |
| 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.  |
| 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.   |
| 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.  |
| 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.  |
| 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.   |
| 2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.   |
| <b>3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>  |
| 3.1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO   |
| 3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO   |
| 3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO  |
| 3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO   |
| IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.                         |

**Note Well:**

- a) In respect of non VAT vendors the bidders may not increase the bid price under Section 67(1) of the Value Added Tax Act of 1991 where the relevant transaction would become subject to VAT by reason of the turnover threshold being exceeded and the bidder becomes liable for VAT.
- b) All delivery costs must be included in the bid price, for delivery at the prescribed destination.
- c) The price that appears on this form is the one that will be considered for acceptance as a firm and final offer.
- d) The grand total in the pricing schedule(s), inclusive of VAT, attached to the bid offer must correlate and be transferred to this form (PA32).
- e) Where there are inconsistencies between the grand total price offer in the pricing schedule(s) and the PA32 price offer, the price offer on the PA32 shall prevail and deemed to be firm and final. No further correspondence shall be entered into in this regard.

<sup>1</sup> All applicable taxes" includes value- added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies

## PA- 40: DECLARATION OF DESIGNATED GROUPS

Tender no: \_\_\_\_\_

Name of Tenderer: \_\_\_\_\_

☐ EME<sup>1</sup>
☐ QSE<sup>2</sup>
☐ Non EME/QSE (tick applicable box)

### 1. LIST ALL PROPRIETORS, MEMBERS OR SHAREHOLDERS BY NAME, IDENTITY NUMBER, CITIZENSHIP AND DESIGNATED GROUPS.

| Name and Surname # | Identity/ Passport number and Citizenship## | Percentage owned | Black  | Indicate if youth  | Indicate if woman  | Indicate if person with disability                       | Indicate if living in Rural (R) / Under Developed Area (UD) / Township (T) / Urban (U).                      | Indicate if military veteran                             |
|--------------------|---|------------------|--|--|--|--|--|--|
| 1.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 2.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 3.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 5.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 6.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 7.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 8.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 9.                 |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 10.                |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 11.                |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 12.                |   | %                | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |

# Where Owners are themselves a Company, Close Corporation, Partnership etc, identify the ownership of the Holding Company, together with Registration number  
 ## State date of South African citizenship obtained (not applicable to persons born in South Africa)

<sup>1</sup> EME: Exempted Micro Enterprise

<sup>2</sup> QSE: Qualifying Small Business Enterprise

## PA- 40: DECLARATION OF DESIGNATED GROUPS

Tender no:

### 2. DECLARATION:

The undersigned, who warrants that he/she is duly authorized to do so on behalf of the Tenderer, hereby confirms that:

- 1 The information and particulars contained in this Affidavit are true and correct in all respects;
- 2 The Broad-based Black Economic Empowerment Act, 2003 (Act 53 of 2003), Preferential Procurement Policy Framework Act, 2000 (Act 5 of 2000), National Small Business Act 102 of 1996 as amended and all documents pertaining to this Tender were studied and understood and that the above form was completed according to the definitions and information contained in said documents;
- 3 The Tenderer understands that any intentional misrepresentation or fraudulent information provided herein shall disqualify the Tenderer's offer herein, as well as any other tender offer(s) of the Tenderer simultaneously being evaluated, or will entitle the Employer to cancel any Contract resulting from the Tenderer's offer herein;
- 4 The Tenderer accepts that the Employer may exercise any other remedy it may have in law and in the Contract, including a claim for damages for having to accept a less favourable tender as a result of any such disqualification due to misrepresentation or fraudulent information provided herein;
- 5 Any further documentary proof required by the Employer regarding the information provided herein, will be submitted to the Employer within the time period as may be set by the latter;

**Signed by the Tenderer**

|                               |                  |             |
|-------------------------------|------------------|-------------|
|                               |                  |             |
| <b>Name of representative</b> | <b>Signature</b> | <b>Date</b> |

## PA-15.1: RESOLUTION OF BOARD OF DIRECTORS

**RESOLUTION** of a meeting of the Board of \*Directors / Members / Partners of:

\_\_\_\_\_  
(Legally correct full name and registration number, if applicable, of the Enterprise)

Held at \_\_\_\_\_ (place)

on \_\_\_\_\_ (date)

**RESOLVED** that:

1. The Enterprise submits a Bid / Tender to the Department of Public Works in respect of the following project:

\_\_\_\_\_  
(Project description as per Bid / Tender Document)

Bid / Tender Number: \_\_\_\_\_ (Bid / Tender Number as per Bid / Tender Document)

2. \*Mr/Mrs/Ms: \_\_\_\_\_

in \*his/her Capacity as: \_\_\_\_\_ (Position in the Enterprise)

and who will sign as follows: \_\_\_\_\_

be, and is hereby, authorised to sign the Bid / Tender, and any and all other documents and/or correspondence in connection with and relating to the Bid / Tender, as well as to sign any Contract, and any and all documentation, resulting from the award of the Bid / Tender to the Enterprise mentioned above.

|    | Name | Capacity | Signature |
|----|------|----------|-----------|
| 1  |      |          |           |
| 2  |      |          |           |
| 3  |      |          |           |
| 4  |      |          |           |
| 5  |      |          |           |
| 6  |      |          |           |
| 7  |      |          |           |
| 8  |      |          |           |
| 9  |      |          |           |
| 10 |      |          |           |
| 11 |      |          |           |
| 12 |      |          |           |
| 13 |      |          |           |
| 14 |      |          |           |
| 15 |      |          |           |
| 16 |      |          |           |



## PA-15.1: Resolution of Board of Directors

|    |  |  |  |
|----|--|--|--|
| 17 |  |  |  |
| 18 |  |  |  |
| 19 |  |  |  |
| 20 |  |  |  |

The bidding enterprise hereby absolves the Department of Public Works from any liability whatsoever that may arise as a result of this document being signed.

**Note:**

1. \* Delete which is not applicable.
2. **NB:** This resolution must, where possible, be signed by all the Directors / Members / Partners of the Bidding Enterprise.
3. In the event that paragraph 2 cannot be complied with, the resolution must be signed by Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (attach proof of shareholding / ownership hereto).
4. Directors / Members / Partners of the Bidding Enterprise may alternatively appoint a person to sign this document on behalf of the Bidding Enterprise, which person must be so authorized by way of a duly completed power of attorney, signed by the Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (proof of shareholding / ownership and power of attorney are to be attached hereto).
5. Should the number of Directors / Members / Partners exceed the space available above, additional names and signatures must be supplied on a separate page.

### ENTERPRISE STAMP



## PA-15.2: RESOLUTION OF BOARD OF DIRECTORS TO ENTER INTO CONSORTIA OR JOINT VENTURES

**RESOLUTION** of a meeting of the Board of \*Directors / Members / Partners of:

\_\_\_\_\_  
\_\_\_\_\_  
(Legally correct full name and registration number, if applicable, of the Enterprise)

Held at \_\_\_\_\_ (place)

on \_\_\_\_\_ (date)

**RESOLVED that:**

1. The Enterprise submits a Bid /Tender, in consortium/Joint Venture with the following Enterprises:

\_\_\_\_\_  
\_\_\_\_\_  
(List all the legally correct full names and registration numbers, if applicable, of the Enterprises forming the Consortium/Joint Venture)

to the Department of Public Works in respect of the following project:

\_\_\_\_\_  
\_\_\_\_\_  
(Project description as per Bid /Tender Document)

Bid / Tender Number: \_\_\_\_\_ (Bid / Tender Number as per Bid / Tender Document)

2. \*Mr/Mrs/Ms: \_\_\_\_\_  
in \*his/her Capacity as: \_\_\_\_\_ (Position in the Enterprise)  
and who will sign as follows: \_\_\_\_\_

be, and is hereby, authorised to sign a consortium/joint venture agreement with the parties listed under item 1 above, and any and all other documents and/or correspondence in connection with and relating to the consortium/joint venture, in respect of the project described under item 1 above.

3. The Enterprise accepts joint and several liability with the parties listed under item 1 above for the due fulfilment of the obligations of the joint venture deriving from, and in any way connected with, the Contract to be entered into with the Department in respect of the project described under item 1 above.
4. The Enterprise chooses as its *domicilium citandi et executandi* for all purposes arising from this joint venture agreement and the Contract with the Department in respect of the project under item 1 above:

Physical address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ (code)

Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ (code)

Telephone number: \_\_\_\_\_

Fax number: \_\_\_\_\_

|    | Name | Capacity | Signature |
|----|------|----------|-----------|
| 1  |      |          |           |
| 2  |      |          |           |
| 3  |      |          |           |
| 4  |      |          |           |
| 5  |      |          |           |
| 6  |      |          |           |
| 7  |      |          |           |
| 8  |      |          |           |
| 9  |      |          |           |
| 10 |      |          |           |
| 11 |      |          |           |
| 12 |      |          |           |
| 13 |      |          |           |
| 14 |      |          |           |
| 15 |      |          |           |

The bidding enterprise hereby absolves the Department of Public Works from any liability whatsoever that may arise as a result of this document being signed

**Note:**

- \* Delete which is not applicable.
- NB:** This resolution must, where possible, be signed by all the Directors / Members / Partners of the Bidding Enterprise.
- In the event that paragraph 2 cannot be complied with, the resolution must be signed by Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (attach proof of shareholding / ownership hereto).
- Directors / Members / Partners of the Bidding Enterprise may alternatively appoint a person to sign this document on behalf of the Bidding Enterprise, which person must be so authorized by way of a duly completed power of attorney, signed by the Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (proof of shareholding / ownership and power of attorney are to be attached hereto).
- Should the number of Directors / Members / Partners exceed the space available above, additional names and signatures must be supplied on a separate page.

**ENTERPRISE STAMP**

## PA-15.3: SPECIAL RESOLUTION OF CONSORTIA OR JOINT VENTURES

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

1. \_\_\_\_\_  
\_\_\_\_\_
2. \_\_\_\_\_  
\_\_\_\_\_
3. \_\_\_\_\_  
\_\_\_\_\_
4. \_\_\_\_\_  
\_\_\_\_\_
5. \_\_\_\_\_  
\_\_\_\_\_
6. \_\_\_\_\_  
\_\_\_\_\_
7. \_\_\_\_\_  
\_\_\_\_\_
8. \_\_\_\_\_  
\_\_\_\_\_

Held at \_\_\_\_\_ (place)

on \_\_\_\_\_ (date)

**RESOLVED that:**

**RESOLVED that:**

- A. The above-mentioned Enterprises submit a Bid in Consortium/Joint Venture to the Department of Public Works in respect of the following project:

\_\_\_\_\_  
\_\_\_\_\_  
*(Project description as per Bid /Tender Document)*

Bid / Tender Number: \_\_\_\_\_ *(Bid / Tender Number as per Bid /Tender Document)*

PA-15.3: Special Resolution of Consortia or Joint Ventures

B. \*Mr/Mrs/Ms: \_\_\_\_\_

in \*his/her Capacity as: \_\_\_\_\_ (Position in the Enterprise)

and who will sign as follows: \_\_\_\_\_

be, and is hereby, authorised to sign the Bid, and any and all other documents and/or correspondence in connection with and relating to the Bid, as well as to sign any Contract, and any and all documentation, resulting from the award of the Bid to the Enterprises in Consortium/Joint Venture mentioned above.

C. The Enterprises constituting the Consortium/Joint Venture, notwithstanding its composition, shall conduct all business under the name and style of:

\_\_\_\_\_

D. The Enterprises to the Consortium/Joint Venture accept joint and several liability for the due fulfilment of the obligations of the Consortium/Joint Venture deriving from, and in any way connected with, the Contract entered into with the Department in respect of the project described under item A above.

E. Any of the Enterprises to the Consortium/Joint Venture intending to terminate the consortium/joint venture agreement, for whatever reason, shall give the Department 30 days written notice of such intention. Notwithstanding such decision to terminate, the Enterprises shall remain jointly and severally liable to the Department for the due fulfilment of the obligations of the Consortium/Joint Venture as mentioned under item D above.

F. No Enterprise to the Consortium/Joint Venture shall, without the prior written consent of the other Enterprises to the Consortium/Joint Venture and of the Department, cede any of its rights or assign any of its obligations under the consortium/joint venture agreement in relation to the Contract with the Department referred to herein.

G. The Enterprises choose as the *domicilium citandi et executandi* of the Consortium/Joint Venture for all purposes arising from the consortium/joint venture agreement and the Contract with the Department in respect of the project under item A above:

Physical address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ (Postal code) \_\_\_\_\_

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

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ (Postal code) \_\_\_\_\_

Telephone number: \_\_\_\_\_

Fax number: \_\_\_\_\_

PA-15.3: Special Resolution of Consortia or Joint Ventures

|    | Name | Capacity | Signature |
|----|------|----------|-----------|
| 1  |      |          |           |
| 2  |      |          |           |
| 3  |      |          |           |
| 4  |      |          |           |
| 5  |      |          |           |
| 6  |      |          |           |
| 7  |      |          |           |
| 8  |      |          |           |
| 9  |      |          |           |
| 10 |      |          |           |
| 11 |      |          |           |
| 12 |      |          |           |
| 13 |      |          |           |
| 14 |      |          |           |
| 15 |      |          |           |

The bidding enterprise hereby absolves the Department of Public Works & Infrastructure from any liability whatsoever that may arise as a result of this document being signed.

**Note:**

1. \* Delete which is not applicable.
2. **NB:** This resolution must be signed by all the Duly Authorised Representatives of the Legal Entities to the consortium/joint venture submitting this tender, as named in item 2 of Resolution PA-15.2.
3. Should the number of the Duly Authorised Representatives of the Legal Entities joining forces in this tender exceed the space available above, additional names, capacity and signatures must be supplied on a separate page.
4. Resolution PA-15.2, duly completed and signed, from the separate Enterprises who participate in this consortium/joint venture, must be attached to this Special Resolution (PA-15.3).