

INVITATION TO BID

REQUEST FOR BID DESCRIPTION: SUPPLY AND INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION AT GEROTEK TEST FACILITIES

COMPULSORY BIDDER'S BRIEFING

Gerotek Test Facilities will hold a compulsory bidder briefing session:

| VENUE | ADDRESS | DATE | TIME |
|-------------------------|---|---------------|------------|
| Gerotek Test Facilities | Gerotek Test Facilities, WF Nkomo Road, Pretoria West, Pretoria | 18 April 2024 | 12h00 noon |

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NOTE:

Kindly register on the National Treasury's Central Supplier Database (CSD) via www.csd.gov.za

Bids must ONLY be submitted in hard copy; electronic bid submissions are NOT acceptable.

RETURNABLE DOCUMENTS CHECKLIST

Bidders are required to develop a returnable schedule annexure in accordance with the following table of contents

| | List of documents required. | Submitted [Yes or No] | |
|-----|--|---------------------------------|--------------------------------|
| | | Yes | No |
| 1. | Central Supplier database (CSD) registration report or Unique Registration Reference Number | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 2. | Valid Tax Clearance Certificate (s) and or proof of application endorsed by SARS and / or SARS issued verification pin code. | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 3. | Copies of bidders CIPC Company registration documents listing all members with percentage, See bidding structure for required documents. | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 4. | Copy of the Joint Venture / Consortium Agreement duly signed by all parties | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 5. | Copy of the Sub-Contracting Agreement duly signed by all parties | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 6. | Valid proof of BBBEE status for the bidder and its sub-contractor(s) | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 7. | Designated sectors: Local production and content. (Where applicable) | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 8. | Originally certified copy of Identity Document for the Company representative | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 9. | Copy of latest audited financial statements | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 10. | Bid conditions acceptance form on KD17 | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

**ARMAMENTS CORPORATION OF SOUTH AFRICA SOC LTD
(ARMSCOR)**

Company registration: 1968/008611/06 Vat registration: 4390160077

REQUEST FOR BID: R&D/GER-2023/017

1. INSTRUCTIONS ON SUBMISSION OF BIDS

- 1.1 Bid Closing at **11:00 am** on **7 May 2024(SOUTH AFRICAN TIME)**
- 1.2 Bids must be submitted in a sealed envelope marked with this bid reference number.
- 1.3 The sealed envelope must be deposited in the bid box at Armscor Head Office, Visitors Entrance (Block) 8 before the bid closing date and time addressed to:

The Manager: R&D Procurement Secretariat
Armscor SOC Ltd

Postal address: Armscor SOC Ltd
Private Bag X337
Pretoria
0001

Delivery address: Armscor Head Office
Armscor : R&D Bid Box, Visitor's Entrance (Block 8)
370 Nossob Street
Erasmuskloof Ext 4
Pretoria

- 1.4 Bids dispatched by the courier service Company must be marked with bid reference number on the delivery note / packaging and the courier must ensure that the bid document is deposited in the bid box before the closing date and time. **Armscor will not be held responsible for any delays where bid documents are handed to the Armscor Reception.**
- 1.5. Bid proposals received after the closing time and date will not be considered.

2. ENQUIRIES

- 2.1 All queries regarding this bid must be addressed in writing to:
R&D Procurement Secretariat.

E-mail Address: abtenders@armscor.co.za

Facsimile address: (International) +27 12 428 3109

Questions/enquiries relating to this RFB should be received three working days prior to the closing date. Queries received after this period will not be entertained

3. BID VALIDITY PERIOD

Bid proposals to remain valid for acceptance for a period of **90** days counted from the closing date.

NOTE: Bids for the supply of the goods and/or services described in the attached documents are invited in accordance with the provisions of the General Conditions of Contract (A-STD-0020) Issue 5 dated 22 June 2022 as well as any special condition contained in these documents. Copies of the General Conditions of Contract and the Rules of Procedure are available on Armscor's website at www.armscor.co.za.

BIDDING STRUCTURE

| Indicate the type of bidding structure by marking with an 'X' in an appropriate box. | |
|--|--|
| Individual Bidder | |
| Joint Venture | |
| Consortium | |
| Using Sub-contractors | |
| Other | |

Only fill the relevant category:

| If individual bidder, indicate the following: | |
|---|--|
| Name of Bidder | |
| Company / Close Corporation Registration Number | |
| VAT Registration Number | |
| National Treasury Supplier Number | |
| Unique Registration Reference Number | |
| Contact Person | |
| Telephone Number | |
| Fax Number | |
| Email Address | |
| Postal Address | |
| Physical Address | |
| NB: Submit with the bid the following documents: | |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC. | |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country | |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity. | |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity. | |

| If Joint Venture or Consortium, indicate the following: (To be completed for each JV/Consortium member) | |
|---|--|
| Name of Joint Venture / Consortium | |
| Company / Close Corporation Registration Number | |
| VAT Registration Number | |
| National Treasury Supplier Number | |
| Unique Registration Reference Number | |
| Contact Person | |
| Telephone Number | |
| Fax Number | |
| Email Address | |
| Postal Address | |
| Physical Address | |
| NB: Submit with the bid the following documents: | |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC. | |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country | |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity. | |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity. | |

| If Joint Venture or Consortium, indicate the following: | |
|---|--|
| Name of Prime Contractor | |
| Company / Close Corporation Registration Number | |
| VAT Registration Number | |
| National Treasury Supplier Number | |
| Unique Registration Reference Number | |
| Contact Person | |
| Telephone Number | |
| Fax Number | |
| Email Address | |
| Postal Address | |
| Physical Address | |
| NB: Submit with the bid the following documents: | |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC. | |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country | |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity. | |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity. | |

| If using subcontractors, indicate the following: | |
|---|--|
| Name of Prime -Contractor | |
| Percentage Value to be subcontracted | |
| Company / Close Corporation Registration Number | |
| VAT Registration Number | |
| National Treasury Supplier Number | |
| Unique Registration Reference Number | |
| Contact Person | |
| Telephone Number | |
| Fax Number | |
| Email Address | |
| Postal Address | |
| Physical Address | |
| Subcontractor Details: | |
| Name of Subcontractor | |
| Company / Close Corporation Registration Number | |
| VAT Registration Number | |
| National Treasury Supplier Number | |
| Unique Registration Reference Number | |
| Contact Person | |
| Telephone Number | |
| Fax Number | |
| Email Address | |
| Postal Address | |
| Physical Address | |
| NB: Submit with the bid the following documents for both Prime and Sub-Contractors: | |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC. | |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country | |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity. | |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity. | |

| Other: | |
|---|--|
| Name of Bidder | |
| Company / Close Corporation Registration Number | |
| VAT Registration Number | |
| National Treasury Supplier Number | |
| Unique Registration Reference Number | |
| Contact Person | |
| Telephone Number | |
| Fax Number | |
| Email Address | |
| Postal Address | |
| Physical Address | |
| NB: Submit with the bid the following documents: | |
| Copies of the bidder's CIPC company registration documents listing all members with percentages, in case of a CC. | |
| In case of Individual Bidder supply ID document for local and if foreigner supply passport number or identification as applicable in that country | |
| Latest copies of all share certificates, in case of a company or any other form of a legal entity. | |
| Shareholding breakdown per race, gender and percentage shareholding with shareholders of the bidding entity. | |

Declaration:

I, as the duly authorized representative of the bidder hereby authorize Armscor to request, investigate and process company information including tax compliance via the SARS website.

.....
Name

.....
ID number

BID CONDITIONS ACCEPTANCE FORM

Bidders shall complete and sign this bid conditions acceptance form

I/We hereby offer to supply all or some of the supplies and/or services described in the Pricing Schedule and /or attached documents on the terms and conditions and in accordance with the A-STD-0020 Issue 5 dated 22 June 2022 (and I/we acknowledge that I/we am/are acquainted therewith) at the price and on the terms of delivery/execution inserted by me/us.

I/We agree -

1. that this bid shall remain binding on me/us and open for acceptance for the period stipulated above;
2. that if my/our bids is accepted, the acceptance will be communicated to me/us by letter or order through the post, and such acceptance shall constitute a contract between me/us and Armscor, subject to the terms and conditions set out in Armscor's General Conditions of Contract (A-STD-0020), Issue 5 dated 22 June 2022, the contents of which I/we acknowledge ourselves to be acquainted with.

I/We choose as domicilium citandi et executandi in the Republic

.....

 (no post box or private bag)

IN BLOCK LETTERS ON BEHALF OF -

Complete registered:
Name of bidder:.....

AUTHORISED SIGNATURE

..... Date:

Name in block letters:

Capacity:

SUPPLIER REGISTRATION

- 1.1 Bidders must register on the National Treasury Central Supplier Database (CSD) in terms of National Treasury Instruction Note 3 of 2016/17.
- 1.2 Bidders must electronically register for Security on Armscor website to be considered for orders which are administered by Armscor SOC Ltd on Behalf of clients.

For more information on security registration contact:-

The Security Registration

Private Bag X337

PRETORIA

0001

E-mail:- register@armscor.co.za

ALL BIDDERS SHALL COMPLY WITH THE FOLLOWING:

1. Bidders should check the numbers of the pages correspond with the table of contents as no liability arising from claims owing to the omission or duplication of pages will be recognised by Armscor. The appendices mentioned in these pages form part of the bids.
2. **All bidders shall -**
 - 2.1. insert their name at the top of each price schedule form used (a rubber stamp may be used);
 - 2.2. insert the information in the spaces provided in the price schedules by writing or typing on the dotted lines only (additional information should be contained in a separate annexure);
 - 2.3. if they wish to make more than one bid against an item, as an alternative, apply for additional copies of the bid documents or photocopy one or more pages, and not retype or redraft any of the forms used;
 - 2.4. indicate the prices quoted in the units shown and quote them per item;
 - 2.5. indicate in respect of each item whether the goods/services quoted comply strictly with the specified requirements, and furnish particulars of deviations if this is not so;
 - 2.6. complete all appendices.
3. **Value-added tax, customs duties, *ad valorem* customs duties and surcharges:**
 - 3.1. Value added tax levied by the Receiver of Revenue must not be included in the prices quoted but be shown as a separate line item.
 - 3.2. Where supplies are quoted which are subject to levying of any customs duty, *ad valorem* customs or excise duty or surcharge by the Department of Customs and Excise, such charges must not be included by the bidder in the prices quoted. The applicable customs duty, *ad valorem* customs or excise duty or surcharge must, however, be indicated separately where provided for on Armscor's Questionnaire
4. **Security:**
 - 4.1. Classified bids are to be handled in the manner set out in Armscor's Security Instruction, document number A-WI-014, copies of which are obtainable on request from the Contractor Security Section, P O Box 411, Pretoria, 0001.
 - 4.2. Attention is drawn particularly to the procedure set out in chapter 4 of the manual, which is to be complied with when forwarding classified documents.

5. **Advance payments:**

Bidders shall furnish the price without advance payment.

6. **Performance Guarantee:**

Armscor reserves the right to request the successful bidder to submit a performance guarantee for the proposed contract. Bidders must submit prices without provision for the performance guarantee as well as prices including the cost of such a guarantee.

7. **Commissions:**

If any commission is payable by yourself to any person(s) or body as a result of any order which may arise from this Request for Proposal, you must submit full details of the applicable person(s) or body and the amount payable, with this bid.

8. **Tax Compliance Requirements**

It is a condition of bid that the successful bidder MUST be tax compliant, or that satisfactory arrangements have been made with the South African Revenue Service (SARS) to meet the bidder's tax obligations. FOREIGN COMPANIES ARE REQUIRED TO COMPLETE QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS OF ANNEXURE 1 TO KD 25

- 8.1 In order to meet this requirement the bidder is required to access SARS e-filing and complete the SARS ONLINE "SARS tax compliance status" under tax status. Tax compliance requirements are also applicable to individuals who wish to submit bids.
- 8.2 SARS will then furnish the bidder with a Tax compliance PIN code that will be valid for a period of 1 (one) year from the date of approval.
- 8.3 The Tax compliance PIN letter shall be submitted with the bid, with an authorisation letter for Armscor to use the PIN code for verification of tax compliance status of the supplier.
- 8.4 In bids where Consortia /Joint Ventures / are involved, each party must submit a separate tax compliance PIN with authorisation letter.
- 9.5 In the event of subcontracting, tax compliance PIN letter and authorisation letter for the subcontractor must also be submitted with the bid.

8.6 Tax compliance is done via e-filing on the SARS website www.sars.gov.za.

NOTE: Armscor Suppliers /Bidders and Subcontractors must remain tax compliant for the duration of their contracts.

9. Tax Compliance

The conditions detailed in the Instruction for Application for Tax Compliance (KD 25) must be adhered to. Armscor Suppliers /Bidders must remain tax compliant for the duration of their contracts.

10. Defence Industrial Participation and National Industrial Participation

10.1 The DIP value threshold of foreign content is based on:

Any single agreement of which the foreign content exceeds USD 2 million; Multiple main agreements concluded within two years of each other, within the framework of a specific project or across different projects, for same and or similar products or services, awarded to the same Seller of which the aggregate value of the foreign content exceeds USD 2 million; Extensions or amendments to the main agreement within the active life of the agreement, which result in the aggregate foreign content value of the project exceeding USD 2 million; Where multiple suppliers are used to address a single Defence Acquisition for the same products or services and the value of the foreign content, in total, exceeds USD 2 million, each supplier shall incur pro rata 50% of the total DIP obligation.

10.2 Where a contract to the value of the equivalent of USD10 000 000 or more, is placed on a foreign company, a minimum of 30 % National Industrial Participation (NIP) shall be part of the foreign company's contractual obligations, in addition to the 50 % DIP. This condition is also applicable to all contracts placed on a local company, subcontracting a single foreign company to the aforesaid value or more.

11. Mandatory local production and content for designated sectors

11.1 A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.

11.2 If there is no designated sector, Armscor will include as a specific condition of the bid, that only locally produced services or goods or locally manufactured goods with a stipulated minimum threshold for local production and content, will be considered.

12. **Awarding of Bids**

The awarding of bids will be in terms of the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2022 and Armscor Preference Point System of the Preferential Procurement Regulations, 2022.

The applicable points are:

| | |
|-----------------------|-------------------|
| Price: (Pp) | 80 Points |
| Specific Goals | 20 Points |
| Total: | 100 Points |

The following formula will be used to calculate the points in respect of a bid up to a rand value of R50 000 000, 00 (all applicable taxes included).

(Armscor may also apply this formula to price quotations with a value of less than R30 000, if and when appropriate):

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

80/20

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

Where

Ps = Points scored for price of bid under consideration

Pt = Price of bid under consideration

Pmin = Price of lowest acceptable bid

BID NUMBER : R&D/GER-2023/017
CLOSING AT 11:00 ON : 07 May 2024

VALIDITY PERIOD:

90 DAYS

NAME OF BIDDER :

| Item | Description | Qty (units) | Unit Price in SA currency | Sub-Total |
|---|---|-------------|---------------------------|-----------|
| | Transformation requirements: Black Equity Ownership : 35% - Applicable Subcontracting – Not Applicable Specific Goals : Advancement of Local Content and Production, Table B CIDB Requirements : 3EB (Or Higher) | | | |
| Please refer to Appendix A: Specification | | | | |
| 1 | Design of the required electrical installation and civil works necessary for installing the 2 electrical charging stations and additional metered electrical charging points (2) (Detailed Drawings) | 1 | | |
| 2 | Completion of electrical Installation on site as per the above design. | | | |
| | Excavate trenches for underground cable installation. Cut open sections of the tarred road, concrete slab, and gravel where necessary for cable installation. | 1 | | |
| | Lay and bury the cables underground. Ensure that the size of the cables matches the electric current requirements.in accordance with relevant Regulations. | 1 | | |
| | Install distribution board and connect switch gear and cabling according to the design | 1 | | |
| | Resurface the sections of road, concrete paving, and gravel after cable installation. | 1 | | |
| | Construction of a new slab to support the charging station in accordance with relevant Regulations. | 1 | | |
| 3 | Supply and Installation of an electric vehicle charging station as per Appendix A: Technical requirements (par 10). | 2 (Units) | | |

| | | | | |
|---|--|----------------|------------------------------------|--------------------|
| 4 | Supply and Installation of additional 3 phase, 32A, 3P+N+PE, IP66, 400 ± 15% V outlet point installed in a lockable box IP65 with power rating of 22kW, with a 3 phase class 1 energy consumption meter. | 2 | | |
| 5 | Commissioning of systems on site, including the back-end functionality. | 2 | | |
| 6 | Training: To familiarize Gerotek with the operation and maintenance of the supplied equipment. | 10 (People) | | |
| 7 | Provision Sum (For any unforeseen additional items required, to be approved by Gerotek before commencement of any work including after sale support for a period of 2 years) | 1 | R299 000.00 | R299 000.00 |
| | | | Sub-Total | |
| | | | VAT@15% | |
| | | | TOTAL PRICE (INCLUDING VAT) | |

1. Delivery address: Gerotek Test Facilities, WF Nkomo road, Pretoria West, Pretoria
 2. * Period required for commencement of work, after receipt of order: 14 Days
 3. * Rate of delivery:.....
 4. * Period required for completion of order, after receipt thereof: 4 Months
 5. * Provide Standard manufacturer's warranty details(Documents can be attached)
- * Must be completed by Bidder if not completed by Armscor.

ARMAMENTS CORPORATION OF SOUTH AFRICA SOC LTD
(ARMSCOR)

QUESTIONNAIRE

REPLIES

1 What is the request for bid number?

2 If applicable: Price basis of bid
(delivered into store)

3 Indicate which of the following applies:

3.1 The prices are fixed.

3.2 The prices are not fixed (NB:

4 The delivery period shall be fixed

.....
.....

WHERE SUPPLIES OFFERED ARE TO BE IMPORTED, THE QUESTIONS BELOW MUST BE ANSWERED.

5 Foreign content:

5.1 What amount in foreign currency must be remitted overseas?

5.2 What is the rate of exchange used in converting the amount into ZAR1,00=.....

SA Rand and the date on which this is based? Date

6 Statutory costs:

6.1 Are the goods quoted on subject to customs duty,
ad valorem customs or surcharge?

6.2 If so, what is the amount payable in respect of

a) Customs duty?

b) Ad valorem customs duty?

PRICE BREAKDOWN

7. The following particulars must be furnished, failure of which may invalidate the bids.

| | AMOUNT | % OF TOTAL PRICE |
|---|---------------|-------------------------|
| 7.1 FOB/FCA cost of item | | |
| 7.2 Sea/Air freight | | |
| 7.3 Insurance charges | | |
| 7.4 Clearance charges | | |
| 7.5 Customs duties | | |
| 7.6 Ad valorem customs duties | | |
| 7.7 Delivery costs from port/airport to your premises | | |
| 7.8 Local content (excluding (10.10) | | |
| 7.9 Delivery costs from your premises into store | | |
| 7.10 Balance (detail to be submitted) | | |
| | | |
| | | |
| TOTAL | | |

BROAD-BASED BLACK ECONOMIC EMPOWERMENT

ACRONYMS AND ABBREVIATIONS

| | |
|--------|--|
| B-BBEE | Broad-Based Black Economic Empowerment |
| CIPC | Companies and Intellectual Property Commission |
| COTS | Commercial Off The Shelf |
| EME | Exempted Micro Enterprises |
| MOTS | Military Off The Shelf |
| QSE | Qualifying Small Enterprises |
| SANAS | South African National Accreditations Systems |

1. PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000

1.1 The B-BBEE preference points will be awarded in terms of the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2022.

1.2 The 80/20 preference point system is applicable to all bids with a Rand value of up to R50 000 000,00 (all applicable taxes included)

1.3 Preference points for this bid shall be awarded for:

| | |
|---|------------|
| Price | 80 |
| Specific Goals | 20 |
| Total points for Price and Specific Goals must not exceed | 100 |

1.4 **Bidders who do not submit valid proof of Specific Goals claim will score zero (0).**

2. ALLOCATION OF PREFERENCE POINTS FOR SPECIFIC GOALS**2.1 Specific Goals**

2.1.1 The preference points that will be awarded in terms of the specific goals with regards to procurement processes shall be as follows (one table will be applicable for each bid):

TABLE B : Advancement of Local Content & Production

| | Advancement of entities with local manufacturing capabilities for designated sectors | 90/10 preference points system | 80/20 preference points system |
|----|--|--------------------------------|--------------------------------|
| 1. | Full compliance to the applicable minimum threshold for local content & production | 2 | 4 |
| 2. | Non-compliance to the applicable minimum threshold for local content & production | 0 | 0 |
| | Advancement of South African Companies | 90/10 preference points system | 80/20 preference points system |
| 1. | Level 1 and 100% black owned | 8 | 16 |
| 2. | Level 2 and at least 51% black owned | 6 | 12 |
| 3. | Level 3 and at least 35% black owned | 1 | 2 |
| 4. | Below Level 3 | 0 | 0 |

3. PRINCIPLES

3.1 Valid proof of B-BBEE status is either of the following:

3.1.1 A B-BBEE Sworn Affidavit fully completed and

3.1.1.1 Deposed and signed in the presence of the Commissioner of Oaths (Certified true copy not acceptable)

3.1.1.2 Does not contradict itself (% black ownership matches compliance level)

3.1.1.3 Commissioner of Oaths credentials and signature are reflected.

3.1.2 A B-BBEE Certificate issued by either the CIPC or a SANAS Accredited Verification Agency.

3.1.3 An entity submitting an unincorporated Joint Venture / Consortium must attach a Consolidated B-BBEE Certificate in the name of the Joint Venture / Consortium issued by a SANAS accredited Verification Agency.

3.1.4 B-BBEE status must be based on the latest financial year-end information, otherwise it is invalid and unacceptable.

3.2 Local content and production

3.2.1 The complete list of sectors and sub-sectors which are designated for local production with minimum local content threshold can be found on the website of the Department of Trade, Industry & Competition via the link below.

<http://www.thedtic.gov.za/sectors-and-services-2/industrial-development/industrial-procurement/>

3.2.2 The bidder shall submit with the Bid documents a completed Annexure C, D & E and an Exemption letter from the dtic and a letter from the manufacturer.

3.3. Locality

3.3.1 The bidder must submit the municipality bill/local councillor letter (must be not be older than 3 months).

3.3.2 In an event where the bidder is the lessee, the municipality bill and the lease agreement must be submitted.

3.3.3 In an event where the bidder owns the property, the municipality bill must be in the name of the owner of the property.

3.3 Sub-Contracting

3.3.1 It is a requirement of Armscor that subcontracting must be considered by a bidder. Therefore, where a contract from R10 000 000 (million) and above is awarded, Armscor shall endeavour to advance designated groups where applicable.

3.3.2 A bidder awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the bidder concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contracted activities or work..

3.3.3 A bidder awarded a contract must obtain the approval of Armscor prior to any changes in the subcontracting arrangement.

3.4 Ownership

3.4.1 In accordance with the provisions of the Defence Sector Code, it is a requirement of Armscor that all suppliers that do business with Armscor should achieve at least 35% black equity ownership and will be included as a bid condition where applicable.

3.5 Verification of bidders information

The Armscor Transformation Division reserves the right to require a bidder and/or its sub-contractor(s) to substantiate any claim at any stage in the bidding process to verify and confirm the specific goals claim of the bidder and/or its sub-contractor(s).

B-BBEE DECLARATION

1. Confirmation of the Bidder's Turnover

| | | | |
|---|---|---------------------------------------|--|
| Name of the Bidder | | | |
| Registration Number | | | |
| Financial Year End | | | |
| Turnover (As at the latest financial year end) | R | Period Starting (Day, Month, Year) | |
| | | Period Ending (Day, Month, Year) | |

2. Confirmation of Subcontractors involved in the execution of the order:

| Bidder | % Black Ownership | B-BBEE Status | % Value to be Contracted |
|----------------|-------------------|---------------|--------------------------|
| 1. | | | |
| Subcontractors | % Black Ownership | B-BBEE Status | % Value to be Contracted |
| 1. | | | |
| 2. | | | |
| 3. | | | |

*Percentages of the bid value which will be subcontracted including main contractor must add up to 100%.

3. Confirmation of Suppliers involved in the execution of the order:

| Supplier's name | % Black Ownership | B-BBEE status | % Value to be Supplied |
|-----------------|-------------------|---------------|------------------------|
| 1. | | | |
| 2. | | | |
| 3. | | | |
| 4. | | | |
| 5. | | | |

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state? **YES/NO**

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

| Full Name | Identity Number | Name of institution | State |
|-----------|-----------------|---------------------|-------|
| | | | |
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| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:
.....
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

2.3.1 If so, furnish particulars:

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

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT. I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

| | |
|--------------------|-------------------------|
| Signature | Date |
| Position | Name of bidder |

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

DEFENCE SECTOR BBEE SWORN AFFIDAVIT – EXEMPTED MICRO ENTERPRISE

I, the undersigned,

| | |
|--------------------------------|--|
| Full name & Surname | |
| Identity number | |

Hereby declare under oath as follows:

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

| | |
|--|---|
| Enterprise Name: | |
| Trading Name (if Applicable): | |
| Registration Number: | |
| Type of Entity (CC, (Pty) Ltd, Sole Prop etc.): | |
| Nature of Business: | |
| 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 – (a) who are citizens of the Republic of South Africa by birth or descent; or (b) who became citizens of the Republic of South Africa by naturalisation- i. before 27 April 1994; or ii. on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior 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 Military Veterans Act 18 of 2011;” |

ANNEXURE 1 TO KD24

3. I hereby declare under Oath that:

- The Enterprise has _____% Black Owned 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 has _____% Black Female Owned 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 has _____% Black Designated Group Beneficiaries 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,
- Black Designated Group Owned % Breakdown as per the definition stated above:
 - Black Youth % = _____%
 - Black people living with disabilities % = _____%
 - Black Unemployed % = _____%
 - Black People living in Rural areas % = _____%
 - Black Military Veterans % = _____%
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of _____, the annual Total Revenue was R5,000,000.00 (Five Million Rands) or less
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

| | | |
|---------------------------|---|--|
| 100% Black Owned | Level One (135% B-BBEE procurement recognition) | |
| At Least 51% Black Owned | Level Two (125% B-BBEE procurement recognition) | |
| Less than 51% Black Owned | Level Four (100% B-BBEE procurement recognition) | |

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.

5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

| | |
|----------------------------------|---------------------------|
| Commissioner of Oaths | Deponent |
| Credentials and Signature | |
| | _____ Signature |
| _____ Date | _____ Date |

DEFENCE SECTOR BBBEE SWORN AFFIDAVIT – QUALIFYING SMALL ENTERPRISE

I, the undersigned,

| | |
|--------------------------------|--|
| Full name & Surname | |
| Identity number | |

Hereby declare under oath as follows:

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

| | |
|--|---|
| Enterprise Name: | |
| Trading Name (If Applicable): | |
| Registration Number: | |
| Type of Entity (CC, (Pty) Ltd, Sole Prop etc.): | |
| Nature of Business: | |
| Definition of “Black People” | <p>As per the Broad-Based Black Economic Empowerment Act 53 of 2003 as Amended by Act No 46 of 2013 “Black People” is a generic term which means Africans, Coloureds and Indians –</p> <ul style="list-style-type: none"> (a) who are citizens of the Republic of South Africa by birth or descent; or (b) who became citizens of the Republic of South Africa by naturalisation- <ul style="list-style-type: none"> i. before 27 April 1994; or ii. on or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalization prior to that date;” |
| Definition of “Black Designated Groups | <p>“Black Designated Groups means:</p> <ul style="list-style-type: none"> (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 Military Veterans Act 18 of 2011;” |

3. I hereby declare under Oath that:

- The Enterprise has _____% Black Owned 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 has _____% Black Female Owned 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 has _____% Black Designated Group Beneficiaries 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,
- Black Designated Group Owned % Breakdown as per the definition stated above:
 - Black Youth % = _____%
 - Black people living with disabilities % = _____%
 - Black Unemployed % = _____%
 - Black People living in Rural areas % = _____%
 - Black Military Veterans % = _____%
- Based on the Financial Statements/Management Accounts and other information available on the latest financial year-end of _____, the annual Total Revenue was between R5,000,000.00 (Five Million Rands) to R50,000,000.00 (Fifty Million Rands)
- Please confirm on the table below the B-BBEE level contributor, **by ticking the applicable box.**

| | | |
|--------------------------|--|--|
| 100% Black Owned | Level One (135% B-BBEE procurement recognition) | |
| At Least 51% Black Owned | Level Two (125% B-BBEE procurement recognition) | |

4. I know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.

5. The sworn affidavit will be valid for a period of 12 months from the date signed by commissioner.

| | |
|----------------------------------|---------------------------|
| Commissioner of Oaths | Deponent |
| Credentials and Signature | |
| | _____ Signature |
| _____ Date | _____ Date |

ANNEXURE 1 TO KD25

| | | | | | |
|--|--|---------------|--|---|-------|
| YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF ARMSCOR | | | | | |
| BID NUMBER: | R&D/ALK-2023/017 | CLOSING DATE: | 7 May 2024 | CLOSING TIME: | 11h00 |
| DESCRIPTION | Supply and Installation of an Electric Vehicle Charging Station at Gerotek Test Facilities | | | | |
| BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT : | | | | | |
| ARMSCOR BID BOX VISITORS ENTRANCE (BLOCK 8), 370 NOSSOB STREET, | | | | | |
| BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO | | | TECHNICAL ENQUIRIES MAY BE DIRECTED TO: | | |
| CONTACT PERSON | Ms M Mphela | | CONTACT PERSON | Ms M Mphela | |
| TELEPHONE NUMBER | 012 428 2199 | | TELEPHONE NUMBER | 012 428 2199 | |
| FACSIMILE NUMBER | N/A | | FACSIMILE NUMBER | N/A | |
| E-MAIL ADDRESS | abtenders@armscor.co.za | | E-MAIL ADDRESS | abtenders@armscor.co.za | |
| SUPPLIER INFORMATION | | | | | |
| NAME OF BIDDER | | | | | |
| POSTAL ADDRESS | | | | | |
| STREET ADDRESS | | | | | |
| TELEPHONE NUMBER | CODE | | NUMBER | | |
| CELLPHONE NUMBER | | | | | |
| FACSIMILE NUMBER | CODE | | NUMBER | | |
| E-MAIL ADDRESS | | | | | |
| VAT REGISTRATION NUMBER | | | | | |
| SUPPLIER COMPLIANCE STATUS | TAX COMPLIANCE SYSTEM PIN: | | OR | CENTRAL SUPPLIER DATABASE No: | MAAA |
| B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE | TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No | | B-BBEE STATUS LEVEL SWORN AFFIDAVIT | [TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| [A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE] | | | | | |
| ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED? | <input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF] | | ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED? | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS | | | | | |
| IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? | | | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| DOES THE ENTITY HAVE A BRANCH IN THE RSA? | | | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? | | | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? | | | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? | | | <input type="checkbox"/> YES <input type="checkbox"/> NO | | |
| IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW. | | | | | |

ANNEXURE 1 TO KD25

| |
|---|
| 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, 202, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT. |
| 2. TAX COMPLIANCE REQUIREMENTS |
| 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS. |
| 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO 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 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:

CAPACITY UNDER WHICH THIS BID IS SIGNED:
(Proof of authority must be submitted e.g. company resolution)

DATE:

**ARMAMENTS CORPORATION OF SOUTH AFRICA LIMITED
(ARMSCOR)**

INTELLECTUAL PROPERTY REQUIREMENTS

1 INTRODUCTION

1.1 What is Intellectual Property?

Intellectual Property (or “IP”) means the result or outcome of human creative effort as typically, but not exclusively, manifested and embodied in or taking the form of data items or documents.

IP typically includes design and mental activities, e.g.:

- Bills of Material (BOM's)
- Instructions,
- Reports,
- Specifications,
- Interface designs,
- Manufacturing processes,
- Material Specifications,
- Processes,
- Product designs,
- Re-engineering (maintenance/obsolescence),
- Software,
- Algorithms,
- Source Codes,
- System/integration designs,
- Test and Evaluation Methods, etc.

IP typically excludes Project Management activities and Hardware created/built according to a design or following a “recipe”.

1.2 How is IP manifested?

IP is typically manifested and embodied in Data Items or Documents.

“Data items or Documents” means any recorded information, however recorded, including but not limited to books, manuscripts, reports, studies, algorithms, computer software, invention descriptions, registered patents, drawings, designs, plans, analyses, calculations, standards, data packs, process documents, instructions, specifications, mathematical or simulation models, compositions, photographs, video recordings, audio recordings, reports, holographic recordings, trademarks, graphical images, etc.

NOTE:

- The document itself is not IP
- The contents of a document represent IP
- The document becomes the tangible and recordable carrier of IP

1.3 What is Background IP?

For definition, refer to A-STD-0020 “Armcor General Conditions of Contract”.

“Background IP” belongs to a contractor because he fully paid for the generation thereof or had bought it at his own cost, which may be used or serve as a basis from which to develop new Foreground IP.

1.4 What is Historic IP?

“Historic IP” is existing IP which was created previously, and which may serve as a basis from which to develop new Foreground IP.

1.5 What is Foreground IP?

For definition, refer to A-STD-0020 “Armcor General Conditions of Contract”.

“Foreground IP” is new intellectual property that is created during the execution of the order.

1.6 When is IP Shared or Jointly Owned or Co-owned?

For the definition, refer to A-STD-0020 “Armcor General Conditions of Contract”.

“Shared” or “Jointly Owned” or “Co-owned” IP is IP which belongs to both the DOD and a contractor, because both contributed to the cost of generation thereof. Ownership is typically (and preferably) proportional to contribution.

Historic and Foreground IP may be either

1. Wholly owned by the DOD; or
2. Shared or Jointly Owned or Co-owned between DOD or the contractor

2. IP RECORDAL REQUIREMENTS

It is a requirement that prospective suppliers provide all information about applicable Intellectual Property (IP) to the bid. Armcor will record the information on their IP System that will generate a Statement of IP which will be appended to the order. The Statement of IP will serve as a contractual agreement between Armcor and the contractor in so far as IP related matters are concerned.

The recordal requirements are further described herein and broken down to an appropriate level, as follows:

2.1 Background IP Utilised

For each Background IP Item that will be modified or utilised to generate Foreground IP in the execution of the quoted scope of work, provide the following details:

- Short IP description
- Original Supplier
- Cost of Establishment (If available)

2.2 Historic IP Utilised

For each Historical IP item that will be modified or is required as a prerequisite in the execution of the quoted scope of work, provide the following details:

- Armcor IP Number (if available)
- Short IP description
- The next information is to be provided **per order**, on which Historic IP was established:
 - Order Number on which Historic IP was generated
 - Master record index (MRI) reference
 - Original Supplier
 - Cost of Establishment
 - Percentage Ownership (DOD)
 - Associated Milestone / Line item on the order under which the IP was established

2.3 Foreground IP to be generated

For each new Foreground IP item that will be generated in the execution of the quoted scope of work, provide the following details:

- IP number of Historic IP, if IP is enhanced (modified/improved/upgraded).
- Short IP description
- Master record index (MRI) reference with version and date
- Original Supplier
- Cost of Establishment
- Percentage Ownership (DOD)
- Associated Milestone / Line item on the order under which the IP will be established.

Note 1: The cost of establishment has always been included in item/milestone prices of order, and will continue to be so included, but will in future become visible by being shown separately in the Statement of IP appended to orders in order to proper manage such IP;

Note 2: To facilitate the easy and correct recording of IP, bidders and contractors will be required to utilise the specially constructed spread sheet from Armscor's web site.

After completion, the spreadsheet must be printed and attached to the bid, which will thus form an integral part of the bid.

3. SAFEGUARDING OF IP

3.1 IP Agreement

The IP agreement which will be embodied in the Statement of IP will be concluded with the main contractor in the name of the main contractor and will apply to the creating sub-contractor(s), who will remain the design authority for his particular IP.

3.2 Management and Safeguarding of IP

The main contractor will be responsible for the management of IP he generated during the execution of the order, as well as the management of IP generated by his sub-contractors. Upon completion of the project or order, the relevant IP will be formally transferred to the main contractor, who will then be responsible for the continued management of such IP.

The main contractor will be responsible for proper safeguarding and configuration control of IP, including off-site back-ups, as further described in various other Armscor documents, e.g. A-STD-0020 "Armscor General Conditions of Contract, K-STD-61 "Armscor Standard for Technical Contract Conditions", A-WI-014 "Armscor Security Instruction" and other documents that may be applicable.

3.3 IP Delivery

Notwithstanding 3.2 above, upon completion of the order, the main contractor will deliver all data items or documents relating to the IP generated during the execution of the order to Armscor ADAC Department.

3.4 IP Audits

Armscor is by law required to conduct an IP or intangible asset audit of all existing DOD IP every financial year. The main contractor will cooperate with Armscor's Intellectual Property Management Division and the Auditor General during the audit period and will make available all relevant information required to conduct the audit.

4. COMPLETION OF THE IP INFORMATION BY MEANS OF THE ELECTRONIC FORM

4.1 Background

The electronic form of the KD27 IP Information.xlsx is available as a Microsoft Excel workbook on the Armscor website (www.armscor.co.za/Downloads/Download.asp) and must be used as template to provide the relevant IP information.

The workbook consists of the following three spreadsheets:

- “Background IP” provides a form to capture all background IP information
- “Historic IP” provides a form to capture all historic IP information.
- “Foreground IP” provides a form to capture all foreground IP information.

4.2 Electronic Form Definitions

The column definitions as provided in the forms are as follows:

| | |
|---------------------------|---|
| IP Name | A short descriptive name to identify the IP item. |
| IP Number | Armscor Number provided to Historic IP. |
| IP Description | An abridged description of the IP Item. |
| Original Supplier | The name of the supplier at which the IP item exists or was established. |
| Establishment Cost | The amount paid by Armscor to establish the IP Item (including VAT). |
| MRI Reference | The Master Record Index (MRI) or other document reference that uniquely describe the IP. |
| DOD Shareholding | The percentage of the IP that belongs to the DOD through Armscor |
| Associated Milestone/Item | The contractual milestone or item, which when completed, will define the point in time at which the IP will be established. |

5. INTELLECTUAL PROPERTY QUESTIONNAIRE

I/We, the undersigned, who warrant that I/we am/are duly authorised to do so on behalf of the firm certify that the following information is correct and complete in terms of Intellectual Property relevant to the offered scope of work. (Please circle the relevant answer)

Will Background IP be applicable during the execution of the quoted scope of work? Yes No

If yes, state particulars by completing the 'Background IP' worksheet. Indicate each IP item as a separate line.

Will Historic IP be utilised and/or is it required as a prerequisite to execute the quoted scope of work? Yes No

If yes, state particulars by completing the 'Historic IP' worksheet for each IP item. Indicate each IP item as a separate line;

Will any of these Historic IP items be enhanced during the execution of the quoted scope of work? Yes No

If yes, also complete the 'Foreground IP' worksheet for those IP items

Will new Foreground IP be generated during the execution of the quoted scope of work? Yes No

If yes, state particulars by completing the 'Foreground IP' worksheet for each IP item. Indicate each IP item as a separate line.

This completed form, along with all additional information, as requested above where relevant, populated on the KD27 Spreadsheet, have to be attached to the bid.

WITNESSES:

1 _____

2 _____

| |
|--|
| <p>_____</p> <p>SIGNATURES OF BIDDER(S)</p> |
|--|

DATE: _____

ADDRESS: _____

APPENDIX A:

SPECIFICATION: SUPPLY AND INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION FOR GEROTEK TEST FACILITIES

**WF NKOMO STREET WEST EXTENSION
PRETORIA- PELINDABA ROAD (R104) AT 13 KM POST
PRETORIA**

001

REQUEST FOR BID (RFB) SUPPLY AND INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION FOR GEROTEK TEST FACILITIES

Contents

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ABBREVIATIONS & ACRONYMS

| | |
|-----|-------------------------|
| EV | Electric Vehicle |
| RFB | Request for Bid |
| RFI | Request for Information |
| SOW | Statement of Work |
| GTF | Gerotek Test Facilities |

1. BACKGROUND

Gerotek Test Facility is situated on WF Nkomo Street West Extension on the Pretoria- Pelindaba Road (R104) at 13 km Post, Pretoria.

This RFB is for the procurement and installation of two vehicle charging stations at Gerotek Test Facilities and additional 3-phase charging points. The stations will be used to charge Electrical vehicles (EVs), which are used for driver training, corporate events and testing purposes at Gerotek. This will include test vehicles that are in the development phase. The additional 3-phase charging points will be used to allow clients with own charging systems to charge vehicles while Gerotek will be able to monitor the electricity consumption during all charging sessions.

Gerotek is seeking to procure a comprehensive turnkey solution from a qualified bidder. The selected bidder will be responsible for overseeing all aspects of the project, ensuring seamless integration and functionality. It is imperative that the chosen bidder conducts the work in strict adherence to all applicable regulations and standards.

2. Project Management Requirements

a) Occupational Health & Safety

The successful bidder shall be required to install the charging stations considering the requirements of Occupational Health and Safety Act, 1993 (Act No.85 of 1993). The successful bidder shall be required to submit a Contractor Health and Safety file before the commencement of service.

b) Project Management

The successful bidder shall report to Gerotek Project Manager.

2.1. Special Conditions

- a) Prior to commencement of any work the successful bidder will be required to submit a safety file and a Public liability cover with a minimum of R1 000 000.00.
- b) The successful bidder shall supply all the materials required to install and ensure that the equipment is fully operational and functional.
- c) The successful bidder shall conduct Acceptance Test Procedure (ATP) and provide an Approved Acceptance Test Report (ATR).
- d) The successful bidder shall furnish Gerotek with the standard manufacturer's warranty/guarantee. In the event that the bidder is not the original equipment manufacturer (OEM), the warranty/guarantee shall be transferred to Gerotek by means of a signed letter from the OEM stating as such.

- e) The successful bidder shall issue a Certificate of Conformance (COC) for the full electrical installation.
- f) The bidder shall submit a valid COIDA certificate issued by the Department of Employment and Labour or any other agency accredited by the Department of Employment and Labour before commencement of any work.

2.2. Legislative and Regulatory Requirements

- a) The installation shall be managed according to Construction Regulations (GNR.84 of 7 February 2014) of Occupational Health and Safety Act 85 of 1993
- b) The design and installation must comply with the National Building Regulations and Standards Act 103 of 1977
- c) The electrical installation shall comply with SANS 10142-1, section 6.

3. Commencement of Service

The successful bidder shall be required to commence with service within fourteen (14) days after receipt of order.

4. Project Timelines

The successful bidder shall be required to complete the project within 4 months as indicated in the table below. However, if necessary, the timelines may be revised after consultation with the successful bidder and the agreed project schedule will form part of the delivery contract.

| STAGE | PHASE | MONTH NUMBER |
|-------|------------------------------------|-----------------|
| 1 | Layout and Design Drawings | 1 |
| 2 | Approval of Health and Safety Plan | 1 |
| 3 | Site preparation and Establishment | 1 |
| 4 | Material on Site | 2 |
| 5 | Installation of charging station | 2-4 |
| 7 | Close-Out and As-built Drawings | 4 |
| | Project Duration | 4 Months |

5. Project Considerations

The successful bidder shall have the capacity to implement the project considering the following constraints:

- a) The budget is fixed.
- b) There must be no business interruption during installation;

- c) The project must be completed within the agreed time frame;
- d) Gerotek's security must not be compromised during the installation phase; Gerotek security will remain responsible for the security of the Gerotek facility. The contractor is responsible for the security of all materials on hand until final handover to Gerotek.
- e) The project must not compromise the Health and Safety of all the persons on site.

Penalties will be effected (refer to A-STD-020 for penalties) if any of the above is not adhered to unless an approval has been granted by the delegated authority through the Gerotek Project Manager.

6. External Dependencies and Project Risks

- a) This project has no external dependencies and therefore the successful completion is entirely upon the expertise of the successful bidder.
- b) The successful bidder shall be required to develop a project risk management plan which includes risk mitigation strategies.

7. Special conditions and Project Reporting

The successful bidder shall do and submit the following reports as minimum (during the implementation stage):

| | PROJECT STAGE | TYPE OF REPORTS | FREQUENCY |
|---|-----------------------------|--|-----------|
| 1 | Inception | Safety File Project Implementation Plan Project Program Risk Management Plan Quality Management Plan | Once off |
| 2 | Concept and Design | Submission of detailed drawings | Once off |
| 3 | Construction & Installation | Project Progress Report Quality Report | Weekly |
| 4 | Project Close-Out | Certificate of Compliance Final Accounts As-built Drawings Approved Acceptance Test Report | Once-off |

8. Contract Period

This contract is only for the duration of the charging station installation project and shall not be extended after the completion of the project.

9. Joint Venture

Joint venture is acceptable. In such cases, a Joint venture agreement and supporting documents must be attached.

10. TECHNICAL REQUIREMENTS

10.1. Technical Requirements – Electric Vehicle Charging Station

System Performance Requirements for Electric Vehicle Charging Station: Bidders shall supply the equipment that complies with the below requirements. The bidder is required to indicate whether the product to be supplied complies or not to each parameter, failure to comply with any item, the bidder shall be disqualified.

Table: 1 Charging Station requirements: Integrated DC system

| Parameter | Requirement | Comply or not Comply |
|---|--|----------------------|
| Integrated DC Charging system 60 to 80kW. | Each charging station must be equipped with 2 x DC Charging Output Points with a minimum of 30kW to 40 kW DC output per outlet and 1x AC connector with 22kw output. | |
| Output Voltage. | The charger must be able to support the full range between 200 to 1000 VDC | |
| DC Output Current. | ≥ 150A | |
| Input Voltage. | 380 ± 15% VAC, Three Phase, 50 Hz | |
| IP Rating. | IP 55 or better | |
| DC Plug configuration. | CCS 2, European Standard | |
| AC Plug configuration. | Type 2 | |
| User interface. | <ul style="list-style-type: none"> • The charging station shall feature an LCD screen. • Each charging session shall display but not limited to the following information: <ul style="list-style-type: none"> ○ Consumption in kW and kWh | |
| Authenticating system | <ul style="list-style-type: none"> • The charging station must be equipped with an RFID module. <ul style="list-style-type: none"> ○ This module ensures secure access control and streamlined user management. | |
| Network Connection | Minimum of 3G compatibility or better | |
| Backend Connectivity | OCPP 1.6J Compliant Logging system with full access (OCPP 2.0.1 ready) <ul style="list-style-type: none"> • Provide 20 RFID cards, which will be used to give clients access to a charging point and charging session. The user must be able to start and stop the charging session with a unique electronic key issued by Gerotek. • The RFID card must record the total charge consumption during the charging session and it must be possible for the user to do more | |

| | | |
|-----------------------------------|--|--|
| | <p>than one charging sessions (for example if they want to charge two cars) and the RFID card must be able to record both charging sessions individually and calculate the total consumed by the user.</p> <ul style="list-style-type: none"> • The back-end system must be able to store the information of all the charging sessions against the user information for a five year period. • The back end system must be able to do a monthly statement of all charging sessions as well as a monthly statement for each unique user irrespective of which RFID card they used. | |
| Protection | <p>Surge, over current and over voltage protection.</p> <p>Under current and under voltage protection.</p> <p>Ground monitoring.</p> | |
| Warranty | A minimum of 24 months warranty. | |
| Support | The Bidder shall be an approved local agent/Manufacture (South Africa) and technical support must be available in case of faults or errors, repairs, upgrades to the system or protocol issues with new vehicles. | |
| Certification of charging station | Compliance with IEC 61851 for DC Electric Vehicle Charging Station. | |
| Cooling system | Air or liquid cooled. | |
| Charging cable length for DC | ≥ 5 metres cable reach. | |
| Charging cable length for AC | ≥ 5 metres cable reach. | |
| Electrical installation. | Installation of charging station by a certified electrician in accordance with SANS 10142-1, section 6 and issue a COC. | |
| Emergency button. | <ul style="list-style-type: none"> • Shall be equipped with an easily accessible emergency button within a one meter that cuts AC power to the charging station. • The emergency button must be readily identifiable and easy to operate, serving as a safety feature for users in case of any unforeseen incidents or emergencies. | |

Table: 2 Installation

| Installation of charging stations and charging points in accordance with relevant Regulations | | |
|---|--|---|
| 1 | Initial installation assessment | <ul style="list-style-type: none"> • The supply cable must be installed underground. • Potential Bidder must inspect the current existing electrical installation and determine what is required to ensure installation of EV stations according to Local municipality and national regulations, This shall include: <ul style="list-style-type: none"> ○ Inspection of existing DB board which is preferred as connection point. ○ Determination of the best route for the electrical cable. ○ Measurement of the required electrical cable length. ○ Determination of correct size of the supply cable. • Determine the work and material required to install the electrical cable according to the electrical installation regulation and repair all surfaces back to their original condition. • The Bidder shall inspect the current slab and determine whether to use it or construct a new slab to support the charging station. <p><i>“Note : The installation point for the 2 EV stations and the additional three phase connection points will be identified during briefing session “</i></p> |
| 2 | Charging station Installation | Install charging stations with a spacing of 15 meters between the units, install a new distribution board (DB board) in a convenient location to ensure efficient power distribution and accessibility. |
| 3 | Additional 3 phase, 32A, 3P+N+PE, IP66, 400 ± 15% V outlet point | The bidder shall supply and install two additional 3 phase, 32A, 3P+N+PE, IP66, 400 ± 15% V outlet point installed in a lockable box IP65 with power rating of 22kW, each shall have a 3 phase class 1 energy consumption meter. |

11. MANAGEMENT APPROACH

The successful bidder shall supply, install and commission the charging stations and accessories according to the technical specification and in compliance to the following project stages:

Stage 1: Inception

The successful bidder shall:

- a) Attend project initiation meeting.
- b) Conclude the terms of the agreement with Gerotek.
- c) Inspect the site and submit project plan.
- d) Determine the availability of data, drawings and plans relating to the project

- e) Deliverables shall as minimum include:
 - i. Agreed services and scope of work.
 - ii. Signed agreement
 - iii. Project plan

Stage 2: Concept and Design Development

The successful bidder shall:

- a) Review project programme with Project Manager.
- b) Prepare design development drawings.
- c) Provide technical details and specifications of the charging station and charging points.
- d) Review, evaluate design and outline specification.

Stage 3: Construction and Installation

The successful bidder shall:

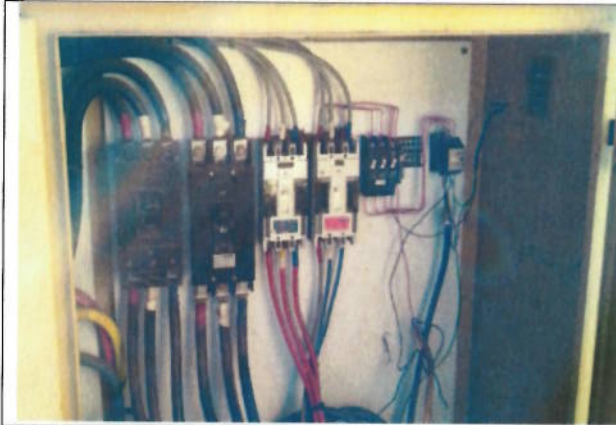
- a) Attend site handover meeting.
- b) Attend regular site, technical and progress meetings.
- c) Inspect the works for quality and conformity to specification, on weekly basis during the course of the works.
- d) Review the outputs of quality assurance procedures and advise Gerotek on the adequacy and need for additional controls, inspections and testing.
- e) Deliverables will include drawings register, practical completion and defects list.

Stage 4: Close out

The successful bidder shall:

- a) Together with Gerotek's Representative, inspect and verify the rectification of defects.
- b) Prepare as-built drawings and documentation.
- c) Conclude the final accounts where relevant.
- d) Present the final product with all documentation to the Gerotek's Representative who will sign-off and issue the compliance and completion reference letter against the agreed quality standards.
- e) Compile an Acceptance Test Procedure (ATP) and provide an Approved Acceptance Test Report (ATR).

Appendix B: Site Photographs



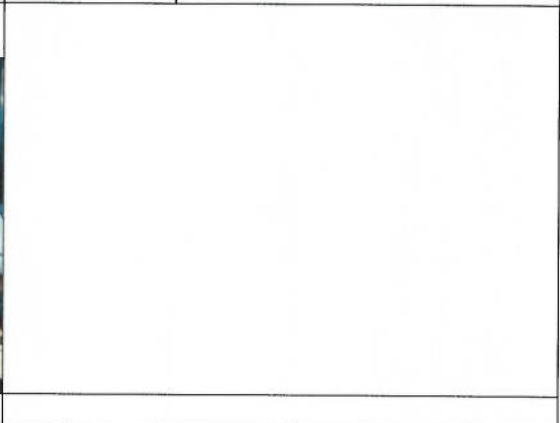
Picture 1 Distribution box



Picture 2 Proposed site



Picture 3 Distribution box



APPENDIX C VALUE SYSTEM

RFB No: R&D/GER-2023-017

REQUEST FOR: THE SUPPLY AND INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION AT GEROTEK TEST FACILITIES

This Value System must be used for evaluation purposes, based on the 80/20 preference point system as per the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2022.

A 2-staged approach will be used to evaluate a bid as follows:

| | |
|----------------|--|
| STAGE 1 | Critical Criteria |
| STAGE 2 | 80 Price 20 Specific goal (Advancement of Local Content and Production) Electrical cable products (stipulated minimum threshold local content 90%) |

Please ensure that the correct value system is chosen as:

1. **Allocation of points are on the following basis:**
 The expected value of the tender is below or equal to R 50 000 000 and the value system to be used is therefore:
 - **Price: 80**
 - **Specific goals 20**
2. **PREFERENTIAL PROCUREMENT REGULATION REQUIREMENTS**
 Refer Preferential Procurement Policy Framework Act, 2000; Preferential Procurement Regulations, 2022.

SPECIFIC GOALS: (A Total of 20 points will be divided in accordance with Table B Advancement of Local Content & Production)

- a. **Advancement of Local Content & Production (Applicable)**

NOTE: Failure by a Bidder to submit proof of evidence to claim the points allocated to any specific goal will lead to the bidder scoring "0"(zero) for that specific goal

- b. **Designated Sectors (Applicable):**

Applicable. Electrical cable products (Stipulated minimum threshold local content 90%)

c. Locality (Not applicable):

Not applicable

3. Critical Criteria: Applicable)

Appendix D Critical Criteria

NOTE: Failure by bidder to comply with any of these criteria will result in immediate elimination from the evaluation process.

4. Functionality (if applicable):

Not applicable.

1. Appendix D: Critical Criteria

The Bidder shall be evaluated against the following critical criteria requirements. Should the bidder fail to comply with any of the critical criteria the bid will be eliminated from further evaluation

The following requirements were selected as the critical criteria:

| | <u>Critical Criteria</u> | <u>Proof of evidence</u> |
|--|---|---|
| 1 | Bidder shall attend a compulsory site briefing/Bidders Briefing. | The representative of the bidder shall sign the attendance register on the day of the site briefing/Bidders Briefing. |
| 2 | It is estimated that tenderers must have a CIDB contractor grading designation of 3EB or higher | The bidder shall submit a CRS number and proof of registration as a 3EB CIDB rating |
| <p>REFER TO: Joint ventures are eligible to submit tenders provided that:</p> <ul style="list-style-type: none"> a. Every member of the joint venture is registered with the CIDB; b. The lead partner has a contractor grading designation in the 3EB class of construction work; or not lower than one level below the required grading designation in the class of works construction works under considerations and possess the required recognition status. c. 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 for or 3EB class of construction work or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations. | | |
| 3 | The bidder shall have successfully completed at least one (01) installation and commissioned of a commercial Electric Vehicle Charging Station system. | At least one proof of reference letter that indicate successful completion of similar work within the last 5 years. The letter should be on a letterhead of the company where services were provided. The reference letter should include the following information: <ul style="list-style-type: none"> a. The bidder's company name b. Services rendered for the client c. Client's contact details d. Completion date |
| 4 | a) The bidder must be either an OEM with a local agent with technical support available in case of faults or errors, repairs, upgrades to the system, or protocol issues with new vehicles. <p style="text-align: center;">OR</p> b) The bidder must be the accredited/ appointed local agent/ distributor of the electrical charging station with local technical support available in case of faults or errors, repairs, upgrades to the system, or protocol issues with new vehicles | a) Evidence in the form of a letter, demonstrating that the bidder is the OEM of the electrical charging station, also indicating who the local agent/ distributor is. <p style="text-align: center;">OR</p> b) A letter from the OEM confirming the bidder's status as an authorized local agent/ distributor. |
| 5 | The bidder shall allocate an ECSA (electrical) registered professional engineer to be part of the project team. | The bidder shall submit a valid copy of ECSA registration for the responsible electrical engineer. |

| | | |
|---|---|---|
| 6 | The bidder shall assign a registered electrician to conduct the installation. | The bidder shall submit a valid copy of letter of registration from department of labour (Wireman's licence). |
|---|---|---|

2. Special conditions

- A. A bid that will emerge as preferred bidder or that scores the highest points will be subjected to further assessment under the special condition stage.
- B. Should the bid fail to comply with any of the special conditions, the bidder will be afforded 7 days to submit the required evidence failing of which the bid will not be eligible for award.
- C. The bid may only be awarded to a preferred bid that complies with all the special conditions.
- D. certificate or licence attesting to the status as an OEM from relevant authorities; or
- E. A letter of authority to resell, which must include assurance of after-sales support by the original equipment manufacturer (OEM); or

| No. | Special conditions |
|-----|--|
| 1 | <p>The bidder shall be in good standing with the Compensation Commissioner in terms of the Compensation of Occupational Injuries and Disability Act (COIDA).</p> <p>Evidence required: The bidder shall submit a valid COIDA certificate issued by the Department of Employment and Labour or any other organization appointed by the Department of Employment and Labour.</p> |
| 2 | <p>Minimum Black Equity Ownership of 35%: The Bidder shall at least have a 35% Black Equity Ownership.</p> <p>Evidence Required: The bidder shall either submit a valid BEE Certificate (BBBEE certificate issued by SANAS accredited verification agency), CIPC BBBEE certificate or a completed BBBEE Sworn Affidavit as proof of compliance.</p> <p>NOTE for Joint Ventures: If the bidder is a Joint Venture (JV) or Consortium, the bidder shall submit with the bid, a consolidated proof of B-BBEE status</p> |

APPENDIX E

LOCAL CONTENT DECLARATION DOCUMENT

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2017 and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2017 as follows:

$$LC = [1 - x / y] * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2017 is accessible on <http://www.thedtic.gov.za/sectors-and-services-2/industrial-development/industrial-procurement/> at no cost.

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

| Item No. | Description of services, works or goods | Stipulated minimum threshold |
|----------|---|------------------------------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

3. Does any portion of the goods or services offered have any imported content?

(Tick applicable box)

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

- 3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

| Currency | Rates of exchange |
|----------------|-------------------|
| US Dollar | |
| Pound Sterling | |
| Euro | |
| Yen | |
| Other | |

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dtic must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

ISSUED BY: (Procurement Authority / Name of Institution):
.....

NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- 2 Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on <http://www.thedtic.gov.za/sectors-and-services-2/industrial-development/industrial-procurement/> Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names),
do hereby declare, in my capacity as

of(name of bidder entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2017; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2017, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

| | |
|--|---|
| Bid price, excluding VAT (y) | R |
| Imported content (x), as calculated in terms of SATS 1286:2011 | R |
| Stipulated minimum threshold for local content (paragraph 3 above) | |
| Local content %, as calculated in terms of SATS 1286:2011 | |

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above. The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2017.
- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2017.

SIGNATURE: _____

DATE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

Annex C

Local Content Declaration - Summary Schedule

(C1) Tender No.
 (C2) Tender description:
 (C3) Designated product(s)
 (C4) Tender Authority:
 (C5) Tendering entity name:
 (C6) Tender Exchange Rate:
 (C7) Specified local content %

Note: VAT to be excluded from all calculations

USD EU GBP

| Tender item no's | List of items | Calculation of local content | | | | Local content % (per item) |
|------------------|---------------|--------------------------------|-------------------------|---|----------------|----------------------------|
| | | Tender price - each (excl VAT) | Exempted imported value | Tender value net of exempted imported content | Imported value | |
| (C8) | (C9) | (C10) | (C11) | (C12) | (C13) | (C15) |
| | | | | | | |
| | | | | | | |
| | | | | | | |

| Tender Qty | Total tender value | Total exempted imported content | Total imported content |
|------------|--------------------|---------------------------------|------------------------|
| (C16) | (C17) | (C18) | (C19) |
| | | | |
| | | | |
| | | | |

(C20) Total tender value R 0
 (C21) Total Exempt imported content R 0
 (C22) Total Tender value net of exempt imported content R 0
 (C23) Total Imported content R 0
 (C24) Total local content R 0
 (C25) Average local content % of tender #DIV/0!

Signature of tenderer from Annex B

Date: _____

Annex D

SATS 1286.2011

Imported Content Declaration - Supporting Schedule to Annex C

Fields for Tender No., Tender description, Designated Products, Tender Authority, Tendering Entity name, and Tender Exchange Rate (USD, EU, GBP).

Note: VAT to be excluded from all calculations

A. Exempted imported content

Table A: Exempted imported content. Columns include Tender item no's, Description of imported content, Local supplier, Overseas Supplier, Foreign currency value as per Commercial Invoice, Tender Exchange Rate, Local value of imports, Freight costs to port of entry, All locally incurred landing costs & duties, Total landed cost excl VAT, Tender Qty, and Exempted imported value.

(D19) Total exempt imported value R 0. This total must correspond with Annex C - C 21

B. Imported directly by the Tenderer

Table B: Imported directly by the Tenderer. Columns include Tender item no's, Description of imported content, Unit of measure, Overseas Supplier, Foreign currency value as per Commercial Invoice, Tender Rate of Exchange, Local value of imports, Freight costs to port of entry, All locally incurred landing costs & duties, Total landed cost excl VAT, Tender Qty, and Total imported value.

(D32) Total imported value by tenderer R 0

C. Imported by a 3rd party and supplied to the Tenderer

Table C: Imported by a 3rd party and supplied to the Tenderer. Columns include Description of imported content, Unit of measure, Local supplier, Overseas Supplier, Foreign currency value as per Commercial Invoice, Tender Rate of Exchange, Local value of imports, Freight costs to port of entry, All locally incurred landing costs & duties, Total landed cost excl VAT, Quantity imported, and Total imported value.

(D45) Total imported value by 3rd party R 0

D. Other foreign currency payments

Table D: Other foreign currency payments. Columns include Type of payment, Local supplier making the payment, Overseas beneficiary, Foreign currency value paid, Tender Rate of Exchange, and Local value of payments.

(D52) Total of foreign currency payments declared by tenderer and/or 3rd party R 0

(D53) Total of imported content & foreign currency payments - (D32), (D45) & (D52) above R 0

This total must correspond with Annex C - C 23

Signature of tenderer from Annex B

Date:

Annex E

Local Content Declaration - Supporting Schedule to Annex C

| | | |
|------|------------------------|--|
| (E1) | Tender No. | |
| (E2) | Tender description: | |
| (E3) | Designated products: | |
| (E4) | Tender Authority: | |
| (E5) | Tendering Entity name: | |

Note: VAT to be excluded from all calculations.

| Local Products (Goods, Services and Works) | Description of items purchased | Local suppliers | Value |
|---|--------------------------------|-----------------|-------|
| | (E6) | (E7) | (E8) |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| (E9) Total local products (Goods, Services and Works) | | | R.O. |

(E10) **Manpower costs** (Tenderer's manpower cost) R.O.

(E11) **Factory overheads** (Rental, depreciation & amortisation, utility costs, consumables etc.) R.O.

(E12) **Administration overheads and mark-up** (Marketing, insurance, financing, interest etc.) R.O.

(E13) Total local content R.O.

This total must correspond with Annex C - C24

Signature of tenderer from Annex B

Date: _____



the dti

Department
Trade and Industry
REPUBLIC OF SOUTH AFRICA

Private Bag X84, PRETORIA, 0001, the dti Campus, 77 Meintjies Street, Sunnyside, 0002, Tel: (012) 394 0000
the dti Customer Contact Centre local: 0861 843 384 International: +27 12 394 9500, www.thedti.gov.za

Guidance Document for the Calculation of Local Content

1. DEFINITIONS

Unless explicitly provided in this guideline, the definitions given in SATS 1286:2011 apply.

2. GENERAL

2.1. Introduction

This guideline provides tenderers with a detailed description of how to calculate local content of products (goods, services and works) by components/material/services and enables them to keep an updated record for verification requirements as per the SATS 1286:2011 Annexure A and B.

The guideline consists of two parts, namely:

- a written guideline; and
- three declarations that must be completed:
 - Declaration C: “Local Content Declaration – Summary Schedule” (see Annexure C);
 - Declaration D: “Imported Content Declaration – Supporting Schedule to Annex C” (see Annexure D); and
 - Declaration E: “Local Content Declaration – Supporting Schedule to Annex C” (see Annexure E).

The guidelines and declarations should be used by tenderers when preparing a tender. A tenderer must complete Declarations D and E, and consolidate the information on Declaration C.

Annexure C must be submitted with the tender by the closing date and time as determined by the Tender Authority. The Tender Authority reserves the right to request that Declarations D and E also be submitted.

If the tender is successful, the tenderer must continuously update Declarations C, D and E with actual values for the duration of the contract.

NOTE:

Annexure A is a note to the purchaser in SATS 1286:2011; and
Annexure B is the Local Content Declaration IN SATS 1286:2011.

2.2. What is local content?

According to SATS 1286:2011, the local content of a product is the tender price less the value of imported content, expressed as a percentage. It is, therefore, necessary to first compute the imported value of a product to determine the local content of a product.

2.3. Categories: Imported and Local Content

The tenderer must differentiate between imported content and local content.

Imported content of a product by components/material/services is separated into two categories, namely:

- products imported directly by the tenderer; and
- products imported by a third party and supplied to the tenderer.

2.3.1. Imported Content

Identify the imported content, if any, by value for products by component/material/services. In the case of components/materials/services sourced from a South African manufacturer, agent, supplier or subcontractor (i.e. third party), obtain that information and Declaration D from the third party.

Calculate the imported content of components/materials/services to be used in the manufacture of the total quantity of the products for which the tender is to be submitted.

As stated in clause 3.2.4 of SATS 1286:2011: "If information on the origin of components, parts or materials is not available, it will be deemed to be imported content."

2.3.1.1. Imported directly by the tenderer:

When the tenderer import products directly, the onus is on the tenderer to provide evidence of any components/materials/services that were procured from a non-domestic source. The evidence should be verifiable and pertain to the tender as a whole. Typical evidence will include commercial invoices, bills of entry, etc.

When the tenderer procures imported services such as project management, design, testing, marketing, etc and makes royalty and lease payments, such payments relating to the tender must be included when calculating imported content.

2.3.1.2. Imported by a third party and supplied to the tenderer:

When the tenderer supplies components/material/services that are imported by any third party (for example, a domestic manufacturer, agent, supplier or subcontractor in the supply chain), the onus is on the tenderer to obtain verifiable evidence from the third party.

The tenderer must obtain Declaration D from all third parties for the related tender. The third party must be requested by the tenderer to continuously update Declaration D. Typical evidence of imported content will include commercial invoices, bills of entry etc.

When a third party procures imported services such as project management, design, testing, marketing etc: and makes royalty and lease payments, such payments relating to the tender must be included when calculating imported content.

2.3.1.3. Exempt Imported Content:

Exemptions, if any, are granted by the Department of Trade and Industry (the dti). Evidence of the exemptions must be provided and included in Annexure D.

2.3.2. Local Content

Identify and calculate the local content, by value for products by components/materials/services to be used in the manufacture of the total quantity of the products.

3. ANNEXURE C

3.1. Guidelines for completing Annexure C: Local Content Declaration – Summary Schedule

Note: The paragraph numbers correspond to the numbers in Annexure C.

C1. Tender Number

Supply the tender number that is specified on the specific tender documentation.

C2. Tender description

Supply the tender description that is specified on the specific tender documentation.

C3. Designated products

Supply the details of the products that are designated in terms of this tender (i.e. buses).

C4. Tender Authority

Supply the name of the tender authority.

C5. Tendering Entity name

Provide the tendering entity name (for example, Unibody Bus Builders (Pty) Ltd).

C6. Tender Exchange Rate

Provide the exchange rate used for this tender, as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

C7. Specified local content %

Provide the specified minimum local content requirement for the tender (i.e. 80%), as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MDB) 6.2.

C8. Tender item number

Provide the tender item number(s) of the products that have a local content requirement as per the tender specification.

C9. List of items

Provide a list of the item(s) corresponding with the tender item number.
This may be a short description or a brand name.

Calculation of local content

C10. Tender price

Provide the unit tender price of each item excluding VAT.

C11. Exempted imported content

Provide the ZAR value of the exempted imported content for each item, if applicable. These value(s) must correspond with the value(s) of column D16 on Annexure D.

C12. Tender value net of exempted imported content

Provide the net tender value of the item, if applicable, by deducting the exempted imported content (C11) from the tender price (C10).

C13. Imported value

Provide the ZAR value of the items' imported content.

C14. Local value

Provide the local value of the item by deducting the Imported value (C13) from the net tender value (C12).

C15. Local content percentage (per item)

Provide the local content percentage of the item(s) by dividing the local value (C14) by the net tender value (C12) as per the local content formula in SATS 1286.

Tender Summary

C16. Tender quantity

Provide the tender quantity for each item number as per the tender specification.

C17. Total tender value

Provide the total tender value by multiplying the tender quantity (C16) by the tender price (C10).

C18. Total exempted imported content

Provide the total exempted imported content by multiplying the tender quantity (C16) by the exempted imported content (C11). These values must correspond with the values of column D18 on Annexure D.

C19. Total imported content

Provide the total imported content of each item by multiplying the tender quantity (C16) by the imported value (C13).

C20. Total tender value

Total tender value is the sum of the values in column C17.

C21. Total exempted imported content

Total exempted imported content is the sum of the values in column C18. This value must correspond with the value of D19 on Annexure D.

C22. Total tender value net of exempted imported content

The total tender value net of exempt imported content is the total tender value (C20) less the total exempted imported content (C21).

C23. Total imported content

Total imported content is the sum of the values in column C19. This value must correspond with the value of D53 on Annexure D.

C24. Total local content

Total local content is the total tender value net of exempted imported content (C22) less the total imported content (C23). This value must correspond with the value of E13 on Annexure E.

C25. Average local content percentage of tender

The average local content percentage of tender is calculated by dividing total local content (C24) by the total tender value net of exempted imported content (C22).

4. ANNEXURE D

4.1. Guidelines for completing Annexure D: "Imported Content Declaration – Supporting Schedule to Annexure C"

Note: The paragraph numbers correspond to the numbers in Annexure D.

D1. Tender number

Supply the tender number that is specified on the specific tender documentation.

D2. Tender description

Supply the tender description that is specified on the specific tender documentation.

D3. Designated products

Supply the details of the products that are designated in terms of this tender (i.e. buses).

D4. Tender authority

Supply the name of the tender authority.

D5. Tendering entity name

Provide the tendering entity name (i.e. Unibody Bus Builders (Pty) Ltd).

D6. Tender exchange rate

Provide the exchange rate used for this tender, as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

Table A. Exempted Imported Content

D7. Tender item number

Provide the tender item number(s) of the product(s) that have imported content.

D8. Description of imported content

Provide a list of the exempted imported product(s), if any, as specified in the tender.

D9. Local supplier

Provide the name of the local supplier(s) supplying the imported product(s).

D10. Overseas supplier

Provide the name(s) of the overseas supplier(s) supplying the exempted imported product(s).

D11. Imported value as per commercial invoice

Provide the foreign currency value of the exempted imported product(s) disclosed in the commercial invoice accepted by the South African Revenue Service (SARS).

D12. Tender exchange rate

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D13. Local value of imports

Convert the value of the exempted imported content as per commercial invoice (D11) into the ZAR value by using the tender exchange rate (D12) disclosed in the tender documentation.

D14. Freight costs to port of entry

Provide the freight costs to the South African Port of the exempted imported item.

D15. All locally incurred landing costs and duties

Provide all landing costs including customs and excise duty for the exempted imported product(s) as stipulated in the SATS 1286:2011.

D16. Total landed costs excl VAT

Provide the total landed costs (excluding VAT) for each item imported by adding the corresponding item values in columns D13, D14 and D15. These values must be transferred to column C11 on Annexure C.

D17. Tender quantity

Provide the tender quantity of the exempted imported products as per the tender specification.

D18. Exempted imported value

Provide the imported value for each of the exempted imported product(s) by multiplying the total landed cost (excl. VAT) (D16) by the

tender quantity (D17). The values in column D18 must correspond with the values of column C18 of Annexure C.

D19. Total exempted imported value

The total exempted imported value is the sum of the values in column D18. This total must correspond with the value of C21 on Annexure C.

Table B. Imported Directly By Tenderer

D20. Tender item numbers

Provide the tender item number(s) of the product(s) that have imported content.

D21. Description of imported content:

Provide a list of the product(s) imported directly by tender as specified in the tender documentation.

D22. Unit of measure

Provide the unit of measure for the product(s) imported directly by the tenderer.

D23. Overseas supplier

Provide the name(s) of the overseas supplier(s) supplying the imported product(s).

D24. Imported value as per commercial invoice

Provide the foreign currency value of the product(s) imported directly by tenderer disclosed in the commercial invoice accepted by the South African Revenue Service (SARS).

D25. Tender rate of exchange

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D26. Local value of imports

Convert the value of the product(s) imported directly by the tenderer as per commercial invoice (D24) into the ZAR value by using the tender exchange rate (D25) disclosed in the tender documentation.

D27. Freight costs to port of entry

Provide the freight costs to the South African Port of the product(s) imported directly by the tenderer.

D28. All locally incurred landing costs and duties

Provide all landing costs including customs and excise duty for the product(s) imported directly by the tenderer as stipulated in the SATS 1286:2011.

D29. Total landed costs excl VAT

Provide the total landed costs (excluding VAT) for each item imported directly by the tenderer by adding the corresponding item values in columns D26, D27 and D28.

D30. Tender quantity

Provide the tender quantity of the product(s) imported directly by the tenderer as per the tender specification.

D31. Total imported value

Provide the total imported value for each of the product(s) imported directly by the tenderer by multiplying the total landed cost (excl. VAT) (D29) by the tender quantity (D30).

D32. Total imported value by tenderer

The total value of imports by the tenderer is the sum of the values in column D31.

Table C. Imported by Third Party and Supplied to the Tenderer

D33. Description of imported content

Provide a list of the product(s) imported by the third party and supplied to the tenderer as specified in the tender documentation.

D34. Unit of measure

Provide the unit of measure for the product(s) imported by the third party and supplied to tenderer as disclosed in the commercial invoice.

D35. Local supplier

Provide the name of the local supplier(s) supplying the imported product(s).

D36. Overseas supplier

Provide the name(s) of the overseas supplier(s) supplying the imported products.

D37. Imported value as per commercial invoice

Provide the foreign currency value of the product(s) imported by the third party and supplied to the tenderer disclosed in the commercial invoice accepted by SARS.

D38. Tender rate of exchange

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D39. Local value of imports

Convert the value of the product(s) imported by the third party as per commercial invoice (D37) into the ZAR value by using the tender exchange rate (D38) disclosed in the tender documentation.

D40. Freight costs to port of entry

Provide the freight costs to the South African Port of the product(s) imported by third party and supplied to the tenderer.

D41. All locally incurred landing costs and duties

Provide all landing costs including customs and excise duty for the product(s) imported by third party and supplied to the tenderer as stipulated in the SATS 1286:2011.

D42. Total landed costs excluding VAT

Provide the total landed costs (excluding VAT) for each product imported by third party and supplied to the tenderer by adding the corresponding item values in columns D39, D40 and D41.

D43. Quantity imported

Provide the quantity of each product(s) imported by third party and supplied to the tenderer for the tender.

D44. Total imported value

Provide the total imported value of the product(s) imported by third party and supplied to the tenderer by multiplying the total landed cost (D42) by the quantity imported (D43).

D45. Total imported value by third party

The total imported value from the third party is the sum of the values in column D44.

Table D. Other Foreign Currency Payments

D46. Type of payment

Provide the type of foreign currency payment. (i.e. royalty payment for use of patent, annual licence fee, etc).

D47. Local supplier making the payment

Provide the name of the local supplier making the payment.

D48. Overseas beneficiary

Provide the name of the overseas beneficiary.

D49. Foreign currency value paid

Provide the value of the listed payment(s) in their foreign currency.

D50. Tender rate of exchange

Provide the exchange rate used for this tender as per the Standard Bidding Document (SBD) and Municipal Bidding Document (MBD) 6.2.

D51. Local value of payments

Provide the local value of each payment by multiplying the foreign currency value paid (D49) by the tender rate of exchange (D50).

D52. Total of foreign currency payments declared by tenderer and/or third party

The total of foreign currency payments declared by tenderer and/or a third party is the sum of the values in column D51.

D53. Total of imported content and foreign currency payment

The total imported content and foreign currency payment is the sum of the values in column D32, D45 and D52. This value must correspond with the value of C23 on Annexure C.

5. ANNEXURE E

5.1. Guidelines to completing Annexure E: “Local Content Declaration- Supporting Schedule to Annexure C”

The paragraph numbers correspond to the numbers in Annexure E

E1. Tender number

Supply the tender number that is specified on the specific tender documentation.

E2. Tender description

Supply the tender description that is specified on the specific tender documentation.

E3. Designated products

Supply the details of the products that are designated in terms of this tender (for example, buses/canned vegetables).

E4. Tender authority

Supply the name of the tender authority.

E5. Tendering entity name

Provide the tendering entity name (for example, Unibody Bus Builders (Pty) Ltd) Ltd).

Local Goods, Services and Works

E6. Description of items purchased

Provide a description of the items purchased locally in the space provided.

E7. Local supplier

Provide the name of the local supplier that corresponds to the item listed in column E6.

E8. Value

Provide the total value of the item purchased in column E6.

E9. Total local products (Goods, Services and Works)

Total local products (goods, services and works) is the sum of the values in E8.

E10. Manpower costs:

Provide the total of all the labour costs accruing only to the tenderer (i.e. not the suppliers to tenderer).

E11. Factory overheads:

Provide the total of all the factory overheads including rental, depreciation and amortisation for local and imported capital goods, utility costs and consumables. (Consumables are goods used by individuals and businesses that must be replaced regularly because they wear out or are used up. Consumables can also be defined as the components of an end product that are used up or permanently altered in the process of manufacturing, such as basic chemicals.)

E12. Administration overheads and mark-up:

Provide the total of all the administration overheads, including marketing, insurance, financing, interest and mark-up costs.

E13. Total local content:

The total local content is the sum of the values of E9, E10, E11 and E12. This total must correspond with C24 of Annexure C.