

QUOTATION NO: SS/009/03/20

SUPPLY AND DELIVERY OF BRANDING MATERIALS FOR NKANGALA DISTRICT MUNICIPALITY

Name of Entity	
Price(Excl VAT)	
,	
CSD M Number	

Prepared & Issued By: **Enquiries:** Supply Chain Management Unit Ms L Gambu Nkangala District Municipality Department: Social Services 2A Walter Sisulu Street Nkangala District Municipality MIDDELBURG 2A Walter Sisulu Street MIDDELBURG 1050 Tel: 013-249-2103 / 05 / 06 / 07 1050 Tel: 013-249-2165/ 64 Fax: 013-249-2087

SUBMISSION DETAILS

TENDER BOX	NKANGALA DISTRICT MUNICIPALITY 2A WALTER SISULU STREET, GROUND FLOOR, MIDDELBURG(MPUMALANGA)
CLOSING DATE AND TIME	Tuesday, 10 th March 2020 @ 12H00

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SUPPLY AND DELIVERY OF BRANDING MATERIALS FOR NKANGALA DISTRICT MUNICIPALITY

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SUPPLY AND DELIVERY OF BRANDING MATERIALS FOR NKANGALA DISTRICT MUNICIPALITY

Nkangala District Municipality hereby invites quotations from suitably qualified service providers for the Supply and Delivery of Branding Materials for Nkangala District Municipality

Quotations may only be submitted on the quotation document issued. Copies of the quotation document will be available at Nkangala District Municipality Office Building at reception and on the website: www.nkangaladm.gov.za

Quotations, in a sealed envelope and clearly marked "*Quotation number and description of the project*" must be submitted in the Tender Box, Nkangala District Municipality, 2A Walter Sisulu Street, Middelburg, Mpumalanga, not later than <u>12H00 on 10th March 2020</u>.

GENERAL:

 Quotations shall remain valid for a period of 90 days from closing date, no late, faxed or e-mailed quotations will be accepted

For enquiries, please contact Ms L Gambu from the Social Services Department at 013-249-2165 /64 or the Supply Chain Management Office at 013 249 2104 / 5 / 6 / 7 during office hours, Monday to Friday between 07H30-13H00 and 13H45-16H15.

Quotations will be evaluated in terms of the Supply Chain Management policy of the Nkangala District Municipality (www.nkangaladm.gov.za). The lowest quotation will not necessarily be accepted and the right to accept the whole or part of any quotation or not to consider any quotation not suitably endorsed is fully reserved by Nkangala District Municipality.

MM SKOSANA – MUNICIPAL MANAGER

NKANGALA DISTRICT MUNICIPALITY

INST	RUCTIONS TO QUOTATIONS:
1.	Failure to complete all returnable schedules and signing thereof will result in an automatic disqualification.
2.	Proposals and any other supporting documents must be attached to the back of this quotation document.
3.	No quotation document will be considered unless submitted on Council's Official quotation Document
4.	A quotation document submitted by a registered company may not be considered unless accompanied by a resolution of a Board of Directors of the Company authorizing the person to sign the quotation document on behalf of the Company.
5.	Quotations completed in ink shall be submitted in a sealed envelope, clearly marked with the relevant Project number and / or project description, to Tender Box, Nkangala District Municipality 2A Walter Sisulu Street, and Middelburg.
6	Quotations received after the closing date and time shall not be considered.
7.	The Council retains the right to call for any additional information that it may deem necessary
8.	The Council will not be held responsible for any expenses incurred by the company in preparing and submitting the quotations.
9.	If quoting as a Joint Venture, the Joint Venture Agreement must be submitted with the quotation documents detailing the split of responsibilities in terms of the tender specifications, i.e. percentage of work to be done by each partner.
10.	Check the quotation documents on receipt for completeness and notify the employer of any discrepancy or omission.
11	Treat as confidential all matters arising in connection with the quotation. Use and copy the documents issued by the employer only for the purpose of preparing and submitting a quotation offer in response to the invitation.
12	Obtain, as necessary for submitting a quotation, copies of the latest versions of standards, specifications, conditions of contract and other publications, which are not attached but which are incorporated into the quotation documents by reference
13	Pricing the tender
	State the rates and prices in South African currency (ZAR) Rand.
14	Quotation communicated on paper shall be submitted as an original.
15	Telephonic, telegraphic, telex, facsimile or e-mailed quotations will <u>not</u> be accepted.
16	Accept that quotations, which do not provide all the data or information requested completely and in the form required, may be regarded by the employer as non-responsive

17	The quotation validity period is 90 Days.				
18	The company quoting, when requested by the Employed management and supervisory staff that will be employed to of the works together with satisfactory evidence that su requirements.	supervise the Labour Intensive portion			
19	The following is required to be submit with the quotation	on:			
	(1) A valid Tax Compliance Status Certificate or Pin issued by the South African Revenue Services;				
	(2) A copy of the Company / CC Registration. In case of to submit registration documentation.	or John Venture – Both Companies / CC			
	(3) In case of Joint Venture – the Joint Venture Agreement. (4) Duly Signed and dated of Authority of Signatory on company Letterhead.				
	(5) B-BBEE Certificate (issued by accredited agencie	s) or Sworn Affidavit in terms of the			
	provisions of the Preferential procurement Regula	itions , 2017)			
20	Evaluation of Quotations				
	Notice is drawn to the fact that the awarding of this quotat Management Policy of the Nkangala District Municipality ar	• • •			
	of the Supply Chain Management Regulations , 2005				
21	Evaluation points				
	Preference points for this bid shall be awarded for:				
	(a) Price; and(b) B-BBEE Status Level of Contribution.				
	The maximum points for this quotation are allocated as follo	DWS:			
		POINTS			
	PRICE	80			
	B-BBEE STATUS LEVEL OF CONTRIBUTION	20			
	Total points for Price and B-BBEE must not exceed	100			
22	The number of paper copies of the signed contract to be pro-	ovided by the Employer is one.			

23 The additional conditions of quotation are:

- 1 Nkangala District Municipality may also request that the company quoting provide written evidence that his financial, labour and resources are adequate for carrying out the project.
- 2 The Nkangala District Municipality reserves the right to appoint a firm of chartered accountants and auditors and / or execute any other financial investigations on the financial resources of any entity quoting. The entity quoting shall provide all reasonable assistance in such investigations.
- 3 The Nkangala District Municipality reserves the right to appoint a different Contractor for each project. The entity quoting shall be required to complete the form of offer.
- That the issuing by the contractor of cessions is expressly prohibited except if and when prior written approval of the Nkangala District Municipality under the signature of the Municipal Manager for the issue of a cession has been requested and obtained.
- That the Council reserves the right not to appoint contractor whose contract was terminated due to non-performance by this Council in the past 5 years.

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T2.1 LIST OF RETURNABLE DOCUMENTS

The following returnable Schedules MUST be completed:

Returnable Schedules required for evaluation purposes

Form A	INVITATION TO BID
Form B	DECLARATION OF GOOD STANDING REGARDING TAX
Form C	DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES
Form D	AUTHORITY OF SIGNATORY
Form E	PREFERENCE SCHEDULE
Form F	DECLARATION OF INTEREST
Form G	FINANCIAL REFERENCES /BIDDER'S CREDIT RATING AND BANK DETAILS
Form H	CERTIFICATE OF INDEPENDENT BID DETERMINATION
Form I	DECLARATION OF MUNICIPAL ACCOUNT
Form J	SCHEDULE OF PREVIOUS EXPERIENCE
Form K	SCHEDULE OF CURRENT PROJECTS
Form L	SCHEDULE OF PROPOSED SUB- CONTRACTORS
Form M	DECLARATION OF TENDERER'S LITIGATION HISTORY

PART A

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF MUNICIPALITY/ MUNICIPAL ENTITY)						
BID NUMBER:	CLOSING DATE: CLOSING TIME:					
DESCRIPTION						
THE SUCCESSFUL BIDDER WILL E) SIGN	A WRITTEN	CONTRACT	FORM (MBD7).
BID RESPONSE DOCUMENTS MA THE BID BOX SITUATED AT (STRE		IED IN				
THE BID BOX SITUATED AT (STREET	ET ADDRESS)					
SUPPLIER INFORMATION						
NAME OF BIDDER						
POSTAL ADDRESS						
STREET ADDRESS		_		T	1	
TELEPHONE NUMBER	CODE			NUMBER		
CELLPHONE NUMBER		_		T	1	
FACSIMILE NUMBER	CODE			NUMBER		
E-MAIL ADDRESS						
VAT REGISTRATION NUMBER						
TAX COMPLIANCE STATUS	TCS PIN:		OR	CSD No:		
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes		SWO	US LEVEL RN	☐ Yes	
1	│	TE / 014/0 DM - 1 = 1		DAVIT	No No	
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]						

ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐Yes ☐No	/WORKS	
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE	R
SIGNATURE OF BIDDER		DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED			
BIDDING PROCEDURE ENQUIRIES TO:		HNICAL INFORMATION	MAY BE DIRECTED TO:
DEPARTMENT	CON	ITACT PERSON	
CONTACT PERSON	TEL	EPHONE NUMBER	
TELEPHONE NUMBER	FAC	SIMILE NUMBER	
FACSIMILE NUMBER	E-M	AIL ADDRESS	
E-MAIL ADDRESS		<u>-</u>	

PART B

TERMS AND CONDITIONS FOR BIDDING

1	R	ID	SI	IR	М	ISS	IC	N	ŀ

- 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 RETYPED) OR ONLINE
- 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.

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 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 WWW.SARS.GOV.ZA.
- 2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.
- 2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICUL NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE S	
SIGNATURE OF BIDDER:	
CAPACITY UNDER WHICH THIS BID IS SIGNED:	
DATE:	

ATTACH THE FOLLOWING DOCUMENTS HERETO

1. For Closed Corporations

- CK1 or CK2 as applicable (Founding Statement)
- Copy(s) of ID(s) of Director(s)

2. For Companies

- A copy of the Certificate of Incorporation
- Copy(s) of ID(s) of Director(s and
- the shareholders register

3. For Joint Venture Agreements

- Copy of the Joint Venture Agreement between all the parties,
- as well as the documents in (1) or (2) of each Joint Venture member.

4. For Partnership

- Copy(s) of ID(s) of Director(s) of the partners
- 5. One person Business / Sole trader
 - Copy of ID
- 6. Details of Tax Compliance Status from South African Revenue Service and Provide eSARS to access.
- 7. Duly Signed and dated original or copy of Authority of Signatory on company Letterhead
- 8. <u>B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE</u>(original or a copy issued by an approved body / accredited verification agency as prescribed by the National Treasury and the Department of Trade and Industry)

FORM B: DECLARATION OF GOOD STANDING REGARDING TAX (MBD 2)

DETAILS OF TAX COMPLIANCE STATUS:

TAXPAYER NAME	
TRADING NAME	
TAX REFERENCE NUMBER (S)	
VAT	
PIN	
EXPIRY DATE	

TAX COMPLIANCE STATUS CERTIFICATE REQUIREMENTS

It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the bidder's tax obligations.

- The valid Tax Compliance Status Certificate or Pin must be submitted together with the bid.
 Failure to submit the valid Tax Compliance Status Certificate or Pin will result in the invalidation of the bid.
- 2. In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Compliance Status Certificate or Pin.

Applications for the Tax Compliance Status Certificates or Pin may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website www.sars.gov.za

ATTACH AN ORIGINAL OR A COPY OF B-BBEE STATUS VERIFICATION CERTIFICATE

NOTE THE FOLLOWING IN RESPECT OF B-BBEE CERTIFICATES:

- 1. Certificates attached hereto should be those issued by approved verification agencies as directed by the National Treasury and the DTI (Department of Trade and Industry)
- 2. Verification agencies should be approved by SANAS and Accounting Officers and Auditors should be approved in terms of the IRBA (Independent Regulatory Body for Auditors), and as prescribed by the Close Corporations Act for designation as an Accounting Officer
- 3. Copies of the B-BBEE certificate or sworn affidavit should be within the financial year of the issued bid or quotation.

Further information in respect of the above is obtainable from the National treasury and DTI websites and the Preferential Procurement Regulations, 2017

FORM C: DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- It serves as a declaration to be used by municipalities and municipal entities 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.
- The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2005).
- In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

ltem	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?	Yes	No 🗌
	(Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audialterampartem</i> rule was applied).		
	The Database of Restricted Suppliers now resides on the National Treasury's website (www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.		
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 2005)?	Yes	No
	The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.		

4.2.1	If so, furnish particulars:			
4.3	Was the bidder or any of its directors convicted by a court of law (in court of law outside the Republic of South Africa) for fraud or corrupthe past five years?		Yes	No
4.3.1	If so, furnish particulars:			
4.4	Does the bidder or any of its directors owe any municipal rates taxes or municipal charges to the municipality / municipal entany other municipality / municipal entity, that is in arrears for three months?	ity, or to	Yes	2 0 □
4.4.1	If so, furnish particulars:			
4.5	Was any contract between the bidder and the municipality / municipality of state terminated during the past five years on act failure to perform on or comply with the contract?		Yes	No
4.7.1	If so, furnish particulars:			
CERT	IFICATION			
I, THE	UNDERSIGNED (FULL NAME)			
_	TIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATE	TION FORM	IS TRUE	AND
	CEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT NST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.	, ACTION M	AY BE T	AKEN
	Signature Date			
	Position Name of B	idder		

FORM D: AUTHORITY OF SIGNATORY

Details of person responsible for tender process:

Name :			
Contact number :			
Office address :			
and attaching to this	form a <u>duly signed</u>	anies shall confirm their authority by to and dated original or copy on members or their board of directors,	the Company
PRO-FORMA FOR C	COMPANIES AND CLO	OSE CORPORATIONS:	
"By resolution of the b	poard of directors pass	sed on (date)	
Mr	rolf		
has been duly authori	zed to sign all docume	nts in connection with the Tender for C	Contract Number
		and any Contract which may aris	se there from on
behalf of			
SIGNED ON BEHALI	(BLOCK CAPTIALS F OF THE COMPANY)	
IN HIS CAPACITY AS	8		
DATE			
FULL NAMES OF SIG	GNATORY		
AS WITNESSES:	1		
	2		

ATTACH HERETO THE DULY SIGNED AND DATED <u>ORIGINAL</u> OR <u>A</u> <u>COPY</u> OF AN AUTHORITY OF SIGNATORY ON COMPANY LETTERHEAD

PRO-FORMA FOR JOINT VENTURES:

Certificate of Authority for Joint Ventures

ontract resulting from it on	our benaii.	
NAME OF FIRM	ADDRESS	DULY AUTHORISEI SIGNATORY
		Signature:
		Name:
	Earn	gnation:
Pro	-Forn	Signature:
		Name:
		Designation:
		Signature:
		Name:
		Designation:
		Signature:

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Designation:

FORM E: PREFERENCE SCHEDULE

MBD 6.1

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

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

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.

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 to exceed/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:
 - (c) Price; and
 - (d) B-BBEE Status Level of Contribution.
- 1.3.1 The maximum points for this bid are allocated as follows:

	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTION	20
Total points for Price and B-BBEE must not exceed	100

- 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 OR 90/10 PREFERENCE POINT SYSTEMS

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

80/20 or 90/10

$$Ps = 80\left(1 - \frac{Pt - P\min}{P\min}\right)$$
 or $Ps = 90\left(1 - \frac{Pt - P\min}{P\min}\right)$

Where

Ps = Points scored for comparative price of bid under consideration

Pt = Comparative price of bid under consideration

Pmin = 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-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)	
1	10	20	
2	9	18	

3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	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	DECL.	ARAT	TION
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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)

7	(Points claimed in respect of paragraph 7.1 must be in accordance with t paragraph 5.1 and must be substantiated by means of a B-BBEE certificate iss Agency accredited by SANAS or a Registered Auditor approved by IRBA or a as contemplated in the CCA).	sued by a Verification
8.	SUB-CONTRACTING	
8.1	Will any portion of the contract be sub-contracted?	
	YES NO	
8.1.1	If yes, indicate:	
	1 what percentage of the contract will be subcontracted?	%
	2 the name of the sub-contractor?	
	3 the B-BBEE status level of the sub-contractor?	
	4 whether the sub-contractor is an YES NO EME?	
	5 Specify , by ticking the appropriate box, if subcontracting with an enterprise in terms of the Preferential Procurement Regulations,2017	
	Designated Group: An EME or QSE which is at last 51% owned by:	EME QSE
	Black people	
	Black people who are youth	
	Black people who are women	
	Black people with disabilities	
	Black people living in rural or underdeveloped areas or townships	
	Cooperative owned by black people	
	Black people who are military veterans	
	OR	
	Any EME	
	Any QSE	
9.	DECLARATION WITH REGARD TO COMPANY/FIRM	
9.1	Name of firm:	
9.2	VAT registration number	
9.3	Company registration number	

TYPE OF FIRE	M (Tick Applicable Box)
Partnership	o/ Joint Venture/ Consortium
One Perso	n business/ sole propriety
Close Corp	poration
Company	
(Pty) Ltd	
Other: Sp	ecify
	INCIPAL BUSINESS ACTIVITIES
COMPANY CLA	ASSIFICATION
Manufa	cturer
Supplie	
	ional service provider
	ervice providers, e.g. transporter, etc.
[I ICK AF	PLICABLE BOX]
MUNICIPAL INI	FORMATION:
Municipality wh	ere business is situated
Registered Acc	ount Number
-	
Stand Number	
TOTAL NUMBE	ER OF YEARS THE COMPANY/FIRM HAS BEEN IN BUSINESS?
that the points	signed, who is / are duly authorised to do so on behalf of the company/firm, certify claimed, based on the B-BBE status level of contribution indicated in paragraph 7 g certificate, qualifies the company/ firm for the preference(s) shown and I / we at:
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;
- 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) 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 audialterampartem (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution

	WITNESSES:		
1.			SIGNATURE(S) OF BIDDER(S)
1.			
		DATE:	
		ADDRI	ESS:

FORM F: DECLARATION OF INTEREST

MBD 4

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

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

	and submitted with the bid.
	3.1 Full Name of bidder or his or her representative:
	3.2 Identity Number:
	3.3 Position occupied in the Company (director, trustee, shareholder²):
	3.4 Company Registration Number:
	3.5 Tax Reference Number:
	3.6 VAT Registration Number
	3.7 The names of all directors / trustees / shareholders members, their individual identity
num	bers and state employee numbers must be indicated in paragraph 4 below.
	3.8 Are you presently in the service of the state? YES / NO
	3.8.1lf yes, furnish particulars

¹MSCM Regulations: "in the service of the state" means to be –

(a) a member of -

3

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

.9Have yo	ou been in the service of the state for the past twelve months?YES / NO
.9.1lfyes,	furnish particulars
·	
3.10	Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid?
3.10.	1Ifyes, furnish particulars.
3.11	Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? YES / NO
	3.11.1lfyes, furnish particulars
3.12	Are any of the company's directors, trustees, managers, principal shareholders or stakeholders in service of the state? YES / NO
	3.12.1 If yes, furnish particulars.
	Are any spouse, child or parent of the company's directors, trustees, managers, ipal shareholders or stakeholders in service of the state? YES / NO
	3.13.1lfyes, furnish particulars.

3.14 Do you or any of the directors, trus stakeholders of this company have any ir business whether or not they are business.	nterest in any other related	companies or
3.14.1 If yes, furnish particulars:		
Full details of directors / trustees / mem	nbers / shareholders.	
Full Name	Identity Number	State Employee Number
DI	ECLARATION	
I, the undersigned (name):that the information furnished is correct. I a paragraph 23 of the General Conditions of Co	accept that the state may ac	ct against me in terms of
Signature	Date	
Capacity	 Name	of Bidder

4.

FORM G: FINANCIAL REFERENCES

DETAILS OF TENDERERS BANKING INFORMATION

Notes to tenderer:

- 1. The tenderer shall attach to this form a letter from the bank not older than three (3) months confirming the bank account and details. Failure to provide the required letter with the tender submission shall render the tenderer's offer unresponsive.
- 2. The tenderer's banking details as they appear below shall be completed.
- 3. In the event that the tenderer is a joint venture enterprise, details of all the members of the joint venture shall be similarly provided and attached to this form.

BANK NAME:	
ACCOUNT NAME: (e.g. ABC Civil Construction cc)	
ACCOUNT TYPE: (e.g. Savings, Cheque etc)	
ACCOUNT NO:	
ADDRESS OF BANK:	
CONTACT PERSON:	
TEL. NO. OF BANK / CONTACT:	
How long has this account been in existence:	0-6 months (Tick which is appropriate) 7-12 months 13-24 months More than 24 months
Name of Tenderer:	Date:
Signature:	
Full name of signatory	

ATTACH HERETO A STAMPED COPY OF A LETTER FROM BANK TO THIS PAGE NOT OLDER THAN THREE (3) MONTHS

FORM H: CERTIFICATE OF INDEPENDENT BID DETERMINATION

- . This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

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

- I have read and I understand the contents of this Certificate;
- 2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
- 3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
- 4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
- 5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
 - (a) has been requested to submit a bid in response to this bid invitation;
 - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
 - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder

- 6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.
- 7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;
 - (b) geographical area where product or service will be rendered (market allocation)
 - (c) methods, factors or formulas used to calculate prices;
 - (d) the intention or decision to submit or not to submit, a bid;
 - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
 - (f) bidding with the intention not to win the bid.
- 8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

³ 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.

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 2005 or any other applicable legislation.

Signature	Date	
Position	Name of Bidder	
	Js9141v	N 4

FORM I: MUNICIPAL UTILITY ACCOUNT

DECLARATION BY THE TENDERER

I th	e undersigned		, has been duly
aut	horized to sign all documents	with the Tender for Contract Nu	umberon behalf of
	(referred to herein as "the B		ereby make a declaration as follows:
1.		r municipal entity any amount w	per(s) does not owe the municipality, or which is in arrears in respect of any
2.	•	ights of the municipality (includi	on is proved to be false, the bid shall be ng but not limited to the right to claim
	SIGNED ON BEHALF OF TI	HE COMPANY	
	IN HIS CAPACITY AS		
	DATE		
	FULL NAMES OF SIGNATO	DRY	
	UTILITY ACCOUNT NUMBER	NAME OF MUNICIPALITY	NAME OF OWNER

ATTACH AN ORIGINAL OR A COPY OF A MUNICIPAL UTILITY ACCOUNT (NOT OLDER THAN THREE (3) MONTHS)

Important: Note the following

- List and attach Account(s) registered all in the name(s) of the Director(s) or the Company on the declaration form attached hereto; or
- Attach a copy Lease Agreement along with the utility account of the Landlord, whereby the company is leasing the property its operating from.

FORM J: SCHEDULE OF PREVIOUS EXPERIENCE

The procedure for the evaluation of responsive Bids will be on the average of the **previous projects** where the firm was involved. Reference of clients **MUST** be provided. Evaluation of the Quotation's position in terms of his previous experience. Emphasis will be placed on the following:

- Experience of contracts of similar size
- At least three of the references will be contacted to obtain their input.

Provide the following information on relevant previous experience (indicate specifically projects of similar or larger size and/or which is similar with regard to type of work. **This information is material to the award of the Contract.**

Description	Value (R) Period work		d work executed Reference			
Description	VAT excluded	Appointment Date	Completion Date	Name	Organisation	Tel no

FORM K: SCHEDULE OF CURRENT PROJECTS

Provide the following information on current projects

This information is material to the award of the Contract.

Description	Value (R)		Expected	cted Reference			
Description	VAT excluded	Appointment Date	Completion Date	Name	Organisation	Tel no	

FORM L: SCHEDULE OF PROPOSED SUB-CONSULTANT

Are / Do you have sub-contractors?

If yes, complete the below

NAME OF SUB-CONTRACTOR	FULL DESCRIPTION OF WORK TO BE PERFORMED BY SUB-CONTRACTOR
_	

FORM M: DECLARATION OF TENDERER'S LITIGATION HISTORY

Does the tenderer have any litigation with which tenderer (including its directors, shareholders or other senior members in previous companies) have been involved with any organ of state or state department within the last ten years?

YES NO

If yes, furnish your details in table below.

NB: It is compulsory for all bidders to sign this form

The tenderer shall list below details of any litigation with which the tenderer (including its directors, shareholders or other senior members in previous companies) has been involved with any organ of state or state department within the last ten years. The details must include the year, the litigating parties, the subject matter of the dispute, the value of any award or estimated award if the litigation is current and in whose favour the award, if any, was made.

NT	OTHER LITIGATING	DISPUTE	AWARD VALUE	DATE
	PARTY			RESOLVED
	1	1	<u> </u>	1
Signature			Date	
J				
Position			Name of Bidder	

FORM OF OFFER

OFFER

The Employer, identified in the Acceptance signature block, has solicited offers to enter into a contract in respect of the following works:

QUOTATION NO: SS/009/03/20 - SUPPLY AND DELIVERY OF BRANDING MATERIALS FOR NKANGALA DISTRICT MUNICIPALITY

The Tenderer, identified in the Offer signature block below, has examined the documents listed in the Tender Data and addenda thereto as listed in the Tender Schedules, and by submitting this Offer has accepted the Conditions of Tender.

By the representative of the Tenderer, deemed to be duly authorised, signing this part of this Form of Offer and Acceptance, the Tenderer offers to perform all of the obligations and liabilities of the Contractor under the Contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

THE SUB-TOTAL OF THE	E PRICES EXCLUSI	VE OF VALUE ADDE	DIAXIS		
	Rand (in words); R		(In figures).	
THE OFFERED TOTAL O					
		in words); R			
This Offer may be accepted returning one copy of this whereupon the Tenderer Contract Data.	document to the Ten	derer before the end o	f the period of va	lidity stated in the	ender Data,
Signature(s):					_
Name(s):					
Capacity:					
For the tenderer					
	1)	Name and address of C	Organisation)		
Name & Signature Of Witness					_
	Name			Date	

BILL OF QUANTITIES

NO	DESCRIPTION	QTY	UNIT PRICE	TOTAL PRICE
1	Car Magnetic Stickers	78		
2	Cooler Box Stickers	72		
3	Business Cards	4000		

NB: TOTAL AMOUNT TO BE FORWARDED TO FORM C 1.1 (FORM OF OFFER

SCOPE OF WORKS

Nkangala District Municipality hereby invites quotations from suitably qualified service providers for the Supply and Delivery of Branding Materials for Nkangala District Municipality

NO	MUNICIPALITIES	CAR MAGNETIC STICKERS (A4) BRANDED WITH THE NDM LOGO	COOLER BOX SICKERS (A4)	BUSINESS CARDS
1	Victor Khanye Local Muncipality	6	6	300
2	Emalahleni Local Municipality	16	16	800
3	Steve Tshwete Local Municipality	10	10	400
4	Emakhazeni Local Municipality	6	6	300
5	Thembisile Hani Local Municipality	18	18	900
6	DR JS Moroka Local Municipality	16	16	800
7	Nkangala District Municipality	6	-	500
TOTAL		78	72	4000



MUNICIPAL HEALTH SERVICES

VICTOR KHANYE MUNICIPAL JURISDICTION

013-249-2161/2165



MUNICIPAL HEALTH SERVICES

VICTOR KHANYE MUNICIPAL JURISDICTION

BUSINESS CARDS SAMPLE



Nkangala District Municipality

Nirisha Singh Chief Environmental Health Practitioner @ Steve Tshwete Municipal Jurisdiction

P O BOX 439 Middelburg 1050

www.nkangaladm.gov.za

Tel: 013 249 2057 / 2165

Cell:

singhn@nkangaladm.gov.za