



ELIAS MOTSOALEDI LOCAL MUNICIPALITY

EMLM 15/2024

SUPPLY, DELIVERY, AND INSTALLATION OF A VHF DMR DIGITAL TWO-WAY RADIO COMMUNICATION SYSTEM, WITH A FULL-SERVICE MAINTENANCE CONTRACT FOR A PERIOD OF 36 MONTHS, RENT TO OWN

CLOSING DATE:	05 APRIL 2024	TIME	11H00
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NAME OF TENDERER	
TOTAL AMOUNT	
CENTRAL SUPPLIER DATABASE NUMBER	MAAA-
TOTAL SPECIFIC GOAL POINTS	
CONTACT PERSON	
TELEPHONE NUMBER	
FAX NUMBER	
EMAIL ADDRESS	

ENQUIRIES REGARDING BID PROCEDURES		TECHNICAL ENQUIRIES	
DIRECTORATE: BUDGET AND TREASURY		DIRECTORATE: COMMUNITY SERVICES	
V MASILELA		C COETZEE	
MANAGER: SUPPLY CHAIN MANAGEMENT		MANAGER: PUBLIC SAFETY	
TEL. NUMBER	TEL.013 262 3056	TEL. NUMBER	013 262 3056
TENDER ISSUED BY			
SUPPLY CHAIN MANAGEMENT UNIT			
ELIAS MOTSOALEDI LOCAL MUNICIPALITY		P.O. BOX 48, GROBLERSDAL, 0470	

ELIAS MOTSOLEDI LOCAL MUNICIPALITY

TENDER DETAILS						
TENDER NUMBER	EMLM 15/2024					
TENDER TITLE	SUPPLY, DELIVERY, AND INSTALLATION OF A VHF DMR DIGITAL TWO-WAY RADIO COMMUNICATION SYSTEM, WITH A FULL-SERVICE MAINTENANCE CONTRACT FOR A PERIOD OF 36 MONTHS, RENT TO OWN					
CLOSING DATE	05 APRIL 2024		CLOSING TIME		11H00	
SITE MEETING	DATE	N/A	TIME	N/A	N/A	N/A
SITE MEETING ADDRESS	N/A					
CIDB GRADING REQUIRED	N/A		LEVEL AND CATEGORY		N/A	
TENDER DOCUMENT FEE	R1 000.00 (if collecting from the Municipality) Free when uploading from e-tender portal		PREFERENCE POINT SYSTEM		80/20	
BID BOX SITUATED AT	MAIN OFFICES, 2ND GROBLER AVENUE , Elias Motsoaledi Local Municipality					
OPERATING HOURS	The bid box is open during office hours, Monday to Friday from 07h30 to 16h15.					
OFFER TO BE VALID FOR	90	DAYS FROM THE CLOSING DATE OF TENDER.				

PLEASE NOTE:

1. Prospective suppliers must be registered on CSD prior to submitting bid (open tender)
2. Tenders that are deposited in the incorrect box will not be considered.
3. Mailed, telegraphic, telex, or faxed tenders will not be accepted.
4. No late bids after closing date and time will be accepted.
5. Bids not clearly marked and unamend will not be accepted.
6. Bids may only be submitted on the bid documentation provided by the municipality.
7. No awards will be made to a person:
 - i. Who is in the service of the state,
 - ii. If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state
 - iii. Who is an advisor or consultant contracted with the municipality or municipal entity

BIDDER'S TENDER DOCUMENTATION DECLARATION CERTIFICATION

I, the undersigned certify that the information furnished on this declaration form is correct, completed and submitted.

NAME OF REPRESENTATIVE	
POSITION / DESIGNATION	
SIGNATURE	
DATE	

T1.1 TENDER NOTICE & INVITATION
ELIAS MOTSOLEDI LOCAL MUNICIPALITY
TENDER NO: EMLM 15/2024
CLOSING DATE: 05 APRIL 2024 AT 11H00



In terms of Section 110 of the Municipal Finance Management Act, 2003 (No. 56 of 2003), tenders are hereby invited for **SUPPLY, DELIVERY, AND INSTALLATION OF A VHF DMR DIGITAL TWO-WAY RADIO COMMUNICATION SYSTEM, WITH A FULL-SERVICE MAINTENANCE CONTRACT FOR A PERIOD OF 36 MONTHS, RENT TO OWN**

Tender documents and specifications are available and can be obtained from CASHIERS OFFICE IN THE MAIN OFFICES, 2nd Grobler Avenue Groblersdal, P.O. Box 48, Groblersdal, 0470 (Tel: [013] 262 3056, at a non-refundable deposit of **R1000.00** when the bidder request/need a document from the municipality and it is free of charge when downloaded from the e-Tender Portal. Payments can be made through cash payable to the Elias Motsoaledi Local Municipality.

The closing time for receipt of tenders is **05 April 2024 at 11H00**. Telegraphic, telephonic, telex, facsimile, e-mail, unmarked and **late tenders** will under no circumstances be considered and accepted. The tender box will be emptied just after closing time on the closing date. Hereafter all bids will be open in public.

Any technical enquiries relating to the tender document may be directed to **Community Service: Manager Public Safety (Mr. C Coetzee)** at cocoetzee@emlm.gov.za or 013 262 3056 for technical assistance. Fully completed tender documents, clearly marked **“SUPPLY, DELIVERY, AND INSTALLATION OF A VHF DMR DIGITAL TWO-WAY RADIO COMMUNICATION SYSTEM, WITH A FULL-SERVICE MAINTENANCE CONTRACT FOR A PERIOD OF 36 MONTHS, RENT TO OWN** with **“NAME of TENDERER”** must be placed in a sealed envelope and placed in the **tender box No: 1** on the **2nd Grobler Avenue**, Elias Motsoaledi Local Municipality, Main Offices, Groblersdal, **by no later than 05 April 2024 at 11H00**. The envelope must be endorsed with number, title and closing date as indicated above.

Bidders will be evaluated on functionality whereby **70 points (70%)** has to be attained before financial proposals can be looked at. A preferential point system shall apply whereby a contract will be allocated to a tenderer in accordance with the Preferential Procurement Policy Framework Act, Act No. 5 of 2000 and as defined in the Conditions of Tender in the tender document, read in conjunction with the Supply Chain Management Policy of Elias Motsoaledi Local Municipality where **80 points** will be allocated in respect of price and **20 points** in respect of specific goals.

No awards will be made to a person:

- Who is not registered on the Central Supplier Database;
- Who is in the service of the state;
- If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state; and/or
- Who is an advisor or consultant contracted with the municipality or municipal entity.

The municipality reserves the right to withdraw any invitation to tender and/or to re-advertise or to reject any tender or to accept a part of it. The municipality does not bind itself to accepting the lowest tender or award a contract to the bidder scoring the highest number of points



TERMS OF REFERENCE FOR

SUPPLY, DELIVERY, AND INSTALLATION OF A VHF DMR DIGITAL TWO-WAY RADIO COMMUNICATION SYSTEM, WITH A FULL-SERVICE MAINTENANCE CONTRACT FOR A PERIOD OF 36 MONTHS, RENT TO OWN

1. INTRODUCTION

Elias Motsoaledi Local Municipality requests the supply, delivery, and installation of a complete VHF DMR (Digital Mobile Radio) digital two-way radio communication system with a 3-year full-service maintenance contract, rent to own.

2. Scope of Work:

The following are compulsory:

1. The prospective service provider must have a valid ICASA Dealers License.
2. The prospective service provider must have a fully equipped technical workshop for maintenance purposes.
3. The prospective service provider must be able to attend to a technical problem within 2 hours of reported incident.
4. The prospective service provider must provide adequate registered repeaters with valid ICASA licenses to cover at least 99% of the whole area of jurisdiction of Elias Motsoaledi Local Municipality when cellular signal is not available either due to poor coverage and or load shedding.
5. Laptops with the required licenses and software fully installed. Quantities will be provided according to the price schedules and may require adjustments during the contract.
6. Supply and deliver of Dual-mode Rugged Radio (PTT)-VHF. Quantities will be provided according to the price schedules and may require adjustments during the contract.

SPECIFICATIONS OF EQUIPMENT AS FOLLOWS:

RADIOS

- The dual-mode rugged radio must provide fast and accurate positioning to track people or devices, in- and outdoor. The radios must have built-in GPS, Galileo, GLONASS, QZSS, BDS, and A-GNSS for outdoor positioning.
- The dual-mode rugged radio shall be compliant with MIL-STD-810G and IP68 standards, ensuring outstanding performance even in harsh environments.
- The dual-mode rugged radio must comply with the requirements set-out in the ETSI DMR Tier III standards.
- The dual-mode rugged radio shall be equipped with high performance hardware platform with at least 8-core 1.8 GHz processor and built-in 3 GB RAM and 32 GB ROM and shall support dual-SIM dual-standby.
- The dual-mode rugged radio shall be equipped with mission critical dual-screen design with one 3.6-inch touchscreen and one 0.92-inch top screen for fast and easy operation.
- The dual-mode rugged radio shall have a physical knob to select group and adjust volume.
- The dual-mode rugged radio shall have large PTT button and at least 6 programmable keys.
- The dual-mode rugged radio shall be able to automatically switch between the DMR Tier III trunking system and broadband PTT platform, and call network preference can be configured.
- The dual-mode rugged radio shall be able to register with the broadband PTT platform and DMR networks using the same ID. It can be accessed with the same ID when an individual call is initiated from DMR trunking

network or public network.

- The dual-mode rugged radio shall support end-to-end encryption to encrypt/ de-crypt DMR Tier III trunking voice and data as well as voice transmitted via LTE network.
- The dual-mode rugged radio shall support Conflict Management to handle the conflict of broadband PTT voice service and DMR services. The priority of different types of services can be logically set.
- The dual-mode rugged radio shall support built-in GPS, BDS, GLONASS, Galileo and QZSS feature for location information upload, and shall also have assisted positioning capability: A-GNSS, base station, or WLAN.
- The rated audio output loudness of the offered dual-mode rugged radio shall be 128dB or above.
- The dual-mode rugged radio should support AI-based noise cancellation, echo cancellation and wind noise cancellation reduce the environmental noise, ensuring clear communication under various noise environments.
- The dual-mode rugged radio shall support TTS. (Text to Speech).
- The dual-mode rugged radio shall support OTAP (over the air programming).
- The dual-mode rugged radio shall support configure user-defined animations for power-on process.
- The programming software should comply with Windows 7, Windows 8, Windows 10 or Latest Version.
- The dual-mode rugged radio programming data cable with USB Connector/ Ethernet Connector.
- Detailed Specifications of radios:
 - DMR Frequency Range: 340-470MHz/136-174MHz
 - LTE: 3GPP LTE
 - FDD-LTE: B1/B2/B3/B4/B5/B7/B8/B20/B26/B28
TDD-LTE: B34/B38/B39/B40/B41
 - WLAN: 802.11 a/b/g/n/ac, 2.4GHz/5GHz
 - Front & Rear Camera: Front camera: 8MP, fixed focus; rear camera: 13 MP, auto focus.
 - Battery: At least 4000mAh Li-polymer battery
 - Weight: 350g Max with Battery, Antenna & Belt Clip.
 - Dimensions (Hx W x D): ≤140*60*30mm (H*W*D)
 - RX Sensitivity: Analog: 0.14uV/-124dBm (12dB SINAD) @12.5kHz (Typical)
Digital: 0.16uV/-123dBm @BER5% (Typical)
 - Output R. F. Power: Adjustable up to 4 Watt
 - Frequency Stability: ±0.5 ppm (Max)
 - Audio Output: 2W
 - Digital Vocoder Type: AMBE+2™
 - Operating System: Android 10.0
 - Google Certificate: Google Mobile Services
 - Image File Type: JPEG(.jpg), GIF(.gif), PNG(.png), BMP(.bmp)
 - Video File Types:
 - 3GPP (.3gp), MPEG-4 (.mp4), QuickTime (.mov), WEBM (.webm), Windows Media (.asf,.wmv), RealMedia (.rmvb, .rm), MPEG-PS (.mpg, .mpeg), MPEG-TS (.ts), AVI (.avi), Matroska (.mkv)
 - Video Recording Quality: Front Camera: at least 1080P HD up to 30 frames per second(fps); Rear

Camera :at least 1080P HD up to 30 frames per second(fps)

- Audio File Type :
 - MP3 (.mp3), WAV (.wav), 3GPP (.3gp), MPEG-4 (.mp4,.m4a), ATDS raw AAC (.aac), MPEG-TS (.ts), FLAC (.flac), MIDI (.midi, .xmf, .mxmf), RTTTL/RTX (.rtttl, .rtx), OTA (.ota), iMelody (.imy), Ogg (.ogg), Matroska (.mka), QCELP (.qcp), RealMedia (.ra), Windows Media (.wma), AC3 (.ac3)
- Operating Temperature: -20°C~+60°C
- Dust Proof & Waterproof: also support IP66 feature.
- One (1) multi-6-way charger to be supplied.
- Fully Licensed Dispatch software for laptop scenario with the following licensed functionality:
 - Windows based software will AVL and Dispatch features.
 - Location Management.
 - Voice Dispatch.
 - Voice Path.
 - Voice Record.
 - Auto and manual poling, GPS time mark, Geo-Fencing, Track units.
 - Position log and play.
 - Voice recording and playback.
 - Export voice to MP3 Format.

LAPTOP SPECIFICATIONS

- Three (3) laptops with specifications as follows:
 - at least an Intel Corel i7, or AMD Ryzen 7 CPU,
 - 16 Gig of RAM,
 - 512 Gig M.2 Boot drive for Windows 10 installation; and
 - 1 TB SSD hard-drive space.
 - Sufficient graphic ability.
 - At least 14-inch monitor.
 - Wireless mouse and keyboard.
 - Laptop external Audio loudspeakers as well as a microphone for audio functionality.

FLATSCREEN TV

- One 55-inch HDMI enable LED Television for the display of the dispatcher software which must be wall mounted and fully installed in the control room of Elias Motsoaledi Public Safety Division.

Wi-Fi

- An independent Internet connection.
- Connection speed of at least 10 Mbps upload and 10 Mbps download speeds.
- Connection must be uncapped and unshaped for connectivity for the above specified laptops.

All monthly platform fees and License fees must be included in the total tendered price.

THE SPECIFICATIONS OF THE TENDER ARE NOT FOR A SPECIFIC MANUFACTURER BUT SPECIFICS OF WHAT THE COMMUNICATION NEEDS ARE, ARE INCLUDED AS FOLLOWS:

1. ALL PORTABLE RADIOS NEED TO BE REMOTE MONITORED, BE ABLE TO ROAM BETWEEN THE TWO REPEATERS, WITH BASIC ENCRYPTION ON ALL THE CHANNELS AS NEEDED.
2. REPEATER MAST HIRING SPACE COSTS MUST ALSO BE INCLUDED IN THE PRICE IF APPLICABLE.

PROSPECTIVE SERVICE PROVIDERS MUST HAVE A VALID AND AUTHENTIC ICASA DEALER LICENSE AND A FULLY EQUIPPED WORKSHOP FOR MAINTENANCE PURPOSES

BILL OF QUANTITY

ITEM	QTY	P/MONTH P/UNIT	TOTAL P/MONTH	TOTAL P/ANNUM	TOTAL 36 MONTHS
Dual mode Rugged PTT -VHF Radios with video stream capability with High-capacity battery and charger complete	1				
Monthly Server Subscription	1				
Vodacom subscription	1				
MTN Subscription	1				
Vehicle battery charges	1				
6-Way Multi Chargers	1				
High-capacity spare batteries	1				
Laptop speakers (10W)	1				
Desktop microphone for laptop (with mesh pop filter for sound damping)	1				
Laptop i7 at least 16 Gig RAM, 1TB SSD with Windows 10 Professional	1				
55" Wall mounted screen	1				
Dispatch software for Control Room	1				
Wi-Fi Internet 10M/10M Uncapped connection at Control Room	1				
Remote back-up of data daily for full duration of contract	1				
Repeater Mast Hiring Space	1				
Travel	1				
Sundry	1				
All tendered equipment to be insured by service provider for the duration of the tender, until assets are transferred to the Municipality	1				
SUB TOTAL					
VAT@15%					
TOTAL PRICE					

MINIMUM REQUIREMENTS

RETURNABLE TENDER DOCUMENTS MUST BE COMPILED WITH CLEAR FILES DIVIDERS IN NUMERICAL ORDER AS PER THE BELOW MINIMUM REQUIREMENTS

Minimum Qualifying Requirements / Compulsory Returnable Documents:

- 1) Fully Completed and Signed MBD Forms with a black ink (1;4; 6.1; 8 & 9)
- 2) Valid copy CK / Company registration certificate
- 3) CSD registration report **(Detailed). (NB: Not Summary).**
- 4) **Valid ICASA Dealer License.**
- 5) Any alteration on the tender document must be signed **(NB: Not Initialed).**
- 6) Every page on the tender documents must be signed **(NB: Not Initialed).**
- 7) CIPC Abridged Certificate Annual returns **(NB: applicable to entities that are were in business for more than 12 months only)**
- 8) Company Profile **(Detailing; Name of Client; Service Provided; Award Amount; Contact Person and Contact Number).**
- 9) Original Certified copies of ID's of the Director(s) **(Certification not older than 3 months before the closing date)**
- 10) Proof of Municipal rates and taxes or services charges:
 - Of the company and all of its directors not in arrears for more than 90 days or
 - Confirmation from the municipality if municipal rates and taxes are not levied (for the company and all its director(s)) as per CK/Company form of address on the registration certificate or
 - If leasing, a signed lease agreement by the lessor and the lessee and Municipal rates in the name of the lessor for both company and directors.
- 11) **In case of a Joint Venture**, Association or Consortium a formal contract agreement must be signed by both parties and be attached and the following must be adhered to:
 - a. All of the above requirements must be for the both entities.

NB: FAILURE TO MEET ANY OF THE ABOVE REQUIREMENTS WILL LEAD TO IMMEDIATE DISQUALIFICATION

FUNCTIONALITY

ITEM	DESCRIPTION	MAX POINTS
1. COMPANY CAPACITY	Authorized dealer for two-way radio communication Systems (Confirmation letter from Radio Importer as authorized radio dealer) = 20	20
2. COMPANY EXPERIENCE (Previous Contracts for supply of Two-way radios)	Previous contracts (Over R1 million) = 40 Previous contracts (R500 000.00 to R1 million) = 30 Previous contracts (Below R500 000.00) = 10 (Appointment letters / Purchase Orders and Stamped Reference letters to be attached.)	40
3. COMPANY EXPERIENCE (Years)	Years of experience in the supply and delivery of Two-Way Radio Communication <ul style="list-style-type: none"> • Above 10 Years = 10 • 3 Years to 10 Years = 05 • Below 3 Years = 02 (Certified copy of a letter from the registered importer of Two-way radios confirming the prospective service providers credentials)	10
4. TECHNICAL EXPERTISE	Workshop Technician qualifications: Engineering = Maximum 15 points One (1) x person in company with either: <ul style="list-style-type: none"> • Diploma or Higher in Electronic Engineering = 15 or 	30

	<ul style="list-style-type: none"> Certificate: Electronic Engineering = 05 <p>Communication = Maximum 15 points</p> <ul style="list-style-type: none"> One (1) x person in company with Certificate in Communication Electronics = 15 <p>(Attach C.V.'s and Certified Copies of Qualifications. Certification must not be older than 3 months)</p>	
TOTAL POINTS (MINIMUM QUALIFYING POINTS =70)		100

NB: Please note that prospective service providers that did not achieve at least 70 points will not be considered for further evaluation.

CONCLUSION

Any false information given by the Prospective Service Provider and not meeting the minimum qualifying requirement, will lead to automatic disqualification of the PSP.

The council reserves the right to either accept the whole or part of any Bid, or not to appoint at all. **Faxes or e-mail are not acceptable.**

Bidders will be required to show compliance with the New Preferential Procurement policy Framework Act of 2022.

PHASE 2: PRICE AND PREFERENTIAL POINTS ALLOCATIONS

For quotes with a Rand value up to R50 000 000, the preference point system of 80/20 will apply, where 80 points will be for **(Price)** and 20 points will be for **Specific Goals** (Black, Women, Disability & people living in rural underdeveloped areas) in terms of section 2(1)(d) of the Preferential Procurement Policy Framework Act, 2000, (Act No 5 Of 2000)

Price	=	80 Points
Specific Goals	=	20 Points
Total	=	100 Points

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Local area of Supplier	10	
<ul style="list-style-type: none"> Within the area of Elias Motsoaledi Local Municipality 	10	
<ul style="list-style-type: none"> Within the area of Sekhukhune District Municipality 	6	
<ul style="list-style-type: none"> Within the area of Limpopo Province 	4	
<ul style="list-style-type: none"> Within the Republic of South Africa 	2	
Company which is at least 51% is owned by women	10	
TOTAL POINTS	20	

COMPULSORY MUNICIPAL BID DOCUMENTATION

- a) MBD 1 : Invitation to tender
- b) MBD 4 : Declaration of interest
- c) MBD 6.1 : Preference points on terms of Preferential Procurement Regulation
- d) MBD 8 : Declaration of bidder's past supply chain management practices
- e) MBD 9 : Certificate of Independent Bid Determination

M.W MOHLALA

ACTING MUNICIPAL MANAGER

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (ELIAS MOTSOLEDI LOCAL MUNICIPALITY)

BID NUMBER:	EMLM 15/2024	CLOSING DATE:	05 APRIL 2024	CLOSING TIME:	11H00
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DESCRIPTION	SUPPLY, DELIVERY, AND INSTALLATION OF A VHF DMR DIGITAL TWO-WAY RADIO COMMUNICATION SYSTEM, WITH A FULL-SERVICE MAINTENANCE CONTRACT FOR A PERIOD OF 36 MONTHS, RENT TO OWN
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THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX
SITUATED AT (STREET ADDRESS

02 GROBLER AVENUE

GROBLERSDAL

0470

SUPPLIER INFORMATION

NAME OF BIDDER			
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POSTAL ADDRESS			
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STREET ADDRESS			
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TELEPHONE NUMBER	CODE		NUMBER	
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CELLPHONE NUMBER				
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FACSIMILE NUMBER	CODE		NUMBER	
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E-MAIL ADDRESS				
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VAT REGISTRATION NUMBER				
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TAX COMPLIANCE STATUS	TCS PIN:		OR	CSD No:	
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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
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[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
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TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE	R	
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SIGNATURE OF BIDDER		DATE		
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CAPACITY UNDER WHICH THIS BID IS SIGNED					
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BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:	BUDGET AND TREASURY	DEPARTMENT	COMMUNITY SERVICES	
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CONTACT PERSON	V MASILELA	CONTACT PERSON	C COETZEE	
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TELEPHONE NUMBER	013 262 3056	TELEPHONE NUMBER	013 262 3056	
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FACSIMILE NUMBER	013 262 2547	FACSIMILE NUMBER	013 262 2547	
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E-MAIL ADDRESS	vmasilela@emlm.gov.za	E-MAIL ADDRESS	ccoetzee@emlm.gov.za	
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**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. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, 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)? YES NO
- 3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA? YES NO
- 3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? YES NO
- 3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? YES NO
- 3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? YES NO

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.

**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:

DECLARATION OF INTEREST

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

No.	Information	Please provide detail	
3.1	Full name of bidder or his or her representative		
3.2	Identity number		
3.3	Position occupied in the company (director, trustee, shareholder ²)		
3.4	Company registration number		
3.5	Tax reference number		
3.6	VAT registration number		
Note	<i>(The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.)</i>		
3.7	Are you presently in the service of the state?	Yes	No
	If yes, please furnish particulars :		
3.7.1	Name of director		
3.7.2	Service of state organization		

3.8	Have you been in the service of the state for the past twelve months?	Yes	No
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	If yes, please furnish particulars :		
3.8.1	Name of director		
3.8.2	Service of state organization		
3.9	Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid?	Yes	No
	If yes, please furnish particulars :		
3.9.1	Name of person in the service of state		
3.9.2	Relationship		
3.10	Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid?	Yes	No
	If yes, please furnish particulars :		
3.10.1	Name of person in the service of state		
3.10.2	Relationship		
3.11	<i>Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state?</i>	Yes	No
	If yes, please furnish particulars :		
3.11.1	Name of director		
3.11.2	Service of state organization		
3.12	Is any spouse, child or parent of the company's director trustees, managers, principle shareholders or stakeholders in service of the state?	Yes	No
	If yes, please furnish particulars:		
3.12.1	Name of director		
3.12.2	Name of relative		
3.12.3	Relationship		
3.13	Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or	Yes	No

5. I, the undersigned 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.

NAME OF REPRESENTATIVE	AUTHORIZED SIGNATURE (UNDERSIGNED)
DATE	CAPACITY

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

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

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

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

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

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the **90/10** preference point system.
- b) The applicable preference point system for this tender is the **80/20** preference point system.
- c) Either the **90/10 or 80/20 preference point system** will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

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

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

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

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{Pmin}}{\mathbf{Pmin}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{Pmin}}{\mathbf{Pmin}} \right)
 \end{array}$$

Where

- Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmin = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{Pmax}}{\mathbf{Pmax}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{Pmax}}{\mathbf{Pmax}} \right)
 \end{array}$$

Where

- Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

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

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system, then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
Local area of Supplier	10	
• Within the area of Elias Motsoaledi Local Municipality	10	
• Within the area of Sekhukhune District Municipality	6	
• Within the area of Limpopo Province	4	
• Within the Republic of South Africa	2	
Company which is at least 51% is owned by women	10	
TOTAL POINTS	20	

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
- One-person business/sole propriety
- Close corporation
- Public Company
- Personal Liability Company
- (Pty) Limited
- Non-Profit Company
- State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (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 from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

.....
SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

.....

DECLARATION OF BIDDERS 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:
 - 3.1 abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - 3.2 been convicted for fraud or corruption during the past five years;
 - 3.3 willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - 3.4 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	<p>Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?</p> <p>(Companies or persons who are listed on this database were informed in writing of this restriction by the accounting officer / authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).</p> <p>The Database of Restricted Suppliers now resides on the National Treasury's website www.treasury.gov.za and can be accessed by clicking on its link at the bottom of the home page</p>	Yes	No
4.1.1	If so, furnish particulars:		
4.2	<p>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)?</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury's website www.treasury.gov.za by clicking on its link at the bottom of the home page.</p>	Yes	No
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	No
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	No
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	No
4.5.1	If so, furnish particulars:		

CERTIFICATION

I, the undersigned 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.

NAME OF REPRESENTATIVE	AUTHORIZED SIGNATURE (UNDERSIGNED)
DATE	CAPACITY

CERTIFICATE OF INDEPENDENT BID DETERMINATION

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

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

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid: **(Tender Number and Description):**

in response to the invitation for the bid made by:

NAME OF MUNICIPALITY / MUNICIPAL ENTITY

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

I certify, on behalf of (name of bidder):
NAME OF REPRESENTATIVE:

that:

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:
- 7.1 Prices;
 - 7.2 Geographical area where product or service will be rendered (market allocation);
 - 7.3 Methods, factors or formulas used to calculate prices;
 - 7.4 The intention or decision to submit or not to submit a bid;
 - 7.5 The submission of a bid which does not meet the specifications and conditions of the bid; or
 - 7.6 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.

NAME OF REPRESENTATIVE:	AUTHORIZED SIGNATURE (UNDERSIGNED):
DATE:	CAPACITY:

GENERAL CONDITIONS OF CONTRACT

The General Conditions of Contract are not included in this document and may be downloaded from the following website – www.treasury.gov.za/legislation