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### SPECIAL CONDITIONS / MANDATORY BID CONDITIONS

- 1. The forms in the Table of Contents and on the PA-03(GS): Notice and Invitation for Quotation should be properly completed and signed and returned on or before the due date and time.
- 2. NB: PA11: Bidder's Disclosure should be properly/duly completed, dated and signed. Bidders or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise must disclose any interest in any other related enterprise whether or not they are bidding for this contract.
- 3. The total offer on the pricing schedule must be carried over to the PA32 (Invitation to Bid) or the quote will be deemed as non-responsive and will not be evaluated further.
- 4. All Marquees and scaffolding should be certified and a certificate of compliance (CoC) is issued by an authorised registered individual. Please furnish details of the Rigger or Structural Engineer of authorised person to issue CoC.
- Successful Bidder should be in possession of State Security Clearance. If not, should apply for it, if not success and SP is declined by State Security the Department reserves the right not to award you and to cancel the award immediately.

- 6. In the event an offer in words differs from the offer in figures on the PA32, the offer in words supersedes the offer in figures on condition that the offer in words is valid amount. Invalid amount will be deemed as non-response.
- 7. No late, incomplete or quotations with correctional fluid will be accepted.
- 8. Delivery address is the Tender box on the Ground Floor, Customs House, Lower Heerengracht, Cape Town.
- 9. Alternatively quotations may be emailed to CPT.Quotations@dpw.gov.za
- 10. Quotations are valid after the closing date for 30 days for thresholds up to R500 000 and 84 days for thresholds up to R1 million.
- 11. The bidder must make provision for exchanges and or changes in sizes where applicable at no additional cost to the Department.
- 12. Failure to comply with product specifications and inability to meet delivery times will render the purchase order to be cancel. If the bidder is a VAT vendor /registered the bidder is required to explicitly state the VAT amount.
- 13. VAT vendor must include VAT at 15% in their bid offers.
- 14. Resolution to sign/resolution of signatures is mandatory in the event where a delegation to sign the bid document to someone other than a director or member or shareholder (where applicable).
- 15. It is mandatory that bidders must submit certified ID copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit.
- 16. In the event that one or more bidders are equal in all respects the award will be decided by drawing of lots.

### **OTHER BID CONDITIONS**

- 1. The Department reserves the right to negotiate the offer where it is found not to be market related.
- 2. All goods supplied must be approved by the South African Bureau of Standards (SABS) if applicable.
- The Department reserves the right to request any additional information and / or samples of items quoted before mass production is undertaken at no cost to the Department if applicable.
- 4. Bidders should have an office/branch in the Western Cape
- 5. Bidders must be registered on the CSD and tax matters should remain compliant throughout the procurement process.
- 6. Due to a high volume of quotations received it is advisable to hand deliver your quotation to ensure receipt thereof.
- 7. Specification / technical enquiries must be directed to the Project Leader as indicated on the PA-03 (GS) and PA-32.
- 8. The Department will contract with the successful bidder with an official order.
- 9. No work may commence without an official Departmental order.

### PA-03 (GS): NOTICE AND INVITATION FOR QUOTATION

### THE DEPARTMENT OF PUBLIC WORKS AND INFRASTRUCTURE INVITES BIDDERS FOR THE PROVISION OF THE BELOW GOODS AND SERVICES

Quotation description:	CAPE TOWN:STATE OF THE NATION ADDRESS 2023:SUPPLY AND DELIVERY OF MARQUEES &RESOURCES( OPERATIONAL&STRUCTURAL INFRASTRUCTURE										
Quote no:	RFQ 300D2303	Closing date:	31/01/2023								
Closing time:	11:00	Validity period:	30 days								

### 1. RESPONSIVENESS CRITERIA

1.1. Indicate substantive responsiveness criteria applicable for this quotation. Failure to comply with the criteria stated hereunder <u>shall</u> result in the quotation offer being disqualified from further consideration:

1	$\boxtimes$	Only those quotations who satisfy the eligibility criteria stated in the quotation document may submit the quotation.
2	$\boxtimes$	Quotation offer must be properly received on quotation closing date and time specified on the invitation, fully completed and signed either electronically (if issued in electronic format), or by writing legibly in non-erasable ink.
3	$\boxtimes$	Use of correction fluid is prohibited.
4	$\boxtimes$	Submission of PA-32: Invitation to Bid
5		Submission of (PA – 36 and Annexure/s C): Declaration Certificate for Local Production and Content for designated sectors.
6		Submission of record of attending compulsory virtual bid clarification / site inspection meeting.
7	$\boxtimes$	Registration on Central Supplier Database (CSD)
8	$\boxtimes$	Submission of duly completed PA-32. Grand total on Pricing scheduled to be carried over to the PA32, failure to do so will result to the bid being disqualified
9	$\boxtimes$	For EME or QSE which is at least 51% owned by black people and or women and or youth to validate their claim for points:  The bidder must submit ID Copy, SANAS accredited BBBEE certificate or Sworn Affidavit and CSD or CIPC  For EME or QSE which is at least 51% owned by people with disabilites to validate their claim for points:  The bidder must submit ID Copy, medical certificate and SASSA registration or National Council for persons with physical disability in South Africa registration (NCPPDSA)  For EME or QSE located in a specific Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area to validate their claim for points:  The bidder must submit ID Copy, office Municipal rates statement or permission to occupy from local chief in case of rural areas (PTO) or lease agreement
10		

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

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### 1.2. Indicate administrative requirements applicable for this quotation. Suppliers 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 three (3) calendar days from request or as specifically indicated, will disqualify the tender offer from further consideration.

1	$\boxtimes$	Submission of (PA-11): Bidder's disclosure.
2	$\boxtimes$	Submission of (PA-16): Preference Points Claim Form in terms of the Preferential Procurement Regulations 2022
3	$\boxtimes$	Submission of (PA 40): Declaration of Designated Groups for Preferential Procurement.
4	$\boxtimes$	Submission of (PA-10): General Condition of Contract.
5	$\boxtimes$	NON-COMPULSORY SITE BRIEFING ON THE 30/01/2023 AT 10H30 A AT THE DOM 3 <sup>rd</sup> FLOOR CUSTUMS HOUSE
6		Specify other responsiveness criteria
7		Specify other responsiveness criteria
8		Specify other responsiveness criteria

2.	<b>Points</b>	scoring	system	applicable	for	this	hid:
£.,	LOHICS	Sconng	3 y 3 t C i ii	applicable	101	una	viu.

X	80/20	points	scoring	system
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### Indicate the Price weighting applicable to this bid:

	Weighting percentage (must add up to 100 %)
Price:	100% of 80 points
Total:	100%

### 3. Method to be used to calculate points for specific goals

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 below are applicable.

1. An EME or QSE which is at least 51% owned by black people

10 Points

Documentation to be submitted by bidders to validate their claim for points

ID Copy (Mandatory)

X

SANAS Accredited BBBEE Certificate or sworn affidavit where applicable

Or

**CSD Report** 

Or

CIPC (company registration)

2. An EME or QSE which is at least 51% owned by women

4 Points

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer". Page 2 of 4 For Internal Use

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ID Copy

Or

CSD Report

Or

CIPC (company registration)

### 3. An EME or QSE which is at least 51% owned by people with disabilities

2 Points

Documentation to be submitted by bidders to validate their claim for points

- ID Copy (Mandatory)
- Medical Certificate

Or

South African Social Security Agency (SASSA) registration

Or

National Council for Persons with Physical Disability in South Africa registration (NCPPDSA)

### 4. An EME or QSE which is at least 51% owned by youth

2 Points

Documentation to be submitted by bidders to validate their claim for points

ID Copy

Or

CSD Report

Or

CIPC (company registration)

### 5. Located in a specific Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area

2 Points

Documentation to be submitted by bidders to validate their claim for points

- ID Copy (Mandatory)
- Office Municipal Rates Statement

Or

Permission To Occupy from local chief in case of rural areas (PTO)

Or

Lease Agreement

### 4. COLLECTION OF QUOTATION DOCUMENTS:

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

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All quotations must be completed on the official forms provided with this invitation and completed in ink, preferably black. Completed forms must be delivered to the Department of Public Works and Infrastructure at the following address or email below.

This quotation is subject to the General Conditions of Contract (GCC) and, if applicable, any other special conditions of contract. Attached Terms and Conditions should be signed and submitted with the official documents.

The taxes of the successful service provider must be in order, or satisfactory arrangements must be made with the Receiver of Revenue to meet the bidder's tax obligations. Quotation documents may be collected during working hours on *insert date* at the following address insert physical address insert postal code. A non-compulsory pre-bid meeting with representatives of the Department of Public Works and Infrastructure will take place at CUSTOMS HOUSE AT DOM on 03/01/2023 starting at 10H30 AM.

### 5. ENQUIRIES RELATED TO QUATATION DOCUMENTS MAY BE ADDRESSED TO:

DPW Project Leader:	LUVUYO RASMENI	Telephone no:	021 402 2218
Cell no:		Fax no:	
E-mail:			

### 6. DEPOSIT / RETURN OF BID DOCUMENTS:

The closing time for receipt of quotation is 11:00 on 31/01/2023.

Telegraphic, telephonic, telex, facsimile, electronic and / or late bids will not be accepted. Requirements for sealing, addressing, delivery, opening and assessment of bids are stated in the bid advertisement.

All bids must be submitted on the official forms – (not to be re-typed)

QUOTATION DOCUMENTS MAY BE DROPPED AT:		QUOTATION DOCUMENT MAY BE EMAILED TO:
GROUND FLOOR CUSTOMS HOUSE DEPARTMENT OF PUBLIC WORKS AND INFRASTRUCTURE		Cpt.quotations@dpw.gov.za
OR		
QUOTATION DOCUMENTS MAY BE POSTED TO:	OR	
DIRECTOR SUPPLY CHAIN MANAGEMENT NATIONAL DEPARTMENT OF PUBLIC WORKS AND INFRASTRUCTURE PRIVATE BAG X 9027		
CAPE TOWN		
8000		

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer". Page 4 of 4

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### PA 32: INVITATION TO BID **PART A**

l	YOU ARE HEREE	SY INVITED TO BID FOR I	REQUIREMENIS	OF THE	(NAME O	r DEPA	ARTMENT/ PUBLI	CENITY)_		
	BID NUMBER:	RFQ 300D2303	CLOSING D	ATE:	31/01/2	023	CLOSIN	G TIME:	11H00	
		CAPE TOWN:STA	ATE OF THE	NATIC	)N AD	DRES	SS 2023:SUP	PLY AN	D DELIVER	Y OF
	DESCRIPTION	MARQUEES &RE	SOURCES( (	<b>DPERA</b>	TIONA	L&S	TRUCTURA	L INFRA	STRUCTUR	E)
		UL BIDDER WILL BE REC			GN A WI	RITTEN	CONTRACT FOR	RM (DPW04.	.1 GS or DPW04.2	2 GS).
		DOCUMENTS MAY BE	DEPOSITED IN T	HE BID						
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	OR POSTED TO: PRAVITE BA						μψ			
ŀ		IOUSE CAPE TOW	D1 9000				·			
ŀ	SUPPLIER INFOR		OTERNO PRODUCTOR CONTRACTOR AND CONT	<u> </u>						E 11/2 (12)
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ŀ	NAME OF BIDDE									
ŀ	POSTAL ADDRES	<u>3S</u>								
ŀ	STREET ADDRES	<u> </u>	 							
ļ	TELEPHONE NUM	VIBER	CODE			****	NUMBER	·-···		
L	CELLPHONE NUM	VBER								
	FACSIMILE NUME	3ER	CODE				NUMBER			
***************************************	E-MAIL ADDRESS	3								
Ī	VAT REGISTRATI	ION NUMBER			····					
ľ			TCS PIN:			OR	CSD No:			
ŀ			1001114.				COD NO.			
	SIGNATURE OF	BIDDER				DATE	:			
ŀ		R WHICH THIS BID IS	,		•	D/(()	•			
		proof of authority to								
	sign this bid; e.g. directors, etc.)	. resolution of								
L	unectors, etc.)	PP-14-11-14-1-1-1-1-1-1-1-1-1-1-1-1-1-1-	<u> </u>	***************************************						
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-		OF ITEMS OFFERED					ICABLE TAXES)	R		
Ĺ		DURE ENQUIRIES MAY E	BE DIRECTED TO	):			IFORMATION MA	Y BE DIREC	CTED TO:	
L	DEPARTMENT/ P				CONTA	CT PEF	RSON			
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### **PART B** TERMS AND CONDITIONS FOR BIDDING

**FACSIMILE NUMBER** 

E-MAIL ADDRESS

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FACSIMILE NUMBER

E-MAIL ADDRESS

- 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



PA-32: Invitation to Bid

	DOCUMENTATION,
1.5.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
2.	TAX COMPLIANCE REQUIREMENTS
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3	APPLICATION FOR 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.

3.	QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
3.1.	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	☐ YES ☐ NO
3.2.	DOES THE BIDDER HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO
3.3.	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO
IF TI	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? HE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IVE.	

### NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. 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 <u>a firm and final offer</u>.
- 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.

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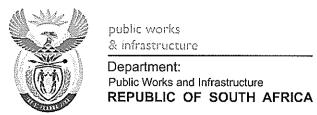
<sup>&</sup>lt;sup>1</sup> All applicable taxes" includes value- added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies





The total offer on this pricing schedule must be carried over to the PA32 (Invitation to Bid) or the quote will be deemed as non-responsive and will not be evaluated further

DESCRIPTION (SUPPLY & DELIVERY)	QUANTITY	UNIT PRICE	TOTAL UNIT PRICE
		(per one item	FOR THE FULL
		/ each)	QUANTITY REQUIRED
		EXCLUDING VAT	EXCLUDING VAT
<b>EXAMPLE</b> : (Quantity multiplied by the unit price to get total			
unit price excluding VAT)			
	12		22 2 N 2 S 2 D 2 N 2 D 2 D 2 D 2 D 2 D 2 D 2 D 2 D
BLACK PENS	6	R2.00 Each	R12.00
		EXCLUDING VAT	EXCLUDING VAT
AREA A – CITY HALL (Hire for 6 days)			
FURNITURE TO BE DELIVERED			
" - "			
SATURDAY 4 FEBRUARY 2023 AT 10:00,			
REMOVED FRIDAY 10 FEBRUARY 2023 at			
08:00			
1. Hall Stage:			
Executive leather Chairs	3		
Wooden dark brown tables	4		
Leather chairs	7		
Lay of red carpet tiles	210m <sup>2</sup>		11000000
Ceremonial Flag poles	2		
2. (11-Office 2)	1		
6 work stations (Tables)	6		
Chairs	16		
Side Tables	2		
3. (12-Office next to Exhibition A2)			
6 x work stations / tables	6		
16 Chairs	16		
Side Tables	2		
4. (13-Office next to 14)			
4 x work stations / tables	4		
16 Chairs	8		
5. (14-EXHIBITION A)			
Ergonomic Chairs	12		***************************************
6. (14a Relton Store Room)			
1 x work stations / tables	1		
Chairs	4		
7. (20-Conductors Suite 1)			
1 x work stations / tables	1		
Chairs	6		



8. (22-Conductors Suite 2)		
Side tables	1	
Chairs	2	
9. (22-Conductors Suite 2)		
Side tables	1	
Chairs	2	
10.(30 DAVID BLOOMBERG HALL)		
work stations	2	
Chairs	4	
3 seater couches	3	
1 seater sofas	10	
Serving Tables	2	
Coffee table	4	
Carpet / Rugs	4	
11. (Entrance Right Hand Side)		
Tables	4	
Chairs	8	
12. (Entrance Left Hand Side)		
Tables	4	
Chairs	8	
13. (Small Committee Room 10)		
Work stations / Tables	4	
Chairs	8	
14. (Cigar Room 11)		
3 seater couch	1	
Single seater couches	4	
Coffee Table	1	
Workstations	2	
Normal chairs	6	
Pot plants	3	
Side tables	2	
Center carpet	1	
15. Chamber 1 -12)		***************************************
Workstation	1	
Chairs	2	- volume.
Serving table	3	
2 seater couches	4	
1 seater couch	4	
······································	' <u>'</u> L	<u> </u>



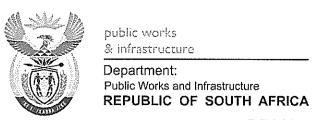
Rugs	2	
Coffee table	2	
Fridge	1	
Pot plants	4	
16. Chamber 2 -13)		
Workstation	1	***************************************
Chairs	2	
Serving table	3	
2 seater couches	4	
1 seater couch	4	
Rugs	2	
Coffee table	2	······································
Fridge	1	
Pot plants	4	
17. (Small Committee Room 14)	, T	***************************************
Workstation	1	
Chairs	2	
3 seater couches	1	1
1 seater couch	2	
Serving table	1	
Glass coffee table	1	
Carpet / rug	1 1	
18. (Council Chambers 15)		
Tables	10	
Chairs	40	
19. (Robing Room)		
Workstation	1	
Chairs	2	4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-
3 seater couch	1	
1 seater couch	2	
Serving table	1	
Glass coffee table	1	
Carpet / Rug	1	
20. (Banqueting Room)		
Workstation	3	***************************************
Chairs	6	
3 seater couch	1	



***************************************			<u></u>
1 seater couch	1		
Serving table	1 1		
Coffee table	1		
Carpet / Rug	1		
21. (Minor Hall)			
Workstation	1		
Chairs	4		
3 seater couch	3		
1 seater couch	2		
Serving table	1		***************************************
22. (4th Floor Staff Room)			
Tables	2		
Chairs	4		
23. (1st Floor Fire Escape Landing)	,		
3 seater couch	2		
1 seater couch	2	<del>,</del>	
Coffee table	_		
Tables	2		
Chairs	6		
Large takeaway glass fridge	2		
Large Trestle tables	60		
Black conference chairs with black table cloth	700		
Big waste wheelie bins	6		
Food warmers	2		
24. GRANDE PARADE MARQUEE: 25mx20m White PVC Marquee (450m²) + (CoC) wooden flooring 4xAir-conditioning units 66Kva Generator (Generator to be connected to x2 Marquee) 8 Fluorescent lights (4 in each marquee) Charcoal carpet tiles 7 x Fire Extinguishers & Safety Signage	2		
25. MEDIA CENTRE MARQUEE FURNITURE			
Single couches,	2		
3 seater couches	2		
workstations with Covid screens	5		



TOTAL OFFER (TO BE CARRIED OVER TO THE PA32)		R
VAT 15% (If VAT Vendor)		R
Big Wheelie Bins Food warmers.	6 2	
Black rectangle Table Cloths	45	
Black Conference Chairs	450	
Large Trestle tables,	40	
28. CATERING RESOURCES		
Food warmers	2	
Big wheelie bins	4	-
Black Conference chairs	250	
Large Trestle tables	20	
Large takeaway glass fridges	2	
Electrical Baine Maries	2	
27. STAFF MARQUEE FURNITURE		
Mobile fridges.	2	
Electrical Bain Maries	2	
Hot water urns	2	
Large glass takeaway fridges	2	
Centre carpet	1	
Serving table	1	
Normal chairs	4	
Seater round table	4	
Pot plants	4	
-		
centre carpet	1	
Small coffee table	1 1	
Office chairs	5	
Side tables	5	
Single couches	_	
26. PCS MARQUEE COMMUNICATION FURNITURE	1 1	
Deep freezer fridge	1 1	
Centre carpet	1	
Pot plants	1	
Side tables	1	





### 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
		=
and the second second		

<sup>(1)</sup> 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.

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer". Page 1 of 3 For External Use Effective date 5 July 2022 Version: 2022/03



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 DI	ECLARATION
	I, the undersigned, (name)

- 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 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.

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

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For External Use

Effective date 5 July 2022

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<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

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

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

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

### 1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to invitations to tender:
  - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
  - The 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

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

(Delete whichever is not applicable for this tender)

- a) The applicable preference point system for this tender is the 80/20 preference point system.
- b) 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.
- 1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
  - (a) Price; and
  - (b) Specific Goals.

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

The maximum points for this tender are allocated as follows:

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

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean

that preference points for specific goals are not claimed.

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

### 2. **DEFINITIONS**

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

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

### 3.1. POINTS AWARDED FOR PRICE

80/20

### 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:

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

90/10

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:

$$80/20$$
 or  $90/10$   $Ps = 80\left(1 + \frac{Pt - Pmax}{Pmax}\right)$  or  $Ps = 90\left(1 + \frac{Pt - Pmax}{Pmax}\right)$ 

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

### 4. POINTS AWARDED FOR SPECIFIC GOALS

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

Then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocate d (90/10 system) (To be complet ed 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)
An EME or QSE which is at least 51% owned by black people		10 Points	1	
An EME or QSE which is at least 51% owned by women		4 Points		
An EME or QSE which is at least 51% owned by people with disabilities		2 Points		,
An EME or QSE which is at least 51% owned by youth		2 Points		
Located in a specific Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area		2 points		
Total Points		20 Points		

### **DECLARATION WITH REGARD TO COMPANY/FIRM**

4.3.	Name of company/firm
4.4.	Company registration number:
4.5.	TYPE OF COMPANY/ FIRM

Partnership/Joint Venture / Consortium One-person business/sole propriety

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

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

	SIGNATURE(S) OF TENDERER(S)
SURNAME AND NAME:	
DATE:	
ADDRESS:	

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### Department: Puble Works and Infrastructure REPUBLIC OF SOUTH AFRICA Section and

# PA- 40: DECLARATION OF DESIGNATED GROUPS FOR PREFERENTIAL PROCUREMENT

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Name of Tenderer	Name of Tenderer					EME¹ 🗌 QSE² [	□ EME¹ □ QSE² □ Non EME/QSE (tick applicable box)	licable box)
1. LIST ALL PROP	LIST ALL PROPRIETORS, MEMBERS OR SHAREHOLDERS BY NAME, IDENTITY NUMBER, CITIZENSHIP AND DESIGNATED GROUPS.	R SHAREHOLD	ERS BY NAME, IL	DENTITY NUMBER	R, CITIZENSHIP A	AND DESIGNATE	D 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
<del>.</del>		%	□ Yes □ No	☐ Yes ☐ No	oN □ səA □	☐ Yes ☐ No	□ R □ UD □ T □ U	☐ Yes ☐ No
2.		%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□UD□T□U	☐ Yes ☐ No
3.		%	□ Yes □ No	☐ Yes ☐ No	□ Yes □ No	☐ Yes ☐ No	□R □ UD □T □ U	☐ Yes ☐ No
4.		%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□UD□T□U	☐ Yes ☐ No
5.		%	□ Yes □ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□ R □ UD □ T □ U	☐ Yes ☐ No
6.		%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□up□T□U	☐ Yes ☐ No
7.		%	ON 🗌 Yes 🗎 No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□ R □ UD □ T □ U	☐ Yes ☐ No
8.		%	□ Yes □ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No		☐ Yes ☐ No
9.		%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□UD□T□U	☐ Yes ☐ No
10.	***************************************	%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□UD□T□U	☐ Yes ☐ No
11.		%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□UD□T□U	☐ Yes ☐ No
12.		%	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□R□UD□T□U	☐ Yes ☐ 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>&</sup>lt;sup>1</sup> EME: Exempted Micro Enterprise <sup>2</sup> QSE: Qualifying Small Business Enterprise

# PA-40: DECLARATION OF DESIGNATED GROUPS FOR PREFERENTIAL PROCUREMENT



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:

The information and particulars contained in this Affidavit are true and correct in all respects;

Procurement Regulations, 2017, National Small Business Act 102 of 1996 as amended and all documents pertaining to this Tender were studied and understood The Broad-based Black Economic Empowerment Act, 2003 (Act 53 of 2003), Preferential Procurement Policy Framework Act, 2000 (Act 5 of 2000), the Preferential and that the above form was completed according to the definitions and information contained in said documents;

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

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; 4

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; S

### Signed by the Tenderer

Date
Signature
Name of representative