



public works
& infrastructure

Department:
Public Works and Infrastructure
REPUBLIC OF SOUTH AFRICA

2024/03/08

TENDER NUMBER: H23/022AI
REFERENCE NUMBER: H23/022AI

TENDER DOCUMENTATION

**PAFURI LAND PORT OF ENTRY (LPOE):
SUPPLY AND INSTALLATION OF SOLAR
PANEL AND WASTE WATER FACILITY**

PREPARED FOR

Department of Public Works
CGO Building
c/o Bosman and Madiba Streets
Pretoria
0002

PREPARED BY

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Department:
Public Works and Infrastructure
REPUBLIC OF SOUTH AFRICA

TENDER NUMBER: H23/022AI
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PAFURI LAND PORT OF ENTRY
(LPOE): SUPPLY AND
INSTALLATION OF SOLAR PANEL
AND WASTE WATER FACILITY

VOLUME 1

TENDERING PROCEDURES

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Tendering procedures**

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DPW-03 (EC): Tender Data

**Volume 2:
Returnable Documents**

PA-09 (EC): List of Returnable Documents

DPW-07 (EC): Form of Offer and Acceptance

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PA-15.1: Resolution of Board of Directors

PA-15.2: Resolution of Board of Directors (Consortia or Joint Ventures)

PA-15.3: Special Resolution of Consortia or JV's

DPW-16 (EC): Site Inspection Meeting Certificate

PA-16: Preference Points Claim for Bids

DPW-09 (EC): Particulars of Tenderer's Projects

PA-40: Declaration of Designated Group

DPW-21 (EC): Record of addendum to Tender Document

DPW-15 (EC): Schedule of Proposed Sub-Contractors

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REPUBLIC OF SOUTH AFRICA

VOLUME 1

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- T1.2 - Tender data (DWP-03 EC)

PA-04 (EC): NOTICE AND INVITATION TO TENDER

THE DEPARTMENT OF PUBLIC WORKS AND INFRASTRUCTURE INVITES TENDERS FOR:

| | |
|-----------------------|--|
| Project title: | PAFURI LAND PORT OF ENTRY: SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY |
|-----------------------|--|

| | | | |
|--------------------------|---------------|-------------------------|------------------|
| Tender no: | H23/022AI | Reference no: | H23/022AI |
| Advertising date: | 08 March 2024 | Closing date: | 03 April 2024 |
| Closing time: | 11:00 | Validity period: | 84 Calendar days |

REQUIRED CIDB GRADING

It is estimated that tenderers should have a CIDB contractor grading designation of **7 CE** or **7 EB*** or higher.

** Delete "or select tender value range select class of construction works" where only one class of construction works is applicable*

It is estimated that potentially emerging enterprises should have a CIDB contractor grading designation of **7 EP PE** or **7 EB PE*** or higher.

** Delete "or select tender value range select class of construction works PE" where only one class of construction works is applicable*

1. FUNCTIONALITY CRITERIA APPLICABLE YES NO

Note 1: Failure to meet minimum functionality score will result in the tenderer being disqualified.

| Functionality criteria ¹ : | Weighting factor: |
|--|-------------------|
| <p>9.1 HUMAN RESOURCES - KEY PERSONNEL</p> <p>The bidder must provide proof of the workforce to execute the project by attaching the following:</p> <ul style="list-style-type: none"> - CV's of Key Personnel - Certified Copies of qualifications - Trade certificates / Professional bodies from the relevant Councils (SACPCMP & ECSA) - Submit proof of registration with Department of Labour registered as a master installation electrician or installation electrician. <p>NB: SHOULD THE BIDDER SUBMITS THE KEY PERSONNEL WITH DIFFERENT CATEGORIES OF EXPERIENCE AS LISTED BELOW, THE BIDDER WILL BE AWARDED POINTS ACCORDING TO THE RELEVANT CATEGORY.</p> <p>A). FOR A BIDDER TO BE ALLOCATED 5 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:</p> <p>i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 10 years experience (post registration).</p> <p>ii) Site Agent with National Diploma or higher in Built Environment qualification,</p> | 30 |

¹The points allocated to each functionality criterion should not be generic but should be determined separately for each tender on a case by case basis.

Any reference to words "Bid" or "Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

with more than 10 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification, must be registered with SACPCMP as a professional with more than 10 years experience.

iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as a professional engineer/ technologist with more than 10 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with the Department of Labour as a master installation electrician or installation electrician with more than 10 years experience.

B). FOR A BIDDER TO BE ALLOCATED 4 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:

i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 8 years up to 10 years experience (post registration).

ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 8 years up to 10 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification, must be registered with SACPCMP as a professional with more than 8 years up to 10 years experience.

iv) Civil Engineer/ Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as a professional engineer/technologist with more than 8 years up to 10 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with the Department of Labour as a master installation electrician or installation electrician with more than 8 years up to 10 years experience.

C). FOR A BIDDER TO BE ALLOCATED 3 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:

i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 6 years up to 8 years experience (post registration).

ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 6 years up to 8 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification, must be registered with SACPCMP as a professional with more than 6 years up to 8 years experience.

iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as professional engineer/technologist with more than 6 years up to 8 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with Department of Labour as a master installation electrician or installation electrician with more than 6 years up to 8 years

experience.

D). FOR A BIDDER TO BE ALLOCATED 2 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:

i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 4 years up to 6 years experience (post registration).

ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 4 years up to 6 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification , must be registered with SACPCMP as a professional with more than 4 years up to 6 years experience.

iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA with more than 4 years up to 6 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with Department of Labour as a master installation electrician or installation electrician with more than 4 years up to 6 years experience.

E). FOR A BIDDER TO BE ALLOCATED 1 POINTS, THE BIDDER MUST HAVE THE FOLLOWING:

i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 1 year up to 4 years experience (post registration).

ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 1 year up to 4 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification , must be registered with SACPCMP as a professional with more than 1 year up to 4 years experience.

iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as professional engineer/ technologist with more than 1 year up to 4 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with Department of Labour as a master installation electrician or installation electrician with more than 1 year up to 4 years experience.

F). IF THE BIDDER SUBMITTED THE KEY PERSONNEL OF UP TO ONE YEAR EXPERIENCE, THE BIDDER WILL BE SCORED ZERO (0) POINT AND IF THERE IS ONE KEY PERSONNEL NOT SUBMITTED AS INDICATED ON (A - E) ABOVE, THE BIDDER WILL ALSO BE SCORED ZERO (0) POINT.

| | |
|---|-----------|
| <p>9.2 RELEVANT EXPERIENCE OF THE COMPANY ON SOLAR PROJECTS</p> <p>Bidders to provide and submit a list of comparable projects (solar panel installation minimum of 200KVA AC) with contactable references for projects of a similar nature that they're currently engaged in and or completed during the past 10 years.</p> <p>NB: Projects to be completed in DPW - 09 (EC) form</p> <p>For completed projects bidders to submit together with the tender document, completion certificates, reference letters on Principal agent/Client letterheads which indicates the project value and the work executed.</p> <p>For current projects bidders to submit together with the tender document, letters of appointments.</p> <p>i) Five or more current/ successfully completed comparable projects = 5 points ii) Four current / successfully completed comparable projects = 4 points iii) Three current / successfully completed comparable projects = 3 points iv) Two current / successfully completed comparable projects = 2 points v) One current / successfully completed comparable project = 1 point</p> <p>NO information submitted = 0 point</p> | <p>25</p> |
| <p>9.3 RELEVANT EXPERIENCE OF THE COMPANY ON WASTE WATER TREATMENT PLANT CONSTRUCTION PROJECTS</p> <p>Bidders to provide and submit a list of comparable projects (Wastewater Treatment Plant Construction) with contactable references for projects of a similar nature that they're currently engaged in and or completed during the past 10 years.</p> <p>NB: Projects to be completed in DPW- 09 (EC) form</p> <p>For completed projects bidders to submit together with the tender document, completion certificates, reference letters on Principal agent/Client letterheads which indicates the project value and the work executed.</p> <p>For current projects bidders to submit together with the tender document, letters of appointments.</p> <p>i) Five or more current/ successfully completed comparable projects = 5 points ii) Four current / successfully completed comparable projects = 4 points iii) Three current / successfully completed comparable projects = 3 points iv) Two current / successfully completed comparable projects = 2 points v) One current / successfully completed comparable project = 1 point</p> <p>NO information submitted = 0 point</p> | <p>25</p> |
| <p>9.4 BANK RATING</p> <p>The bidder to provide and submit an original bank stamped rating letter or certified copy of such a letter which is not older than 3 months on the closing date of the tender.</p> <p>i) Bank rating of A = 5 points ii) Bank rating of B = 4 points iii) Bank rating of C = 3 points iv) Bank rating of D = 2 points v) Bank rating of E = 1 point</p> <p>No stamped bank letter with rating provided will be scored = 0 point</p> | <p>10</p> |

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

| | |
|---|--------------------------|
| <p>9.5 PLANT AND EQUIPMENTS</p> <p>The bidders to provide evidence of plant, tools, machinery, utility vehicles owned or to be hired/rented in order to carry out project</p> <p>Bidders to complete and sign the Annexure A for the plant, tools, machinery, utility vehicles and equipment.</p> <p>Bidders to submit proof of equipments and hand tools owned or to be rented/hired from suppliers. Copies of vehicles registrations must be submitted or agreement. Agreement between the bidder and supplier for rentals/hired items must be submitted. (You're required to submit your firm's asset register or agreement between bidder and supplier for rentals)</p> <p>i. Plants ii. Equipment iii. Utility vehicles iv. Machinery v. Hand tools</p> <p>1. Information submitted for all five (5) items listed above = 5 points 2. Information submitted for any four (4) items listed above = 4 points 3. Information submitted for any three (3) items listed above = 3 points 4. Information submitted for any two (2) items listed above = 2 points 5. Information submitted for any one (1) item listed above = 1 point</p> <p>No information submitted = 0 point</p> | <p>10</p> |
| | |
| | |
| | |
| | |
| | |
| <p>Total</p> | <p>100 Points</p> |

(Weights for functionality must add up to 100. Weightings will be multiplied by the scores allocated during the evaluation process to arrive at the total functionality points)

| | |
|--|-----------|
| <p>Minimum functionality score to qualify for further evaluation:</p> | <p>60</p> |
|--|-----------|

(Total minimum qualifying score for functionality is 50 Percent, any deviation below or above the 50 Percent, provide motivation below)

Land Port of Entry are classified as a National Key Points therefore a service provider to be appointed must be of high quality standard in terms of performance and service delivery within the specified scope , time, cost and quality. The installation of the solar panel is a specialized field.

2. THE FOLLOWING EVALUATION METHOD FOR RESPONSIVE BIDS WILL BE APPLICABLE:

| | |
|---|---|
| <input type="checkbox"/> Method 1 (Financial offer) | <input checked="" type="checkbox"/> Method 2 (Financial and Preference offer) |
|---|---|

3.1. Indicate which preference points scoring system is applicable for this bid:

| | | |
|---|---|--|
| <input type="checkbox"/> 80/20 Preference points scoring system | <input type="checkbox"/> 90/10 Preference points scoring system | <input checked="" type="checkbox"/> Either 80/20 or 90/10 Preference points scoring system |
|---|---|--|

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

4. RESPONSIVENESS CRITERIA

- 4.1. Indicate substantive responsiveness criteria applicable for this tender. Failure to comply with the criteria stated hereunder **shall** result in the tender offer being disqualified from further consideration:

| | | |
|----|-------------------------------------|--|
| 1 | <input checked="" type="checkbox"/> | Only those tenderers who satisfy the eligibility criteria stated in the Tender Data may submit tenders. |
| 2 | <input checked="" type="checkbox"/> | Tender offer must be properly received on the tender closing date and time specified on the invitation, completed either electronically (if issued in electronic format), or by writing legibly in non-erasable ink. (All as per Standard Conditions of Tender). |
| 3 | <input checked="" type="checkbox"/> | Use of correction fluid is prohibited. |
| 4 | <input checked="" type="checkbox"/> | Submission of a signed bid offer as per the DPW-07 (EC). |
| 5 | <input type="checkbox"/> | Submission of DPW-09 (EC): Particulars of Tenderer's Projects. |
| 6 | <input type="checkbox"/> | Bidders must comply with DPW-21 (EC): Record of Addenda to tender documents, if any. |
| 7 | <input type="checkbox"/> | Submission of DPW-16 signed by the authorised official and completion of bid briefing attendance register. |
| 8 | <input type="checkbox"/> | The tenderer shall submit his fully priced Bills of Quantities / Lump Sum Document (complete document inclusive of all parts) together with his tender. |
| 9 | <input type="checkbox"/> | The tenderer shall submit his fully priced and completed sectional summary- and final summary pages with the tender. |
| 10 | <input checked="" type="checkbox"/> | Bidders should submit with their tender document the proof that they have active CIDB grading designated of 7CE or 7EB or higher at the closing date of the tender. In case of a JV , the Tenderer must submit a consolidated certificate of 7CE or 7EB or higher. |
| 11 | <input checked="" type="checkbox"/> | Attendance of compulsory briefing meeting and signing of the attendance register. Service Providers to familiarize themselves with the conditions of the site and the distance/road conditions to and from the site. This will enable them to submit a more realistic offer (tender) amount, therefore the clarification meeting is declared compulsory. |
| 12 | <input type="checkbox"/> | Specify other responsiveness criteria |
| 13 | <input type="checkbox"/> | Specify other responsiveness criteria |
| 14 | <input type="checkbox"/> | Specify other responsiveness criteria |
| 15 | <input type="checkbox"/> | Specify other responsiveness criteria |

- 4.2. Indicate administrative requirements applicable for this tender. Tenderers may be required to submit the below documents where applicable.

The Employer reserves the right to request further information regarding the undermentioned criteria. Failing to submit further clarification and/or documentation within seven (7) calendar days from request or as specifically indicated, will disqualify the tender offer from further consideration.

| | | |
|----|-------------------------------------|--|
| 1 | <input checked="" type="checkbox"/> | Any correction to be initialled by the person authorised to sign the tender documentation as per PA 15.1 or PA 15.2 resolution of board/s of directors / or PA15.3 Special Resolution of Consortia or JV's. |
| 2 | <input checked="" type="checkbox"/> | Submission of applicable (PA-15.1, PA-15.2, PA-15.3): Resolution by the legal entity, or consortium / joint venture, authorising a dedicated person(s) to sign documents on behalf of the firm / consortium / joint venture. |
| 3 | <input checked="" type="checkbox"/> | All parts of tender documents submitted must be fully completed in ink and signed where required. |
| 4 | <input checked="" type="checkbox"/> | Submission of (PA-11): Bidder's disclosure |
| 5 | <input checked="" type="checkbox"/> | Submission of PA-16.1 (EC): Ownership Particulars |
| 6 | <input checked="" type="checkbox"/> | Submission of documentation relating to risk assessment criteria as contained in C 2.1 of DPW-03 Tender Data. |
| 7 | <input checked="" type="checkbox"/> | Submission of (PA 40): Declaration of Designated Groups. |
| 8 | <input checked="" type="checkbox"/> | Submission of proof of Registration on National Treasury's Central Supplier Database (CSD). Insert the Supplier Registration Number on the form of offer, including proposed sub-contractors if any |
| 9 | <input checked="" type="checkbox"/> | Data provided by the tenderer in Part 2 of DPW-04 Contract Data (JBCC 2018) or DPW-05 Contract Data (GCC 2015) whichever applicable to be fully completed. |
| 10 | <input checked="" type="checkbox"/> | The tenderer shall submit his fully priced Bills of Quantities (complete document inclusive of all parts) within 14 calendar days from request. |
| 11 | <input checked="" type="checkbox"/> | Upon request, submission of fingerprints obtainable from local SAPS including any other additional documentation and information required for vetting purposes. |
| 12 | <input type="checkbox"/> | Upon request, submission of a fully completed security clearance application form with supporting documentation and information as required. The security clearance form will be provided by the Employer for projects requiring a security clearance. |
| 13 | <input checked="" type="checkbox"/> | Submission of DPW- 09 (EC): Particulars of Tenderer's Projects |
| 14 | <input checked="" type="checkbox"/> | Bidders must comply with DPW-21 (EC): Record of Addenda to tender documents, if any |
| 15 | <input checked="" type="checkbox"/> | Submission of DPW-16 signed (Site inspection meeting certificate) by the authorised official and completion of bid briefing attendance register. |
| 16 | <input type="checkbox"/> | Specify other responsiveness criteria |
| 17 | <input type="checkbox"/> | Specify other responsiveness criteria |
| 18 | <input type="checkbox"/> | Specify other responsiveness criteria |

4.3. Indicate administrative requirements applicable for specific goals, Tenderers will not be required to submit the below document if not provided in the original tender proposals, Failure to comply with the criteria stated hereunder shall result in the tenderer not allocated points for specific goals.

| | | |
|---|-------------------------------------|--|
| 1 | <input checked="" type="checkbox"/> | Submission of (PA-16): Preference Points Claim Form in terms of the Preferential Procurement Regulations 2022 |
| 2 | <input checked="" type="checkbox"/> | A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Certificate issued by a SANAS accredited service provider |

5. METHOD TO BE USED TO CALCULATE POINTS FOR SPECIFIC GOALS:

| | |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | <u>5.1. For procurement transaction with rand value greater than R1 Million and up to R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 1 below are applicable.</u> |
| | <u>Table 1</u> |

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

| Serial No | Specific Goals | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim |
|-----------|---|---------------------------------------|---|
| 1. | An EME or QSE which is at least 51% owned by black people (Mandatory) | 10 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE or any entity which is at least 51% owned by black women (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 4. | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
| 5. | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |

8.2. For procurement transaction with rand value greater than R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 2 below are applicable.

☒ **NB. The use of one of goal numbers' 4 or 5 is mandatory. The BSC must select either one of the two, but not both.**

Table 2

| Serial No | Specific Goals | Preference Points Allocated out of 10 | Documentation to be submitted by bidders to validate their claim |
|-----------------------------|---|---------------------------------------|--|
| 1. | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE or any entity which is at least 51% owned by black women (mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 4. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <p>National Council for Persons with</p> |

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| | | | | |
|----|-------------------------------------|--|---|---|
| | OR | | | Physical Disability in South Africa registration (NCPDPSA). |
| 5. | <input checked="" type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |

Black people mean Africans, Coloureds and Indians, who - (a) are citizens of the Republic of South Africa by birth or descent; or (b) became citizens of the Republic of South Africa by naturalisation - (i) before 27 April 1994; or (ii) on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalisation prior to that date. (BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT No 25899, 2003 of 9 JANUARY 2004).

6. BID EVALUATION METHOD

This bid will be evaluated according to the preferential procurement model in the PPPFA: (Tick applicable preference point scoring system)

| | | |
|--|--|---|
| <input type="checkbox"/> 80/20 Preference points scoring system | <input type="checkbox"/> 90/10 Preference points scoring system | <input checked="" type="checkbox"/> Either 80/20 or 90/10 Preference points scoring system |
|--|--|---|

In case where below/above R 50 000 000 is selected, the lowest acceptable tender will be used to determine the applicable preference point system.

7. ELIGIBILITY IN RESPECT OF RISK TO THE EMPLOYER:

Standard risk management assessment criteria in respect of tenders received for routine projects in the engineering and construction works environments:

Tender offers will be evaluated by an Evaluation Committee based on the technical and commercial risk criteria listed hereunder. Each criterion carries the same weight / importance and will be evaluated individually based on reports presented to the Bid Evaluation Committee by the Professional Team appointed on the project. A tender offer will be declared non-responsive and removed from any further evaluation if any one criterion is found to present an unacceptable risk to the Employer.

In order for the evaluation reports to be prepared by the Professional Team, the Tenderer is obliged to provide comprehensive information on form DPW-09 (EC). Failure to complete the said form will cause the tender to be declared non-responsive and removed from any further consideration. The Employer reserves the right to request additional information over and above that which is provided by the Tenderer on said form. The information must be provided by the Tenderer within the stipulated time as determined by the Bid Evaluation Committee, failing which the tender offer will *mutatis mutandis* be declared non-responsive.

7.1 Technical risks:

Criterion 1: Experience on comparable projects during the past 10 years.

The tendering Service Provider's experience on comparable projects during the past 10 years. The number of current and previous comparable projects performed by the Tenderer as per the evaluation report prepared by the Consultant Team, based on its research and inspection of a representative sample of the Tenderer's current and previous work as reflected on form DPW-09 (EC), as well as, if necessary, of any additional work executed by the Tenderer, not reflected on form DPW-09 (EC). Failing to provide contactable references will result in the tender offer will be *mutatis mutandis* declared non-responsive.

Aspects to be regarded as "comparable" includes (but may be extended according to circumstances): size of projects (measured against monetary value or other project quantifying parameters), nature of projects (building, engineering, high/low rise, etc.), locality/area of execution (site-specific influences, knowledge of local conditions, etc.), complexity of project, projects for similar client department irrespective of end purpose of buildings/facilities created or in progress of being created and time scales of projects (normal, fast track, etc.) and stage of its/their development.

Criterion 2: Contractual commitment and quality of performance on comparable projects during the past 10 years.

Adherence to contractual commitments and quality of performance of comparable current and previous projects performed by the Tenderer during the past 10 years as per the evaluation report prepared by the Consultant Team, based on its research and inspection of a representative sample of the Tenderer's current and previous work as reflected on form DPW-09 (EC), as well as, if necessary, of any additional work executed by the Tenderer, not reflected on form DPW-09 (EC). Failing to provide contactable references will result in the tender offer be *mutatis mutandis* declared non-responsive.

Aspects to be considered include, but are not limited to the following:

1. The level of progress on current projects in relation to the project programme or, if such is not available/applicable, to the contractual construction period in general;
2. The degree to which previous projects have been completed within the contractual completion periods and/or extensions thereto, and the extend of penalties imposed;
3. Project performance: time management & programming of works, timeous ordering of materials and appointment of subcontractors;
4. Financial management: payment to suppliers and cash flow problems;
5. Quality of workmanship: extent of reworks and timeous attention to remedial works;
6. Personnel resources: suitably qualified and experienced, turnover in site staff and labour force, specifically site manager and foreman;
7. Personnel management: extent of labour disputes and ability to resolving labour disputes amicably;
8. Sub-contractors: extent of turnover in subcontractors, general liaison and payment problems experienced;
9. Contract administration: contractual aspects such as complying to laws and regulations, insurances, security, submission of required documentation timeously, reaction to written contract instructions, appointments of subcontractors, etc. as can generally be expected in standard/normal conditions of contract.
10. Health & Safety: adherence to regulations and compliance, and number of transgressions & serious incidents.
11. Plant & equipment: sufficient resources on site and in time.
12. Delays: extent of causing delays, submission of claims timeously, and abuse of or exaggerated delay claims.
13. Final account: extent to which the contractor assisted in finalising the final account.

Criterion 3: Suitably qualified and appropriately experienced human resources

Allocation of suitably qualified and appropriately experienced human resources, both in respect of principals and/or other staff (contract manager, site agent, site foreman including other professional, technical and/or administrative) of the tendering Service Provider to the project, as proof that the tendering Service Provider will be able to react/respond appropriately to the Services required herein. The Company Organogram with CV's and certified ID's of all principals and employed workforce as well as proof of Professional Registration will be verified. Current and future workload of the tenderer in relation to capacity and capability will also be considered. The tenderer should demonstrate that he or she possesses the necessary professional and technical qualifications and -competence in relation to the scope of work and work to be undertaken.

Criterion 4: Attendance of compulsory bid clarification meeting, if applicable

If applicable, submission of confirmation of DPW-16.1 (PSB) attendance of compulsory bid clarification meeting or proof of attending the compulsory virtual meeting by a suitably qualified and experienced representative of the tenderer in terms of PA-04 (EC): Notice and Invitation to Tender.

7.2 Commercial risks:

The financial viability assessment evaluates the risk over the life of the construction period, as to whether the tenderer will be able to deliver the goods and services which are specified in the contract and / or be able to fulfil guarantees or warranties provided for in the contract in order to complete the project successfully for the amount tendered.

Aspects to be considered include but are not limited to, the respective rates tendered, bank rating, financial capability and capacity whether the tenderer has or has access to sufficient financial resources to deliver the goods or services described in the tender documentation (including fulfilling any guarantees or warranty claims), whether the tenderer is not subject to any current or impending legal action (either formal proceedings or notification of legal action) which could impact on the financial standing of the tenderer or the delivery of the goods or services, financial report from auditors as proof of current liquidity, and company or any parent company or investor guarantee/s and financial statements.

8. CONTRACT PARTICIPATION GOAL TARGETS AND CIDB B.U.I.L.D. PROGRAMME

The contractor shall achieve in the performance of the contract the following Contract Participation Goals (CPGs) as described in PG-01.2 (EC): Scope of Work and PG-02.2 (EC): Pricing Assumptions and in accordance with the feasibility study, which forms part of the specifications in the CPG Section of the Specification of this contract.

| | | |
|-----|---|-------------------|
| (a) | Minimum Targeted Local Manufacturers of Material Contract Participation Goal, in accordance with the cidb Standard for Contract Participation Goals for Targeting Enterprises and Labour through Construction Works Contracts as published in the Government Gazette Notice No. 41237 of 10 November 2017, as amended in cidb Best Practice Project Assessment Scheme Notice No. 43726 of 18 September 2020 – Condition of Contract. | Applicable |
| (b) | Minimum Targeted Local Building Material Suppliers Contract Participation Goal in accordance with the cidb Standard for Contract Participation Goals for Targeting Enterprises and Labour through Construction Works Contracts as published in the Government Gazette Notice No. 41237 of 10 November 2017, as amended in cidb Best Practice Project Assessment Scheme Notice No. 43726 of 18 September 2020 – Condition of Contract. | Applicable |
| (c) | Minimum Targeted Local Labour Skills Development Contract Participation Goal in accordance with the cidb Standard for Contract Participation Goals for Targeting Enterprises and Labour through Construction Works Contracts as published in the Government Gazette Notice No. 41237 of 10 November 2017, as amended in cidb Best Practice Project Assessment Scheme Notice No. 43726 of 18 September 2020 – Condition of Contract. | Applicable |
| (d) | cidb BUILD Programme: Minimum Targeted Enterprise Development Contract Participation Goal in accordance with the cidb Standard for Indirect Targeting for Enterprise Development through Construction Works Contracts, No 36190 Government Gazette, 25 February 2013, as amended in cidb Best Practice Project Assessment Scheme Notice No. 43726 of 18 September 2020 – Condition of Contract. | Applicable |
| (e) | cidb BUILD Programme: Minimum Targeted Local Labour Skills Development Contract Participation Goal in accordance with the cidb Standard for Contract Participation Goals for Targeting Enterprises and Labour through Construction Works Contracts as published in the Government Gazette Notice No. 48491 of 28 April 2023 and the cidb Best Practice Project Assessment Scheme Notice No. 43726 of 18 September 2020 – Condition of Contract.– Condition of Contract | Applicable |
| (f) | DPWI National Youth Service training and development programme (NYS) – Condition of Contract. | Applicable |
| (g) | Labour Intensive Works – Condition of Contract. | Applicable |
| (h) | | Select |
| (i) | | Select |

9. COLLECTION OF TENDER DOCUMENTS

Bid documents are available for free download on e-Tender portal www.etenders.gov.za

Any reference to words "Bid" or Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

- Alternatively; Bid documents may be collected during working hours at the following address
Department of Public Works Central Government Offices at Corner Bosman and Madiba Street Pretoria. A non-refundable bid deposit of **R 700.00** is payable (cash only) on collection of the bid documents.

10. SITE INSPECTION MEETING

A pre-tender site inspection meeting will **be** held in respect of this tender.
 Attendance of said pre- tender site inspection meeting is **compulsory**

The particulars for said pre- tender site inspection meeting or virtual bid clarification / site inspection meeting, are:

| | | | |
|------------------------------|--|-----------------------|-------|
| Venue: | Pafuri border post main entrance gate. Bidders to take note that Pafuri border post is a border post bordering RSA and Mozambique and is located inside the Kruger National Park at Limpopo Province. | | |
| Virtual meeting link: | N/A | | |
| Date: | Tuesday 19 March 2024 | Starting time: | 11:00 |

11. ENQUIRIES

11.1. Technical enquiries may be addressed to:

| | | | |
|-----------------------------|-----------------------------|----------------------|--------------|
| DPWI Project Manager | GK Lukhele | Telephone no: | 012 406 1124 |
| Cellular phone no | 082 957 4451 | Fax no: | N/A |
| E-mail | Goodwill.lukhele@dpw.gov.za | | |

11.2. SCM enquiries may be addressed to:

| | | | |
|--------------------------|--------------------------|----------------------|--------------|
| SCM Official | Saziso Ndlovu | Telephone no: | 012 406 1847 |
| Cellular phone no | 072 738 1452 | Fax no: | N/A |
| E-mail | Saziso.ndlovu@dpw.gov.za | | |

12. DEPOSIT / RETURN OF TENDER DOCUMENTS

Telegraphic, telephonic, telex, facsimile, electronic and / or late tenders will not be accepted.

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

All tenders must be completed in non-erasable ink and submitted on the official forms – (forms not to be re-typed).

| | | |
|---|------------------|---|
| <p>Tender documents may be posted to:</p> <p>The Director-General Department of Public Works and Infrastructure Private Bag X 65 Pretoria 0001</p> <p>Attention: Procurement section: Room 121 first floor</p> | <p>OR</p> | <p>Deposited in the tender box at:</p> <p>Department of Public Works, Corner Bosman & Madiba Street Central Government Offices Corner Bosman and Madiba Street Pretoria Room 121</p> |
|---|------------------|---|

DPW-03 (EC): TENDER DATA

| | |
|-----------------------|--|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY |
| Reference no: | H23/022AI |

| | | | |
|-------------------------------|-----------|-------------------------|-----------------------------|
| Tender / Quotation no: | H23/022AI | Closing date: | 03 April 2024 |
| Closing time: | 11:00 | Validity period: | 12 Weeks (84 Calender days) |

| | |
|-----------------------|---|
| Clause number: | |
| | <p>The conditions of tender are the Standard Conditions of Tender as contained in Annex C of the CIDB Standard for Uniformity in Construction Procurement as per Government Notice No. 423 published in Government Gazette No. 42622 of 8 August 2019 and as amended from time to time. (see www.cidb.org.za).</p> <p>The Standard Conditions of Tender make several references to the Tender Data for details that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the Standard Conditions of Tender.</p> <p>Each item of data given below is cross-referenced to the clause marked "C" in the above-mentioned Standard Conditions of Tender.</p> |
| C.1.1 | The employer is the Government of the Republic of South Africa in its Department of Public Works and Infrastructure. |
| C.1.2 | <p>For this contract the three volume approach is adopted.</p> <p>This procurement document has been formatted and compiled under the headings as contained in the CIDB's "Standard for Uniformity in Construction Procurement."</p> <p>The three volume procurement document issued by the employer comprises the following:</p> <p>Volume 1: Tendering procedures T1.1 - Notice and invitation to tender (PA-04 EC) T1.2 – Tender data (DPW-03 EC)</p> <p>Volume 2: Returnable documents T2.1 – List of returnable documents (PA-09 EC) C1.1 – Form of offer and acceptance (DPW-07 EC) C1.2 – Contract Data T2.2 – Returnable schedules</p> <p>Volume 3: Contract Part C1: Agreement and contract data C1.2 – Contract data (Part 1: Data provided by employer) (DPW-04 EC or DPW-05 EC) C1.3 – Form of guarantee (DPW-10.1 EC / DPW-10.3EC or DPW-10.2 EC/DPW-10.4 EC)</p> <p>Part C2: Pricing data C2.1 – Pricing Assumptions (PG-02.2 EC or PG-02.1EC) C2.2 – Bills of Quantities / Lump sum document (if not a returnable document)</p> <p>Part C3: Scope of work C3 – Scope of work (PG-01.2 EC or PG-01.1EC)</p> <p>Part C4: Site information C4 – Site information (PG-03.2 EC or PG03.1EC)</p> |

Tender no: H23/022AI

| | | | | | | | | | | | | | |
|---------------------------------------|---|-------|--|-----------|--------------------------------|----------|---|------|---------------------|------|------------|---------|---------------------------|
| <p>C.1.4</p> | <p>The Employer's agent is:</p> <table border="1"> <tr> <td data-bbox="245 347 502 421">Name:</td> <td data-bbox="502 347 1414 421">Pienaar & Erwee Engineers (Pty) Ltd</td> </tr> <tr> <td data-bbox="245 421 502 495">Capacity:</td> <td data-bbox="502 421 1414 495">Private Project Manager</td> </tr> <tr> <td data-bbox="245 495 502 629">Address:</td> <td data-bbox="502 495 1414 629">3 Neethling Street Bendor Polokwane 0699</td> </tr> <tr> <td data-bbox="245 629 502 703">Tel:</td> <td data-bbox="502 629 1414 703">082 809 4860</td> </tr> <tr> <td data-bbox="245 703 502 777">Fax:</td> <td data-bbox="502 703 1414 777">N/A</td> </tr> <tr> <td data-bbox="245 777 502 851">E-mail:</td> <td data-bbox="502 777 1414 851">admin@pevpbg.co.za</td> </tr> </table> | Name: | Pienaar & Erwee Engineers (Pty) Ltd | Capacity: | Private Project Manager | Address: | 3 Neethling Street Bendor Polokwane 0699 | Tel: | 082 809 4860 | Fax: | N/A | E-mail: | admin@pevpbg.co.za |
| Name: | Pienaar & Erwee Engineers (Pty) Ltd | | | | | | | | | | | | |
| Capacity: | Private Project Manager | | | | | | | | | | | | |
| Address: | 3 Neethling Street Bendor Polokwane 0699 | | | | | | | | | | | | |
| Tel: | 082 809 4860 | | | | | | | | | | | | |
| Fax: | N/A | | | | | | | | | | | | |
| E-mail: | admin@pevpbg.co.za | | | | | | | | | | | | |
| <p>C.2.1 C.3.11</p> | <p>C. ELIGIBILITY IN RESPECT OF CIDB REGISTRATION:</p> <p>The following tenderers who are registered with the CIDB, or are *capable of being so registered prior to the evaluation of submissions, are eligible to have their tenders evaluated (* tenderers who are capable of being so registered, or who have applied for registration but have not yet received confirmation of such registration, must provide, <u>with this tender</u>, acceptable documentary proof thereof):</p> <ol style="list-style-type: none"> contractors who have a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25 (7A) of the Construction Industry Development Regulations, for a 7 EP class of construction work; and contractors registered as potentially emerging enterprises with the CIDB who are registered in one contractor grading designation lower than that required in terms of a) above: select <p>Joint ventures are eligible to submit tenders provided that:</p> <ol style="list-style-type: none"> every member of the joint venture is registered with the CIDB; the lead partner has a contractor grading designation in the 6 EP class of construction work; and the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) or 25 (7A) of the Construction Industry Development Regulations for a 7 EP class of construction work <p>A contract will be entered into with a tenderer who has in his employ management and supervisory staff satisfying the requirements of the scope of work for labour intensive competencies for supervisory and management staff: select</p> | | | | | | | | | | | | |

Tender no: H23/022AI

C. FUNCTIONALITY WEIGHTING APPLICABLE TO THIS BID:

Note: Failure to meet minimum functionality score will result in the tenderer being disqualified.

| Functionality Criteria | Weighting Factor |
|---|-------------------------|
| <p>9.1 HUMAN RESOURCES - KEY PERSONNEL</p> <p>The bidder must provide proof of the workforce to execute the project by attaching the following:</p> <ul style="list-style-type: none"> - CV's of Key Personnel - Certified Copies of qualifications - Trade certificates / Professional bodies from the relevant Councils (SACPCMP & ECSA) - Submit proof of registration with Department of Labour registered as a master installation electrician or installation electrician. <p>NB: SHOULD THE BIDDER SUBMITS THE KEY PERSONNEL WITH DIFFERENT CATEGORIES OF EXPERIENCE AS LISTED BELOW, THE BIDDER WILL BE AWARDED POINTS ACCORDING TO THE RELEVANT CATEGORY.</p> <p>A). FOR A BIDDER TO BE ALLOCATED 5 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:</p> <ul style="list-style-type: none"> i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 10 years experience (post registration). ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 10 years experience (post qualification). iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification, must be registered with SACPCMP as a professional with more than 10 years experience. iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as a professional engineer/ technologist with more than 10 years experience. v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with the Department of Labour as a master installation electrician or installation electrician with more than 10 years experience. <p>B). FOR A BIDDER TO BE ALLOCATED 4 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:</p> <ul style="list-style-type: none"> i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 8 years up to 10 years experience (post registration). ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 8 years up to 10 years experience (post qualification). | <p>30</p> |

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification, must be registered with SACPCMP as a professional with more than 8 years up to 10 years experience.

iv) Civil Engineer/ Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as a professional engineer/technologist with more than 8 years up to 10 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with the Department of Labour as a master installation electrician or installation electrician with more than 8 years up to 10 years experience.

C). FOR A BIDDER TO BE ALLOCATED 3 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:

i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 6 years up to 8 years experience (post registration).

ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 6 years up to 8 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification , must be registered with SACPCMP as a professional with more than 6 years up to 8 years experience.

iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as professional engineer/technologist with more than 6 years up to 8 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with Department of Labour as a master installation electrician or installation electrician with more than 6 years up to 8 years experience.

D). FOR A BIDDER TO BE ALLOCATED 2 POINTS, THE BIDDER MUST HAVE ALL THE FOLLOWING:

i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 4 years up to 6 years experience (post registration).

ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 4 years up to 6 years experience (post qualification).

iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification , must be registered with SACPCMP as a professional with more than 4 years up to 6 years experience.

iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA with more than 4 years up to 6 years experience.

v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with Department of Labour as a master installation electrician or installation electrician with more than 4

| | |
|---|------------------|
| <p>years up to 6 years experience.</p> <p>E). FOR A BIDDER TO BE ALLOCATED 1 POINTS, THE BIDDER MUST HAVE THE FOLLOWING:</p> <p>i) Contract Manager - B Tech or higher in Built Environment qualification, registration as Professional Construction Project Manager with SACPCMP with more than 1 year up to 4 years experience (post registration).</p> <p>ii) Site Agent with National Diploma or higher in Built Environment qualification, with more than 1 year up to 4 years experience (post qualification).</p> <p>iii) Health and Safety Officer with National Diploma or higher in Built Environment qualification , must be registered with SACPCMP as a professional with more than 1 year up to 4 years experience.</p> <p>iv) Civil Engineer / Technologist with National Diploma or higher in Built Environment qualification and must be registered with ECSA as professional engineer/ technologist with more than 1 year up to 4 years experience.</p> <p>v) Electrical Technician with National Diploma or higher in Built Environment qualification, registration with Department of Labour as a master installation electrician or installation electrician with more than 1 year up to 4 years experience.</p> <p>F). IF THE BIDDER SUBMITTED THE KEY PERSONNEL OF UP TO ONE YEAR EXPERIENCE, THE BIDDER WILL BE SCORED ZERO (0) POINT AND IF THERE IS ONE KEY PERSONNEL NOT SUBMITTED AS INDICATED ON (A - E) ABOVE, THE BIDDER WILL ALSO BE SCORED ZERO (0) POINT.</p> | |
| <p>9.2 RELEVANT EXPERIENCE OF THE COMPANY ON SOLAR PROJECTS</p> <p>Bidders to provide and submit a list of comparable projects (solar panel installation minimum of 200KVA AC) with contactable references for projects of a similar nature that they're currently engaged in and or completed during the past 10 years.</p> <p>NB: Projects to be completed in DPW - 09 (EC) form</p> <p>For completed projects bidders to submit together with the tender document, completion certificates, reference letters on Principal agent/Client letterheads which indicates the project value and the work executed.</p> <p>For current projects bidders to submit together with the tender document, letters of appointments.</p> <p>i) Five or more current/ succesfully completed comparable projects = 5 points ii) Four current / succesfully completed comparable projects = 4 points iii) Three current / succesfully completed comparable projects = 3 points iv) Two current / succesfully completed comparable projects = 2 points v) One current / succesfully completed comparable project = 1 point</p> <p>NO information submitted = 0 point</p> | <p>25</p> |

| | |
|--|------------------|
| <p>9.3 RELEVANT EXPERIENCE OF THE COMPANY ON WASTE WATER TREATMENT PLANT CONSTRUCTION PROJECTS</p> <p>Bidders to provide and submit a list of comparable projects (Wastewater Treatment Plant Construction) with contactable references for projects of a similar nature that they're currently engaged in and or completed during the past 10 years.</p> <p>NB: Projects to be completed in DPW- 09 (EC) form</p> <p>For completed projects bidders to submit together with the tender document, completion certificates, reference letters on Principal agent/Client letterheads which indicates the project value and the work executed.</p> <p>For current projects bidders to submit together with the tender document, letters of appointments.</p> <p>i) Five or more current/ succesfully completed comparable projects = 5 points ii) Four current / succesfully completed comparable projects = 4 points iii) Three current / succesfully completed comparable projects = 3 points iv) Two current / succesfully completed comparable projects = 2 points v) One current / succesfully completed comparable project = 1 point</p> <p>NO information submitted = 0 point</p> | <p>25</p> |
| <p>9.4 BANK RATING</p> <p>The bidder to provide and submit an original bank stamped rating letter or certified copy of such a letter which is not older than 3 months on the closing date of the tender.</p> <p>i) Bank rating of A = 5 points ii) Bank rating of B = 4 points iii) Bank rating of C = 3 points iv) Bank rating of D = 2 points v) Bank rating of E = 1 point</p> <p>No stamped bank letter with rating provided will be scored = 0 point</p> | <p>10</p> |
| <p>9.5 PLANT AND EQUIPMENTS</p> <p>The bidders to provide evidence of plant, tools, machniery, utility vehicles owned or to be hired/rented in order to carry out project</p> <p>Bidders to complete and sign the Annexure A for the plant, tools, machinery, utility vehicles and equipment.</p> <p>Bidders to submit proof of equipments and hand tools owned or to be rented/hired from suppliers. Copies of vehicles registrations must be submitted or agreement. Agreement between the bidder and supplier for rentals/hired items must be submitted. (You're required to submit your firm's asset register or agreement between bidder and supplier for rentals)</p> <p>i. Plants ii. Equipment iii. Utility vehicles iv. Machinery v. Hand tools</p> | <p>10</p> |

| | |
|--|-------------------|
| 1. Information submitted for all five (5) items listed above = 5 points | |
| 2. Information submitted for any four (4) items listed above = 4 points | |
| 3. Information submitted for any three (3) items listed above = 3 points | |
| 4. Information submitted for any two (2) items listed above = 2 points | |
| 5. Information submitted for any one (1) item listed above = 1 point | |
| No information submitted = 0 point | |
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| | |
| Total | 100 Points |

(Weightings will be multiplied by the scores allocated during the evaluation process to arrive at the total functionality points)

| | |
|---|-----------|
| Minimum functionality score to qualify for further evaluation: | 60 |
|---|-----------|

D. METHOD TO BE USED TO CALCULATE POINTS FOR SPECIFIC GOALS



D1. For procurement transaction with rand value greater than R2 000,00 and up to R1 Million (Inclusive of all applicable taxes) the specific goals listed below are applicable.

Table 1

| Serial No | Specific Goals | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim |
|-----------|---|---------------------------------------|--|
| 1. | An EME or QSE which is at least 51% owned by black people (Mandatory) | 10 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. |

| | | | |
|----|---|---|--|
| | | | Or |
| | | | <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE which is at least 51% owned by black women (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 4. | An EME or QSE which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> National Council for Persons with Physical Disability in South Africa registration (NCPDPSA). |
| 5. | An EME or QSE which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |



D2. For procurement transaction with rand value greater than R1 Million and up to R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 1 below are applicable.

Table 2

| Serial No | Specific Goals | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim |
|-----------|---|---------------------------------------|--|
| 1. | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 10 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder <p>Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder |

| | | | |
|----|---|---|---|
| | | | Or |
| | | | <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE or any entity which is at least 51% owned by black women (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 4. | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
| 5. | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |



D3. For procurement transaction with rand value greater than R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 2 below are applicable.

NB. The use of one of goal numbers' 4 or 5 is mandatory. The BSC must select either one of the two, but not both.

Table 3

| Serial No | Specific Goals | Preference Points Allocated out of 10 | Documentation to be submitted bidders to validate their claim |
|-----------|---|---------------------------------------|---|
| 1. | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |

| | | | | |
|--|--|---|---|---|
| | 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| | 3. | An EME or QSE or any entity which is at least 51% owned by black women (mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| | 4. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
| | OR 5. <input checked="" type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |

Black people mean Africans, Coloureds and Indians, who - (a) are citizens of the Republic of South Africa by birth or descent; or (b) became citizens of the Republic of South Africa by naturalisation - (i) before 27 April 1994; or (ii) on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalisation prior to that date. (BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT No 25899, 2003 of 9 JANUARY 2004).

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E. ELIGIBILITY IN RESPECT OF RISK TO EMPLOYER:

Standard risk management assessment criteria in respect of tenders received for routine projects in the engineering and construction works environments:

Tender offers will be evaluated by an Evaluation Committee based on the technical and commercial risk criteria listed hereunder. Each criterion carries the same weight / importance and will be evaluated individually based on reports presented to the Bid Evaluation Committee by the Professional Team appointed on the project. A tender offer will be declared non-responsive and removed from any further evaluation if any one criterion is found to present an unacceptable risk to the Employer.

In order for the evaluation reports to be prepared by the Professional Team, the Tenderer is obliged to provide comprehensive information on form DPW-09 (EC). Failure to complete the said form will cause the tender to be declared non-responsive and removed from any further consideration. The Employer reserves the right to request additional information over and above that which is provided by the Tenderer on said form. The information must be provided by the Tenderer within the stipulated time as determined by the Bid Evaluation Committee, failing which the tender offer will *mutatis mutandis* be declared non-responsive.

E.1 Technical risks:

Criterion 1: Experience on comparable projects during the past specify period between 5 and 10 years.

The tendering Service Provider's experience on comparable projects during the past specify period between 5 and 10 years. The number of current and previous comparable projects performed by the Tenderer as per the evaluation report prepared by the Consultant Team, based on its research and inspection of a representative sample of the Tenderer's current and previous work as reflected on form DPW-09 (EC), as well as, if necessary, of any additional work executed by the Tenderer, not reflected on form DPW-09 (EC). Failing to provide contactable references will result in the tender offer will be *mutatis mutandis* declared non-responsive.

Aspects to be regarded as "comparable" includes (but may be extended according to circumstances): size of projects (measured against monetary value or other project quantifying parameters), nature of projects (building, engineering, high/low rise, etc.), locality/area of execution (site-specific influences, knowledge of local conditions, etc.), complexity of project, projects for similar client department irrespective of end purpose of buildings/facilities created or in progress of being created and time scales of projects (normal, fast track, etc.) and stage of its/their development.

Criterion 2: Contractual commitment and quality of performance on comparable projects during the past specify period between 5 and 10 years.

Adherence to contractual commitments and quality of performance of comparable current and previous projects performed by the Tenderer on comparable projects during the past specify period between 5 and 10 years as per the evaluation report prepared by the Consultant Team, based on its research and inspection of a representative sample of the Tenderer's current and previous work as reflected on form DPW-09 (EC), as well as, if necessary, of any additional work executed by the Tenderer, not reflected on form DPW-09 (EC). Failing to provide contactable references will result in the tender offer be *mutatis mutandis* declared non-responsive.

Aspects to be considered include, but are not limited to the following:

1. The level of progress on current projects in relation to the project programme or, if such is not available/applicable, to the contractual construction period in general;
2. The degree to which previous projects have been completed within the contractual completion periods and/or extensions thereto, and the extend of penalties imposed;

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| | |
|---------------------|---|
| | <ol style="list-style-type: none"> 3. Project performance: time management & programming of works, timeous ordering of materials and appointment of subcontractors; 4. Financial management: payment to suppliers and cash flow problems; 5. Quality of workmanship: extent of reworks and timeous attention to remedial works; 6. Personnel resources: suitably qualified and experienced, turnover in site staff and labour force, specifically site manager and foreman; 7. Personnel management: extent of labour disputes and ability to resolving labour disputes amicably; 8. Sub-contractors: extent of turnover in subcontractors, general liaison and payment problems experienced; 9. Contract administration: contractual aspects such as complying to laws and regulations, insurances, security, submission of required documentation timeously, reaction to written contract instructions, appointments of subcontractors, etc. as can generally be expected in standard/normal conditions of contract. 10. Health & Safety: adherence to regulations and compliance, and number of transgressions & serious incidents. 11. Plant & equipment: sufficient resources on site and in time. 12. Delays: extent of causing delays, submission of claims timeously, and abuse of or exaggerated delay claims. 13. Final account: extent to which the contractor assisted in finalising the final account. <p>Criterion 3: Suitably qualified and appropriately experienced human resources</p> <p>Allocation of suitably qualified and appropriately experienced human resources, both in respect of principals and/or other staff (contract manager, site agent, site foreman including other professional, technical and/or administrative) of the tendering Service Provider to the project, as proof that the tendering Service Provider will be able to react/respond appropriately to the Services required herein. The Company Organogram with CV's and certified ID's of all principals and employed workforce as well as proof of Professional Registration will be verified. Current and future workload of the tenderer in relation to capacity and capability will also be considered. The tenderer should demonstrate that he or she possesses the necessary professional and technical qualifications and - competence in relation to the scope of work and work to be undertaken.</p> <p>Criterion 4: Attendance of compulsory bid clarification meeting, if applicable</p> <p>If applicable, submission of confirmation of DPW-16.1 (PSB) attendance of compulsory bid clarification meeting or proof of attending the compulsory virtual meeting by a suitably qualified and experienced representative of the tenderer in terms of PA-04 (EC): Notice and Invitation to Tender.</p> <p>E.2 Commercial risks:</p> <p>The financial viability assessment evaluates the risk over the life of the construction period, as to whether the tenderer will be able to deliver the goods and services which are specified in the contract and / or be able to fulfil guarantees or warranties provided for in the contract in order to complete the project successfully for the amount tendered.</p> <p>Aspects to be considered include but are not limited to, the respective rates tendered, bank rating, financial capability and capacity whether the tenderer has or has access to sufficient financial resources to deliver the goods or services described in the tender documentation (including fulfilling any guarantees or warranty claims), whether the tenderer is not subject to any current or impending legal action (either formal proceedings or notification of legal action) which could impact on the financial standing of the tenderer or the delivery of the goods or services, financial report from auditors as proof of current liquidity, and company or any parent company or investor guarantee/s and financial statements.</p> |
| <p>C.2.7</p> | <p>For particulars regarding a pre-tender site inspection meeting, see Notice and Invitation to Tender T1.1</p> |

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|--|---|
| <p>C.2.12</p> | <p>If a tenderer wishes to submit an alternative tender offer, the only criteria permitted for such alternative tender offer is that it demonstrably satisfies the Employer's standards and requirements. A tenderer may submit alternative tender offers only if a main tender offer, strictly in accordance with all the requirements of the tender documents, is also submitted. Provided that the tenderer's main tender offer is according to specification and would under normal circumstances be recommended for acceptance, his alternative tender offer may also be considered for the purpose of the award of the contract.</p> <p>Calculations, drawings and all other pertinent technical information and characteristics as well as modified or proposed Pricing Data must be submitted with the alternative tender offer to enable the Employer to evaluate the efficacy of the alternative and its principal elements, to take a view on the degree to which the alternative complies with the Employer's standards and requirements and to evaluate the acceptability of the pricing proposals. Calculations must be set out in a clear and logical sequence and must clearly reflect all design assumptions. Pricing Data must reflect all assumptions in the development of the pricing proposal.</p> <p>Acceptance of an alternative tender offer will mean acceptance in principle of the offer. It will be an obligation of the contract for the tenderer, in the event that the alternative is accepted, to accept full responsibility and liability that the alternative offer complies in all respects with the Employer's standards and requirements.</p> <p>The modified Pricing Data must include an amount equal to 5% of the amount tendered for the alternative offer to cover the Employer's costs of confirming the acceptability of the detailed design before it is constructed.</p> <p>Alternative tender offer permitted: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> |
| <p>C.2.13.2</p> | <p>The list of Returnable Documents identifies which of the documents a tenderer must complete when submitting a tender offer. The tenderer must submit his tender offer by completing the Returnable Documents, signing the "Offer" section in the "Form of Offer and Acceptance" and delivering the Returnable Documents back to the Department.</p> |
| <p>C.2.13.5</p> | <p>The Employer's address for delivery of tender offers and identification details to be shown on each tender offer package are as per Notice and Invitation to Tender T1.1.</p> |
| <p>C.2.13.6 C.3.5</p> | <p>A two-envelope procedure will not be followed.</p> |
| <p>C.2.15</p> | <p>The closing time for submission of tender offers is as per Notice and Invitation to Tender T1.1.</p> |
| <p>C.2.16</p> | <p>The tender offer validity period is as per Notice and Invitation to Tender T1.1.</p> |
| <p>C2.16.3</p> | <p>Omit the wording of the last sentence for those projects which are subject to CPAP</p> |
| <p>C.2.18</p> | <p>The tenderer will be required to submit his fully priced Bills of Quantities / Lump Sum Document (complete document inclusive of all parts):</p> <p><input checked="" type="checkbox"/> Together with his tender; or <input type="checkbox"/> The tenderer shall submit his fully priced and completed sectional summary- and final summary pages with the tender and thereafter submit the fully completed Bills of Quantities within fourteen (14) calendar days of the date requested to do so prior to the award of the contract.</p> |
| <p>C.2.19</p> | <p>Access shall be provided for inspections, tests and analysis as may be required by the Employer.</p> |
| <p>C.3.4.1 C.3.4.2</p> | <p>The location for opening of the tender offers, immediately after the closing time thereof shall be at: <i>Insert location</i></p> |
| <p>C.3.8</p> | <p>The words "responsive tender" and "acceptable tender" shall be construed to have the same meaning.</p> |

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|-----------------|--|
| C.3.9.3 | Omit the wording and replace with the following: "Notify the tenderer of all errors, omissions and/or rate imbalances that are identified in the tender offer and request the tenderer to, within a stipulated time, accept the total of prices as corrected in accordance with C.3.9.4." |
| C.3.9.4 | Omit the wording of the first sentence and replace with the following: "In cases where tender offers contain errors, omissions and/or rate imbalances, these are to be corrected as follows:" |
| C.3.9.4 | Add sub paragraph c) to C.3.9.4, as follows: "c) If the tenderer does not accept the corrected tender offer, or cannot reach consensus with the Employer on a corrected tender offer, the tender is to be classified as not acceptable/non responsive and removed from further contention." |
| C.3.11.1 | The procedure for the evaluation of responsive tenders is Method 2: Financial Offer and Preference. |
| C.3.13 | Add the following to sub paragraph a), as follows: The tenderer or any of its directors is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004) as a person prohibited from doing business with the public sector; |
| C.3.17 | Provide to the successful tenderer one copy of the signed contract document. |



public works
& infrastructure

Department:
Public Works and Infrastructure
REPUBLIC OF SOUTH AFRICA

TENDER NUMBER: H23/022AI
REFERENCE NUMBER: H23/022AI

PAFURI LAND PORT OF ENTRY
(LPOE): SUPPLY AND
INSTALLATION OF SOLAR PANEL
AND WASTE WATER FACILITY

VOLUME 2

RETURNABLE DOCUMENTS



public works
& infrastructure

Department:
Public Works and Infrastructure
REPUBLIC OF SOUTH AFRICA

VOLUME 2
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PA-09 (EC): LIST OF RETURNABLE DOCUMENTS

| | | | |
|-------------------------------|--|----------------------|-----------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender / Quotation no: | H23/022AI | Reference no: | H23/022AI |
| Receipt Number: | | | |

1. RETURNABLE DOCUMENTS REQUIRED FOR TENDER EVALUATION PURPOSES

Note: Failure to submit the applicable documents will result in the tender offer being disqualified from further consideration.

| Tender document name | Number of pages issued | Returnable document |
|--|-------------------------------|----------------------------|
| Form of Offer and Acceptance (DPW-07 EC) | 4 Pages | Yes |
| Submission of Bidder's disclosure (PA-11) | 3 Pages | Yes |
| Resolution of Board of Directors (PA-15.1) <i>(if applicable)</i> | 1 Page | Yes |
| Resolution of Board of Directors to enter into Consortia or JV's (PA-15.2) <i>(if applicable)</i> | 2 Pages | Yes |
| Special Resolution of Consortia or JV's (PA-15.3) <i>(if applicable)</i> | 3 Pages | Yes |
| Preference points claim form in terms of the Preferential Procurement Regulations 2017 (PA – 16.1) | 5 Pages | Yes |
| Fully completed Declaration of Designated Groups for Preferential Procurement (PA 40) | 2 Pages | Yes |
| Registration on National Treasury's Central Supplier Database (CSD). | - | Yes |
| Particulars of Tenderer's Projects (DPW-09 EC) | 2 Pages | Yes |
| Site Inspection Meeting Certificate (DPW-16 EC) <i>(if applicable)</i> . | 1 Page | Yes |
| Record of attending compulsory virtual bid clarification / site inspection meeting <i>(if applicable)</i> . | 1 Page | No |
| Record of Addenda to tender documents (DPW-21 EC) | 1 Page | Yes |
| Proof of 30% Subcontracting participation and related documents in terms of the Preferential Procurement Regulations 2017 <i>(if applicable)</i> . | 3 Pages | Yes |
| Copy of meteorological data used for yield calculations | - | Yes |
| Results from design software used for yield calculations | - | Yes |
| Results from design software package used to determine AC peak output for PV plant | - | Yes |

* In compliance with the requirements of the cidb SFU Annexure G

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2. ADDITIONAL RETURNABLE DOCUMENTS REQUIRED FOR TENDER EVALUATION PURPOSES

Note: Failure to submit the applicable documents will result in the Tenderer having to submit same upon request within a stipulated time and if not complied with, will result in the tender offer being disqualified from further consideration. [See also C.2.18 of the Standard Conditions of Tender]

| Tender document name | Number of pages issued | Returnable document |
|--|------------------------|---------------------|
| Any <u>additional</u> information required to complete a risk assessment <i>(if applicable)</i> | - | Yes |
| Any correction to be initialled by the person authorised to sign the tender documentation as per PA 15.1 or PA 15.2 resolution of board/s of directors / or PA15.3 Special Resolution of Consortia or JV's . | | |
| Submission of applicable (PA-15.1, PA-15.2, PA-15.3): Resolution by the legal entity, or consortium / joint venture, authorising a dedicated person(s) to sign documents on behalf of the firm / consortium / joint venture. | | |

3. RETURNABLE DOCUMENTS THAT WILL BE INCORPORATED INTO THE CONTRACT

Note: Failure to submit the applicable documents will result in the Tenderer having to submit same upon request within a stipulated time and if not complied with, will result in the tender offer being disqualified from further consideration. [See also C.2.18 of the Standard Conditions of Tender]

| Tender document name | Number of pages issued | Returnable document |
|---|------------------------|---------------------|
| Schedule of proposed sub-contractors (DPW-15 EC) <i>(if applicable)</i> | 1 Page | Yes |
| Particulars of Electrical Contractor (DPW-22 EC) <i>(if applicable)</i> | 1 Page | Yes |
| Mechanical / Electrical / Security Work material and equipment schedules <i>(if applicable)</i> | Pages | Yes |
| Schedule for Imported Materials and Equipment (DPW-23 EC) <i>(if applicable)</i> | 1 Page | Yes |

4. OTHER DOCUMENTS THAT WILL BE INCORPORATED INTO THE CONTRACT

(Insert a tick in the "Returnable document" column to indicate which documents must be returned with the tender)

Note: Failure to submit the applicable documents will result in the tender offer being disqualified from further consideration.

| Tender document name | Number of pages issued | Returnable document |
|---|------------------------|---|
| Priced Bills of Quantities / Lump Sum Document (complete document inclusive of all parts) | Pages | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Fully priced and completed sectional summary- and final summary pages with the tender. | Pages | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

Tender / Quotation no: H23/022AI

| Tender document name | Number of pages issued | Returnable document |
|--|------------------------|---|
| <i>Energy yield guarantee schedule</i> | Pages | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

5. ADDITIONAL INFORMATION THAT MAY BE REQUIRED FOR TENDER EVALUATION PURPOSES

| Legal Status of Tendering Entity: If the Tendering Entity is: | Documentation to be submitted with the tender, or which may be required during the tender evaluation: |
|---|--|
| a. A close corporation, incorporated prior to 1 May 2011 under the Close Corporations Act, 1984 (Act 69 of 1984, as amended) | Copies of the Founding Statement – CK1 |
| b. A profit company duly registered as a private company. [including a profit company that meets the criteria for a private company, whose Memorandum of Incorporation states that the company is a personal liability company in terms of Section 8(2)(c) of the Companies Act, 2008 (Act 71 of 2008, as amended)]. | Copies of: i. Certificate of Incorporation – CM1; ii. Shareholding Certificates of all Shareholders of the company, plus a signed statement of the company's Auditor, certifying each Shareholder's ownership / shareholding percentage relative to the total; and/or iii. Memorandum of Incorporation in the case of a personal liability company. |
| c. A profit company duly registered as a private company in which any, or all, shares are held by one or more other close corporation(s) or company(ies) duly registered as profit or non-profit company(ies). | Copies of documents referred to in a. and/or b. above in respect of all such close corporation(s) and/or company(ies). |
| d. A profit company duly registered as a public company. | Copy of Certificate of Incorporation – CM1, and a signed statement of the company's Secretary or Auditor confirming that the company is a public company. |
| e. A non-profit company, incorporated in terms of Section 10 and Schedule 1 of the Companies Act, 2008 (Act 71 of 2008, as amended). | Copies of: i the Founding Statement – CK1; and ii the Memorandum of Incorporation setting out the object of the company, indicating the public benefit, cultural or social activity, or communal or group interest. |
| f. A natural person, sole proprietor or a Partnership | Copy(ies) of the Identity Document(s) of: i. such natural person/ sole proprietor, or each of the Partners to the Partnership. |
| g. A Trust | Deed of Trust duly indicating names of the Trustee(s) and Beneficiary (ies) as well as the purpose of the Trust and the mandate of the Trustees. |

Signed by the Tenderer

| Name of representative | Signature | Date |
|------------------------|-----------|------|
| | | |

DPW-07 (EC): FORM OF OFFER AND ACCEPTANCE

| | | | |
|-------------------------------|--|----------------------|-----------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender / Quotation no: | H23/022AI | Reference no: | H23/022AI |

OFFER

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

Supply and installation of a solar system including all building work, networks and electrical work to render completed installation.

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

By the representative of the Tenderer, deemed to be duly authorized, signing this part of this form of offer and acceptance, the Tenderer offers to perform all of the obligations and liabilities of the Contractor under the contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the conditions of contract identified in the contract data.

THE TOTAL OFFER INCLUSIVE OF ALL APPLICABLE TAXES ("All applicable taxes" includes value- added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies) IS:

Rand (in figures) R

Rand (in words).....

.....

.....

The amount in words takes precedence over the amount in figures. The award of the tender may be subjected to further price negotiation with the preferred tenderer(s). The negotiated and agreed price will be considered for acceptance as ***a firm and final offer***.

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 Tenderer before the end of the period of validity stated in the tender data, whereupon the Tenderer becomes the party named as the Contractor in the conditions of contract identified in the contract data.

THIS OFFER IS MADE BY THE FOLLOWING LEGAL ENTITY: (cross out block which is not applicable)

Company or Close Corporation:

.....

.....

And: Whose Registration Number is:

.....

And: Whose Income Tax Reference Number is:

.....

CSD supplier number:.....

OR

Natural Person or Partnership:

.....

.....

Whose Identity Number(s) is/are:

.....

Whose Income Tax Reference Number is/are:

.....

..

CSD supplier number:.....

*Any reference to words "Bid" or "Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

**Any reference to the words "payment reduction" herein shall be construed to have the same meaning as the word "retention"

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| | |
|---|---|
| AND WHO IS (if applicable): | |
| Trading under the name and style of: | |
| AND WHO IS: | |
| Represented herein, and who is duly authorised to do so, by: Mr/Mrs/Ms: In his/her capacity as: | Note: A Resolution / Power of Attorney, signed by all the Directors / Members / Partners of the Legal Entity must accompany this Offer, authorising the Representative to make this offer. |

SIGNED FOR THE TENDERER:

| | | |
|------------------------|-----------|------|
| | | |
| Name of representative | Signature | Date |

WITNESSED BY:

| | | |
|-----------------|-----------|------|
| | | |
| Name of witness | Signature | Date |

This Offer is in respect of: (Please indicate with an "X" in the appropriate block)

- The official documents
 The official alternative
 Own alternative (only if documentation makes provision therefore)

(N.B.: Separate Offer and Acceptance forms are to be completed for the main and for each alternative offer)

SECURITY OFFERED:

- (a) the Tenderer accepts that in respect of contracts up to R1 million, a payment reduction** of 5% of the contact value (excluding VAT) will be applicable and will be deducted by the Employer in terms of the applicable conditions of contract
- (b) in respect of contracts above R1 million, the Tenderer offers to provide security as indicated below:
- (1) cash deposit of 10 % of the Contract Sum (excluding VAT) Yes No
 - (2) variable construction guarantee of 10 % of the Contract Sum (excluding VAT) Yes No
 - (3) payment reduction of 10% of the value certified in the payment certificate (excluding VAT) Yes No
 - (4) cash deposit of 5% of the Contract Sum (excluding VAT) and a payment reduction of 5% of the value certified in the payment certificate (excluding VAT) Yes No
 - (5) fixed construction guarantee of 5% of the Contract Sum (excluding VAT) and a payment reduction of 5% of the value certified in the payment certificate (excluding VAT) Yes No

NB. Guarantees submitted must be issued by either an insurance company duly registered in terms of the Insurance Act [Long-Term Insurance Act, 1998 (Act 52 of 1998) or Short-Term Insurance Act, 1998 (Act 35 of 1998)] or by a bank duly registered in terms of the Banks Act, 1990 (Act 94 of 1990) on the pro-forma referred to above. No alterations or amendments of the wording of the pro-forma will be accepted.

*Any reference to words "Bid" or "Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

**Any reference to the words "payment reduction" herein shall be construed to have the same meaning as the word "retention"
 For Internal & External Use

Tender / Quotation no: H23/022AI

The Tenderer elects as its *domicilium citandi et executandi* in the Republic of South Africa, where any and all legal notices may be served, as (physical address):

.....

.....

Other Contact Details of the Tenderer are:

Telephone No..... Cellular Phone No.....

Fax No

Postal address

Banker Branch.....

Registration No of Tenderer at Department of Labour

CIDB Registration Number:

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 Agreement 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 tender 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 agreement. 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 (5) working days of the date of such receipt notifies the employer in writing of any reason why he/she cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

For the Employer:

| | | |
|-------------------|-----------|------|
| | | |
| Name of signatory | Signature | Date |

*Any reference to words "Bid" or "Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

**Any reference to the words "payment reduction" herein shall be construed to have the same meaning as the word "retention"
For Internal & External Use

Tender / Quotation no: H23/022A1

| | |
|---------------------------------|---|
| Name of Organisation: | Department of Public Works and Infrastructure |
| Address of Organisation: | |

WITNESSED BY:

| | | |
|-----------------|-----------|------|
| | | |
| Name of witness | Signature | Date |

Schedule of Deviations

| |
|------------------------|
| 1.1.1. Subject: |
| Detail: |
| 1.1.2. Subject: |
| Detail: |
| 1.1.3. Subject: |
| Detail: |
| 1.1.4. Subject: |
| Detail: |
| 1.1.5. Subject: |
| Detail: |
| 1.1.6. Subject: |
| Detail: |

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 tender 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.

*Any reference to words "Bid" or "Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer".

**Any reference to the words "payment reduction" herein shall be construed to have the same meaning as the word "retention"
 For Internal & External Use



B-BBEE EXEMPTED AFFIDAVIT FOR EXEMPTED MICRO ENTERPRISES (ISSUED IN TERMS OF THE AMENDED CONSTRUCTION SECTOR CODE)

(Gazette Vol. 630 No. 41287)
Issued in terms of paragraph 3.6.2.4.1 (B)

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 (**Select one**) 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 etc.): | | | |
| Nature of Construction Business: | BEP (Built Environment Professional) | Contractor | Supplier |
| Definition of "Black People" | 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 – who are citizens of the Republic of South Africa by birth or descent; or who became citizens of the Republic of South Africa by naturalization before 27 April 1994; or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date." | | |
| Definition of "Black Designated Groups" | "Black Designated Groups" means: (a) unemployed black people not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution; (b) Black people who are youth as defined in the National Youth Commission Act of 1996; (c) Black people who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act; (d) Black people living in rural and under developed areas; (e) Black military veterans who qualifies to be called a military veteran in terms of the | | |

- 3) I hereby declare under Oath that as per Amended Code Series 100 of the Amended 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 Owned
 - The Enterprise is _____ % Black Female Owned
 - The Enterprise is _____ % Owned by Black Designated Group (provide Black Designated Group Breakdown below as per the definition in the table above)
 - Black Youth % _____ %
 - Black Disabled % _____ %
 - Black Unemployed % _____ %
 - Black People living in Rural areas % _____ %
 - Black Military Veterans % _____ %

Effective date: 21 July 2023



**B-BBEE EXEMPTED AFFIDAVIT FOR EXEMPTED MICRO ENTERPRISES
(ISSUED IN TERMS OF THE AMENDED CONSTRUCTION SECTOR CODE)**

4) Based on the Financial Statements or Management Accounts and other information available on the latest financial year-end of ____/____/____, (format: day/month/year) the annual Total Revenue was less than the applicable amount confirmed by ticking the applicable box below (Select applicable).

| | | |
|------------|--------------|--|
| BEP | R1.8 million | |
| Contractor | R3.0 million | |
| Supplier | R3.0 million | |

If the turnover exceeds the applicable amount in the table above then this affidavit is no longer applicable and an EME certificate must be obtained from a rating agency accredited by SANAS or when applicable a B-BBEE Verification Professional Regulator appointed by the Minister of Trade and Industry.

· Please Confirm on the below table the B-BBEE Level Contributor, **by ticking the applicable box below.**

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

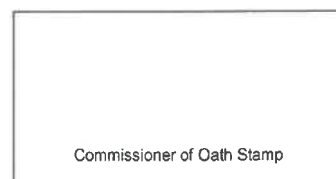
5) I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the Owners of the Enterprise which I represent in this matter.

6) 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



PA-11: 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 interest (1) 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 |
|-----------|-----------------|---------------------------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

(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.

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:

.....

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.
- 3.5 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.
- 3.6 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.

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.

3.7 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

This form has been aligned with SBD4

PA-15.1: RESOLUTION OF BOARD OF DIRECTORS

RESOLUTION of a meeting of the Board of *Directors / Members / Partners of:

_____ (Legally correct full name and registration number, if applicable, of the Enterprise)

Held at _____ (place)

on _____ (date)

RESOLVED that:

- The Enterprise submits a Bid / Tender to the Department of Public Works in respect of the following project:

Pafuri Land Port of Entry (LPOE): Supply and installation of solar panels and waste water facility

Bid / Tender Number: _____ (Bid / Tender Number as per Bid / Tender Document)

- *Mr/Mrs/Ms: _____

in *his/her Capacity as: _____ (Position in the Enterprise)

and who will sign as follows: _____

be, and is hereby, authorised to sign the Bid / Tender, and any and all other documents and/or correspondence in connection with and relating to the Bid / Tender, as well as to sign any Contract, and any and all documentation, resulting from the award of the Bid / Tender to the Enterprise mentioned above.

| | Name | Capacity | Signature |
|----|------|----------|-----------|
| 1 | | | |
| 2 | | | |
| 3 | | | |
| 4 | | | |
| 5 | | | |
| 6 | | | |
| 7 | | | |
| 8 | | | |
| 9 | | | |
| 10 | | | |
| 11 | | | |
| 12 | | | |
| 13 | | | |
| 14 | | | |
| 15 | | | |
| 16 | | | |

| | | | |
|----|--|--|--|
| 17 | | | |
| 18 | | | |
| 19 | | | |
| 20 | | | |

The bidding enterprise hereby absolves the Department of Public Works from any liability whatsoever that may arise as a result of this document being signed.

Note:

1. * Delete which is not applicable.
2. **NB:** This resolution must, where possible, be signed by all the Directors / Members / Partners of the Bidding Enterprise.
3. In the event that paragraph 2 cannot be complied with, the resolution must be signed by Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (attach proof of shareholding / ownership hereto).
4. Directors / Members / Partners of the Bidding Enterprise may alternatively appoint a person to sign this document on behalf of the Bidding Enterprise, which person must be so authorized by way of a duly completed power of attorney, signed by the Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (proof of shareholding / ownership and power of attorney are to be attached hereto).
5. Should the number of Directors / Members / Partners exceed the space available above, additional names and signatures must be supplied on a separate page.

ENTERPRISE STAMP

PA-15.2: RESOLUTION OF BOARD OF DIRECTORS TO ENTER INTO CONSORTIA OR JOINT VENTURES

RESOLUTION of a meeting of the Board of *Directors / Members / Partners of:

(Legally correct full name and registration number, if applicable, of the Enterprise)

Held at _____ (place)

on _____ (date)

RESOLVED that:

1. The Enterprise submits a Bid /Tender, in consortium/Joint Venture with the following Enterprises:

(List all the legally correct full names and registration numbers, if applicable, of the Enterprises forming the Consortium/Joint Venture)

to the Department of Public Works in respect of the following project:

Pafuri Land Port of Entry (LPOE): Supply and installation of solar panels and wastewater facility

Bid / Tender Number: _____ (Bid / Tender Number as per Bid / Tender Document)

2. *Mr/Mrs/Ms: _____

in *his/her Capacity as: _____ (Position in the Enterprise)

and who will sign as follows: _____

be, and is hereby, authorised to sign a consortium/joint venture agreement with the parties listed under item 1 above, and any and all other documents and/or correspondence in connection with and relating to the consortium/joint venture, in respect of the project described under item 1 above.

3. The Enterprise accepts joint and several liability with the parties listed under item 1 above for the due fulfilment of the obligations of the joint venture deriving from, and in any way connected with, the Contract to be entered into with the Department in respect of the project described under item 1 above.
4. The Enterprise chooses as its *domicilium citandi et executandi* for all purposes arising from this joint venture agreement and the Contract with the Department in respect of the project under item 1 above:

Physical address: _____

_____ (code)

Postal Address: _____

 _____ (code)

Telephone number: _____

Fax number: _____

| | Name | Capacity | Signature |
|----|------|----------|-----------|
| 1 | | | |
| 2 | | | |
| 3 | | | |
| 4 | | | |
| 5 | | | |
| 6 | | | |
| 7 | | | |
| 8 | | | |
| 9 | | | |
| 10 | | | |
| 11 | | | |
| 12 | | | |
| 13 | | | |
| 14 | | | |
| 15 | | | |

The bidding enterprise hereby absolves the Department of Public Works from any liability whatsoever that may arise as a result of this document being signed

Note:

1. * Delete which is not applicable.
2. **NB:** This resolution must, where possible, be signed by all the Directors / Members / Partners of the Bidding Enterprise.
3. In the event that paragraph 2 cannot be complied with, the resolution must be signed by Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (attach proof of shareholding / ownership hereto).
4. Directors / Members / Partners of the Bidding Enterprise may alternatively appoint a person to sign this document on behalf of the Bidding Enterprise, which person must be so authorized by way of a duly completed power of attorney, signed by the Directors / Members / Partners holding a majority of the shares / ownership of the Bidding Enterprise (proof of shareholding / ownership and power of attorney are to be attached hereto).
5. Should the number of Directors / Members / Partners exceed the space available above, additional names and signatures must be supplied on a separate page.

ENTERPRISE STAMP

PA-15.3: SPECIAL RESOLUTION OF CONSORTIA OR JOINT VENTURES

RESOLUTION of a meeting of the duly authorised representatives of the following legal entities who have entered into a consortium/joint venture to jointly bid for the project mentioned below: *(legally correct full names and registration numbers, if applicable, of the Enterprises forming a Consortium/Joint Venture)*

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

7. _____

8. _____

Held at _____ *(place)*

on _____ *(date)*

RESOLVED that:

RESOLVED that:

- A. The above-mentioned Enterprises submit a Bid in Consortium/Joint Venture to the Department of Public Works in respect of the following project:

Pafuri Land Port of Entry (LPOE): Supply and installation of solar panels and wastewater facility

(Project description as per Bid /Tender Document)

Bid / Tender Number: _____ *(Bid / Tender Number as per Bid /Tender Document)*

PA-15.3: Special Resolution of Consortia or Joint Ventures

B. *Mr/Mrs/Ms: _____

in *his/her Capacity as: _____ (Position in the Enterprise)

and who will sign as follows: _____

be, and is hereby, authorised to sign the Bid, and any and all other documents and/or correspondence in connection with and relating to the Bid, as well as to sign any Contract, and any and all documentation, resulting from the award of the Bid to the Enterprises in Consortium/Joint Venture mentioned above.

C. The Enterprises constituting the Consortium/Joint Venture, notwithstanding its composition, shall conduct all business under the name and style of:

D. The Enterprises to the Consortium/Joint Venture accept joint and several liability for the due fulfilment of the obligations of the Consortium/Joint Venture deriving from, and in any way connected with, the Contract entered into with the Department in respect of the project described under item A above.

E. Any of the Enterprises to the Consortium/Joint Venture intending to terminate the consortium/joint venture agreement, for whatever reason, shall give the Department 30 days written notice of such intention. Notwithstanding such decision to terminate, the Enterprises shall remain jointly and severally liable to the Department for the due fulfilment of the obligations of the Consortium/Joint Venture as mentioned under item D above.

F. No Enterprise to the Consortium/Joint Venture shall, without the prior written consent of the other Enterprises to the Consortium/Joint Venture and of the Department, cede any of its rights or assign any of its obligations under the consortium/joint venture agreement in relation to the Contract with the Department referred to herein.

G. The Enterprises choose as the *domicilium citandi et executandi* of the Consortium/Joint Venture for all purposes arising from the consortium/joint venture agreement and the Contract with the Department in respect of the project under item A above:

Physical address: _____

_____ (Postal code) _____

Postal Address: _____

_____ (Postal code) _____

Telephone number: _____

Fax number: _____

PA-15.3: Special Resolution of Consortia or Joint Ventures

| | Name | Capacity | Signature |
|----|------|----------|-----------|
| 1 | | | |
| 2 | | | |
| 3 | | | |
| 4 | | | |
| 5 | | | |
| 6 | | | |
| 7 | | | |
| 8 | | | |
| 9 | | | |
| 10 | | | |
| 11 | | | |
| 12 | | | |
| 13 | | | |
| 14 | | | |
| 15 | | | |

The bidding enterprise hereby absolves the Department of Public Works & Infrastructure from any liability whatsoever that may arise as a result of this document being signed.

Note:

1. * Delete which is not applicable.
2. **NB:** This resolution must be signed by all the Duly Authorised Representatives of the Legal Entities to the consortium/joint venture submitting this tender, as named in item 2 of Resolution PA-15.2.
3. Should the number of the Duly Authorised Representatives of the Legal Entities joining forces in this tender exceed the space available above, additional names, capacity and signatures must be supplied on a separate page.
4. Resolution PA-15.2, duly completed and signed, from the separate Enterprises who participate in this consortium/joint venture, must be attached to this Special Resolution (PA-15.3).



DPW-16 (EC): SITE INSPECTION MEETING CERTIFICATE

| | | | |
|-------------------------------|--|----------------------|------------------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender / Quotation no: | <i>H23/022A1</i> | Reference no: | <i>H23/022A1</i> |
| Closing date: | <i>03 April 2024</i> | | |

This is to certify that I, _____ representing

_____ in the capacity of

_____ visited the site on:

I have made myself familiar with all local conditions likely to influence the work and the cost thereof. I further certify that I am satisfied with the description of the work and explanations given at the site inspection meeting and that I understand perfectly the work to be done, as specified and implied, in the execution of this contract.

| | | |
|-------------------------|------------------|-------------|
| | | |
| Name of Tenderer | Signature | Date |

| | | |
|-----------------------------------|------------------|-------------|
| | | |
| Name of DPW Representative | Signature | Date |



PA-16: 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 Preference Points System to be applied

(tick whichever is applicable).

- The applicable preference point system for this tender is the **80/20** preference point system.
- The applicable preference point system for this tender is the **90/10** preference point system.
- 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 shall be awarded for:

1.3.1 Price; and

1.3.2 Specific Goals

1.4 The maximum points for this tender are allocated as follows:

| CHOOSE APPLICABLE PREFERENCE POINT SCORING SYSTEM | <input type="checkbox"/> 80/20 | <input type="checkbox"/> 90/10 |
|---|--------------------------------|--------------------------------|
| PRICE | 80 | 90 |
| SPECIFIC GOALS | 20 | 10 |
| Total points for Price and Specific Goals | 100 | 100 |

1.5 Breakdown Allocation of Specific Goals Points



1.5.1. For procurement transaction with rand value greater than R2 000, 00 and up to R1 Million (Inclusive of all applicable taxes) the specific goals listed in table 1 below are applicable.

Table 1

| Serial No | Specific Goals | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim |
|-----------|---|---------------------------------------|--|
| 1. | An EME or QSE which is at least 51% owned by black people (Mandatory) | 10 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE which is at least 51% owned by black women (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 4. | An EME or QSE which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |

| | | | |
|----|--|---|---|
| | | | and <ul style="list-style-type: none"> • Medical Certificate indicating that the disability is permanent. Or <ul style="list-style-type: none"> • South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. Or <ul style="list-style-type: none"> • National Council for Persons with Physical Disability in South Africa registration (NCPDPSA). |
| 5. | An EME or QSE which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> • ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |



1.5.2. For procurement transaction with rand value greater than R1 Million and up to R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 2 below are applicable.

Table 2

| Serial No | Specific Goals | Preference Points Allocated out of 20 | Documentation to be submitted by bidders to validate their claim |
|-----------|---|---------------------------------------|---|
| 1. | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 10 | <ul style="list-style-type: none"> • SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> • Official Municipal Rates Statement which is in the name of the bidder. Or |

| | | | |
|----|---|---|---|
| | | | <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. <p>Or</p> <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE or any entity which is at least 51% owned by black women (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 4. | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |

| | | | |
|----|--|---|---|
| 5. | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
|----|--|---|---|



1.5.3. For procurement transaction with rand value greater than R50 Million (Inclusive of all applicable taxes) the specific goals listed in table 3 below are applicable.

NB. The use of one of goal numbers' 4 or 5 is mandatory. The BSC must select either one of the two, but not both.

Table 3

| Serial No | Specific Goals | Preference Points Allocated out of 10 | Documentation to be submitted by bidders to validate their claim |
|-----------|---|---------------------------------------|--|
| 1. | An EME or QSE or any entity which is at least 51% owned by black people (Mandatory) | 4 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |
| 2. | Located in a specific Local Municipality or District Municipality or Metro or Province area for work to be done or services to be rendered in that area (Mandatory) | 2 | <ul style="list-style-type: none"> Official Municipal Rates Statement which is in the name of the bidder. <p style="text-align: center;">Or</p> <ul style="list-style-type: none"> Any account or statement which is in the name of the bidder. <p style="text-align: center;">Or</p> <ul style="list-style-type: none"> Permission to Occupy from local chief in case of rural areas (PTO) which is in the name of the bidder. <p style="text-align: center;">Or</p> <ul style="list-style-type: none"> Lease Agreement which is in the name of the bidder. |
| 3. | An EME or QSE or any entity which is at least 51% | 2 | <ul style="list-style-type: none"> SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. |

| | | | |
|-----------------------------|---|---|---|
| | owned by black women (mandatory) | | |
| 4. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black people with disability (Mandatory) | 2 | <ul style="list-style-type: none"> • SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable. <p>and</p> <ul style="list-style-type: none"> • Medical Certificate indicating that the disability is permanent. <p>Or</p> <ul style="list-style-type: none"> • South African Social Security Agency (SASSA) Registration indicating that the disability is permanent. <p>Or</p> <p>National Council for Persons with Physical Disability in South Africa registration (NCPDPSA).</p> |
| OR | | | |
| 5. <input type="checkbox"/> | An EME or QSE or any entity which is at least 51% owned by black youth (Mandatory) | 2 | <ul style="list-style-type: none"> • ID Copy and SANAS Accredited BBBEE Certificate or Sworn Affidavit where applicable |

Black people mean Africans, Coloureds and Indians, who - (a) are citizens of the Republic of South Africa by birth or descent; or (b) became citizens of the Republic of South Africa by naturalisation - (i) before 27 April 1994; or (ii) on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalisation prior to that date. (BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT No 25899, 2003 of 9 JANUARY 2004).

- 1.6 Failure on the part of the tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals, if the service provider/ tenderer did not submit proof or documentation required to claim for specific goals will be interpreted to mean that preference points for specific goals are not claimed.
- 1.7 The organ of state reserves the right to require of a service provider/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:

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

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:

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

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 1,2 and 3 above 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 4: 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 (90/10 system) (To be completed by the organ of state) | Number of points allocated (80/20 system) (To be completed by the organ of state) | Number of points claimed (90/10 system) (To be completed by the tenderer) | Number of points claimed (80/20 system) (To be completed by the tenderer) |
|--|--|--|--|--|
| 1. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black people | 4 | 10 | | |
| 2. Located in a specific Local Municipality or District Municipality or Metro or | 2 | 2 | | |

| The specific goals allocated points in terms of this tender | Number of points allocated (90/10 system) (To be completed by the organ of state) | Number of points allocated (80/20 system) (To be completed by the organ of state) | Number of points claimed (90/10 system) (To be completed by the tenderer) | Number of points claimed (80/20 system) (To be completed by the tenderer) |
|--|---|---|---|---|
| Province area for work to be done or services to be rendered in that area | | | | |
| 3. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black women | 2 | 4 | | |
| 4. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black people with disability | 2 | 2 | | |
| 5. An EME or QSE (or any entity for procurement transaction with rand value greater than R1 Million) which is at least 51% owned by black youth.* | 2 | 2 | | |

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: | |
| | |
| | |
| | |

DPW-09 (EC): PARTICULARS OF TENDERER'S PROJECTS

| | | | |
|-------------------------------|--|-------------------------|---------------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender / quotation no: | H23/022AI | Closing date: | 03 April 2024 |
| Advertising date: | 08 March 2024 | Validity period: | 84 days |

1. PARTICULARS OF THE TENDERER'S CURRENT AND PREVIOUS COMMITMENTS

1.1. Current projects

| Projects currently engaged in | Name of Employer or Representative of Employer | Contract tel. no. | Contract sum | Contractual commencement date | Contractual completion date | Current percentage progress |
|-------------------------------|--|-------------------|--------------|-------------------------------|-----------------------------|-----------------------------|
| 1 | | | | | | |
| 2 | | | | | | |
| 3 | | | | | | |
| 4 | | | | | | |
| 5 | | | | | | |
| 6 | | | | | | |
| 7 | | | | | | |
| 8 | | | | | | |

1.2. Completed projects:

| Projects completed in the previous 5 (five) years | Name of Employer or Representative of Employer | Contact tel. no. | Contract sum | Contractual commencement date | Contractual completion date | Date of Certificate of Practical Completion |
|---|--|------------------|--------------|-------------------------------|-----------------------------|---|
| 1 | | | | | | |
| 2 | | | | | | |
| 3 | | | | | | |
| 4 | | | | | | |
| 5 | | | | | | |
| 6 | | | | | | |
| 7 | | | | | | |
| 8 | | | | | | |
| 9 | | | | | | |

| | |
|------------------|-----------|
| | |
| Name of Tenderer | Signature |
| | Date |

PA- 40: DECLARATION OF DESIGNATED GROUPS

Tender no: H23/022AI

Name of Tenderer

EME¹ QSE² Non EME/QSE (tick applicable box)

1. LIST ALL PROPRIETORS, MEMBERS OR SHAREHOLDERS BY NAME, IDENTITY NUMBER, CITIZENSHIP AND DESIGNATED GROUPS.

| Name and Surname # | Identity/ Passport number and Citizenship## | Percentage owned | Black | Indicate if youth | Indicate if woman | Indicate if person with disability | Indicate if living in Rural (R) / Under Developed Area (UD) / Township (T) / Urban (U). | Indicate if military veteran |
|--------------------|---|------------------|--|--|--|--|--|--|
| 1. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 2. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 3. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 5. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 6. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 7. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 8. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 9. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 10. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 11. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 12. | | % | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> R <input type="checkbox"/> UD <input type="checkbox"/> T <input type="checkbox"/> U | <input type="checkbox"/> Yes <input type="checkbox"/> No |

Where Owners are themselves a Company, Close Corporation, Partnership etc, identify the ownership of the Holding Company, together with Registration number State date of South African citizenship obtained (not applicable to persons born in South Africa)

¹ EME: Exempted Micro Enterprise

² QSE: Qualifying Small Business Enterprise

PA- 40: DECLARATION OF DESIGNATED GROUPS

Tender no: H23/022A1

2. DECLARATION:

The undersigned, who warrants that he/she is duly authorized to do so on behalf of the Tenderer, hereby confirms that:

1. The information and particulars contained in this Affidavit are true and correct in all respects;
2. The Broad-based Black Economic Empowerment Act, 2003 (Act 53 of 2003), Preferential Procurement Policy Framework Act, 2000 (Act 5 of 2000), National Small Business Act 102 of 1996 as amended and all documents pertaining to this Tender were studied and understood and that the above form was completed according to the definitions and information contained in said documents;
3. The Tenderer understands that any intentional misrepresentation or fraudulent information provided herein shall disqualify the Tenderer's offer herein, as well as any other tender offer(s) of the Tenderer simultaneously being evaluated, or will entitle the Employer to cancel any Contract resulting from the Tenderer's offer herein;
4. The Tenderer accepts that the Employer may exercise any other remedy it may have in law and in the Contract, including a claim for damages for having to accept a less favourable tender as a result of any such disqualification due to misrepresentation or fraudulent information provided herein;
5. Any further documentary proof required by the Employer regarding the information provided herein, will be submitted to the Employer within the time period as may be set by the latter;

Signed by the Tenderer

| | |
|-------------------------------|------------------|
| | |
| Name of representative | Signature |
| | Date |

DPW-21 (EC): RECORD OF ADDENDA TO TENDER DOCUMENTS

| | | | |
|-----------------------|--|----------------------|------------------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender no: | <i>H23/022A1</i> | Reference no: | <i>H23/022A1</i> |

1. I / We confirm that the following communications received from the Department of Public Works and Infrastructure before the submission of this tender offer, amending the tender documents, have been taken into account in this tender offer: *(Attach additional pages if more space is required)*

| | Date | Title or Details |
|-----|-------------|-------------------------|
| 1. | | |
| 2. | | |
| 3. | | |
| 4. | | |
| 5. | | |
| 6. | | |
| 7. | | |
| 8. | | |
| 9. | | |
| 10. | | |
| 11. | | |
| 12. | | |
| 13. | | |

| | | |
|-------------------------|------------------|-------------|
| | | |
| Name of Tenderer | Signature | Date |

2. I / We confirm that no communications were received from the Department of Public Works and Infrastructure before the submission of this tender offer, amending the tender documents.

| | | |
|-------------------------|------------------|-------------|
| | | |
| Name of Tenderer | Signature | Date |



DPW-15 (EC): SCHEDULE OF PROPOSED SUBCONTRACTORS

| | | | |
|-----------------------|--|----------------------|------------------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender no: | <i>H23/022AI</i> | Reference no: | <i>H23/022AI</i> |

We notify you that it is our intention to employ the following Subcontractors for work in this contract.

We confirm that all subcontractors who are contracted to construct a house are registered as home builders with the National Home Builders Registration Council.

| | Name and address of proposed Subcontractor | Nature and extent of work | Previous experience with Subcontractor |
|----------|---|----------------------------------|---|
| 1 | | | |
| 2 | | | |
| 3 | | | |
| 4 | | | |
| 5 | | | |

| | | | |
|-------------------------------|------------------|-----------------|-------------|
| | | | |
| Name of representative | Signature | Capacity | Date |

| | |
|------------------------------|--|
| Name of organisation: | |
|------------------------------|--|

DPW-22 (EC): PARTICULARS OF ELECTRICAL CONTRACTOR

| | | | |
|-----------------------|---|----------------------|-----------|
| Project title: | PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY | | |
| Tender no: | H23/022AI | Reference no: | H23/022AI |

| | |
|--|-------------------------------------|
| Name of Electrical Contractor: | |
| Address: | <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> |
| Electrical Contractor registration number at the Department of Labour | <hr/> |

| | | |
|-------------------------|------------------|-------------|
| | | |
| Name of Tenderer | Signature | Date |



ANNEXURE A

(BIDDERS TO PROVIDE EVIDENCE OF PLANT, TOOLS, MACHINERY, UTILITY VEHICLES OWNED OR TO BE HIRED/RENTED IN ORDER TO CARRY OUT THE PROJECT)

NOTE 1: FAILURE TO COMPLETE AND SUBMIT THIS FORM WILL RESULT BIDDERS NOT TO BE SCORED FOR FUNCTIONALITY CRITERIA NO. 9.5

NOTE 2: BIDDERS ARE NOT ALLOWED TO REPLICATE THIS ANNEXURE A

NOTE 3: IF ITEMS MARKED OWNED/RENTED ON ANNEXURE A, PROOF MUST BE PROVIDED

| Project | PAFURI LAND PORT OF ENTRY: SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY |
|---------|--|
|---------|--|

| Description | Quantity | Owned | Outsourced |
|------------------------------|----------|-------|------------|
| | Quantity | Owned | Outsourced |
| LDV's | 3 | | |
| TLB (tractor loader backhoe) | 1 | | |
| Tipper Truck | 1 | | |

| | Quantity | Owned | Outsourced |
|---|----------|-------|------------|
| 3 ton crane truck | 1 | | |
| Hand tools, Equipment & Machines | | | |
| Wheel barrows, shovels, pick axe, steel trowels etc | 10 | | |
| Concrete Mixer | 3 | | |
| Concrete Vibrator | 2 | | |
| Step ladders | 4 | | |
| Electrician tool kit with digital multi meter, plug tester, voltage tester and insulation tester up to 1000V. | 1 | | |
| Compactor | 2 | | |
| Generator | 2 | | |
| Scaffolding | 2 | | |

| | | |
|---|----------------------------|-----------------------|
| NAME OF REPRESENTATIVE: | SIGNATURE: | DATE: |
|---|----------------------------|-----------------------|



DECLARATION – EPWP PROGRAMME

I _____ from the

_____ company

Hereby Undertake to Comply To:

1. LABOUR INTENSIVE CONTRUCTION METHODS (LIC)

1.1. Comply To Implementation of LIC B.O.Q Items Specified Elsewhere in The Tender Documents

2. RECRUITMENT AND PLACEMENT OF EPWP NYS PARTICIPANTS (Not Applicable)

2.1. Recruitment, Placement and Exposure Training Of forty (40) Participants

2.2. Comply To EPWP B.O.Q, Specifications and Code Of Good Practice

3. RECRUITMENT AND PLACEMENT OF LOCAL LABOURERS

3.1. Recruitment And Placement Of 30 (Thirty) Local Labourers

3.2. Comply With Applicable Wage Order/Determination or Agreement, in Terms of Labour Relations Act or Wage Act.

4. COMPLY TO EPWP MONTHLY REPORTING REQUIREMENTS

Monthly, Prepare and Submit Below EPWP Reports Attached To Monthly Payments Certificate:

- 4.1. All Employees and EPWP Participants Contracts
- 4.2. All Employees and EPWP Participants Certified SA ID Copies
- 4.3. All Employees and EPWP Participants Attendance Registers
- 4.4. All Employees and EPWP Participants Proof of Payment
- 4.5. EPWP Reports Populated on Standard Templates

5. PENALTY FOR NON-COMPLIANCE

Acknowledge Non-Compliance Penalty of R 3000.00 (Three Thousand Rand) Per Month Per Participants

Signed by : _____
Director of the Company

Company name : _____

Date : _____

DPW-23 (EC): SCHEDULE FOR IMPORTED MATERIALS AND EQUIPMENT

| | | | |
|-----------------------|--|----------------------|------------------|
| Project title: | <i>PAFURI LAND PORT OF ENTRY (LPOE): SUPPLY AND INSTALLATION OF SOLAR PANEL AND WASTE WATER FACILITY</i> | | |
| Tender no: | <i>H23/022AI</i> | Reference no: | <i>H23/022AI</i> |

This schedule should be completed by the tenderer. *(Attach additional pages if more space is required)*

| Item | Material / Equipment | Rand (R) (Excluding VAT) |
|------|----------------------|--------------------------|
| 1. | | R |
| 2. | | R |
| 3. | | R |
| 4. | | R |
| 5. | | R |
| 6. | | R |

Provide additional list if space provided is insufficient.

The Contractor shall list imported items, materials and/or equipment which shall be excluded from the Contract Price Adjustment Provisions (if applicable) and shall be adjusted in terms of currency fluctuations only. Copies of the supplier's quotations for the items, materials or equipment (provided that such costs shall not be higher than the relevant contract rate as listed above) should be lodged with the Principal Agent / Engineer of the Department of Public Works and Infrastructure within 60 (sixty) days from the date of acceptance of the tender. No adjustment of the local VAT amount, nor the contractor's profit, discount, mark-up, handling costs, etc. shall be allowed.

These net amounts will be adjusted as follows:

FORMULA:

The net amount to be added to or deducted from the contract sum:

$$A = V \left(\frac{Z}{Y} - 1 \right)$$

A = the amount (R) of adjustment

V = the net amount (supplier's quotation) (R) of the imported item

Y = exchange rate at the closing date of tender submission

Z = exchange rate on the date of payment.

| | | |
|------------------|-----------|------|
| | | |
| Name of Tenderer | Signature | Date |

T2.2.4 (a) CONTRACTOR'S PV SYSTEM ENERGY YIELD GUARANTEE SCHEDULE

| YEAR | PV ARRAY | | DC CABLE LOSSES (%) | INVERTER LOSSES (%) | AC CABLE LOSSES (%) | LOSSES DUE TO PV MODULE SOILING (%) | O LC |
|----------------------------------|--|--------------------------|---------------------|---------------------|---------------------|-------------------------------------|---------|
| | INITIAL ANNUAL ENERGY YIELD OF ARRAY (kWh) | PV ARRAY DEGRADATION (%) | | | | | |
| 1 | | | | | | | |
| 2 | | | | | | | |
| 3 | | | | | | | |
| 4 | | | | | | | |
| 5 | | | | | | | |
| 6 | | | | | | | |
| 7 | | | | | | | |
| 8 | | | | | | | |
| 9 | | | | | | | |
| 10 | | | | | | | |
| 11 | | | | | | | |
| 12 | | | | | | | |
| 13 | | | | | | | |
| 14 | | | | | | | |
| 15 | | | | | | | |
| 16 | | | | | | | |
| 17 | | | | | | | |
| 18 | | | | | | | |
| 19 | | | | | | | |
| 20 | | | | | | | |
| YIELD OVER 20 YEARS (kWh) | | | | | | | |

Note: Initial degradation to be accounted for in year 1.

Yield calculations are based on meteorological data from _____ :

T2.2.4 (b) CONTRACTOR'S MONTHLY ESTIMATED PV SYSTEM ENERGY YIELD SCHEDULE

| YEAR | MONTHLY (ESTIMATED kWh generation) | | | | | | | | | | | | GUARANTEED ANNUAL YIELD (TOTAL AS PER T2.1.5.1) |
|----------------------------------|------------------------------------|----------------|-------------|-------------|-----------|------------|------------|--------------|-----------------|---------------|----------------|----------------|---|
| | JANUARY (kWh) | FEBRUARY (kWh) | MARCH (kWh) | APRIL (kWh) | MAY (kWh) | JUNE (kWh) | JULY (kWh) | AUGUST (kWh) | SEPTEMBER (kWh) | OCTOBER (kWh) | NOVEMBER (kWh) | DECEMBER (kWh) | |
| 1 | | | | | | | | | | | | | |
| 2 | | | | | | | | | | | | | |
| 3 | | | | | | | | | | | | | |
| 4 | | | | | | | | | | | | | |
| 5 | | | | | | | | | | | | | |
| 6 | | | | | | | | | | | | | |
| 7 | | | | | | | | | | | | | |
| 8 | | | | | | | | | | | | | |
| 9 | | | | | | | | | | | | | |
| 10 | | | | | | | | | | | | | |
| 11 | | | | | | | | | | | | | |
| 12 | | | | | | | | | | | | | |
| 13 | | | | | | | | | | | | | |
| 14 | | | | | | | | | | | | | |
| 15 | | | | | | | | | | | | | |
| 16 | | | | | | | | | | | | | |
| 17 | | | | | | | | | | | | | |
| 18 | | | | | | | | | | | | | |
| 19 | | | | | | | | | | | | | |
| 20 | | | | | | | | | | | | | |
| YIELD OVER 20 YEARS (kWh) | | | | | | | | | | | | | |

Note: Initial degradation to be accounted for in year 1.

Yield calculations are based on meteorological data from

Signed _____
 Name _____
 Position _____
 Tenderer _____
 Date _____