



BID NUMBER
SCMU10-22/23-0018

FOR

PROVISIONING OF MATERIAL TESTING LABORATORY
SERVICES FOR 36 MONTHS

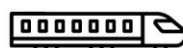
NAME OF BIDDER: _____

CSD NUMBER: _____

CLOSING DATE: 02 DECEMBER 2022

TIME: 11H00

Issued by:
Supply Chain Management Unit
Department of Transport
PRIVATE BAG X 714
GRAAFF-REINET
6280



INVITATION FOR BID

Closing Date: 02 DECEMBER 2022

Time: 11:00

BID NOTICE NO: SCMU10-22/23-0018

DESCRIPTION: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

The Eastern Cape Department of Transport (DoT) invites suitably experienced, **SANAS accredited material testing laboratories** for undertaking site laboratory testing in accordance with SANS 3001 for projects being implemented by its In-House Construction. The lab will serve various projects located in the district municipalities of **OR Tambo, Chris Hani & Amathole** and the approximate duration is **36 months**.

Bid documents will be available as from **09h00 on Friday, 04 November 2022**. Documents must be downloaded on www.ectransport.gov.za or www.etenderportal.gov.za

The completed Bid documents must be placed in a sealed envelope, clearly marked with the Bid number **SCMU10-22/23-0018** and the **PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS** required, and may be deposited in the Bid Box situated at Department of Transport, 32 Fleming Street, Stellenbosch Park, Schornville, King Williams Town, 5600, not later than **11H00 on 02 December 2022**, when the bids will be opened in public

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

No late, posted, telephonic, or faxed bids/proposals will be considered.

The lowest/any bid will not necessarily be accepted.

Enquiries should be directed to:

Mrs. T. Mafani I Cell: 072 690 1534 (SCM/Admin Enquiries)
Email: Thandi.Mafani@ectransport.gov.za

Miss N Dyani I Cell: 066 381 7957 (Technical Enquiries)
Email: Nelisa.Dyani@ectransport.gov.za

BID EVALUATION CRITERIA:

BIDDERS SHALL TAKE NOTE OF THE FOLLOWING BID CONDITIONS AND STAGES OF EVALUATION:

Stage 1	-	Compliance
Stage 2	-	Price points and B-BBEE Scorecard

STAGE 1 - COMPLIANCE

Please note bidders who do not comply with the following requirements will not qualify to proceed to the second stage.

Tenderers must take particular note of the following:

- Bidders are required to be registered with Centralized Suppliers Database [CSD] with Treasury prior to submit this quote.
- The SDB'S 1, 3.1, Bid pricing form, 4, 6.1 forms MUST be fully completed and submitted with the quotation;
- Bidders must be legal entity or partnership (consortium);
- Bidders must provide supporting documentation as per the Bid specification schedule requirement;
- Bidders who are not registered for VAT are not eligible to claim VAT in their pricing;
- Bidders should take note that price is not a determining factor when awarding the Bid.
- Bidders Particulars form MUST be fully completed by Bidders. The amount reflected on the Form of Offer and Acceptance takes precedence over any other total amount indicated elsewhere in the bidder's tender submission. If the Form of Offer and Acceptance has no value or figure, the bidder will be regarded as having made no offer and therefore non-compliant.
- The tender will be evaluated according to the preferential procurement model in the preferential Procurement Policy Framework Act (PPPFA 5 of 2000): Preferential Procurement Regulations, 2017 as well as the SCM Policy of the Department of Transport
- Goods and Services shall comply with the relevant SABS / ISO 9001 standards and guidelines stipulated in COLTO
- **The main construction materials laboratory must be accredited with SANAS, failure to provide a valid SANAS accreditation certificate will render the bid non-responsive**
- The bid is **RATE BASED**, the rates will be used for evaluation purposes.
- All tenders shall be held valid for 90 days after the tender closing date.
- The Department reserves the right not to accept the lowest or any tender.

Electronic, telegraphic, facsimile and late tenders will not be accepted. Tenders may only be submitted on the tender documentation that has been issued.

STAGE 2 -PRICE POINTS AND BBEE

Please note that bidders who make it to this stage will automatically proceed through to the following stage.

✓ **80/20 PREFERENCE POINT SYSTEMS**

Evaluation of tender offers

Replace the contents of the entire sub-clause with the following:

“The procedure for the evaluation of responsive tenders is the 80/20 preference point system applied as follows:

- (a) 80 points for the tender price (P_s)
- (b) 20 points for B-BBEE level of contribution factors (N_{ep}).”

The contract will be awarded to the responsive Tenderer that scores the highest number of points on the basis of the Preferential Procurement Policy Framework Act, Act 5 of 2000,

a) Points Awarded for Price (N_p)

A total of 80 points will be awarded to the Tenderer with the lowest balanced price. The other tenders will be awarded points on the ratio of the price to the benchmark (lowest balanced) price as follows:

Calculation of Points for Price (P_s)

The points scored for Price will be calculated using the following formula:

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

- P_s = Points scored for price by tender under consideration
- P_{\min} = Lowest acceptable tender price
- P_t = Price of tender under consideration.

Fractions will be rounded off to two decimal places after the decimal comma.

The tender will then be evaluated in terms of the B-BBEE scorecard based on the Preferential Procurement Regulations of the Preferential Procurement Framework Act (Act 5 of 2000).

A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that such 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 tender.

A total of 20 points may be scored by a contractor or Joint Venture who submits a valid B-BBEE scorecard.

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

Calculation of Total Points scored TOTAL SCORE = P_s + N_{ep}

Further technical enquiries may be directed to the Employer's Agent during normal office hours. The contact person is:

ANY ENQUIRIES REGARDING THE BIDDING PROCEDURE MAY BE DIRECTED TO:

Department: Transport

Contact Person: Mrs T Mafani

Tel: 072 690 1534

E-mail address: Thandi.mafani@ectransport.gov.za

ANY ENQUIRIES REGARDING TECHNICAL INFORMATION MAY BE DIRECTED TO:

Contact Person: Miss N Dyani

Tel: 066 381 7957

E-mail address: nelisa.dyani@ectransport.gov.za

**FOR COMPLAINTS, FRAUD, & TENDER ABUSE:
Call: 0800 701 701**

SCOPE OF WORKS

DESCRIPTION: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

The scope refers to testing required for all material types in pavement structures, including soils and gravels, aggregates, bituminous materials and cementitious materials. All the tests required will be requested from sites in a formal manner and the response to requests is expected within 2 days.

All services supplied must comply with the standard specification that is approved and must be accredited with SANAS.

1. SERVICES REQUIRED:

1.1. TESTS REQUIRED

1.1.1. Tests on soils and gravels

- Material classification
- Grading (SANS 3001 – GR1; SANS 3001 – GR2)
- Moisture Content (SANS 3001 – GR20)
- Atterberg Limits (SANS 3001 – GR10; SANS 3001 – GR12)
- Compaction and density tests
- Strength tests (SANS 3001–GR40)
- Durability tests

1.1.2. Tests on aggregates

- Grading: Sieve Analysis Testing (SANS 3001-GR1)
- Flakiness Index (SANS 3001–AG4)
- Atterberg Limit Testing (SANS 3001–GR10)
- CBR Testing (SANS 3001–GR40)
- ACV and 10% FACT Tests (SANS 3001–AG10)
- pH and Electrical Conductivity Tests (SANS 3001-AG32)
- Ethylene Glycol Soak Tests (SANS 3001-AG14 & 15)
- Compaction Tests

1.2. Tests on Bituminous materials

1.3. Tests on Cementitious materials

1.4. Tests on other materials (as well as specialized testing e.g, borrow pit investigation)

2. OTHER SERVICES

2.1.1. Development of construction laboratory management system

- **Develop a working system document for a departmental stationed existing laboratory as required by SANAS (ISO/IEC 17025)**
- **Ensure the working system developed above is accredited by SANAS**

2.1.2. Laboratory support services (assistance with compliance etc)

- **Trainings**
- **Project file (laboratory related)**
- **Mentoring**

3 RATES FOR BID

3.1. Completeness of Bid document

It is important for an evaluation purpose that every column in the schedule relating to the item offered is completed. Failure to complete all the columns will result in that item of be excluded from the official list.

3.2. Unstated Items

Should additional items be required that were not specified in the original schedule, the end user may include these in the order and the service provider must specify, in the invoice, these additional items.

4 GENERAL REQUIREMENTS

4.1. Laboratory Services

The material specification stated under COLTO SECTION 8100 TESTING MATERIALS AND WORKMENSIPS, Standard Specification for Road abridge Works for State authorities 1998 Edition will be adhered to, at all times.

4.2. Radius from Supply Centre's

A map must be attached indicating where your Supply Centre's/Depots are situated so that the radius can be determined from their accordingly. Failure could eliminate your bid.

4.3. Analyzing of Product/Services

Duplicate samples can be requested from client who will forward the samples to the applicable laboratory for testing. The cost occurred for this will be carried by the supplier who must issue and Order No. for the above analysis of a specified laboratory which will be conveyed to the services provider.

4.4. Travelling Cost as per radius from supply depot

The distance covered shall be deemed to be the total running distance travelled to site. The rate must also incorporate the return trip to the depot

5 NOTIFICATION OF SUPPLY OF MATERIAL/PRODUCT REQUIREMENTS

The procedure which will be followed during normal working hours, when the services is required to be follows:-

- 5.1. The supplier will be advised by fax that the material/services required, the date when they will be required, the name of the contact person by fax or verbal who's in charge of the site.
- 5.2. The official Order Form will be submitted by fax to the supplier and the service provider will not commence with any work without such order.
- 5.3. The supplier must be able to supply within maximum 2 days of receiving the official order and if not; penalties will be deducted according to Clauses 22 in GCC.

The procedure to be followed during, normal working hours, notifying when the services are required is:-

- i) The service provider will be advised by fax what particular product, the date, when it is to commence, the name of the person who is in charge of the site and the period for which it will be required. The Contractor will be given the Official Order Number as soon as it is available.
- ii) Where a Contractor does not have the product available for the specific reason, he/she shall within 24 hours confirm by facsimile transmission to the Department that the product is not available and giving reason for the non-availability. Failure to respond within 24 hours will be deemed non responsive and the Department will make alternative arrangements to ensure that services delivery is not hampered.
- iii) The Official Order Form will be submitted to the Contractor within 3 days of the telephonic order. The service provider must not supply without any official order
- iv) No payment will be made for any other product, other than that specified on the Official Order Form.
- v) To deliver the product on the agreed date, the Employer will give written notice that, unless the required item is delivered to site within 24 hours of the issue of such a notice, alternative arrangements shall be made by the Engineer and all cost incurred, including the cost of the difference in the rates, could be borne by the Services Provider who so defaults.
- vi) A minimum of 24 hours' notice shall be given to the Supplier by the Employer in writing for the termination of the order. Failure to comply with this requirement may result in the Bidder's Schedule of Rates being no longer acceptable to the Employer.

6 INVOICE

The invoice shall refer to the official Order Number and shall have attached thereto copies of the lab results received by a representative of the employer

7 ESCALATION FORMULA

Price Adjustment Formula and indices:

Adjustment to the rates offered may be made according to Contract Adjustment criteria stipulated under Terms of References in line with the changes in the safcec indices (can found at (www.safcec.org.za)) of the categories in accordance with the following formula below:

- Ex-Factory Price for Material:

$$Pa = \{(1-V)Pt \times \{(0.10 \times (Lt/Lo)) + (0.25 \times (Pt/Po)) + (0.45 \times (Bt/Bo)) + (0.10 \times (Mt/Mo)) + (0.10 \times (Ft/Fo)) + VPt\}$$

- Travelling of Cost:

$$Pa = [(1-V)Pt \times \{(0.20 \times (Lt/Lo)) + (0.50 \times (Pt/Po)) + (0.30 \times (Ft/Fo)) + VPt\} + VPt]$$

Pa- New escalated price to be calculated

- (1-V)Pt- 85% of original price
- L - Labour
- P - Plant
- M - Material
- F - Fuel
- o – Indices at closing date of bid
- t – Monthly adjusted indices
- VPt- 15% of the original bid price

Indices/Rates at Closing Date of Bid:

DATE	:	Lo	:	Po	:	Mo	:	Fo	:	Bo	:
	:		:		:		:		:		:
	:		:		:		:		:		:

8 CONTRACT PERIOD

This contract period is intended to run for three years (36 months) after awarding but can be terminated at any time.

NB!

Bidders shall base their proposals on the information provided; should bidders identify omissions (either of their own or those requested by these terms of reference), these should be listed separately so that the bulk of the proposal can be evaluated on an equal basis between all bids

SCHEDULE OF QUANTITIES

SCMU10-22/23-0018					
PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS					
SECTION A					
Item No.	Description	Unit	Quantity	Rate	TOTAL
1.	Investigation and sampling for roadbed, borrow pits, quarries, structure founding materials and other areas, e.g Cuttings				
	(a) Establishment of personnel and equipment for test pitting	Daily rate	1		
	(b) Test pit excavation by hand	number (No)	1		
	(c) Sampling and profiling of test pits excavated by excavator	number (No)	1		
	(d) DCP test	number (No)	1		
	(e) Travelling to site and transportation of samples to laboratory	rate per km	1		
				Sub Total 1	
2.	Laboratory testing and reporting				
	(a) Standard tests				
	(i) In-situ density	number (No)	1		
	(ii) Moisture content	number (No)	1		
	(iii) Sieve analysis	number (No)	1		
	(iv) Atterberg limits	number (No)	1		
	(v) M.D.D + OMC (Mod AASHTO) natural	number (No)	1		
	(vi) M.D.D + OMC (Mod.AASHTO) stab.	number (No)	1		
	(vii) CBR	number (No)	1		
	(viii) ITS (stabilised) (set of 3)	number (No)	1		
	(ix) UCS (stabilised) (set of 3)	number (No)	1		
	(x) PH value	number (No)	1		
	(xi) Wet/dry durability (150mm) (set of 3)	number (No)	1		

	(xii) Initial consumption lime/cement (ICL)	number (No)	1		
	(xiii) Ethylene glycol Durability Index	number (No)	1		
	(xiv) ACV	number (No)	1		
	(xv) 10% FACT (dry)	number (No)	1		
	(xvi) 10% Fact (wet)	number (No)	1		
	(xvii) 10% Fact (ethylene glycol)	number (No)	1		
	(xviii) Aggregate grading	number (No)	1		
	(xix) Aggregate Flakiness Index	number (No)	1		
	(xx) Aggregate Average Least Dimension	number (No)	1		
	(xxi) Polished Stone Value	number (No)	1		
	(xxii) Sand Equivalent	number (No)	1		
	(xxiii) Bitumen content and grading	number (No)	1		
	(xxiv) Asphalt void content (cores)	number (No)	1		
	(xxv) Binder recovery (Absom)	number (No)	1		
	(xxvi) Bitumen penetration	number (No)	1		
	(xxvii) Bitumen softening point	number (No)	1		
	(xxviii) Sand Patch	number (No)	1		
	b) Concrete complete test (MPA) cubes	number (No)	1		
	c) Complete concrete design	number (No)	1		
	d) Concrete press	number (No)	1		
	(g) Travelling cost	Kilometre (km)	1		
	(h) Accommodation cost	Day (d)	1		
				Sub Total 2	
SECTION A TOTAL (Sub total 1 + Sub total 2)					

SECTION B					
Item No.	Description	Unit	Quantity	Rate	TOTAL
1.	Development of construction laboratory management system				
	a) Develop a working system document for a departmental stationed existing laboratory as required by SANAS (ISO/IEC 17025)	Item	1		
	b) Accreditation of (a) above by SANAS	Item	1		
				Sub Total 1	
2.	Laboratory support services (assistance with compliance etc)				
	A)Trainings	Lump sum	1	200 000	
	b) Project file (laboratory related)	Lump sum	1	30 000	
	Handling costs for (a) and (b)	%		330 000	
	c) Mentoring	Months	12		
				Sub total 2	
3	Miscellaneous items				
	a) Calibration of laboratory and survey equipment	Lump sum	1	250 000	
	b)Laboratory and survey inventory	Lump sum	1	1 000 000	
	Handling costs for (a) and (b)	%	1 250 000		
				Sub Total 3	
SECTION B TOTAL (Sub total 1 + Sub total 2+ Sub total 3)					
GRAND TOTAL (SECTION A + B)					
10% CONTINGENCIES					
SUB-TOTAL					
15% V.A.T					
TOTAL INCLUDING V.A.T (Carried forward to form of offer)					

C1.1: FORM OF OFFER AND ACCEPTANCE

Note: 1 This form of offer and acceptance is identical to that contained in Annex G of SANS 294:2004, Construction Procurement Processes, Procedures and Methods.
2 SAICE’s Practice Manual #1, The use of South African National Standards in Construction Procurement, provides guidance on the formulation of the wording for the actual offer where it is not based on the offered total of prices.

C1.1.1 Offer

The employer, identified in the acceptance signature block, has solicited offers to enter into a contract for the procurement of:

PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

The Bidder, identified in the offer signature block, has examined the documents listed in the Bid data and addenda thereto as listed in the returnable schedules, and by submitting this offer has accepted the conditions of Bid.

By the representative of the Bidder, deemed to be duly authorized, signing this part of this form of offer and acceptance, the Bidder 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 OFFERED TOTAL OF THE PRICES INCLUSIVE OF VALUE ADDED TAX IS

.....Rand (in words); R
.....(in figures) (or other suitable wording)

This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the Bidder before the end of the period of validity stated in the Bid data, whereupon the Bidder becomes the party named as the contractor in the conditions of contract identified in the contract data.

Signature(s)

Name(s)

Capacity

for the

Bidder

.....
(Name and address of organization)

Name and signature of witness

Date

C1.1.2 Acceptance

By signing this part of this form of offer and acceptance, the employer identified below accepts the tenderer’s offer. In consideration thereof, the employer shall pay the contractor the amount due in accordance with the conditions of contract identified in the contract data. Acceptance of the tenderer’s offer shall form an agreement between the employer and the tenderer upon the terms and conditions contained in this agreement and in the contract that is the subject of this agreement.

The terms of the contract are contained in:

Part C1 Agreements and contract data, (which includes this agreement)

Part C2 Pricing data

Part C3 Scope of work.

Part C4 Site information

and drawings and documents or parts thereof, which may be incorporated by reference into the above listed Parts.

Deviations from and amendments to the documents listed in the tender data and any addenda thereto as listed in the returnable schedules as well as any changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance, are contained in the schedule of deviations attached to and forming part of this form of offer and acceptance. No amendments to or deviations from said documents are valid unless contained in this schedule.

The tenderer shall within two weeks after receiving a completed copy of this agreement, including the schedule of deviations (if any), contact the Employer’s Agent (whose details are given in the contract data) to arrange the delivery of any securities, bonds, guarantees, proof of insurance and any other documentation to be provided in terms of the conditions of contract identified in the contract data. Failure to fulfil any of these obligations in accordance with those terms shall constitute a repudiation of this agreement.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the tenderer receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the tenderer (now contractor) within five working days of the date of such receipt notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

Signature(s)

.....
Name(s)

.....
Capacity

.....
for the Employer

.....
(Name and address of organization)

Name and signature of witness Date

1 As an alternative, the following wording may be used: Notwithstanding anything contained herein, this agreement comes into effect two working days after the submission by the employer of one fully completed original copy of this document including the schedule of deviations (if any), to a courier-to-counter delivery / counter-to-counter delivery / door-to-counter delivery /door-to-door delivery /courier service (delete that which is not applicable), provided that the employer notifies the tenderer of the tracking number within 24 hours of such submission. Unless the tenderer (now contractor) within seven working days of the date of such submission notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

C1.1.3 SCHEDULE OF DEVIATIONS

Notes:

- 1. The extent of deviations from the tender documents issued by the employer before the tender closing date is limited to those permitted in terms of the conditions of tender.
2. A tenderer's covering letter shall not be included in the final contract document. Should any matter in such letter, which constitutes a deviation as aforesaid, become the subject of agreements reached during the process of offer and acceptance, the outcome of such agreement shall be recorded here.
3. Any other matter arising from the process of offer and acceptance either as a confirmation, clarification or change to the tender documents and which it is agreed by the Parties becomes an obligation of the contract shall also be recorded here.
4. Any change or addition to the tender documents arising from the above agreements and recorded here, shall also be incorporated into the final draft of the Contract.

1 Subject

Details

2 Subject

Details

3 Subject

Details

4 Subject

Details

By the duly authorised representatives signing this agreement, the employer and the tenderer agree to and accept the foregoing schedule of deviations as the only deviations from and amendments to the documents listed in the tender data and addenda thereto as listed in the returnable schedules, as well as any confirmation, clarification or changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this agreement.

BID NO. SCMU10-22/23-0018

PROVISIONING OF MATERIAL LABORATORY SERVICES FOR 36 MONTHS

A: CERTIFICATE OF AUTHORITY FOR SIGNATORY

FORM A: CERTIFICATE OF AUTHORITY FOR SIGNATURE

1. CONSULTANT

1.1 A "Certificate of Authority" to sign all documents in connection with this Tender and any contract or agreement which may arise there from, duly signed and dated, shall be provided by the Board of Directors of the firm and shall be attached to this page. An example is given below. The letter must be on the letterhead of the Tenderer.

2. JOINT VENTURE

2.1 The document of formation of the Joint Venture shall be attached to this page.

2.2 A "Certificate of Authority" to sign all documents in connection with this Tender and any contract or agreement which may arise there from, duly signed and dated, shall be provided by the Boards of Directors of each member of the Joint Venture and shall be attached to this page.

The "Certificate of Authority" shall be submitted on a company letterhead; filling in the "example" below will not be acceptable.

EXAMPLE OF A CERTIFICATE OF AUTHORITY FOR SIGNATORY

"By resolution of the board of directors passed at a meeting held on

Mr/Ms....., whose signature appears below, has been duly authorised to sign all documents in connection with the Tender for **CONTRACT NO: SCMU10-22/23-0018** and any contract which may arise there from on behalf of:

(Name of company or JV - block capitals)

SIGNED ON BEHALF OF THE COMPANY:

IN HIS/HER CAPACITY AS:.....

DATE:

SIGNATURE OF SIGNATORY:.....

WITNESSES :1.....

2.....

Should the Tenderer be a sole member or owner, a letter to this effect must be attached

BID NO. SCMU10-22/23-0018

PROVISIONING OF MATERIAL LABORATORY SERVICES FOR 36 MONTHS

B: SCHEDULE OF WORK CARRIED OUT BY THE TENDERER

The Bidder shall enter in the spaces provided below a complete list of concrete works contracts successfully completed in the last 10 years. This information is deemed to be material to the award of the contract and is taken into account as part of the functionality criteria.

It is essential that full details of the projects and of the Employer / Engineer references be provided in order for the projects to be evaluated.

The date of the certificate of completion must be provided.

EMPLOYER (NAME, TEL. NO. OR FAX NO.)	CONSULTING ENGINEER (NAME, TEL. NO. OR FAX NO.)	DETAILS OF PROJECT (LENGTH, SCOPE OF WORK ETC)	VALUE OF WORK R MILLION	YEAR COMPLETED

SIGNED ON BEHALF OF TENDERER:

B: SCHEDULE OF WORK CARRIED OUT BY THE TENDERER (cont.)

EMPLOYER (NAME, TEL. NO. OR FAX NO.)	CONSULTING ENGINEER (NAME, TEL. NO. OR FAX NO.)	DETAILS OF PROJECT (LENGTH, SCOPE OF WORK ETC)	VALUE OF WORK R MILLION	YEAR COMPLETED

SIGNED ON BEHALF OF TENDERER :

BID NO. SCMU10-22/23-0018

PROVISIONING OF MATERIAL LABORATORY SERVICES FOR 36 MONTHS

C: SCHEDULE OF TESTING EQUIPMENT

The Tenderer must state below what items of testing equipment will be available for this Contract, what testing equipment will become available by virtue of outstanding orders, and what further testing equipment will be acquired or hired for the work should he/she be awarded the Contract. The Contractor must also state which equipment is owned by him/her, and which is leased or subject to hire purchase agreement. Additional sheets may be attached if necessary.

(a) Testing Equipment Available

DESCRIPTION, SIZE, CAPACITY	NUMBER

SIGNED ON BEHALF OF TENDERER

C: SCHEDULE OF TESTING EQUIPMENT (cont)

(b) TESTING EQUIPMENT on Order

The TENDERER must state the arrangements made and the delivery dates.

DESCRIPTION, SIZE, CAPACITY	NUMBER

SIGNED ON BEHALF OF TENDERER

C: SCHEDULE OF TESTING EQUIPMENT (cont)

(c) TESTING EQUIPMENT that will be Hired or Acquired

The TENDERER must state the arrangements made and the intended delivery date.

DESCRIPTION, SIZE, CAPACITY	OWNED OR HIRED	NUMBER

SIGNED ON BEHALF OF TENDERER

D: JOINT VENTURE DISCLOSURE FORM

Tenderers submitting as a joint venture are to attach a signed copy of the Joint Venture Agreement or, if a Joint Venture Agreement has not yet been formalized, then the Tenderer is to attach a letter of Intent of a Joint Venture, signed by all parties involved in the Joint Venture Agreement. Should the Joint Venture wish to claim B-BBEE points, then a consolidated B-BBEE Score card for the Joint Venture partnership is to be attached to completed **Form SBD 6.1**

SIGNED ON BEHALF OF TENDERER:

BID NO. SCMU10-IHC-22/23-000

PROVISIONING OF MATERIAL LABORATORY SERVICES FOR 36 MONTHS

E: KEY PERSONNEL

Tenderers shall enter in the table below in respect of the key personnel who will be engaged on the project. Curriculum Vitae, including the relevant certificates, must be attached. Only one person may be entered against each category

Designation	Name	Qualification	Years of Experience	ECSA Registration Number	NQF Level

SIGNED ON BEHALF OF THE TENDERER

F: PROOF OF ACCREDITATION WITH SANAS

SIGNED ON BEHALF OF THE TENDERER

PART A

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE DEPARTMENT OF TRANSPORT					
BID NUMBER:	SCMU10-22/23-0018	CLOSING DATE:	02 December 2022	CLOSING TIME:	11H00
DESCRIPTION	PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS				
THE SUCCESSFUL TENDERER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS):					
DEPARTMENT OF TRANSPORT OFFICES					
32 FLEMMING STREET, STELLENBOSCH PARK					
SCHORNVILLE, KING WILLIAMSTOWN					
5600					
SUPPLIER INFORMATION					
NAME OF TENDERER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
		TCS PIN:		OR	CSD No:
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes			B-BBEE STATUS LEVEL SWORN AFFIDAVIT	<input type="checkbox"/> Yes
	<input type="checkbox"/> No				<input type="checkbox"/> No
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)		<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)		
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX		<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)		
		<input type="checkbox"/>	A REGISTERED AUDITOR		
			NAME:		
[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?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	[IF YES ENCLOSE PROOF]			[IF YES ANSWER PART B:3 BELOW]	
SIGNATURE OF TENDERER		DATE		
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)					
TOTAL NUMBER OF ITEMS OFFERED			TOTAL BID PRICE (ALL INCLUSIVE)		
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:			TECHNICAL INFORMATION MAY BE DIRECTED TO:		
DEPARTMENT/ PUBLIC ENTITY	TRANSPORT		CONTACT PERSON	N DYANI	
CONTACT PERSON	T MAFANI		TELEPHONE NUMBER	066 381 0905	
TELEPHONE NUMBER	072 690 1534		FACSIMILE NUMBER	29	
FACSIMILE NUMBER					
E-MAIL ADDRESS	Thandi.mafani@ectransport.gov.za		Nelisa.dyani@ectransport.gov.za		

PART B

TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:	
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.	TENDERERS 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). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
1.4.	WHERE A TENDERER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
1.5.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
2. TAX COMPLIANCE REQUIREMENTS	
2.1	TENDERERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2	TENDERERS 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	TENDERERS 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 TENDERER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
3.1.	IS THE TENDERER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.2.	DOES THE TENDERER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.3.	DOES THE TENDERER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.4.	DOES THE TENDERER HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.	

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID

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 interest¹ 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

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:

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

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² 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.
- 3.4 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.
- 3.5 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.
- 3.6 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

² 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.

SBD4:

DECLARATION OF EMPLOYEES OF THE STATE OR OTHER STATE INSTITUTIONS

1. In terms of section 30 of the Public Service Act;

No employee shall perform or engage himself or herself to perform remunerative work outside his or her employment in the relevant department, except with the written permission of the executive authority of the department.

2.

Are any of the shareholders/ directors of your company employed by the State?	Yes/No
---	--------

3. "State" means –

- (a) 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);
- (b) Any municipality or municipal entity;
- (c) Any provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.
- (f) Any Parastatal (A company or agency owned or controlled wholly or partly by the government).

4. Should you indicate "yes" above, please provide the following details:

No	NAME & SURNAME OF DIRECTOR	STATE INSTITUTION WHERE EMPLOYED	ID NUMBER	EMPLOYEE/ PERSAL NUMBER
1				
2				
3				
4				
5				

5. Please note: The "state" is clearly defined in paragraph 3 above. In the event that "no" is selected and subsequently any false declaration are detected, the non-disclosure of such "state employment" will be deemed as "fraud". Therefore, the state may reject the Quotation and in addition may proceed with further action should this declaration prove to be false

6. DECLARATION

I, (NAME & SURNAME)ID NUMBER.....

CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 2 AND 4 ABOVE IS CORRECT.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

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, TENDERERS 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
- a) The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 preference point system shall be applicable; or
- b) The 80/20 preference point system will be applicable to this tender (*delete whichever is not applicable for this tender*).

1.2 Points for this bid shall be awarded for:

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

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

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

1.4 Failure on the part of a tenderer to submit proof of B-BBEE Status level of contributor 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 tenderer, 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

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **“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 goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
 - B-BBEE Status level certificate issued by an authorized body or person;
 - A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - Any other requirement prescribed in terms of the B-BBEE Act;
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE

3.1 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 price of bid under consideration

P_t = Price of bid under consideration

P_{\min} = Price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a tenderer for attaining the B-BBEE status level of contribution in accordance with the table below:

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

5. BID DECLARATION

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

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

6.1 B-BBEE Status Level of Contributor: = (maximum of 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. SUB-CONTRACTING

7.1 Will any portion of the contract be sub-contracted?

(Tick applicable box)

YES		NO	
-----	--	----	--

7.1.1 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 or QSE

(Tick applicable box)

SCMU10-22/23-0018: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

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

v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of 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		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

8.4 TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

.....

.....

.....

8.6 COMPANY CLASSIFICATION

SCMU10-22/23-0018: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

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

[TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business:.....

8.8 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 contributor indicated in paragraphs 1.4 and 6.1 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 paragraphs 1.4 and 6.1, 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 contributor 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;
 - (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 by the National Treasury 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.

<p>WITNESSES</p> <p>1.</p> <p>2.</p>
--

<p>.....</p> <p>SIGNATURE(S) OF TENDERERS(S)</p>
<p>DATE:</p> <p>ADDRESS</p> <p>.....</p> <p>.....</p>

SWORN AFFIDAVIT – B-BBEE EXEMPTED MICRO ENTERPRISE (EME) – CONTRACTORS

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.
2. I am a Member / Director / Owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name:	
Trading Name (If Applicable):	
Registration Number:	
Enterprise Physical Address:	
Type of Entity (CC, (Pty) Ltd, Sole Prop	
Nature of Business:	
Definition of “Black People”	<p>As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 “Black People” is a generic term which means Africans, Coloureds and Indians –</p> <p>(a) Who are citizens of the Republic of South Africa by birth or descent; or (b) Who became citizens of the Republic of South Africa by naturalization-</p> <ol style="list-style-type: none"> i. Before 27 April 1994; or ii. On or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior

3. I hereby declare under Oath that:

- The Enterprise is _____% **Black Owned** as per Amended Code Series CSC000 of the Revised Construction Sector Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is _____% **Black Woman Owned** as per Amended Code Series CSC000 of the Revised Construction Sector Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is _____% **Black Designated Group Owned** as per Amended Code

SCMU10-22/23-0018: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

Series CSC000 of the Revised Construction Sector Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,

- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of _____, the annual Total Revenue was equal to/or less than R10,000,000.00 (ten Million Rands or less),
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

100% Black Owned	Level One (135% B-BBEE procurement recognition level)	
At least 51% Black Owned but less than 100% black owned	Level Two (125% B-BBEE procurement recognition level)	
At least 30% Black Owned but less than 51% black owned	Level Four (100% B-BBEE procurement recognition level)	
Less than 30% Black Owned	Level Five (80% B-BBEE procurement recognition level)	

NB: KEY NOTES FOR EMES (extract from Gazette No. 41287)

- 3.6.2.4.1 An Exempted Micro Enterprise (EME) with a total annual revenue of less than R1.8 million in the case of BEPs and less than R3 million in the case of Contractors are :
 - A) Not subject to the discounting principle and therefore do not have to comply with the QSE Skills Development element, and
 - B) Not required to have an authorised B-BBEE verification certificate, and may present an affidavit or a certificate issued by the Companies and Intellectual Property Commission (CIPC), in respect of their ownership and annual turnover.
- Contractors and/Built Environment Professionals are encouraged to familiarize themselves with the Construction Sector Codes (CSC000) as issued through Government Gazette No. 41287, Board No. NOTICE 931 OF 2017.
Details are available on: www.thedti.gov.za/economic_empowerment/bee_sector_charters.jsp
- An electronic copy can also be requested through DOT offices (Supply Chain Offices)
- 4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.
- 5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: _____

Date: _____

Commissioner of Oaths
Signature & stamp

SWORN AFFIDAVIT – B-BBEE QUALIFYING SMALL ENTERPRISE (QSE) – CONTRACTORS

I, the undersigned,

Full name & Surname	
Identity number	

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.
2. I am a Member / Director / Owner of the following enterprise and am duly authorised to act on its behalf:

Enterprise Name:	
Trading Name (If Applicable):	
Registration Number:	
Enterprise Physical Address:	
Type of Entity (CC, (Pty) Ltd, Sole Prop	
Nature of Business:	
Definition of “Black People”	<p>As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 “Black People” is a generic term which means Africans, Coloureds and Indians –</p> <p>(a) Who are citizens of the Republic of South Africa by birth or descent; or</p> <p>(b) Who became citizens of the Republic of South Africa by naturalization-</p> <ol style="list-style-type: none"> i. Before 27 April 1994; or ii. On or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior

3. I hereby declare under Oath that:

- The Enterprise is _____% **Black Owned** as per Amended Code Series CSC000 of the Revised Construction Sector Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- The Enterprise is _____% **Black Woman Owned** as per Amended Code Series CSC000 of the Revised Construction Sector Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,

SCMU10-22/23-0018: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

- The Enterprise is _____% Black Designated Group Owned as per Amended Code Series CSC000 of the Revised Construction Sector Codes of Good Practice issued under section 9 (1) of B-BBEE Act No 53 of 2003 as Amended by Act No 46 of 2013,
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of _____, the annual Total Revenue was between 10 million (ten Million Rands) and less than R50,000,000.00 (fifty Million Rands).
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

100% Black Owned	Level One (135% B-BBEE procurement recognition level)	
At least 51% Black Owned but less than 100% black owned	Level Two (125% B-BBEE procurement recognition level)	

NB: KEY NOTES FOR QSE (extract from Gazette No. 41287)

- 5.6.3 A QSE that is at least 51% Black Owned or 100% Black Owned that does not comply with paragraph 3.6.2.3 above, will be discounted by one level from that level awarded in paragraphs 5.3.1 and 5.3.2 respectively.
 - 5.3.4 Despite paragraphs 5.2, 5.3.1 and 5.3.2, an at least 51% Black Owned QSE’s BBBEE Status Level and corresponding B-BBEE Recognition Level will be enhanced by one level if it achieves full points (excluding the bonus points) for the Skills Development element of the QSE Scorecard (paragraphs 1.1, 1.2 and 1.3 of Statement CSC603) or the Preferential Procurement and Supplier Development element of the QSE Scorecard (paragraphs 1.1, 1.2, 1.3 and 2.1 of CSC604).
 - 5.3.5 For the avoidance of doubt, a Measured Entity that is measured in terms of the full QSE scorecard is not eligible for enhancement in terms of paragraph 5.3.4 above.
 - Contractors and/Built Environment Professionals are encouraged to familiarize themselves with the Construction Sector Codes (CSC000) as issued through Government Gazette No. 41287, Board No. NOTICE 931 OF 2017. Details are available on: www.thedti.gov.za/economic_empowerment/bee_sector_charters.jsp
 - An electronic copy can also be requested through DOT offices (Supply Chain Offices)
4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.
 5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

Deponent Signature: _____

Date: _____

Commissioner of Oaths
Signature & stamp

SCMU10-22/23-0018: PROVISIONING OF MATERIAL TESTING LABORATORY SERVICES FOR 36 MONTHS

Compulsory Enterprise questionnaire

The following particulars must be furnished. In the case of a joint venture, separate enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: cidb registration number, if any:

Section 4: Particulars of sole proprietors and partners in partnerships

Name*	Identity number*	Personal income tax number*

** Complete only if sole proprietor or partnership and attach separate page if more than 3 partners*

Section 5: Particulars of companies and close corporations

Company registration number
 Close corporation number Tax reference number

Section 6: The attached Compulsory Declaration must be completed for each tender and be attached as a tender requirement.

Section 7: The attached SBD 6.1 must be completed for each tender and be attached as a requirement.

Section 8: The attached Compulsory Declaration must be completed for each tender and be attached as a requirement.

Section 9: The attached Compulsory Declaration must be completed for each tender and be attached as a requirement.

The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise:
 i) authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;
 ii) confirms that the neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004; iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;
 iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and
 iv) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed _____ Date _____
 Name _____ Position _____

RESOLUTION FOR SIGNATORY

A: CERTIFICATE OF AUTHORITY FOR SIGNATORY

Signatory for companies shall confirm their authority hereto by attaching a duly signed and dated copy of the relevant resolution of the board of directors to this form.

An example is given below:

“By resolution of the board of directors passed at a meeting held on _____

Mr. / Ms. _____, whose signature appears below, has been duly authorized to sign all documents in connection with the Bid for

Contract No. _____

and any Contract which may arise there from on behalf of (Block Capitals) .

SIGNED ON BEHALF OF THE COMPANY: _____

IN HIS/HER CAPACITY AS: _____

DATE: _____

SIGNATURE OF SIGNATORY: _____

WITNESSES:

1. _____ SIGNATURE: _____

IMPORTANT NOTICE: RESOLUTION TO SIGN

1. In the event that a resolution to sign is not completed by all directors/ shareholders of the enterprise, the signature of any one of the director or shareholder to this quotation will bind all the directors/ shareholders of the enterprise and will therefore render the quotation valid.
2. In the event that a non-shareholder/ non-director to the enterprise sign this declaration, and no authority is granted, it will automatically invalidate the quotation.
3. In the case of a joint venture or consortium, at least one director/ shareholder of each of the parties need to sign the joint venture or consortium agreement.
4. Furthermore, in the case of a joint venture or consortium at least one director/ shareholder of each party to the joint venture or consortium must give consent to give authorisation for signatory to this bid.

DECLARATION

I, THE UNDERSIGNED
NAME).....

CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 2.1 TO 2.3.1 ABOVE IS CORRECT.

I ACCEPT THAT THE PRINCIPAL MAY ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

GENERAL CONDITIONS OF CONTRACT

- The latest General Conditions of Contract [GCC] and Contract Law shall be applicable to this Quotation and obtainable by visiting the National Treasury website at www.treasury.gov.za
- Tenderers must familiarize themselves with these GCCs