



Date: 1 JUNE 2021

SCM 134 / 2020-21

NOTICE

FORMAL WRITTEN QUOTATIONS ARE REQUESTED FROM SUITABLE SERVICES PROVIDERS: PROVISION OF CATERING SERVICES AND SOUND SYSTEM FOR THE WOMEN'S COUNCIL LAUNCH

Kindly furnish the district municipality with a formal written quotation for the services as stated above. See the specifications below. Quotes that do not cover the scope or specifications will be disqualified.

The tenders must be submitted on the letterhead of your business and via email to the email address, tenders@ehlanzeni.gov.za on or before **10H00 the 8TH of June 2021**.

The following conditions will apply:

- **Only suppliers that are registered on the Central Supplier Database will be considered for appointment. Please go to WWW.CSD.GOV.ZA to register before submission of quotations**
- Price(s) quoted must be valid for at least thirty (30) days from date of closing of the notice.
- Price(s) quoted must be firm and must be inclusive of VAT.
- This invitation for quotation will be evaluated in terms of the 80/20 preference point system as prescribed in the Preferential Procurement Policy Framework Act (No 5 of 2000).
- Prospective service providers are required by law to complete all the attached MBD forms which must be completed and submitted together with your quotation.
- The successful service provider will be the one scoring the highest points.

NB: No quotations shall be considered from persons who are in the service of the state.

The following document compulsory documents must be submitted with the RFQ.

1. In order to claim points for B-BBEE status level, service providers must attach certified copies of valid certified BBBEE Certificates or copies of sworn affidavit/certified copy electronically.
2. Bank letter with bank stamp not older than three months / a cancelled cheque - if the banking details are not verified on the CSD report must be attached.
3. Certified copies of the company registration documents issued by the Companies and Intellectual Property Commission (CIPC) and ID of the company director(s).
4. Valid SARS pin must be attached.

The following email submission procedures or protocols should be adhered to ensure safe and secure submission of the tender documents and supporting documents;

- (a) The tender document, including the supporting or returnable documents should be submitted via email on PDF format.
- (b) If the PDF tender document, including the supporting or returnable documents is less than 20 Megabytes (MB), it should be submitted as one document.
- (c) If the electronic bid document is more than 20MB, the electronic tender document should be split in order to adhere to the 20MB email capacity.

FOR TECHNICAL ENQUIRIES PLEASE CONTACT: MP MPANTSHA AT 013 759 8588

FOR PROCUREMENT RELATED ENQUIRIES PLEASE CONTACT: SP KHUMALO AT 013 759 8573 OR SC THELA AT 013 759 8510.

Failure to comply with these conditions may invalidate your offer.

Regards,

CHIEF FINANCIAL OFFICER

SPECIFICATIONS

THE QUOTATION MUST COVER THE FOLLOWING REQUIREMENTS:

- Prepacked lunch (rice, pap, beef stew, roasted chicken, fish, 2 salads (no beetroot please) and 2 vegetables) x 200 (quantity);
- Prepacked breakfast (sandwich and scones, Tea, Juice) x 200 (quantity);
- Soft drinks x 200 (quantity);
- Bottled water x 200 (quantity); and
- Sound system with 2 revolving microphones.
- Transport for 200 people. See attached below the pick-up points)

THABA CHWEU LOCAL MUNICIPALITY
CONTACT PERSON: WINNY POOE: 078 2432270

PICK UP POINT	NAMES	CONTACT NUMBER
Coromandel Park	1.Thandi Magagula	078 243 2270
	2.Albertina Manzini	066 027 4362
	3.Phindile Mogola	063 097 9859
Mashishing Hall	4.Maria Shongwe	082 480 1088
	5.Beauty Zabane	
	6.Perfect Mokoena	071 205 5365
	7.Lindiwe Mabuza	
	8.Grace Mthimkhulu	076 215 1744
	9.Maria Makuwa	071 221 3816
	10.Agrineth Chiloane	071 127 9706
	11.Annah Mhaule	078 683 2298
	12.Veronicah Lengwati	079 653 2530
Lydenburg post office	13Eunice Fenyane	076 728 4771
		076 298 9458
Leroro Poice station	14.Constance Mashego	
Masarela	15.Judith Marobela	064 936 5455
Didimala	16.Mathabiso Mokoena	076 139 7405
L.M.Kganane School	17.Myleen Molapo	076 290 7918
Graskop Garage	18.Prudence Khanyile	071 305 6858/ 078 284 5903
Pilgrims Rest Home base care centre	19.ThillyLukhele	072 960 5959
Sabie	20.Pinky Maluka	083 517 8131
Harmony Hill	21.Irene Lincoln	083 517 8131
	22.Cheslyn Smith	083 517 8131
	23.Winnie Maseyi	079 586 4661
Brondal Bus stop	24.Sarina Sibhaba	060 502 7374

CITY OF MBOMBELA WOMEN COUNCIL PARTICIPANTS PICK UP POINTS**CONTACT PERSON: Cllr Zingane Mokoena: 072 583 1142/ Danisile Mthembu: 076 332 8671**

Name &Surname	Contact No.	Pick up point
Mataffin-Ebandla: Melia Nyoni: 072 982 0344:	073 669 3531	Mataffin-Ebandla
1.Lucy Mkhathshwa		
2. Melia Nyoni	072 982 0344	Mataffin-Ebandla
3. Sizane Mashaba	072 076 445 8132	Mataffin-Ebandla
4. Fikile Sifunda	079 673 1500	Mataffin-Ebandla
5. Nomfundo Nkosi	072 149 3136	Mataffin-Ebandla
6. Busisiwe Masilela	071 359 7521	Pienaar/KaMashego Store
7.Shirley Sifundza	084362 6420	Pienaar/KaMashego Store
KANYAMAZANE HOSTEL <u>Cllr Zingane Mokoena: 072 583 1142:</u>	072 583 1142	KaNyamazane Community Hall
8. Kedibone Maganyane		
9. Gladdy Ndzimande	072 583 1142	Hostel kaNyamazane
10. Winny Ndimande	072 583 1142	Hostel kaNyamazane
11. Joyce Simelane	072 583 1142	Hostel kaNyamazane
BP Garage KaNyamazane		
12. Thabisile Nkosi	072 583 1142	BP Garage KaNyamazane
13.Rainer Seepsop	071 574 6165	Own Transport
14. Sibongile Makhushe	076 558 7772	Own transport
15. Lucy Masinga	082 862 8970	Own Transport
MAHUSHU		
16. Tholisile Nyalunga	071 137 8325	Mahhushu Station
17. Jane Nkosi	072 431 9190	Mahhushu Station
18.Thembi Sibiya	076 923 3112	Etiketeleni
19.Zandile Tibane	082 539 7300	My Boet Transport House
20. Busi Matukane	071 279 1877	My Boet Transport House
MASOYI		
21. Elizabeth Shabalala	072 057 2602	Masoyi Police Station
22.Jacqueline Nkosi	082 593 4315	Emabhananeni

NKOMAZI LOCAL MUNICIPALITY**CONTACT PERSON: VERONICAH MOOSA: 079 252 7031**

VILLAGES	NAME	CONTACT NUMBER	PICK UP POINT
Steernbork	1. Nqobile Mubi	060 820 000	Salvation Army Community hall
Steernbork	2. Nomuntu Ndlovu	065 8728 470	
Kamhlushwa	3. Thobile Ntimba	072 8373 790	Kampula station
Mdladla	4. Busisiwe Sithole	071 5781 558	Bernard Store
Mdladla	5. Goodness Nkomo	072 9967 743	Bernard Store
Mdladla	6. Jabu Mhlanga	079 4809 569	Bernard Store
Mdladla	7. Bongekile Ntimeni	076 7255 359	Mdladla Store
Mdladla	8. Thuli Mabuza	072 8090 64	Mthunzini
Naas	9. Dumisile Masiphula	072 9518 932	Shell Garage
Naas	10. Reason Mphika	079 3670 361	Loss my chery (four way)
Naas	11. Selinah Tsobolo	076 263 9793	Naas: Four way
Malelane	12. Ntokozo Mlangeni	072 1811 764	Malelane Sasol garage
Tonga	13. Sindi Njotea	083 2658 960	Tonga garage
Tonga	14. Gifty Sindi Njotea	083 265 8960/ 081 836 6236	Tonga (Garage)
Mzinti	15. Makhosazane Sambo	079 7107 607	Londoloza
	16. Caroline Nake	082 6862 359	Own transport
Block A	17. Charity Nyoni	066 4175 839	Esifiso

BUSBHBUCKRUDGE LOCAL MUNICIPALITY

CONTACT PERSON: DIMAKATSO SHAI: 079 874 3310: PERTUNIA: 072 328 7388

NAMES & SURNAME	CONTACT NO	VILLAGE	PICK UP POINT
1. Ivy Sambo	082 549 5804	Thulamahashe	Vaxumi Store
2. Christina Mathumbu	082 999 8119	Thulamahashe	Thulamahashe Old Stadium
3. Lydia Mdluli	073 452 5226	Thulamahashe	Total Garage
4. Ice Mathonsi	072072 7877	Thulamahashe	Eric Nxumalo High School
5. Lindiwe Qibi	072 538 2969	Mambhumbhu (Next to Thulamahashe)	Areal
6. Elizabeth Mashele	076 156 1210	Cottondale	Nkanyini
7. Winnie Ngobeni	078 2189 169	Cottondale	Nkanyini
8. Duduzile Nthane	079 917 1165	Cottondale	Nkanyini
9. Yvone Monareng	076 069 7904	Shatale	Shatale Clinic
10. Charity Malele	076 401 6986	Shatale	Skhukhuza High School
11. Phumy Jacobs	071 283 5632	Shatale	Corner house
12. Fortunate Malatjie	078 870 9351	Acornhoek	Municipal Offices
13. Flossy Ngobeni	079 805 2119	Dwarsloop	Civic Centre

Venue: Nelsville Community Hall

Date: To be confirmed

Time: 09H00

NB: The total quoted amount for the above items should be transferred to the MBD1 as the TOTAL BID PRICE with a clear cost break down for all three items, failure to complete the TOTAL BID PRICE will render your bid to be non-responsive and will be disqualified.

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE EHLANZENI DISTRICT MUNICIPALITY

BID NUMBER:	SCM 134 / 2020-21	CLOSING DATE:	8 JUNE 2021	CLOSING TIME:	10H00
DESCRIPTION	FORMAL WRITTEN QUOTATIONS ARE REQUESTED FROM SUITABLE SERVICES PROVIDERS: PROVISION OF CATERING SERVICES AND SOUND SYSTEM FOR THE WOMEN COUNCIL LAUNCH				

A PURCHASE ORDER/AN APPOINTMENT LETTER WILL BE ISSUED TO THE SUCCESSFUL BIDDER

Bid documents must be submitted electronically to the email address, tenders@ehlanzeni.gov.za

SUPPLIER INFORMATION

NAME OF BIDDER			
POSTAL ADDRESS			
STREET ADDRESS			
TELEPHONE NUMBER	CODE		NUMBER
CELLPHONE NUMBER			
FACSIMILE NUMBER	CODE		NUMBER
E-MAIL ADDRESS			
VAT REGISTRATION NUMBER			
TAX COMPLIANCE STATUS	TCS PIN:		OR CSD No:
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes <input type="checkbox"/> No	B-BBEE STATUS LEVEL SWORN AFFIDAVIT	<input type="checkbox"/> Yes <input type="checkbox"/> No

[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 [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER PART B:3]
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE	R
SIGNATURE OF BIDDER	DATE	

CAPACITY UNDER WHICH THIS BID IS SIGNED

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT	FINANCE	CONTACT PERSON	MP MPANTSHA
CONTACT PERSON	SP KHUMALO / SC THELA	TELEPHONE NUMBER	013 759 8588
TELEPHONE NUMBER	013 759 8573 / 013 759 8510	FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	pmpantsha@ehlanzeni.gov.za
E-MAIL ADDRESS	pkhumalo@ehlanzeni.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.	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.
3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
3.1.	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.2.	DOES THE ENTITY HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.3.	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.4.	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.5.	IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? <input type="checkbox"/> YES <input type="checkbox"/> NO
<p>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.</p>	

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

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

DATE:

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 not to exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 system shall be applicable.

1.3 Points for this bid shall be awarded for:

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

1.4. The maximum points for this bid are allocated as follows:

	POINTS
1.4.1.1 PRICE	80
1.4.1.2 B-BBEE STATUS LEVEL OF CONTRIBUTOR	20
Total points for Price and B-BBEE must not exceed	100
1.5 Failure on the part of a bidder 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.	
1.6. The purchaser reserves the right to require 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

- (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:
- 1)BBEE Status level certificate issued by an authorized body or person;
 - 2)A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3)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 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

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

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 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. BID DECLARATION

- 5.1 Bidders 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 10 or 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	
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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)

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

- 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 least 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

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

[TICK APPLICABLE BOX]

8.7 MUNICIPAL INFORMATION

Municipality where business is situated:

Registered Account Number:

Stand Number:.....

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

8.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of 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 bidder 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.

WITNESSES

1.

2.

SIGNATURE(S) OF BIDDERS(S)

DATE:

ADDRESS

.....

.....

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 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.
- 3 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 2004).

4 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

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

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

CERTIFICATION

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

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

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

Js367bW

DECLARATION OF INTEREST

MBD4

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

3. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid**

3.1. Full Name:

3.2. Identity Number:

3.3. Company Registration Number:

3.4. Tax Reference Number:

3.5. VAT Registration Number:

NB: Tick (✓) what is applicable in the box

3.6. Are you presently in the service of the state*

3.6.1. If **YES**, furnish particulars

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

.....

.....

3.7. Have you been in the service of the state for the past twelve months?

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

.....

.....

3.7.1. If **YES**, furnish particulars.

.....

.....

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

(a) a member of –

(i) any municipal council;

(ii) any provincial legislature; or

(iii) the national Assembly or the national Council of provinces;

(b) a member of the board of directors of any municipal entity;

(c) an official of any municipality or municipal entity;

(d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);

(e) a member of the accounting authority of any national or provincial public entity; or

(f) an employee of Parliament or a provincial legislature.

3.8. 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?

3.8.1. If **YES**, furnish particulars.

.....
.....

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

3.9. Are you, aware of any relationship (family, friend, other) between a bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid?

3.9.1. If **YES**, furnish particulars.

.....
.....

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

3.10. Are any of the company's directors, managers, principal shareholders or stakeholders in service of the state?

3.10.1. If **YES**, furnish particulars.

.....
.....

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

3.11. Are any spouse, child or parent of the company's directors, managers, principal shareholders or stakeholders in service of state?

3.11.1. If **YES**, furnish particulars.

.....
.....

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

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

Full Name	Identity Number	State Employee Number

CERTIFICATION

I, THE UNDERSIGNED (NAME)

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS CORRECT.

I ACCEPT THAT THE STATE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

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 Institution)

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

I certify, on behalf of:_____that:

(Name of Bidder)

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

6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or 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 2004 or any other applicable legislation.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

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