

### **REQUEST FOR PROPOSAL**

#### BID NUMBER: ECIC11P-2023/24

#### OFFICE CLEANING SERVICES FOR A PERIOD OF FIVE YEARS

#### **CLOSING DATE: 16 APRIL 2024**

CLOSING TIME: 11H00 (SAST, OBTAINABLE BY DIALLING TELKOM ON 1026)

YOUR EXPORT RISK PARTNER

Terms of Reference

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### A. INTRODUCTION TO THE REQUEST FOR PROPOSAL (RFP)

#### 1. Introduction

- 1.1. The Export Credit Insurance Corporation of South Africa (SOC) Limited (ECIC or Corporation)<sup>1</sup> is a self-sustained state-owned entity listed under Schedule 3B of the Public Finance Management Act 1 of 1999 (as amended) and established in terms of the Export Credit and Foreign Investments Insurance Act 78 of 1957 (as amended).
- 1.2. The mandate of ECIC is to facilitate and encourage South African export trade, by underwriting export credit loans and investments outside the country, to enable South African contractors to win capital goods and services contracts in countries outside South Africa. ECIC is a registered Financial Service Provider and is regulated by the Financial Sector Conduct Authority and Prudential Authority (FSP No: 30656). Currently exempted in terms of FAIS Notice 78 of 2019.
- 1.3. ECIC operates at the following address:

Byls Bridge Office Park Building 9, Fourth Floor 11 Byls Bridge Boulevard Highveld Extension 73 Centurion 0157

#### 2. Purpose

2.1. Bids are hereby invited for the appointment of a service provider to provide office cleaning services for a period of five years.

#### 3. Pricing

- 3.1. Bids are required to complete and sign the attached Annexure C as part of their bid submission. In addition, the Annexure B must be submitted in MS Excel version as well.
- 3.2. Bidders must note that, in calculating their yearly increase, the labour cost element must be excluded from such cost as that will be determined on a yearly basis with the appointed bidder, based on the relevant applicable Sectoral Determination. For evaluation purposes, ECIC will use the total bid amount as calculated in Annexure B attached to this bid document, which bidders are required to complete and submit with their proposal.

#### 4. Non-compulsory site visit

4.1. Potential bidders are encouraged to attend a non-compulsory site visit scheduled at 11H00 (South African Standard Time ) on 26 March 2024, as questions relating to this bid will be addressed. The briefing session will be held at the following address:

Byls Bridge Office Park Building 9, Fourth Floor 11 Byls Bridge Boulevard Highveld Extension 73 Centurion 0157

<sup>&</sup>lt;sup>1</sup> Further information on the ECIC can be found at <u>www.ecic.co.za</u>

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#### 5. Background

5.1. ECIC occupies the 4<sup>th</sup> floor of the offices at the address indicated in paragraph 1.3. The total floor area is approximately 2 294<sup>m2</sup> and is made up as follows:

	Table 1
Area/ Item	Quantity/Size
Windows- (floor to ceiling)	119
Training room, meeting rooms and private spaces	15
Toilets	13
Store rooms	6
Security control room	1
Rugs and carpeting	1 819 <sup>m2</sup>
Reception	1
Passages	5
Offices and open plan areas	105 workstations
Kitchens	3
Kitchenettes	2
Glass metals	All
Blinds – (floor to ceiling)	119

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### B. TERMS OF REFERENCE

#### 6. Scope of services

6.1. The appointed bidder will be required to provide a comprehensive cleaning service as indicated in Table 2. It is envisaged that the bidder will make use of two (2) cleaners to provide these services. The detailed scope of services is as follows

		Table 2			
No.	Frequency	Detailed service/task			
		Clean toilets and replenish consumables three times a day.			
		Clean reception area – once a day			
		Clean kitchens including crockery and cutlery, three times a day.			
		Clean offices and dust all the furniture – once a day.			
		Clean meeting rooms and passages – once a day.			
1.	Daily duties	Clean skirtings, doors and equipment- once a day.			
		All dustbins must be emptied and cleaned - once a day.			
		Paper must be separated from the general garbage and put into black refuse bags and stored in the paper recycling area – once a day.			
		Clean and wipe all doors.			
		Vacuum all carpeted areas.			
		Spot clean glass doors and glass partitions.			
		Clean and polish chrome surfaces.			
		Clean and dust window blinds.			
2.	Weekly duties	Wipe telephone instruments.			
		Clean and polish furniture.			
		Remove spots on the carpets.			
		Dust and/or damp wipe lamps.			
		Damp wipe tops, doors and sides of refrigerators.			
3.	Monthly duties	Clean windows in all public areas, foyers, passages, toilets etc.			
4.	Quarterly duties	Clean all windows on the inside and glass balustrades in the foyer.			

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No.	Frequency		Detailed service/task
5.	Bi-Annual duties		Deep cleaning on all tiled areas surface, the time to be agreed upon with ECIC. Deep clean the carpet.
			Cleaning of upholstery.
	Cleaning material		Provide all required cleaning material required to render the service completely and satisfactorily.
6.			A list of these materials must be provided by the appointed bidder to ECIC for approval prior to the use thereof.
	Inspection		The appointed bidder must do a weekly inspection on the quality and standard of cleaning services rendered and report weekly to ECIC.
7.	Supervision Reporting	The cleaners to report on a daily basis to ECIC any defects and concerns e.g. blocked toilets/urinals, broken windows etc. during the cleaning of the building.	
8.	Ad-hoc duties		Prepare the meeting and conference rooms (tea, coffee, water etc.) for ECIC meetings and the clearing up, washing of crockery and cutlery.

### 7. Additional requirements

- 7.1. The appointed bidder must provide cleaning staff with a distinctive acceptable uniform (summer and winter).
- 7.2. The appointed bidder must provide the following cleaning equipment on-site:

		Table 3
No.	Item	Quantity
1.	Brooms	2
2.	Buckets	2
3.	Cleaning consumables	
4.	Dust cloths, and gloves	
5.	Industrial machines for washing carpets	2
6.	Industrial vacuum cleaners	2
7.	Mops	2

The appointed bidder will not be entitled to store or leave goods or equipment on the floors and offices, for example in the entrance hall, corridors, hallways or the steps other than in the lock up facility or allocated storage areas.

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#### 8. General information

8.1. Cleaning and hygiene services must be rendered from Monday to Friday from 07H00 – 16H00 (South African Standard Time). Specialist functions (quarterly and bi-annual duties) as listed in Table 2 shall be rendered after hours or on weekends. Bidders are required to quote appropriately.

#### 9. Condition of award

9.1. ECIC will not award a bid to a bidder who does not have a Public Liability Cover of at least R1 million. Bidders are required to provide proof of the Public Liability Cover. In the event that a bidder is appointed as service provider, they will be required to maintain the minimum cover required for the term of the contract.

#### 10. Due diligence/site inspection

- 10.1. At the ECIC's discretion, a due diligence and/or site inspection may be conducted on the identified bidder. ECIC will visit the identified bidders' premises or bidder's client (with permission from the bidder) with the objective of verifying information as contained in their respective bid documents.
- 10.2. Where applicable, the ECIC will issue criteria for the due diligence review or site inspection beforehand to the applicable bidder(s). Should it be discovered during a due diligence visit or site inspection that the information submitted by the identified bidder is inconsistent with what is on their current premises of business, ECIC reserves the right to disqualify such bidder.
- 10.3. ECIC may identify another bidder using the next highest points obtained in the evaluation phase as stipulated in paragraph 11.1.3, taking into consideration the process followed under paragraphs 10.1 and 10.2.

#### 11. Bid evaluation

11.1. The proposals will be evaluated in phases as highlighted below and detailed in paragraphs 11.1.1 and 12 to 17 of this document:

#### 11.1.1. Phase One: Pre-qualification and Compliance

Compliance with the requirements of this bid and the pre-qualification requirements as listed in paragraph 12. In this evaluation phase, all bidders that fail to provide the required information and documentation, will be disqualified from further evaluation.

#### 11.1.2. Phase Two: Functional evaluation (Desktop evaluation)

In this evaluation phase, bidders are expected to obtain a minimum of 80 out of 100 points to proceed to the next evaluation stage of the evaluation. Failure to obtain the prescribed minimum points will automatically disqualify the bid offer from proceeding to the next evaluation phase.

#### 11.1.3. Phase Three: Preference point system

The 80/20 preference point system shall be applicable to this phase, where 80 points represent maximum obtainable points for the lowest acceptable price and 20 points represents maximum obtainable points for Specific Goals. Points will be awarded to a bidder for attaining the Specific Goals in accordance with the table as listed in the bid documentation (refer to paragraph 14, read together with the table in page 32 (paragraph 4.1).

#### 11.1.4. Phase Four: Objective criteria

ECIC will apply objective criteria as detailed in paragraph 16.

#### 12. Evaluation Phase One: Pre-qualification

- 12.1. The bidder must be compliant to COIDA (Compensation for Occupational Injuries and Diseases Act) and must be registered with the Workmen Compensation Fund. Bidders must provide a copy of a valid letter of good standing or the certificate number of the letter of good standing from the Workmen Compensation Fund. The certificate number will be verified against the Department of Labour (or Workmen Compensation Fund) website.
- 12.2. Bidders must adhere to the most recent amendments made to the Sectoral Determination: Contract Cleaning as published by the Department of Labour from time to time. Quotation should clearly indicate that staff earn at the very least the minimum wages as indicated by the latest Sectoral Determination: Contract Cleaning. ECIC will verify the quotations against the Sectoral Determination rates. ECIC will not appoint a bidder who is not remunerating its employees in accordance with Sectoral Determination rates.
- 12.3. The bidder must be registered with the Unemployment Insurance Fund. The bidder must provide a valid proof of registration with Unemployment Insurance Fund.
- 12.4. Where a bidder fails to meet the pre-qualification requirements as listed in paragraphs 12.1 and 12.3, the bid will be considered as unacceptable bid and will be disqualified from further evaluation.

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#### **13.** Evaluation Phase Two: Functional

- 13.1. The proposal submitted by the bidder will be evaluated by the ECIC based on the following criteria and be rated as the factor score over 5 multiplied by the applicable points:
- 13.2. Factor scores: 0=Poor, 1=Below average, 2=Average, 3=Good, 4=Very Good, 5=Excellent

EVALUATION CRITERIA		N CRITERIA EVALUATION CRITERIA DESCRIPTION		DESCRIPTION OF POINTS ALLOCATION			Table 4	
				DETAILS/INFORMATION		SUB POINTS	POINTS	
	Bidder's Experience		1.1. The bidder to demonstrate at least 5 years' experience in providing cleaning	1.1.1.	Less than five years' experience.	0	20	
		services.		The demonstrable experience is five years and above.	5	20	40	
1.			1	No reference(s) provided, or reference(s) provided are not for similar services.	0	- 20		
		1.2. The bidder to provide at least three references from clients where similar	1.2.2. (	One reference provided.	1			
		services were rendered.	1.2.3.	Two references provided.	3			
			1.2.4.	At least three references provided.	5			
2.	Bidder's Capacity to deliver	2.1. Project Manager / Team Leader has at least 5 years' experience in the Cleaning		Less than five years' experience.	0			
		deliver			Demonstratable experience of five years and above.	5	20	20

Table 4

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	DESCRIPTION OF POINTS ALLOCATION	SUB POINTS	POINTS	
EVALUATION CRITERIA DESCRIPTION	DETAILS/INFORMATION RATING			
3.1. The bidder must provide a site take-over plan which must include, but is not limited to, the following:	3.1.1. Bidder did not provide the site take- over plan.	0		
<ul> <li>a. Number of staff.</li> <li>b. Cleaning equipment.</li> <li>c. Suitable uniforms - (photos).</li> </ul>	3.1.2. Bidder provided an incomplete site take-over plan.	1-3	40	40
<ul> <li>d. Time-frames to assess the site to enable staff allocation to meet the cleaning service requirements.</li> <li>e. Management (bidders) interaction with their staff and client.</li> </ul>	3.1.3. Bidder provided a site take-over plan as required	4-5		
	<ul> <li>plan which must include, but is not limited to, the following:</li> <li>a. Number of staff.</li> <li>b. Cleaning equipment.</li> <li>c. Suitable uniforms - (photos).</li> <li>d. Time-frames to assess the site to enable staff allocation to meet the cleaning service requirements.</li> <li>e. Management (bidders) interaction</li> </ul>	EVALUATION CRITERIA DESCRIPTIONDETAILS/INFORMATION3.1. The bidder must provide a site take-over plan which must include, but is not limited to, the following:3.1.1. Bidder did not provide the site take- over plan.a. Number of staff.3.1.2. Bidder provided an incomplete site take-over plan.b. Cleaning equipment.3.1.2. Bidder provided an incomplete site take-over plan.c. Suitable uniforms - (photos).3.1.3. Bidder provided a site take-over plan.d. Time-frames to assess the site to enable staff allocation to meet the 	EVALUATION CRITERIA DESCRIPTIONDETAILS/INFORMATIONRATING3.1. The bidder must provide a site take-over plan which must include, but is not limited to, the following:3.1.1. Bidder did not provide the site take- over plan.0a. Number of staff.3.1.2. Bidder provided an incomplete site take-over plan.1-3b. Cleaning equipment.3.1.2. Bidder provided an incomplete site take-over plan.1-3c. Suitable uniforms - (photos).3.1.3. Bidder provided a site take-over plan.1-3e. Management (bidders) interaction3.1.3. Bidder provided a site take-over plan4-5	EVALUATION CRITERIA DESCRIPTIONDETAILS/INFORMATIONRATINGSOB POINTS3.1. The bidder must provide a site take-over plan which must include, but is not limited to, the following:3.1.1. Bidder did not provide the site take- over plan.0a. Number of staff.3.1.2. Bidder provided an incomplete site take-over plan.0b. Cleaning equipment.3.1.2. Bidder provided an incomplete site take-over plan.1-3c. Suitable uniforms - (photos).3.1.3. Bidder provided a site take-over plan40e. Management (bidders) interaction3.1.3. Bidder provided a site take-over plan4-5

- 13.3. Total points achieved under this evaluation criteria will be rounded to the nearest two decimal places.
- 13.4. Bidders are expected to obtain a minimum of 80 out of 100 points to proceed to the next evaluation stage of the evaluation. Failure to obtain the prescribed minimum points will automatically disqualify the bid offer from proceeding to the next evaluation phase.

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#### 14. Evaluation Phase Three: Preference point system

14.1. The formula below will be used to calculate the lowest acceptable bid price:

$$Ps = 80 \left( 1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where

Ps = Points scored for price of tender under consideration; Pt = Comparative price of bid or offer under consideration; and Pmin = Price of lowest acceptable tender.

- 14.2. Depending on the bidder's level of Specific Goals, a maximum of 20 Specific Goals points may be awarded to a bidder. The points scored by a bidder for Specific Goals will be added to the points allocated for price.
- 14.3. The table below reflects the number of points to be allocated to a bidder for Specific Goals:

	Table 5
Specific Goals	Number of points (80/20 system)
B-BBEE Procurement Recognition Level of 135% and at least 50.1% owned by (or combination thereof):	
<ul><li>a. Black people, or</li><li>b. Black female, or</li><li>c. Black Designated Group.</li></ul>	20
B-BBEE Procurement Recognition Level of 125% and at least 30% to 50% owned by (or combination thereof):	
<ul><li>a. Black people, or</li><li>b. Black female, or</li><li>c. Black Designated Group.</li></ul>	10
B-BBEE Procurement Recognition Level of 110% and at less than 30% owned by (or combination thereof):	
<ul><li>d. Black people, or</li><li>e. Black female, or</li><li>f. Black Designated Group.</li></ul>	5
Any other B-BBEE Procurement Recognition Level	0

[BIDDERS ARE REQUIRED TO INDICATE, IN ONE BLOCK, THE NUMBER OF POINTS THEY ARE CLAIMING FOR SPECIFIC GOALS IN THE TABLE IN PAGE 32 (PARAGRAPH 4.1). IN THE EVENT WHERE A BIDDER MAKES A

MARK (ONE MARK), ECIC WILL CONSIDER THE CORRESPONDING POINTS TO BE THE ONE WHICH THE BIDDER IS CLAIMING FOR. WHERE A BIDDER MAKES MULTIPLE MARKS OR DOES NOT MAKE ANY MARK OR INDICATION AT ALL IN THE TABLE, THE BIDDER WILL BE ALLOCATED ZERO (0) POINTS FOR SPECIFIC GOALS, NOTWITHSTANDING EVIDENCE PROVIDED.]

14.4. The total points achieved under this evaluation criteria will be rounded to the nearest two decimal places.

#### 15. Document(s) required to substantiate claims for Specific Goals

15.1. For this bid, bidders are requested to provide the following documents in substantiation for their claim of Specific Goals in line with the 2022 Preferential Procurement Regulations:

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- 2	n		n
			U

Specific Goals	Document required to substantiate the Specific Goals claim
B-BBEE Procurement	Copy of a valid B-BBEE Certificate or Copy of valid Sworn
Recognition Level	Affidavit

- 15.2. Any bid received from a bidder who did not provide the document requested in this paragraph 15 and do not indicate the number of Specific Goals they are claiming for in the SBD6.1 Form, in the table on page 32 (paragraph 4.1) shall be awarded zero points for Specific Goals (i.e. both the document required to substantiate the Specific Goals Claimed and the SBD6.1 must be submitted with response to this bid).
- 15.3. Points for Specific Goals will be allocated as indicated in paragraph 14 of this RFP and in the SBD 6.1 Form. Bidders are required to indicate how they claim points for each preference points on the SBD6.1 Form, in the table on page 32 (paragraph 4.1). In the event that a bidder does not indicate the preference points they are claiming, the bidder will be awarded zero (0) points for Specific Goals.

#### 16. Phase Four: Objective criteria

- 16.1. In this evaluation stage, ECIC will check if the bidder has a person who meet the following criteria in awarding the bid:
  - 16.1.1. The bidder has a significant shareholder or owner (or equivalent) (directly or indirectly) who is classified or can be classified as a Prominent Influential Person (PIP) in accordance with Financial Intelligence Centre Act, 38 of 2001 (FICA).
  - 16.1.2. The bidder has a shareholder or member or owner or director (or equivalent) who has questionable integrity status.
  - 16.1.3. The bidder has a director or equivalent who is classified or can be classified as a PIP in accordance with FICA.

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16.2. Should it be found during this evaluation stage, that the bidder who has attained the highest points under Evaluation Stage Four (Preference Point System) has persons listed in paragraphs 16.1.1 to 16.1.3, ECIC reserves the right to conduct further due diligence on the person(s). Should the outcome of a further due diligence not be satisfactory to ECIC or such a person(s) poses an unacceptable high risk reputation and/or integrity of the person(s) be questionable, ECIC reserves the right not to award the bid to that bidder. This process may be repeated to the next bidder if so required.

#### 17. Standard bidding documents

17.1. Bidders are required to complete and attach the following Standard Bidding Documents:

	l able 7
DETAILS	REFERENCE NUMBER
Invitation to bid	SBD 1
Declaration of Interest	SBD 4
Preference Points Claim Form for Preferential Procurement Regulations 2022	SBD 6.1
Should a bidder not complete and sign the SBD6.1, the bidder will be allocated 0.00 points for Specific Goals.	

17.2. ECIC will not award a bid to a bidder who has not submitted complete and signed Standard Bidding Documents and the Standard Bidding Documents forms part of the condition of award.

#### 18. Instructions to respondents

#### 18.1. Correspondence

- 18.1.1. No telephonic or any other form of communication with any other ECIC member of staff other than the named individual below, relating to this RFP will be permitted. All enquiries must be in writing only.
- 18.1.2. All questions relating to the contents of the tender (conditions, rules, terms of reference etc.) must be forwarded in writing via email to procurement@ecic.co.za by not later than 28 March 2024. Questions received after this date will not be entertained.
- 18.1.3. All questions must reference specific paragraph numbers, where applicable.
- 18.1.4. All enquiries (received on or before the closing date for enquiries) will be consolidated and ECIC will publish one response document on the ECIC

website (<u>www.ecic.co.za</u>) within two working days after the date in indicated in paragraph 18.1.2, on or before 2 April 2024.

18.1.5. No requests for information shall be made to any other person or place and in particular not to the existing provider of this service.

#### 18.2. Submission of the proposals

18.2.1. Bid documents must be clearly marked for ease of reference and be submitted in PDF format on/or before the closing date and time to the following email address:

procurement@ecic.co.za

- 18.2.2. The following email submission procedures or protocols must be adhered to ensure safe and secure submission of the tender documents and supporting documents:
  - 18.2.2.1. The tender document, including the supporting or returnable documents should be submitted via email on PDF format.
  - 18.2.2.2. If the PDF tender document, including the supporting or returnable documents is less than 20 Megabytes (MB), it should be submitted as one document. If the electronic bid document is more than 20MB, the electronic tender document should be split in order to adhered to the 20MB email capacity.
  - 18.2.2.3. Bidders are also encouraged to submit a USB detailing their tender proposals.
- 18.2.3. Only if bidders are experiencing challenges with emailing documents, tenders can be delivered at the ECIC Offices on/or before the closing date and time at:

Byls Bridge Office Park Building 9, Fourth Floor 11 Byls Bridge Boulevard Highveld Extension 73 Centurion 0157

### 18.2.4. Any proposal received after the closing date and time will not be accepted.

18.2.5. All proposals and all subsequent information received from respondents will not be returned. The proposals should be addressed to the Head of Procurement of ECIC.

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#### **19.** Timeline of the bid process

19.1. The period of validity of the tender and the withdrawal of offers, after the closing date and time are 180 days, expiring on 13 October 2024. The project timeframes of this bid are set out below:

		Table 8
STAGE	DESCRIPTION OF STAGE	ESTIMATED COMPLETION DATE (OR WORK WEEK ENDING)
1.	Advertisement of bid on Government e-tender portal /ECIC Website	15 March 2024
2.	Non compulsory briefing	26 March 2024
3.	Questions relating to bid from bidder(s)	28 March 2024
4.	Response to the questions from the bidders	2 April 2024
5.	Bid closing	16 April 2024
6.	Compliance Evaluation	19 April 2024
7.	Functional Evaluation	26 April 2024
8.	Preference Points	26 April 2024
9.	Bid Adjudication	3 May 2024

- 19.2. All dates and times in this bid are in South African Standard Time.
- 19.3. Any time or date in this bid is subject to change at the discretion of ECIC. The establishment of a time or date in this bid does not create an obligation on the part of ECIC to take any action or create any right in any way for any bidder to demand that any action be taken on the date established. The bidder accepts that, if ECIC extends the deadline for bid submission (the Closing Date) for any reason, the requirements of this bid otherwise apply equally to the extended deadline.
- 19.4. ECIC will notify all bidders of the outcome of the bid within 10 days from the date of acceptance of bid by the identified bidder.

#### 20. Bid rules

#### 20.1. Awarding a bid

- 20.1.1. ECIC will not award a bid to a bidder:
  - 20.1.1.1. Who is or the bidder's director(s), trustee(s), shareholder(s), member(s), partners(s) or any person(s) having controlling interest in the bidder are restricted to conduct business with the State.
  - 20.1.1.2. Who is in the employ of the State or has a director(s), trustee(s), shareholder(s), member(s), partners(s) or any person(s) having controlling interest in the bidder who is in the employ of the State as contemplated in the Public Administration Management Act, 11

of 2014 and is prohibited from conducting business with the State in terms of section of PAMA.

- 20.1.1.3. Who is in the service of the State or has a director(s), trustee(s), shareholder(s), member(s), partners(s) or any person(s) having controlling interest in the bidder and has not declared their business interest as required in the applicable SBD4 form.
- 20.1.1.4. Has been found to have transgressed Prevention and Combating of Corrupt Activities Act,12 of 2004 (as amended).
- 20.1.1.5. Has been found to have transgressed or is transgressing the Competition Act, 89 of 1998 (as amended).
- 20.1.2. ECIC shall not award a bid or contract or order to a bidder whose tax affairs are not compliant, except to foreign bidders with no tax obligations in South Africa.
- 20.1.3. For a bidder or the bidder's director(s), trustee(s), shareholder(s), member(s), partners(s) or any person(s) having controlling interest in the bidder who have declared their business interest as required in the applicable SBD4 form, ECIC will not award a bid to a bidder who has declared their interest and:
  - 20.1.3.1. Is prohibited from conducting business with the State; or
  - 20.1.3.2. Does not have permission to conduct remunerative work outside their employment.
- 20.1.4. ECIC will verify with the relevant Organ of State to determine if paragraphs 20.1.3.1 and 20.1.3.2 are not applicable.
- 20.1.5. ECIC will assume that, the person contemplated in paragraph 20.1.3 is prohibited from conducting business with the State or the person does not have permission to conduct remunerative work outside their employment if it does not receive any response within 21 days from such verification request to an Organ of State.
- 20.1.6. ECIC will then recommend to award the bid to the bidder who achieved the second highest preference points, and should it be established that, the bidder who achieved the second highest preference points have a person contemplated in paragraph 20.1.3, ECIC will conduct verification as contemplated in paragraphs 20.1.4 and 20.1.5. This step can be performed to up to the bidder who achieved the third highest preference points.

#### 20.2. Documents/information required as a condition of award

20.2.1. Proof of registration valid registration on the National Treasury Central Supplier Database (CSD).

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20.2.2. Completed and signed Standard Bidding Forms as follows:

	Table 9
Invitation to bid (all bidders must ensure that this Form is duly completed and signed)	SBD 1
Declaration of Interest	SBD 4
Preference Points Claim Form	SBD 6.1

#### 20.3. Sub-contracting

- 20.3.1. ECIC fully endorses the South African Government's transformation and empowerment objectives and in awarding the tender or contract, preference may be given to bidders (Generics) who are willing to subcontract not less than 30% of the contract to a company which is Black Owned, Black Women Owned, Black Youth Owned, owned by Black People with Disabilities, an EMEs and QSE. EME's and QSE's are allowed to bid without subcontracting.
- 20.3.2. If contemplating subcontracting, please note that a bidder will not be awarded points for Specific Goals if it is indicated in its Proposal that such bidder intends subcontracting more than 30% (thirty percent) of the value of the contract to an entity/entity that do not qualify for at least the same points that the bidder qualifies for, unless the intended subcontractor is a company which is Black Owned, Black Women Owned, Black Youth Owned, owned by Black People with Disabilities, an EME and QSE, with the capability to execute the subcontract.
- 20.3.3. A person awarded a contract may not subcontract more than 25% (twenty five) of the value of the contract to any other enterprise that does not have an equal or higher Specific Goals than the person concerned, unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract.

#### 20.4. ECIC's rights

- 20.4.1. ECIC reserves the right to:
  - 20.4.1.1. Amend any bid conditions, bid validity period, bid specifications, or extend the bid closing date, all before the bid closing date. Such amendments will be posted on the ECIC's website under the relevant tender information. All prospective bidders must therefore ensure that they visit the website of ECIC (<u>www.ecic.co.za</u>) regularly before they submit their bid response to ensure that they are kept updated on any amendments in this regard.
  - 20.4.1.2. Cancel or withdraw this bid at any time, as a whole or in part without reasons and without attracting any liability.

- 20.4.1.3. Award this bid to more than one bidder.
- 20.4.1.4. Award this bid in total or part.
- 20.4.1.5. Negotiate with all or some of the shortlisted bidders.
- 20.4.1.6. Not accept the lowest priced bid or award the bid to a bidder other than the highest scoring bidder.
- 20.4.1.7. Conduct site visits at bidder's offices and / or at client sites if so required.
- 20.4.1.8. Request any relevant information and/ or documents to verify or clarify information supplied in the bid response in relation, but not limited, to the structure of the bidding entity, bidder's capacity, proposed solution, proposed timelines etc.

#### 20.5. Contract fees

20.5.1. Where a bidder indicates that its prices are subject to confirmation, or are in any way conditional, such pricing will not be considered.

#### 20.6. **Confidentiality**

20.6.1. Any information relating to the submissions, through the process or otherwise shall be treated in strict confidence. In submitting a response, a Service provider agrees that it shall not be entitled to any information disclosed by another respondent to ECIC, which ECIC has determined to be of a confidential nature. The content and details of the evaluation of submissions will remain confidential to ECIC.

#### 20.7. Other matters

- 20.7.1. If the ECIC does not accept any proposal, it will declare this bid process closed and may then elect to:
  - 20.7.1.1. Proceed on a completely different basis; and/or
  - 20.7.1.2. Not to appoint any respondent (in the event it deems all or any of the proposals not appropriate).
- 20.7.2. The ECIC reserves the right to engage in any processes required to validate all claims made in the proposal.
- 20.7.3. The ECIC has the right to enter into negotiation with a prospective Service provider regarding any terms and conditions, including fees, of a proposed contract.

#### 20.8. Disclaimer

- 20.8.1. The ECIC has produced this bid in good faith. However, the ECIC, its agents and its employees and associates, do not warrant its accuracy or completeness. The ECIC will not be liable for any claim whatsoever and howsoever arising (including, without limitation, any claim in contract, negligence or otherwise) for any incorrect or misleading information contained in this bid due to any misinterpretation of this bid.
- 20.8.2. This bid is a request for proposals only and not an offer document; answers to it must not be construed as acceptance of an offer or imply the existence of a contract between the ECIC and the bidder.

#### 20.9. Terms of engagement

20.9.1. The ECIC's engagement of the service provider will be documented in a contract between the ECIC and the appointed bidder.

#### ANNEXES

#### Annexure A: Protection of personal information

- 1. ECIC recognises that when the Bidder submit its proposal in response to this Request for Quotations, it will provide personal information, which ECIC will process for the sole purpose of evaluating the Bidder's proposal. By submitting its proposal in responding to this Request for Quotations, the Bidder hereby provide its consent to the processing of its Personal Information by ECIC.
- 2. The following terms shall have the meaning ascribed to them:
  - 2.1. "**Personal Information**" shall bear the same meaning as ascribed to it under POPI;
  - 2.2. "POPI" means Protection of Personal Information Act, No. 4 of 2013;
  - 2.3. "**Responsible Party**" shall bear the same meaning as ascribed to it under POPI; and
  - 2.4. **"bid**" means this Request for Quotations.
- 3. ECIC as the Responsible Party undertakes to:
  - 3.1. comply with the provisions of POPI as well as all applicable legislation as amended or substituted from time to time;
  - 3.2. treat all Personal Information strictly as defined within the parameters of POPI;
  - 3.3. process Personal Information only in accordance with the consent it was obtained for, for the purpose agreed, as permitted by law;
  - 3.4. secure the integrity and confidentiality of any Personal Information in its possession or under its control by taking appropriate, reasonable technical and organisational measures to prevent loss, damage, unauthorised destruction, access, use, disclosure or any other unlawful processing of Personal Information;
  - 3.5. not transfer any Personal Information to any third party in a foreign country unless such transfer complies with the relevant provisions of POPI regarding transborder information flows; and
  - 3.6. not retain any Personal Information for longer than is necessary for achieving the purpose in terms of bid or in fulfilment of any other lawful requirement.
- 4. ECIC will ensure that all reasonable measures are taken to:
  - 4.1. identify reasonably foreseeable internal and external risks to the Personal Information in its possession or under its control;

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- 4.2. establish and maintain appropriate security safeguards against the identified risks;
- 4.3. regularly verify that the security safeguards are effectively implemented;
- 4.4. ensure that the security safeguards are continually updated in response to new risks or deficiencies in previously implemented safeguards;
- 4.5. provide immediate notification to the Bidder if a breach in information security or any other applicable security safeguard occurs; provide immediate notification to the Bidder where there are reasonable grounds to believe that the Personal Information has been accessed or acquired by any unauthorised person;
- 4.6. remedy any breach of a security safeguard in the shortest reasonable time and provide the Bidder with the details of the breach and, if applicable, the reasonable measures implemented to address the security safeguard breach;
- 4.7. provide immediate notification to the Bidder where the Bidder has, or reasonably suspects that, Personal Information has been processed outside of the purpose agreed to or consented to;
- 4.8. provide the Bidder, upon request, with all information of any nature whatsoever relating to the processing of the Personal Information for the purpose of the bid and any applicable law; and
- 4.9. notify the Bidder, if lawful, of receipt of any request for access to Personal Information, in its possession and relating to the Bidder.
- 5. The Bidder has the right to inspect the Personal Information processing operations, as well as the technical and organisational information security measures employed by the ECIC to ensure compliance with the provisions of this Annexure.

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### Annexure B: Format for fee proposal (Pricing Example)

This page has been left blank intentionally, refer to the Attached document titled Annexure B (Format for fee proposal (Pricing Example)).

### **Annexure C: Applicable Standard Bidding Documents**

SBD 1

			INVITA	PAR1 ATION		) BI	D						
YOU ARE HEF	REBY INVI	TED TO	BID FOR REQUI						(POF	RT CRI	EDIT INS	URA	NCE
BID NUMBER:	ECIC11P	-2023/24	4	CLOS	SING	DAT	E:	16 APRIL	2024	1	CLOSIN TIME:	١G	11:00
DESCRIPTION	PROVISI	ON OF (	OFFICE CLEANIN	IG SER	RVICE	ES FO	DR A	PERIOD (	OF F	IVE YE	EARS		
BID RESPONSE	DOCUME	ENTS MU	JST BE SENT TO	THE F	-OLL	.OWI	NG I	EMAIL ADI	DRE	SS:			
Preferably via en													
			S MAY BE DIRE									ECTE	D TO:
CONTACT PERS			y Kwape					RSON		ang K			
E-MAIL ADDRES			ement@ecic.co.za	<u> </u>  E	E-MA	il al	DRI	SS	pro	curem	ent@ecio	. <u>.co.za</u>	<u>a</u>
NAME OF BIDDI													
POSTAL ADDRE	SS												
STREET ADDRE	SS												
TELEPHONE NU	JMBER		CODE					NUMBER					
CELL PHONE N	UMBER												
FACSIMILE NUM	/IBER		CODE					NUMBER					
E-MAIL ADDRES	SS												
VAT REGISTRA	TION NUM	1BER											
SUPPLIER COM STATUS	IPLIANCE		TAX COMPLIANCE SYSTEM PIN:				OR	CENTRA SUPPLIE DATABA	ER <u>ASE I</u>	No:	MAAA		
ARE YOU THI REPRESENTAT AFRICA FOR /SERVICES OFF	IVE IN S THE G	EDITED South Goods	☐Yes [IF YES ENCLO PROOF]	⊡N SE	NO	BAS	ED S THI RVIC		GN		ES, ANS STIONN/		□No R THE
QUESTIONNAIR	RE TO BID	DING FO	DREIGN SUPPLIE	ERS									
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DOES THE ENT DOES THE ENT	ITY HAVE ITY HAVE	A PERM ANY SC	ICH IN THE RSA MANENT ESTABL DURCE OF INCOM	ISHME ME IN T	THE	RSA	?	SA?		□ Y □ Y	ΈS ΈS ΈS		NO NO NO
IS THE ENTITY		THE RS	SA FOR ANY FOR		ΙΑΧΑ		IN ?			□ Y	E9		NO
	ICE STAT	US SYS	L OF THE ABOVI STEM PIN CODE 2.3 BELOW.										

#### Terms of Reference

### PART B TERMS AND CONDITIONS FOR BIDDING

#### 1. BID SUBMISSION:

- 1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
- 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED- (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.

1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).

#### 2. TAX COMPLIANCE REQUIREMENTS

- 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
- 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
- 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

### NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER: .....

(Proof of authority must be submitted e.g., company resolution)

DATE:

.....

### SBD 4

### BIDDER'S DISCLOSURE

#### 1. PURPOSE OF THE FORM

- 1.1. 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.
- 1.2. 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 <sup>2</sup> in the enterprise,	YES/NO
	employed by the state?	

2.1.1. If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

2.2. Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution?

2.2.1. If so, furnish particulars:

<sup>&</sup>lt;sup>2</sup> 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.

#### Terms of Reference

Full Name (Name of person employed by Export Credit Corporation of South Africa (SOC) Ltd, the procuring institution)	Relationship

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?

#### 2.3.1. If so, furnish particulars:

Name of Related Enterprise	Registration (ID) Number

#### 3. DECLARATION

I, the undersigned, 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 consortium<sup>3</sup> 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.
- 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.

<sup>&</sup>lt;sup>3</sup> 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.

#### Terms of Reference

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.

Name of declarer		
Position/Title of declarer		
Name of bidder		
Signature of declarer	Date of signature	

### SBD 6.1

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

#### **1.2** To be completed by the organ of state

(delete whichever is not applicable for this tender).

- 1.2.1 The applicable preference point system for this tender is the 90/10 preference point system.
- 1.2.2 The applicable preference point system for this tender is the 80/20 preference point system.
- 1.2.3 Either the 90/10 or 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.
- 1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
  - 1.3.1 Price; and
  - 1.3.2 Specific Goals.

#### 1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80.00
SPECIFIC GOALS	20.00
TOTAL POINTS FOR PRICE AND SPECIFIC GOALS	100.00

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for Specific Goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

#### 2 DEFINITIONS

- 2.1 "**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;
- 2.2 **"price**" means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- 2.3 **"rand value"** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- 2.4 "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
- 2.5 "the Act" means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

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#### 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:

80/20 or 90/10

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

$$Ps = 80\left(1 + \frac{Pt - Pmax}{Pmax}\right) \text{ or } Ps = 90\left(1 + \frac{Pt - Pmax}{Pmax}\right)$$

Where

Ps =Points scored for price of tender under considerationPt =Price of tender under considerationPmax =Price of highest acceptable tender

#### 4 POINTS AWARDED FOR SPECIFIC GOALS

4.1 In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for Specific Goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

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

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

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

The exection real ellegated points in terms of	Number of points allocated	Number of points claimed (80/20
The specific goals allocated points in terms of this tender	(80/20 system) (To be completed by the organ of state)	system) (To be completed by the tenderer)
B-BBEE Procurement Recognition Level of 135% and at least 50.1% owned by (or combination thereof):		
<ul><li>a. Black people, or</li><li>b. Black female, or</li><li>c. Black Designated Group.</li></ul>	20	
B-BBEE Procurement Recognition Level of 125% and at least 30% to 50% owned by (or combination thereof):		
<ul><li>a. Black people, or</li><li>b. Black female, or</li><li>c. Black Designated Group.</li></ul>	10	
B-BBEE Procurement Recognition Level of 110% and at less than 30% owned by (or combination thereof):		
<ul><li>a. Black people, or</li><li>b. Black female, or</li><li>c. Black Designated Group.</li></ul>	5	
Any other B-BBEE Procurement Recognition Level	0	

[BIDDERS ARE REQUIRED TO INDICATE, IN ONE BLOCK, THE NUMBER OF POINTS THEY ARE CLAIMING FOR SPECIFIC GOALS IN THE TABLE IN PAGE 32 (PARAGRAPH 4.1). IN THE EVENT WHERE A BIDDER MAKES A MARK (ONE MARK), ECIC WILL CONSIDER THE CORRESPONDING POINTS TO BE THE ONE WHICH THE BIDDER IS CLAIMING FOR. WHERE A BIDDER MAKES MULTIPLE MARKS OR DOES NOT MAKE

#### ANY MARK OR INDICATION AT ALL IN THE TABLE, THE BIDDER WILL BE ALLOCATED ZERO (0) POINTS FOR SPECIFIC GOALS, NOTWITHSTANDING EVIDENCE PROVIDED.]

- 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—
  - 4.2.1 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
  - 4.2.2 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.

#### DECLARATION WITH REGARD TO COMPANY/FIRM

NAME OF COMPANY/FIRM			
COMPANY REGISTRATION NUMBER (ID NUMBER)			
<b>TYPE OF COMPANY/ FIRM [TICK APPLIC</b>	ABLE E	зох	<u>(</u>
Partnership/Joint Venture / Consortium			Personal Liability Company
One-person business/sole proprietor			(Pty) Limited
Close corporation			Non-Profit Company
Public Company			State Owned Company

- 4.3 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:
- 4.4 The information furnished is true and correct;
  - 4.4.1 The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
  - 4.4.2 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;
  - 4.4.3 If the specific goals have been claimed or obtained on a fraudulent basis or any of

#### Terms of Reference

the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –

- 4.4.3.1 disqualify the person from the tendering process;
- 4.4.3.2 recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
- 4.4.3.3 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;
- 4.4.3.4 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
- 4.4.3.5 forward the matter for criminal prosecution, if deemed necessary.

SIGNATURE(S) OF TENDERER(S)	
NAME AND SURNAME (AUTHORISED SIGNATORY)	
SIGNATURE	
ADDRESS	
DATE OF SIGNATURE	

#### Terms of Reference

#### Checklist

Hereunder is a checklist to ensure that the bid document is complete in terms of administrative compliance. Please ensure that the following forms have been completed and signed and that all documents, as requested, are attached to the tender document.

ITEM	DOCUMENT	REFERENCE	ACTION TO BE TAKEN	YES/ NO		
1.	SBD 1	Invitation to bid	Is the form duly competed and signed?			
2.	Has the bidder demonstrated at least 5 years' experience in providing cleaning services.		The bidder must provide verifiable details of services provided to their clients for office cleaning services.			
3.	Reference le	tters	Has the bidder provided at least three reference letters from clients where similar services were rendered., in the cleaning industry.			
4.	Project Mana	iger / Team Leader	Has the bidder provided curriculum vitae (CVs) of the Project Manager/Team Leader.			
5.	Site take-over plan		Has the bidder provided a copy of the site takeover plan as required in <b>Table 4, page 9?</b>			
6.	SBD 4 Declaration of Interest		Is the form duly competed and signed?			
7.	SBD 6.1 Preference Points Claim Form for Preferential Procurement Regulations 2022		Is the form duly competed, Specific Goals points claimed, and form signed? Refer to <b>the table in page 32 paragraph 4.1)</b> .			
8.	B-BBEE status level verification certificate or Sworn Affidavit		Is proof of B-BBEE Status level of contributor attached? Bidder must attach copy of B-BBEE Certificate or copy of Sworn Affidavit, whichever is applicable.			
9.	CSD Report	or MAAA Number				
10.	Has the bidder completed and signed Annexure B? Has the bidder attached Annexure B in both signed (PDF or printed document) and soft versions (MS Excel)?					
11.	11 Tender submission (if the bidder is submitting		Two (2) printed copies (one original and one copy) submitted? (if submitting physical copies)			
	pnysical infor	mation/ documents)	One (1) electronic copy submitted?			

I, the undersigned (name) ..... certify that the information furnished on this checklist is true and correct.

Position/Title of declarer		
Name of bidder		
Signature of declarer	Date of signature	