



# GA-SEGONYANA LOCAL MUNICIPALITY

BID NO: 27/2020-21

REQUEST FOR PROPOSALS BY REGISTERED PROFESSIONAL ENGINEERS AND  
CONTRACTORS FOR THE PLANNING AND CONSTRUCTION AND  
MAINTENANCE OF KURUMAN REGIONAL WASTEWATER TREATMENT  
WORKS AND RELATED INFRASTRUCTURE

NAME OF BIDDER: .....

ADDRESS OF BIDDER: .....

TEL. NUMBER: .....

EMAIL ADDRESS: .....

**ISSUED BY:**

Ga-Segonyana Local Municipality  
Private Bag X1522  
Cnr Voortrekker & School Street  
**KURUMAN**  
8460  
053 712 9300 (Tel)  
053 712 3584 (Fax)

Closing Date : 28 May 2021  
Time : 12H00

# GA-SEGONYANA LOCAL MUNICIPALITY



<b>BID NO</b>	<b>: 27/2020-21</b>
<b>BID DESCRIPTION</b>	<b>: REQUEST FOR PROPOSALS BY REGISTERED PROFESSIONAL ENGINEERS AND CONTRACTORS FOR THE PLANNING AND CONSTRUCTION AND MAINTENANCE OF KURUMAN REGIONAL WASTEWATER TREATMENT WORKS AND RELATED INFRASTRUCTURE</b>
<b>CLOSING DATE</b>	<b>: 28 May 2021</b>
<b>CLOSING TIME</b>	<b>: 12H00</b>
<b>TENDER BOX</b>	<b>: GA-SEGONYANA LOCAL MUNICIPALITY – (Municipal Boardroom) CNR. VOORTREKKER &amp; SCHOOL STREET, KURUMAN</b>
<b>BRIEFING</b>	<b>: NONE</b>

The Ga-Segonyana Local Municipality requests proposals from suitable qualified and experienced Engineers and Contractors to render a turnkey solution plan for the Design and Implementation and maintenance of Kuruman Regional Wastewater Treatment Works and related infrastructure.

Documents are obtainable from the **Ga-Segonyana Local Municipality Finance Department, Cashiers Office, Cnr Voortrekker & School Street, Kuruman** from 09h00 on 01 May 2021 upon **non-refundable** fee of **R2 000 - 00** cash per document. Proposal documents can also be downloaded from [www.etenders.gov.za](http://www.etenders.gov.za).

**DUE TO THE COVID-19 PANDEMIC, A TENDER BRIEFING SESSION WILL NOT TAKE PLACE. QUERIES ON THE BID TO BE FORWARDED TO MR H SMIT (053 712 9371) or MR V SEANA (053 712 9300) or MR B SECHOGELA (053 712 9344). QUESTIONS AND ANSWERS WILL BE DEALT WITH IN COMPLIANCE TO THE PROCUREMENT POLICY OF THE MUNICIPALITY.**

Bids must be in clearly marked and sealed envelopes endorsed **BID NO: 27/2020-21 – REQUEST FOR PROPOSALS BY REGISTERED QUALIFIED ENGINEERS & CONTRACTORS FOR THE CONSTRUCTION OF KURUMAN WASTEWATER TREATMENT WORKS** must be deposited in the Bid Box (Municipal Board Room), at the offices of the **Ga-Segonyana Municipality, CNR VOORTREKKER & SCHOOL STREET, KURUMAN** not later than **12H00, 28 May 2021** at which time the proposals will be opened in public.

One of the partners to the bidder should have a CIDB contractor grading designation of **8CE & 8ME as well as 7EP or higher**. No Alternative Class of work; as referred to in Clause 25(3)(a)(i) of the CIDB Regulations, as amended, as anticipated for this project. Further one bidder partner must also have a **Professional Indemnity of R 10 million**.

**Bidders MUST be registered on the Central Supplier Database For Government (CSD). Bidders are required to submit a Bank Grading not lower than a “C” grading.**

The Ga-Segonyana Municipality's selection of qualifying tenders will be at the Municipality's sole discretion and will be final. The Municipality does not bind itself to accept any particular proposal and correspondence will be entered into with successful Bidder.

**BIDDERS SHALL TAKE NOTE OF THE FOLLOWING BID CONDITIONS:**

- ↪ Bids which are late, incomplete, unsigned or submitted by facsimile or electronically, will not be accepted;
- ↪ Proposals submitted that do not comply with the following may not be considered for evaluation:
  - A bid without some or all of the required documents
- ↪ Bids' validity period will be taken as **90 days**.
- ↪ This proposal is subject to the General Conditions of Contract (GCC) and, if applicable any other Special Conditions of Contract
- ↪ Valid Tax Compliance Status (With Pin attached)
- ↪ **Technical enquiries** should be addressed to **Mr. H. Smith on (053) 712 9371** and **Supply Chain Management enquiries** to **Mr. B. Sechogela on (053) 712 9344** during working hours.

**MR. M. M. TSATSIMPE**  
**MUNICIPAL MANAGER**

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**PART A  
INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE</b> <small>(NAME OF MUNICIPALITY/MUNICIPAL ENTITY)</small>					
BID NUMBER:	<b>Bid No:27/2020-21</b>	CLOSING DATE:	<b>28 May 2021</b>	CLOSING TIME:	<b>12:00</b>
DESCRIPTION:	REQUEST FOR PROPOSALS BY REGISTERED PROFESSIONAL ENGINEERS AND CONTRACTORS FOR THE PLANNING AND CONSTRUCTION AND MAINTENANCE OF KURUMAN REGIONAL WASTEWATER TREATMENT WORKS AND RELATED INFRASTRUCTURE				
<b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).</b>					
BID RESPONSE DOCUMENT MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
<b>GA-SEGONYANA LOCAL MUNICIPALITY</b>					
<b>CNR. VOORTREKKER &amp; SCHOOL STREET</b>					
<b>KURUMAN</b>					
<b>8460</b>					
<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					
TAX COMPLIANCE STATUS	TCS PIN:		<b>OR</b>	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> YES <input type="checkbox"/> NO		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	<input type="checkbox"/> YES <input type="checkbox"/> NO	
<b>[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES &amp; QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]</b>					
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS / SERVICES / WORKS OFFERED?	<input type="checkbox"/> YES <input type="checkbox"/> NO		ARE YOU TA FOREIGN BASED SUPPLIER FOR THE GOODS / SERVICES / WORKS OFFERED?	<input type="checkbox"/> YES <input type="checkbox"/> NO	
<b>TOTAL NUMBER OF ITEMS OFFERED</b>			<b>TOTAL BID PRICE</b>	<b>R</b>	
<b>SIGNATURE OF BIDDER</b>	.....		<b>DATE</b>		
<b>CAPACITY UNDER WHICH THIS BID IS SIGNED</b>					
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:</b>			<b>TECHNICAL INFORMATION MAY BE DIRECTED TO:</b>		
DEPARTMENT			CONTACT PERSON		
CONTACT PERSON			TELEPHONE NUMBER		
TELEPHONE NUMBER			FACSIMILE NUMBER		
FACSIMILE NUMBER			E-MAIL ADDRESS		

E-MAIL ADDRESS		
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**MBD1**

**PART B  
TERMS AND CONDITIONS FOR BIDDING**

<b>1. BIDS 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. <b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED AND FILLED IN BLACK PEN – (NOT TO BE RE-TYPED) OR ONLINE</b>	
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.	
<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 THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE <a href="http://WWW.SARS.GOV.ZA">WWW.SARS.GOV.ZA</a>	
2.4. FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.	
2.5. BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.	
2.6. IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.	
2.7. WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL CUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.	
<b>3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>	
3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICA REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3. ABOVE.</b>	

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

SIGNATURE OF THE BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....

DATE: .....

# GA-SEGONYANA LOCAL MUNICIPALITY



<b>BID NO.:</b>	<b>REQUESTS FOR PROPOSALS BY REGISTERED PROFESSIONAL ENGINEERS AND CONTRACTORS FOR THE PLANNING AND CONSTRUCTION AND MAINTENANCE OF KURUMAN REGIONAL WASTEWATER TREATMENT WORKS AND RELATED INFRASTRUCTURE</b>
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## 1. SUMMARY:

Ga-Segonyana Local Municipality requests proposals from Registered Professional Engineers and Contractors for the Development and rolling out of Planning, Construction and Maintenance of Kuruman Regional Wastewater Treatment Works and Related Infrastructure. The master plan must focus on the following areas within the Municipality's district. It must clearly indicate phases to be rolled out and estimated financial costs per phase

- Kuruman
- Wrenchville
- Bankhara-Bodulong
- Seoding
- Magojaneng
- Mothibistad
- Seven Miles
- Mapoteng
- Promisedland
- Batlharos

<b>Contact Person:</b>		
<b>Department:</b>		



# GA-SEGONYANA LOCAL MUNICIPALITY

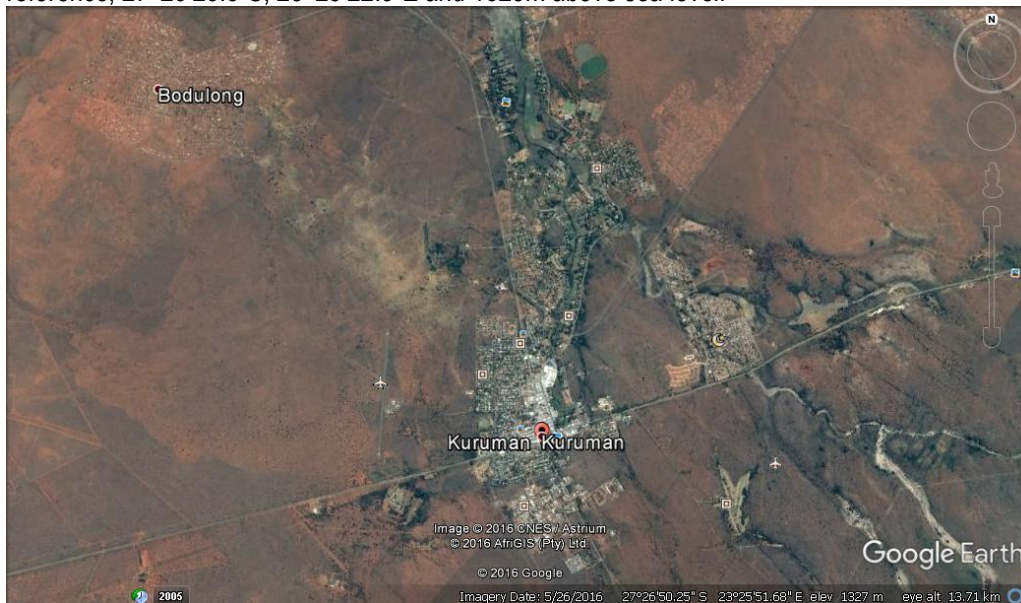


<b>BID NO.:</b>	<b>REQUESTS FOR PROPOSALS BY REGISTERED PROFESSIONAL ENGINEERS AND CONTRACTORS FOR THE PLANNING AND CONSTRUCTION AND MAINTENANCE OF KURUMAN REGIONAL WASTEWATER TREATMENT WORKS AND RELATED INFRASTRUCTURE</b>
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## 2. BACKGROUND:

Kuruman (established in 1887) and surrounding towns, is located in the Northern Cape and falls under the John Taolo Gaetsewe District Municipality. Ga-Segonyana Local Municipality is responsible for local governance and performs the service delivery.

The current Sewage Treatment Works (STW) is located on the Western side of Kuruman, next to the Town. GPS reference; 27°26'23.5"S, 23°25'22.9"E and 1323m above sea level.



**Figure 1.1 : Kuruman Town and surroundings**

The Kuruman WWTW receives sewage from Kuruman Town, the Industrial Area, Bankhara-Bodulong and Wrenchsville.

The Existing treatment infrastructure can handle a minimum of **4.0ML/day (ADWF)**, with expected **7.2 ML/day (PDWF)**.

There are currently 9 sewage pump stations, integrally forming part of the bulk sewage handling system.

## 3. PROBLEM STATEMENT

With the growing need for services and the relocation of rural areas to the more developed areas, the Municipality of Ga-Segonyana need to roll out planning and implementation of a new Regional Wastewater Treatment Works to be placed strategically in order to cater for servicing Kuruman and the surrounding areas.

#### **4. OBJECTIVE OF THE PLANNING, CONSTRUCTION AND MAINTENANCE OF THE WASTEWATER TREATMENT WORKS AND INFRASTRUCTURE**

Bidders are required to submit proposals in the form of a proposed master plan of how they intend to plan, cost and roll out the following scope of works required:

- a. The regional wastewater treatment works must be sized (and phased) according to spatial data available and include future growth estimates.
- b. The regional wastewater treatment works must also take into account future spatial development in terms of and related to Housing Development in and around the Kuruman Areas.
- c. Submissions must indicate the possible location of the new regional wastewater treatment works and probable maximum land space it will occupy.
- d. The main parameters for the design process will be a minimum of the following:
  - i. COD 900mg/L
  - ii. TKN 70mg/L
  - iii. P 18mg/L
  - iv. TSS 465mg/L

The alkalinity of the wastewater is currently unknown but assume for Bid purposes to be sufficient for biological wastewater treatment.

- e. The final effluent shall conform to General Standards according to DWS regulations.
- f. Detailed process flow diagram to be provided as well as schematic layout of the works.
- g. Allow for a temporary storage dam (sealed to DWS specifications) for excess stormwater flow and recycling of it to the works. Proposed capacity to be specified in Bid.
- h. Emergency standby generator to be housed in a building. Capacity of generator to be specified in the Bid as well as floor area of building to be provided.
- i. Security fencing (minimum 2.1m high) around the main operational area (including waste sludge management and dewatering areas) and 1.2m high cattle fence around emergency overflow ponds.
- j. The Bid shall include a detailed breakup of the annual cost of operating and maintaining the proposed works (allowing for a schedule of the electrical requirements of all proposed mechanical components).
- k. Office, ablution, and storage facilities to be provided as well as a small storeroom and shelter for the operator at the inlet works. Proposed floor areas of each to be specified in the Bid.
- l. Proposed waste sludge dewatering method to be specified in the bid and space required for it.
- m. The master plan should consider the current Wastewater Treatment works in planning and phasing of the proposal.
- n. The master plan must further include planned trunk sewer lines (estimated diameters) connecting the proposed (new) wastewater treatment works to all the areas as required.
- o. The project phases must clearly be indicated on the master plan and properly explained in the Bid presentation.
- p. Cost estimates must include all EIA and preparation of water use license.
- q. Allowance for gravel access road to the site as well as bulk electrical and water supplies.
- r. Proposed phasing must also allow for estimated costs for each phase.
- s. Must include cost for maintenance over a period of 5 years.
- t. The proposal must include referenced projects of the technical team in their CV's that is directly related to the scope and implementation requirements of this project.

#### **5. PROJECT DURATION**

It is assumed that the proposals must include the master plan to be rolled out over 5 to 7 years.

## 6. PROFESSIONAL COMPETENCIES AND EXPERIENCE REQUIRED

It is expected that the Engineers and Contractors will have the following qualifications:

- 6.1. CIDB Grading designation 9CE
- 6.2. Professional Indemnity of R 10 million
- 6.3. B-BBEE level 2 or higher
- 6.4. Bank Grading "C" or higher

## 7. SCOPE OF WORKS

The successful bidder will be required to:

With reference to Section no 4 above, required bidders are to clearly indicate what is entailed in their scope of works.

## 8. DELIVERABLES

Bidders are required to deliver the following:

- Draft technical Report including the following:
  - Design process and size of the total works
  - Clearly indicating implementation phasing
  - Drawings of layout and proposed location of the new works
  - Trunk sewer lines layout
  - Maintenance plan and costing for a period of 5 years.
  - Technical Teams experience in the design, planning construction and maintenance of Regional Wastewater Treatment Works.

## 9. DATA OWNERSHIP AND CRITICAL MILESTONES

### 9.1. Data Ownership

All milestone products, developed for the purpose of this project, in addition to the final document and all associated map work shall remain the property of the Municipality.

### 9.2. Critical Milestones:

The critical milestones for this project shall be delivered as illustrated in **Table 1**.

Due to the changing nature of project processes all the following timelines are **indicative** and subject to confirmation by the client department:

**Table 1: Critical milestones and delivery timelines**

	MILESTONE	DELIVERY TIMELINE
9.1.1.		
9.1.2.		
9.1.3.		
9.1.4.		

## 10. ASSESSMENT CRITERIA

Selection of qualifying tenders will be at the Municipality's sole discretion and will be final. The Municipality does not bind itself to accept any proposal and correspondence will be entered into with successful Bidder.

## 11. COMPLIANCE

**Bidders will be disqualified in the following instances:**

- 11.1. CIDB contractor grading designation of not lower than **8CE & 8ME as well as 7EP or higher.**
- 11.2. Bidders who do not submit a Professional Indemnity of R10 million.
- 11.3. A B-BBEE level higher than level 2.
- 11.4. Bank Grading "C" and higher.
- 11.5. A Valid Tax Clearance PIN.
- 11.6. A National Treasury Central Supplier Database (CSD Registration Report).
- 11.7. Bid to be completed in black ink and not with pencil and correction pen (tipex).
- 11.8. Bidders who did not comply with any other requirement as set out in the tender specifications.
- 11.9. Bidders whose proposal has been faxed.
- 11.10. Bidders whose proposal has not been deposited at the given closure date and time.
- 11.11. Bidders who failed to price.
- 11.12. Bidders who have any directors in the employment of the state.
- 11.13. Bidders whose directors are listed on the register of defaulters.

## 12. COMPILATION OF YOUR PROPOSAL FOR SUBMISSION

Submissions are to consist of a short and comprehensible report that must provide the GSLM with sufficient information to make a sound and fair evaluation of the proposal and quotation as well as the experience and capability of the applicant to undertake and manage the project successfully.

The report should be structured and submitted using the same item numbers as below for the required sections of the report. With all the requested information must be clearly spelt out.

SECTION	ITEM	INFORMATION REQUIRED
A	PROPOSAL	
B	CIDB GRADING	<b>8CE &amp; 8ME as well as 7EP</b>
C	B-BBEE CERTIFICATE	B-BBEE level higher than level 2
D	PROOF OF CSD	National Treasury Central Supplier Database (CSD Registration Report <b>NOT</b> summary)
E	BANK GRADING	Bank Grading "C" and higher
F	TAX CLEARANCE PIN	Valid Tax Compliance PIN
G	PROOF OF PROFESSIONAL REGISTRATION	ECSA / SAICE / SACPCMP
H	MBD FORMS	MBD 4 / MBD 6.1 / MBD 8 / MBD 9
I	COMPANY PROFILE	Should include list of Current / Completed Projects
J	COMPANY REGISTRATION DOCUMENTS	Company Registration Documents Certified ID copies of Directors Shareholder Certificates
K	MUNICIPAL ACCOUNTS	A copy of the bidding entity's municipal rates not older than 3 months
K	CV'S AND CERTIFICATES	CV and Certificates of all members of the team

## DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state\*.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority and/or take an oath declaring his/her interest.
3. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.
  - 3.1 Full Name of bidder or his / her representative: .....
  - 3.2 Identity Number: .....
  - 3.3 Position occupied in the Company (director, trustee, shareholder<sup>2</sup>): .....
  - 3.4 Company Registration Number: .....
  - 3.5 Tax Reference Number: .....
  - 3.6 VAT Registration Number: .....
  - 3.7 The names of all directors / trustees / shareholder member, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.
  - 3.8 Are you presently in the service of the state\* **YES / NO**
    - 3.8.1 If so, furnish particulars.
 

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

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

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

3.9.1 If so, furnish particulars.

.....  
.....

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

3.10.1 If so, furnish particulars.

.....  
.....

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

3.11.1 If so, furnish particulars.

.....  
.....

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

3.12.1 If so, furnish particulars.

.....  
.....

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

3.13.1 If so, furnish particulars.

.....  
.....

3.14 Do you or any of the directors, trustees, managers, principal shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract. ,

**YES / NO**

3.14.1 If so, furnish particulars.

.....  
 .....

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

Full Name	Identity Number	State Employee Number

**CERTIFICATION**

**I, THE UNDERSIGNED (NAME) .....CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS CORRECT. I ACCEPT THAT THE STATE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.**

.....  
 Signature

.....  
 Date

.....  
 Position

.....  
 Name of Bidder

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

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

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**1. GENERAL CONDITIONS**

1.1 The following preference point systems are applicable to all bids:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 The value of this bid is estimated not exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 system shall be applicable.

1.3 Preference points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contribution.

1.3.1 The maximum points for this bid are allocated as follows:

	<b>POINTS</b>
<b>1.3.1.1 PRICE</b>	<b>80</b>
<b>1.3.1.2 B-BBEE STATUS LEVEL OF CONTRIBUTION</b>	<b>20</b>
<b>Total points for Price and B-BBEE must not exceed</b>	<b>100</b>

1.4 Failure on the part of a bidder to fill in and/or to sign this form and submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS) or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or an Accounting Officer as contemplated in the Close Corporation Act (CCA) together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.5 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.



## 2. DEFINITIONS

- 2.1 “**all applicable taxes**” includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- 2.2 “**B-BBEE**” means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- 2.3 “**B-BBEE status level of contributor**” means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.4 “**bid**” means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- 2.5 “**Broad-Based Black Economic Empowerment Act**” means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- 2.6 “**Comparative price**” means the price after the factors of a non-firm price and all unconditional discounts that can be utilized have been taken into consideration;
- 2.7 “**Consortium or joint venture**” 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;
- 2.8 “**Contract**” means the agreement that results from the acceptance of a bid by an organ of state;
- 2.9 “**EME**” means any enterprise with an annual total revenue of R5 million or less .
- 2.10 “**Firm price**” means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs or excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- 2.11 “**Functionality**” means the measurement according to predetermined norms, as set out in the bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability, viability and durability of a service and the technical capacity and ability of a bidder;
- 2.12 “**Non-firm prices**” means all prices other than “firm” prices;
- 2.13 “**Person**” includes a juristic person;
- 2.14 “**Rand value**” means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- 2.15 “**Sub-contract**” means the primary contractor’s assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract;

- 2.16 **“Total revenue”** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the *Government Gazette* on 9 February 2007;
- 2.17 **“Trust”** means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.18 **“Trustee”** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

### 3. ADJUDICATION USING A POINT SYSTEM

- 3.1 The bidder obtaining the highest number of total points will be awarded the contract.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts;.
- 3.3 Points scored must be rounded off to the nearest 2 decimal places.
- 3.4 In the event that two or more bids have scored equal total points, the successful bid must be the one scoring the highest number of preference points for B-BBEE.
- 3.5 However, when functionality is part of the evaluation process and two or more bids have scored equal points including equal preference points for B-BBEE, the successful bid must be the one scoring the highest score for functionality.
- 3.6 Should two or more bids be equal in all respects, the award shall be decided by the drawing of lots.

### 4. POINTS AWARDED FOR PRICE

#### 4.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

$$P_s = 80 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

- $P_s$  = Points scored for comparative price of bid under consideration
- $P_t$  = Comparative price of bid under consideration
- $P_{\min}$  = Comparative price of lowest acceptable bid

## 5. Points awarded for B-BBEE Status Level of Contribution

- 5.1 In terms of Regulation 5 (2) and 6 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

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

- 5.2 Bidders who qualify as EMEs in terms of the B-BBEE Act must submit a certificate issued by an Accounting Officer as contemplated in the CCA or a Verification Agency accredited by SANAS or a Registered Auditor. Registered auditors do not need to meet the prerequisite for IRBA's approval for the purpose of conducting verification and issuing EMEs with B-BBEE Status Level Certificates.
- 5.3 Bidders other than EMEs must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.
- 5.4 A trust, consortium or joint venture, will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.
- 5.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate bid.
- 5.6 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 5.7 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 5.8 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

**6. BID DECLARATION**

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

**7. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.3.1.2 AND 5.1**

7.1 B-BBEE Status Level of Contribution..... = ..... (Maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 5.1 and must be substantiated by means of a B-BBEE certificate issued by a Verification Agency accredited by SANAS or a Registered Auditor approved by IRBA or an Accounting Officer as contemplated in the CCA).

**8 SUB-CONTRACTING**

8.1 Will any portion of the contract be sub-contracted? YES / NO.....

8.1.1 If yes, indicate:

- (i) what percentage of the contract will be subcontracted? .....%
- (ii) the name of the sub-contractor? .....
- (iii) the B-BBEE status level of the sub-contractor? .....
- (iv) whether the sub-contractor is an EME? YES / NO

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

9.1 Name of firm : \_\_\_\_\_

9.2 VAT registration number : \_\_\_\_\_

9.3 Company registration number : \_\_\_\_\_

:

**9.4 TYPE OF COMPANY/ FIRM**

- Partnership/Joint Venture / Consortium
- One person business/sole propriety
- Close corporation
- Company
- (Pty) Limited

[TICK APPLICABLE BOX]

**9.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES**

.....

.....

.....

**9.6 COMPANY CLASSIFICATION**

- Manufacturer
- Supplier
- Professional service provider
- Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

9.7 MUNICIPAL INFORMATION

Municipality where business is situated.....  
Registered Account Number .....  
Stand Number.....

9.8 TOTAL NUMBER OF YEARS THE COMPANY/FIRM HAS BEEN IN BUSINESS? .....

9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraph 7 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 paragraph 7, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- (iv) If the B-BBEE status level of contribution has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
  - (a) disqualify the person from the bidding process;
  - (b) recover costs, losses or damages it has incurred or suffered as a result of that person’s conduct;
  - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation; restrict the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, 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
  - (d) forward the matter for criminal prosecution

<p><b>WITNESSES</b></p> <p>1. ....</p> <p>2. ....</p>
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<p>.....</p> <p style="text-align: center;">SIGNATURE(S) OF BIDDER (S)</p> <p>DATE: .....</p> <p>ADDRESS: .....</p> <p>.....</p> <p>.....</p>
---

**DECLARATION OF BIDDER’S PAST SUPPLY CHAIN MANAGEMENT PRACTICES**

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have-
  - a. abused the institution’s supply chain management system;
  - b. committed fraud or any other improper conduct in relation to such system; or
  - c. failed to perform on any previous contract.
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

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

4.4.1	If so, furnish particulars:		
<b>Item</b>	<b>Question</b>	<b>Yes</b>	<b>No</b>
4.5	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.5.1	If so, furnish particulars:		
4.6	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.6.1	If so, furnish particulars:		

**CERTIFICATION**

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

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

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of Bidder

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

I, the undersigned, in submitting the accompanying bid:

**REQUEST FOR PROPOSALS BY REGISTERED PROFESSIONAL ENGINEERS AND CONTRACTORS FOR THE PLANNING AND CONSTRUCTION AND MAINTENANCE OF KURUMAN REGIONAL WASTE WATER TREATMENT WORKS AND RELATED INFRASTRUCTURE**

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(Bid Number and Description)

in response to the invitation for the bid made by:

**GA-SEGONYANA LOCAL MUNICIPALITY**

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(Name of Municipality)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: \_\_\_\_\_ that:

(Name of Bidder)

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



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

<sup>3</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.

.....

Signature

.....

Date

.....

Position

.....

Name of Bidder