



ANNEXURE “H”

TERMS OF REFERENCE (“TOR”)

CIPC BID NUMBER:

DESCRIPTION: APPOINTMENT OF AN ICT SERVICES PROVIDER TO PROVIDE SD-WAN DEDICATED TWO (2) LINKS FIBER TO FIBER ACTIVE-ACTIVE FAILOVER INTERNET SERVICES FOR 2600Mbps TERMINATING ON TWO SEPARATE DIFFERENT POPS. UNCONTENDED BANDWIDTH (1:1), UNCAPPED, UNSHARPED, UNTHROTTLED, DIA, VOICE, L2 & P2P, SERVICE OPTION, SYMMETRICAL BANDWIDTH, 99.5 PERCENT UPTIME AND 24/7/365 SUPPORT.

CONTRACT PERIOD: 5 Years (with option to renew based on exceptional 5yrs service rendered)

Table of Content

TERMS AND CONDITIONS OF REQUEST FOR QUOTATION (RFQ) **Error! Bookmark not defined.**

1 INTRODUCTION..... **Error! Bookmark not defined.**

1.1. CIPC ICT needs to appoint a service provider to: **Error! Bookmark not defined.**

2 SCOPE OF WORK..... **Error! Bookmark not defined.**

2.1 Solution Overview.....7

2.2 Solution Scope8

3 DURATION OF CONTRACT **Error! Bookmark not defined.**

4 COMPETENCY AND EXPERTISE REQUIREMENTS **Error! Bookmark not defined.**

4.1. Exposure9

4.2. Experience9

4.3. Qualifications.....9

4.4. Soft Skills.....9

4.5. Aptitudes/Personality traits N/A.....9

5 REPORTING.....9

6 WORKING CONDITIONS.....10

6.1	Equipment	10
6.2	Proprietary rights	10
6.3	Indemnity / Protection / Safeguard	10
6.4	Government Safety.....	10
6.5	Quality.....	10
7	COSTING.....	Error! Bookmark not defined.
8	SPECIAL CONDITIONS.....	Error! Bookmark not defined.
9	EVALUATION PROCESS (Criteria).....	Error! Bookmark not defined.
9.1.	Responsiveness Criteria	Error! Bookmark not defined.
10.	EVALUATION PROCESS (PHASES)	Error! Bookmark not defined.
	Phase 1: Compliance to minimum requirements	Error! Bookmark not defined.
	Phase 2: Functional evaluation.....	Error! Bookmark not defined.
	Preferential Procurement Policy.....	Error! Bookmark not defined.
	Pricing.....	Error! Bookmark not defined.
11.	SUBMISSION OF PROPOSALS.....	Error! Bookmark not defined.
	Proposals should be addressed to:.....	Error! Bookmark not defined.
	Enquiries.....	Error! Bookmark not defined.



1. TERMS AND CONDITIONS OF REQUEST FOR TENDER (RFP)

1. CIPC's standard conditions of purchase shall apply.
2. Late and incomplete submissions will not be accepted.
3. Any bidder who has reasons to believe that the RFP specification is based on a specific brand must inform CIPC before BID closing date.
4. Bidders are required to submit an original Tax Clearance Certificate for all price quotations exceeding the value of R30 000 (VAT included). Failure to submit the original and valid Tax Clearance Certificate will result in the invalidation of this RFP. Certified copies of the Tax Clearance Certificate will not be acceptable.
5. No services must be rendered or goods delivered before an official CIPC Purchase Order form has been received.
6. This RFP will be evaluated in terms of the **80/20** system prescribed by the Preferential Procurement Regulations, 2001.
7. The bidder must provide assurance/guarantee to the integrity and safe keeping of the information (that it will not amended/corrupted/distributed/permanently stored/copied by the service provider) for the duration of the contract and thereafter. Failure to submit will invalidate the bid proposal.
8. CIPC reserves the right to negotiate with the successful bidder on price.
9. The service provider must ensure that their work is confined to the scope as defined.
10. Travel between the consultant's home and place of work to the DTI (CIPC) vice versa will not be for the account of this organization, including any other disbursements.
11. The Government Procurement General Conditions of contractors (GCC) will apply in all instances.
12. As the commencement of this project is of critical importance, it is imperative that the services provided by the Service Provider are available immediately. Failing to commence with this project immediately from date of notification by CIPC would invalidate the prospective Service Provider's proposal.
13. No advance payment(s) will be made. CIPC will pay within the prescribed period as per the PFMA.
- 14. All prices quoted must be inclusive of Value Added Tax (VAT)**
- 15. All prices must be valid for 120 days**
16. The successful Service Provider must at all times comply with CIPC's policies and procedures as well as maintain a high level of confidentiality of information.
17. All information, documents, programs and reports must be regarded as confidential and may not be made available to any unauthorized person or institution without the written consent of the Commissioner or his/her delegate.
18. The successful bidder must ensure that the information provided by CIPC during the contract period is not transferred/copied/corrupted/amended in whole or in part by or on behalf of another party.
19. Further, the successful bidder may not keep the provided information by way of storing/copy/transferring of such information internally or to another party in whole or part relating to companies and/or close corporation. As such all information, documents, programs and reports must be regarded as confidential and may not be made available to any unauthorized person or institution without the written consent of the Commissioner or his delegate.

20. The service provider will therefore be required to sign a declaration of secrecy with CIPC. At the end of the contract period or termination of the contract, all information provided by CIPC will become the property of CIPC and the service provider may not keep any copy /store/reproduce/sell/distribute the whole or any part of the information provided by CIPC unless authorized in terms of the declaration of secrecy.
21. The Service Provider is restricted to the time frames agreed with CIPC for the various phases that will be agreed to on signing of the Service Level Agreement.
22. CIPC will enter into Service Level Agreement with the successful Service Provider.
- 23. CIPC reserves the right not to award this bid to any prospective bidder or to split the award.**
- 24. Fraud and Corruption:**

The Service Provider selected through this Terms of Reference must observe the highest standards of ethics during the performance and execution of such contract. In pursuance of this policy, CIPC Defines, that for such purposes, the terms set forth will be as follows:

- i. "Corrupt practice" means the offering, giving, receiving or soliciting of anything of value to influence the action of CIPC or any personnel of Service Provider(s) in contract executions.
- ii. "Fraudulent practice" means a misrepresentation of facts, in order to influence a procurement process or the execution of a contract, to CIPC, and includes collusive practice among bidders (prior to or after Proposal submission) designed to establish Proposal prices at artificially high or non-competitive levels and to deprive CIPC of the benefits of free and open competition.
- iii. "Unfair trade practices" means supply of services different from what is ordered on or change in the Scope of Work.
- iv. "Coercive practices" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the execution of contract.
- v. CIPC shall reject a proposal for award, if it determines that the bidder recommended for award, has been engaged in corrupt, fraudulent or unfair trade practices.
- vi. CIPC also reserves the right to terminate this Agreement by giving 10 (ten) business days written notice to the service provider due to any perceived (by CIPC) undue reputational risk to CIPC which CIPC can be exposed to resulting from the service provider or its management/directors being found to be involved in unethical behavior, whether in its dealings with CIPC or any other business dealings.**
Note: "Unethical behavior" includes but not limited to an action that falls outside of what is considered morally right or proper for a person, a profession or an industry
- vii. CIPC shall declare a Service Provider ineligible, either indefinitely or for a stated period of time, for awarding the contract, if at any time it determines that the Service Provider has been engaged in corrupt, fraudulent and unfair trade practice including but not limited to the above in competing for, or in executing, the contract.
- viii. The service provider will sign a confidentiality agreement regarding the protection of CIPC information that is not in the public domain.

2. COMPLUSORY BID REQUIREMENTS (FAILURE TO COMPLY WITH ALL REQUIREMENTS BELOW WILL IMMEDIATELY DISQUALIFY THE PROPOSAL)



INSTRUCTIONS FOR THE SUBMISSIONS OF A PROPOSALS

2.1. SUBMISSION OF ORIGINAL HARD COPY

- a) Bidder's must submit **One (1) original copy (hard printed copy of the technical proposal)**
- b) The Bid Document must be marked with the Bidder's Name
- c) The Bid documents **must be signed in ink** by an authorized employee, agent or representative of the bidder and each and every page of the proposal shall contain the initials of same signatories
- d) All pages of the submitted proposal must be numbered.

2.2. SUBMISSION OF USB

- a) **NO DISC WILL BE ALLOWED**
- b) **ONE (1) USB must be submitted, including technical proposal as well as price proposal saved in separate folders:**
 - c) The USB must be marked with the bidder's name.
 - d) **The USB must have an index page/ table of contents listed all documents included in the proposal for easy referencing during evaluation (group information in separate folders)**
 - e) The **USB** must contain the **exact** documents/ information submitted in the original copy
 - f) Bidders to ensure that the information is properly copied in the USB prior submitting to CIPC and that there are no missing pages.
- g) **THE USB WILL BE USED FOR EVALUATION HENCE THE BIDDER IS REQUIRED TO ENSURE THAT THE USB CONTAINS ALL INFORMATION.**
- h) **CIPC WILL NOT BE HELD LIABLE FOR INCOMPLETE PROPOSALS/ INFORMATION SUBMITTED IN THE USB'S**
 - i) All pages must be signed, numbered and initial as per the Original copy
 - j) The USB must be submitted in **PDF format ONLY and must be read ONLY**

2.3. SUBMISSION OF PRICE PROPOSAL

- a) Prospective Bidders must submit a printed hard copy of the Price Proposal in a separate **SEALED** envelope. It is important to separate price from the technical proposal as Price is evaluated at the last phase of the Evaluation.
- b) The price envelope must be marked with the bidder's name
- c) **Bidders to complete Pricing Schedule SBD 3.3 (Annexure "C")**
- d) **The total Price (Ceiling price) must be carried over to BOTH SBD 3.3 (Pricing Schedule) and SBD FORM 1: (Invitation for Bids).**
- e) The Total Bid Amount will be used for the evaluation of bids therefore it must be inclusive of all costs for the duration of the contract.

- f) All prices must be VAT inclusive and quoted in South African Rand (ZAR).
- g) All prices must be valid for 120 days

2.4. PLEASE NOTE THAT IT IS COMPULSORY THAT BIDDERS SUBMIT PROPOSAL AS PER THE FOLLOWING

1. 1 (ONE) ORIGINAL HARD OR PRINTED COPY
2. 1 (ONE) USB FOR TECHNICAL PROPOSAL AND PRICE MUST BE INCLUDED IN THE SAME USB BUT SAVED IN A SEPARATE FOLDER ("MARKED PRICE PROPOSAL")
3. ONE SEALED ENVELOPE FOR PRICE PROPOSAL (INSIDE THERE MUST BE)
 - ❖ PRICE SCHEDULE – SBD.33
 - ❖ SBD1 - INVITATION TO BIDS
 - ❖ PRICE BREAKDOWN PREFERABLE IN THE BIDDER'S LETTERHEAD SIGNED BY AN AUTHORISED REPRESENTATIVE

NB: Bidders must also refer to page 10 of 13 and Page 10 of 13 of the Terms of reference under Mandatory Requirements

FAILURE TO COMPLY WITH ALL THE ABOVE MENTIONED REQUIREMENTS WILL IMMEDIATELY INVALIDATE THE BID.

I, the undersigned (NAME).....certify that:

I have read and understood the conditions of this tender.

I have supplied the required information and the information submitted as part of this tender is true and correct.

.....
Signature

.....
Date

3. INTRODUCTION

The Companies and Intellectual Property Commission (CIPC) is mandated to register companies, close corporations, cooperatives, and intellectual property rights. Its related services include information disclosure and the resolution of disputes arising from infringements of these rights. To effectively execute this mandate, CIPC must maintain the integrity, reliability, and efficiency of its processes to ensure the delivery of accurate and trusted information. Strengthening these capabilities enhances the competitiveness of the South African economy by improving the credibility of local businesses and the broader business environment. Furthermore, CIPC aims to promote economic growth by enhancing the reliability of its databases and expanding service delivery through strategic partnerships with banks, government entities, state-owned enterprises, and other stakeholders.

4. BACKGROUND



CIPC physical office sites Head Office located at the Dti Campus, 77 Meintjies Street, Sunnyside, Pretoria and its remote sites Cape Town branch, Johannesburg branch, Pretoria branch and Durban branch.

Current solution overview of CIPC MPLS, The solution is 200Mbps MPLS fibre connectivity and 200Mbps wireless active passive link auto fail over configured. The bandwidth for each branch is 50Mbps fiber link and 50Mbps wireless auto fail over configured. All branches breakout at Head Office 200Mbps link for internet browsing.

CIPC ICT needs to appoint a service provider to:

Supply, implement and support HPE Aruba SD-WAN network WAN connectivity to Head office, all the remote sites (branches) and business partners. Appointment of an ICT services provider to provide SD-WAN dedicated two separate fiber to fiber failover internet services for 2600mbps terminating on two separate different pops. uncontented bandwidth (1:1), uncapped, unshaped, unthrottled, DIA, voice, I2 & p2p, service option, symmetrical bandwidth, 99.5 percent uptime and 24/7/365 support.

5. SCOPE OF WORK AND OBJECTIVE

PROVIDE TWO SD-WAN LINKS FIBER TO FIBER FAILOVER INTERNET SERVICES FOR 2600Mbps TERMINATING ON TWO SEPARATE DIFFERENT POPS. UNCONTENTED BANDWIDTH (1:1), UNCAPPED, UNSHAPED, UNTHROTTLED, DIA, VOICE, I2 & P2P, SERVICE OPTION, SYMMETRICAL BANDWIDTH, 99.5 PERCENT UPTIME AND 24/7/365 SUPPORT. Move / migrate all existing links from MTN DC to CIPC HO. All 3rd party links to terminate on the SD-WAN appliances at Head Office. Deploy dual SDWAN gateways per site with dual INET-WAN Links for Connectivity and high availability. Proposed Links sizes Head Office - 2 x 1Gbps Internet links, Branch Offices - 2 x 100Mbps Internet links, Voice 150 Mbps and Partners 5Mbps each. Bandwidth in total 2600Mbps.

5.1. Solution Overview

The Edge Connect SD-WAN platform provides an enhanced security framework that extends across the entire WAN fabric. Key capabilities include **Integrated IDS/IPS** for real-time threat detection and prevention, **Built-in DDoS protection** to safeguard WAN links, **Role-based segmentation**, enabling granular east-west and north-south traffic control. Together, these capabilities form an **end-to-end next-generation firewall** embedded directly into the SD-WAN architecture. This offers a significantly stronger security posture than the current ISP-managed WAN model, which provides limited visibility and control.

Operational Improvements: Simplified management and monitoring through centralized orchestration, **Active-active failover** for continuous availability (unlike passive/active ISP failover currently used), **Internal ownership of configuration**, eliminating reliance on ISP-managed changes, **Full visibility of the LAN-to-WAN** path, improving troubleshooting and performance management

Business Drivers for Migrating to SD-WAN: CIPC intends to migrate to an SD-WAN solution to achieve the following. **Improved Performance for Cloud and SaaS Applications:** Deliver optimized paths for cloud services, improving performance for platforms such as Microsoft 365, Teams, and other SaaS applications: **Secure, Direct-to-Internet (DIA) Access.** All sites gain secure internet breakout, reducing latency and improving user experience for cloud-based workloads.

Increased WAN Performance and Resiliency: Larger WAN links with intelligent path selection improve uptime, throughput, and application reliability. **Enhanced Data Confidentiality:** All WAN traffic is encrypted end-to-end, protecting sensitive internal communications. **WAN Optimization and Performance Enhancements:** The SD-WAN solution introduces advanced capabilities that significantly enhance WAN efficiency.

Business Intent Overlays: Automated, policy-based traffic steering, Advanced QoS aligned to application and business priorities

TCP Acceleration, Data Deduplication & Compression: Increases WAN utilization effectiveness Improves performance for bandwidth-intensive applications

Intelligent Link Steering: Routes application traffic to the best available WAN link dynamically, Reduces packet loss, jitter, and latency. **Enhanced Security & Zero Trust Integration LAN-to-WAN Security with Aruba ClearPass:** Integration enables **role-based secure access**, allowing network policies defined on the

LAN to extend all the way to the WAN. **Integration with Aruba SSE / SASE:** Combining SD-WAN with Aruba's cloud-delivered security platform enables: Zero-Trust Network Access (ZTNA) Secure Access Service Edge (SASE) architecture, Unified role-based security policies across branch, cloud, and remote users. **End-to-End Visibility and Control:** The solution provides **total visibility** across the entire LAN-to-WAN ecosystem, enabling: Real-time performance analytics, Faster fault isolation, Proactive capacity planning, Full control across all sites and links

Site 1: CIPC Head Office

Location: the DTI Campus, 77 Meintjies Street, Sunnyside, Pretoria.

Site 2: CIPC branches and physical addresses

Johannesburg branch	91 Commissioner Street, Johannesburg
Cape Town branch	Norton Rose House; Shop No 3; Riebeeck Street; Thibault Square; Cape Town
Pretoria branch	Sancardia mall 541 Madiba Street Pretoria 0084

5.2. Solution Scope

SUPPLY: To procure, implementation, maintain and support SD-WAN Network services as per the BOM below.

NB: The equipment will be fully paid for and become the property of CIPC. The service provider is required to ensure that the equipment is covered by a warranty for a period of five years with the option to renew the warranty for an additional five years.

BILL OF MATERIALS:

Part Number	Description	Quantity
CIPC - HEAD OFFICE		
JZ872A	HPE Aruba Networking EC-M-H 8x RJ45 10/100/1000 4x SFP+ 1/10G SD-WAN Gateway	2
H44F1E	Aruba 5Y FC NBD Exch EC-M-H SVC [for JZ872A]	2
JM535A	HPE Aruba Networking EC-SFP-SR Multi Mode SFP+	4
CIPC CPT		
R9H42A	HPE Aruba Networking EdgeConnect 10104 Rack Mount Kit	2
R9D72A	HPE Aruba Networking EdgeConnect 10104 4x RJ45 10/100/1000 Gateway	2
H44Z7E	Aruba 5Y FC NBD Exch EC-10104 SVC [for R9D72A]	2
CIPC JNB		
R9H42A	HPE Aruba Networking EdgeConnect 10104 Rack Mount Kit	2
R9D72A	HPE Aruba Networking EdgeConnect 10104 4x RJ45 10/100/1000 Gateway	2
H44Z7E	Aruba 5Y FC NBD Exch EC-10104 SVC [for R9D72A]	2
CIPC PTA		
R9D72A	HPE Aruba Networking EdgeConnect 10104 4x RJ45 10/100/1000 Gateway	2
H44Z7E	Aruba 5Y FC NBD Exch EC-10104 SVC [for R9D72A]	2
R9H42A	HPE Aruba Networking EdgeConnect 10104 Rack Mount Kit	2
EC Quickstart Services		



HU7S7A1	HPE Aruba Networking SD-WAN Assist 10-day Service	Companies and Intellectual Property Commission	1
Orchestration & Licensing			
S0Y58AAS	HPE Aruba Networking EdgeConnect Advanced Core 5-year Subscription SaaS	a member of the otc group	1
S1B38AAS	HPE Aruba Networking EdgeConnect Advanced 100Mbps 5-year Subscription SaaS		6
S1B81AAS	HPE Aruba Networking EdgeConnect Advanced 1Gbps 5-year Subscription SaaS		2
S0Z75AAS	HPE Aruba Networking EdgeConnect Boost 100Mbps 5-year Subscription SaaS		4

CIPC business hours are from 06h00 to 18h00 from Monday to Friday excluding Public holidays. The service providers are also expected to provide remote/onsite support to CIPC during business hours including any other services that may be required after hours, on weekends and public holidays.

The CIPC head office is situated at **the DTI** Campus, 77 Meintjes Street, Sunnyside.

[Compulsory briefing will be conducted. Please refer to page16 of this TOR for details](#)

6. Exposure

The successful bidder must have more than 5 years’ relevant exposure in the supply, configuration and support and maintenance services for Aruba Networks.

7. Experience

The successful bidder must have more than 3 years’ relevant exposure in the supply, configuration and support and maintenance services for HPE Aruba SD-WAN.

8. Qualifications

Gold and Platinum accredited partners provided by the OEM and must be installed by certified vendor (Original Equipment Manufacturer)

9. Soft Skills

The following customer relations skills are essential:

- Monthly meetings.
- Monthly or quarterly reporting.
- Relationship management

Aptitudes/Personality traits N/A

10. REPORTING

The contracted bidder’s account manager will report to the Manager or his delegate.

Monthly reports will be submitted to the Manager:

The reports shall contain at least the following:

- Incidents logged during the reporting period
- Capacity utilization and uptime reports
- Link security abuse and unauthorized traffic attempts on SD-WAN gateways.
- Any other relevant or additional report incidents e.g. applications bottlenecks and failures.

11. WORKING CONDITIONS

11.1. *Equipment*

- N/A

11.2. *Proprietary rights*

- The proprietary right with regard to copyright, patents and any other similar rights that may result from the service rendered by the resource belong to CIPC.
- The final product of all work done by the resource, shall at the end of service period, be handed over to CIPC.
- The resource may not copy documents and/or information of the relevant systems for any other purpose than CIPC specific.

11.3. *Indemnity / Protection / Safeguard*

- The resources safeguard and set CIPC free to any losses that may occur due to costs, damage, demands, and claims that is the result of injury or death, as well as any damage to property of any or all contracting personnel, that is suffered in any way, while delivering a service to CIPC.
- The resources safeguard and set CIPC free to any or all further claims for losses, costs, damage, demands and legal expenses as to the violation of any patent rights, trademarks or other protected rights on any software or related data used by the resources.

11.4. *Government Safety*

- The resources attention is drawn to the effect of government Safety Legislation. The resources must ensure (be sure) that relevant steps are taken to notify the person(s) of this requirement.
- The resource must always follow the security measures and obey the rules as set by the organization.

11.5. *Quality*

- The Operations and Networks Manager: will subject the quality and standard of service rendered by resources to quality control.
- Should CIPC, through the Operations and Networks Manager: be of the opinion that the quality of work is not to the required level, the service provider will be requested to provide another resource. The service provider will carry the cost related to these changes.



11.6. COMPETENCY AND EXPERTISE REQUIREMENTS

- The bidder must have proven competency and expertise in the areas of Aruba Networking.
- WAN and LAN connectivity experience
 - Proven completed Aruba Networks and wi-fi configuration and implementation projects.

12. SPECIAL CONDITIONS

- I. The bidder must provide assurance/guarantee to the integrity and safe keeping of the information (that it will not amended/corrupted/distributed/permanently stored/copied by the service provider) for the duration of the contract and thereafter;
- II. **CIPC reserves the right to negotiate with the successful bidder on price:**
- III. The service provider must ensure that their work is confined to the scope as defined;
- IV. Travel between the consultant's home, place of work to the **DTI Campus (CIPC)** will not be for the account of CIPC, including any other disbursements unless agreed to in writing by CIPC prior to the expense being incurred;
- V. Government Procurement General Conditions of Contract (GCC) as issued by National Treasury will be applicable on all instances. The general conditions are available on the National Treasury website (www.treasury.gov.za);
- VI. No advance payment will be made. Payment would be made in terms of the deliverables or other unless otherwise agreed upon by CIPC and the successful bidder. CIPC will pay within the prescribed period according to PFMA;
- VII. The price quoted by the prospective service provider must include Value Added Tax (VAT);
- VIII. The successful bidder must always comply with CIPC's policies and procedures as well as maintain a high level of confidentiality of information.
- IX. The successful bidder must ensure that the information provided by CIPC during the contract period is not transferred/copied/corrupted/amended in whole or in part by or on behalf of another party.
- X. Further, the successful bidder may not keep the provided information by way of storing/copy/transferring of such information internally or to another party in whole or part relating to companies and/or close corporation;
- XI. As such, all information, documents, programs and reports must be regarded as confidential and may not be made available to any unauthorized person or institution without the written consent of the Commissioner and/or his/her delegate;
- XII. The service provider will therefore be required to sign a Declaration of Secrecy with CIPC. At the end of the contract period or termination of the contract, all information provided by CIPC will become the property of CIPC and the service provider may not keep any copy /store/reproduce/sell/distribute the whole or any part of the information provided by CIPC unless authorized in terms of the Declaration of Secrecy.
- XIII. The Service Provider (successful bidder) will be required to sign a Service Level Agreement with CIPC prior to the commencement of the contract; and
- XIV. As the commencement of this contract is of critical importance, it is imperative that the prospective Service Provider has resources that are available immediately. Failure to commence with this contract immediately from date of notification by CIPC could invalidate the prospective Service Provider's proposal.

13. EVALUATION PROCESS (Criteria)

The evaluation process will be done in accordance with the following criteria:

Bids will be evaluated in accordance with the **80/20** preference point system contemplated in the Preferential Procurement Policy Framework Act (Act 5 of 2000).

14.

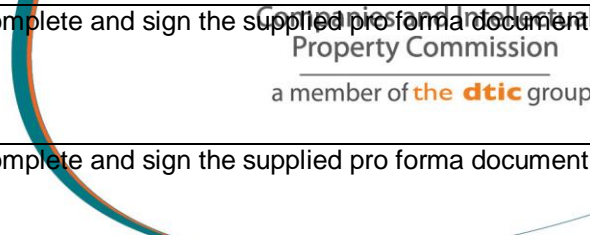
Capability	Description
Knowledge & expertise	The supplier must demonstrate and provide documented detailed SD-WAN proposal showing how the solution will be implemented.
Resources & Skills transfer	The supplier must have a minimum of two CVs of skilled resources with appropriate SD-WAN certification to implement and support the solution provided.CVs to be provided. The supplier must work with the internal resources to ensure transparency and proper skills transfer
Reference letters	The supplier must provide a minimum of 3 reference letters of completed Aruba Networks projects and support services. Provide a minimum of three contactable references with contact details from clients indicating start and completed projects/experience (for SD-WAN over the period of 5 years.)
Accreditation Certificate From The Original Equipment Manufacturer (OEM)	The supplier must provide relevant Original Equipment Manufacturer (OEM) HPE/Aruba Gold or Platinum accreditation partner certificate.

15. PHASE 1: COMPLIANCE TO MINIMUM REQUIREMENTS AND MANDATORY REQUIREMENTS

During Phase 1 all bidders will be evaluated to ensure compliance with the minimum document requirements. Without limiting the generality of the CIPC 'S other critical requirements for this Bid, bidder(s) **must submit the documents** listed in the **Table** below. All documents must be completed and signed by the duly authorized representative of the prospective bidder(s). During this phase Bidders' response will be evaluated based on compliance with the listed administration and mandatory bid requirements. All bidders that comply with the minimum requirements will advance to Phase 2. The bidder(s) proposal *may* be disqualified for non-submission of any of the documents

Item No	Document that must be submitted	Compliance provide ANSWER: Yes /No	Non-submission may result in disqualification
1.	Invitation to Bid – SBD 1		Complete and sign the supplied pro forma document.
2.	Tax Status – SBD1		a) Bidders must submit Tax Clearance Certificate (TCC) PIN b) The TCS PIN will be used for the verification of tax compliance status a Bidder
3.	Declaration of Interest –SBD 4		Complete and sign the supplied pro forma document.
4.	Preference Point Claim Form – SBD 6.1		Non-submission will lead to a zero (0) score on BBEE



5.	Declaration of Bidder's Past Supply Chain Management Practices – SBD 8		Complete and sign the supplied pro forma document. 
6.	Certificate of Independent Bid Determination – SBD 9		Complete and sign the supplied pro forma document.
7.	Registration on Central Supplier Database (CSD)		The Service Provider is encouraged to be registered as a service provider on the Central Supplier Database (CSD). Visit https://secure.csd.gov.za/ to obtain your Vendor number. Submit PROOF of registration on the Central Supplier Database (CSD Report) <u>SUBMIT SUPPLIER NUMBER AND UNIQUE REFERENCE NUMBER</u>
8.	NB: Pricing Schedule: Compliance to Annexure A REFER TO PAGE 6 and 16 OF 16		<ul style="list-style-type: none"> Submit full details of the Price Proposal in a separate SEALED envelope. Price must be carried over to BOTH SBD 3.3 (Pricing Schedule) and SBD FORM1: (Invitation for Bids). <i>The Total Bid Amount (CEILING AMOUNT) will be used for the evaluation of bids therefore it must be inclusive of all costs for the duration of the contract)</i> <u>FAILURE TO COMPLY WITH THIS REQUIREMENT SHALL IMMEDIATELY DISQUALIFY A BIDDER.</u>
9	IMPORTANT: SUBMISSION OF USB REFER TO PAGE 5 OF 16		<ol style="list-style-type: none"> Bidders must submit a USB with their proposal- 1 copy of the original document USB to be submitted in pdf format and to be read only All documents to be signed and bidders initial each page <u>FAILURE TO COMPLY WITH THIS REQUIREMENT SHALL IMMEDIATELY DISQUALIFY A BIDDER.</u>
10.	Accreditation in the implementation of data network services (bidders to submit relevant accreditation certificate/letter) – failure to submit will render your bid being disqualified		Accreditation in the implementation of data network services (bidders to submit relevant accreditation certificate/letter) must be submitted in order to proceed to the next phase (phase 2). <u>FAILURE TO COMPLY WITH THIS REQUIREMENT SHALL IMMEDIATELY DISQUALIFY A BIDDER.</u>

ALL BIDDERS THAT COMPLY WITH THE MINIMUM REQUIREMENTS WILL ADVANCE TO PHASE 2.

Phase 2: Functional Evaluation and Compliance to specification

All bidders that advance to Phase 2 will be evaluated by a panel to determine compliance to the functional requirements of the bid. The functional evaluation will be rated out of 100 points and will be determined as follows:

	EVALUATION CRITERIA	Rating					Weight	Total
		1	2	3	4	5		
1.	<p>Demonstrate proposed technical Solution: Supply, implement and support network SD-WAN connectivity to CIPC Head office and the remote sites and partners as per the BOM</p> <p>Score = 1 No Technical Proposal</p> <p>Score = 2 Technical Proposal not covering all aspects</p> <p>Score = 3 Technical Proposal with detailed information covering all aspects</p> <p>Score = 4 Technical Proposal with detailed information covering all aspects and any other single benefit of the solution over and above the core requirements</p> <p>Score = 5 Technical Proposal with detailed information covering all aspects and more than one benefit of the solution over and above the core requirements</p> <p>Proof to be submitted: Detailed knowledge of SDWAN configuration</p>						70	
2	<p>Provide a minimum of two CVs of skilled resources with appropriate SD-WAN certification to configure, implement and support the solution provided.</p> <p>Score = 1 No CV's</p> <p>Score = 2 1 CV's</p> <p>Score = 3 2 CV's</p> <p>Score = 4 3 CV's</p> <p>Score = 5 4 CV's and above</p> <p>Proof to be submitted: CV's</p>						20	
3	<p>Provide a project plan indicating timelines to complete the configuration. <u>DURATION OF CONTRACT</u> Score = 1 No Project Plan</p> <p>Score = 2 Project plan not addressing all aspects of requirements</p> <p>Score = 3 Comprehensive Project plan with milestones</p> <p>Score = 4 Comprehensive Project plan with milestones and resource allocation</p> <p>Score = 5 Comprehensive Project plan with milestones, resource allocation and clear implementation timelines</p> <p>Proof to be submitted: Project Plan</p>						5	
4	<p>Provide a minimum of three contactable references with contact details from clients indicating start and completed projects/experience (on the SD-WAN over the period of 5 years.)</p> <p>Score = 1 No references letter</p> <p>Score = 2 Less than two reference letters with less than 5 years' experience</p> <p>Score = 3 Three reference letters with five years' experience</p>						5	



Score = 4 Four reference letters with 6 years, but not more than 8 years' experience										
Score = 5 Five and above reference letters greater than 8 years' experience										
Proof to be submitted: References										
Total									100	

Note:

1. Functionality will count out of 100 points. Bidders must achieve a minimum score of **60 points out of 100** on the functionality evaluation to proceed to the next phase.
2. **BIDDERS THAT ACHIEVE LESS THAN 60 POINTS ON FUNCTIONALITY WILL BE DISQUALIFIED FOR FURTHER EVALUATION**

PHASE 3: PRICING AND PREFERENTIAL PROCUREMENT POLICY

Please Note: CIPC 6.1 Preference Points Claim Form in terms of the PPPFA is attached for claiming above mentioned points, if not completed the company will automatically score 0 points.

Preferential Procurement Policy

The bidders that have successfully progressed will be evaluated in accordance with the **80/20** preference point system contemplated in the Preferential Procurement Policy Framework Act (Act 5 of 2000).

Pricing

Pricing will be calculated using the lowest price quoted as the baseline, thus the lowest price quoted will achieve full marks, while all other quotes will achieve a weighted average mark based on the lowest price.

Description	Total
Price	80
BBBEE	20
Total	100

- Provide fixed price quotation for the duration of the contract
- Cost must be VAT inclusive and quoted in South African Rand
- Costing should be aligned with the project activities / project phases

BROAD BASED BLACK ECONOMIC EMPOWERMENT (BBBEE)

- Provision of the Preferential Procurement Policy Framework Act (PPPFA), Act 5 of 2000 and its regulations 2017 will apply in terms of awarding points.

- Preference Points Claim Form, SBD 6.1 should be completed and signed by the bidder to be able to claim preference points.
- Calculation of points for B-BBEE status level contributor:
- Points will be awarded to a bidder for attaining the B-BBEE status level of contributor in accordance with the table below:
- Failure to submit a certificate from accredited verification agency substantiating the B-BBEE status level of contribution or is a non-compliant contributor, such bidder shall score 0 points out of the allocated maximum points for B-BBEE.

The bidder with the highest score will be recommended as the successful service provider.

ANNEXURE “A”

16. BID COSTING

PRICING TABLE (TO BE PRINTED AND INCLUDED IN THE SEALED ENVELOP -PRICE PROPOSAL) WITH THE FOLLOWING DOCUMENTS

1. SDB 3.3: PRICING SCHEDULE
2. SBD FORM 1: INVITATION TO BIDS FOR
3. A BIDDER **MUST** ATTACH PRICE BREAKDOWN IN THE BIDDER’S COMPANY LETTERHEAD STATING TOTAL BIDL PRICE INCLUSIVE OF ALL
4. BIDDER’S TO COMPLY WITH ALL CONDITIONS BELOW AS WELL AS THOSE ON PAGE 6 OF16 AND PAGE WITH REGARDS TO PRICE

The costing should be based on all requirements of the terms of reference for a period of 60 Months, with an option to renew for a further 60 Months. Total Costing should be indicated per year from year 1 to 10 and a total bid price for year 1 to 5 must be stated and year 6 to 10 must be stated as per the tables below.

Prospective bidders **must submit a total price as per table below clearly indicating the unit costs and any other costs applicable**. The onus is upon the prospective bidders to take into account all costs and to CLEARLY indicate the price. Cost breakdown must be provided, covering all required aspects in this tender. **NB The total price must be carried over to the pricing schedule and will be used to evaluate the bids. Prices must be firm for the duration of the project. PRICE CARRIED OVER TO SBD FORM 3.3 AND SBD FORM 1 MUST INCLUDE ALL COSTS FOR THE DURATION OF ALL PERIOD STATED ABOVE UNDER PRICING. FAILURE TO COMPLY WITH THIS REQUIREMENT SHALL IMMEDIATELY INVALIDATE THE BID.**

1 Table 1: (format for price quotation): **CIPC reserves the right NOT to extend the contract for an additional 5 years**

Description	Price				
	Year 1	Year 2	Year 3	Year 4	Year 5
Total					



TOTAL BID PRICE (CEILING PRICE) FOR THE DURATION OF 10 YEARS:		NB PRICE MUST BE INCLUSIVE OF ALL REQUIREMENTS OF THE TOR
TOTAL YEAR 1 TO 5	(PRICE)	
MUST BE INCLUSIVE OF VAT		
TOTAL YEAR 6 TO 10:	(PRICE)	
MUST BE INCLUSIVE OF VAT		
TOTAL BID PRICE		

FAILURE TO COMPLY WITH ALL THE ABOVE REQUIREMENTS FOR COSTING SHALL IMMEDIATELY INVALIDATE THE BID.

17. BRIEFING SESSION

PLEASE NOTE THAT THERE IS A BRIEFING SESSION SCHEDULED FOR THIS. BIDDERS WHO DID NOT ATTEND THE BRIEFING SESSION WILL NOT BE ALLOWED TO BID

<u>COMPULSORY</u>	DATE: 30 JUNE 2026
BRIEFING SESSION/SITE VISIT	TIME: 11H00 AM
	VENUE: BLOCK F DTI CAMPUS, 77 MEINTJIES STREET, SUNNYSIDE PRETORIA

NB: COVID -19 REGULATIONS TO BE ADHERED TO

18. SUBMISSION OF PROPOSALS

Sealed proposals will be received at the Tender Box at the Reception, 77 Mentjies Street, Sunnyside, the DTI campus, Block F.

Proposals should be addressed to:

Manager (Supply Chain Management)
Companies and Intellectual Property Registration Office
Block F, the DTI Campus, 77 Meintjies Street,
Sunnyside
PRETORIA

19. ENQUIRIES

A. Supply Chain Enquiries

Mr Solomon Motshweni OR Mr Rhulane Baloyi
Contact No: (012) 394 3971 /45344
E-mail: SMotshweni@cipc.co.za OR RBaloyi@cipc.co.za

B. Technical Enquiries

Mr. O Habedi
E-mail: OHabedi@cipc.co.za

BIDS OPENING DATE:

14 July 2026

BIDS CLOSING TIME: 11: 00 AM
BIDS CLOSING DATE: 11 November 2026

PLEASE NOTE: BID PROPOSALS MUST BE SUBMITTED TO CIPC OFFICES BEFORE OR ON THE BID CLOSING DATE AND TIME.

NB: IT IS THE PROSPECTIVE BIDDERS' RESPONSIBILITY TO OBTAIN BID DOCUMENTS IN TIME SO AS TO ENSURE THAT RESPONSES REACH CIPC, TIMEOUSLY. CIPC SHALL NOT BE HELD RESPONSIBLE FOR DELAYS IN THE POSTAL SERVICE.

NB: COVID -19 REGULATIONS TO BE ADHERED TO



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BIDS ADVERTISEMENT FORM

TYPE OF BID	OPEN TENDER	
BID DESCRIPTION	APPOINTMENT OF AN ICT SERVICES PROVIDER TO PROVIDE SD-WAN DEDICATED TWO (2) LINKS FIBER TO FIBER ACTIVE-ACTIVE FAILOVER INTERNET SERVICES FOR 2600Mbps TERMINATING ON TWO SEPARATE DIFERENT POPS. UNCONTENDED BANDWITH (1:1), UNCAPPED, UNSHARPED, UNTHROTTLED, DIA, VOICE, L2 & P2P, SERVICE OPTION, SYNMMETRICAL BANDWITH, 99.5 PERCENT UPTIME AND 24/7/365 SUPPORT	
BID NUMBER	CIPC BID NUMBER: 04-2026-2027	
NAME OF INSTITUTION	COMPANIES AND INTELLECTUAL PROPERTY COMMISSION (CIPC)	
THE PLACE WHERE GOODS WORKS OR SERVICES ARE REQUIRED	PRETORIA	
OPENING	DATE: 12 JUNE 2026	
CLOSING	DATE: 14 JULY 2026	TIME: 11H00
CONTACT DETAILS NB: BIDDERS ARE REQUESTED TO SEND EMAILS FOR ALL TENDER RELATED QUERIES OFFICE HOURS: 08:00 – 15H00 (MONDAY TO FRIDAY)	POSTAL ADDRESS	P.O. BOX 429, PRETORIA ,0001
	PHYSICAL ADDRESS	THE BID BOX IS SITUATED AT: AT THE MAIN GATE ON 77 MEINTJIES STREET , SUNNYSIDE, "THE DTIC" CAMPUS, PRETORIA.
	TEL	0877437105
	EMAIL	RBALOYI@CIPC.CO.ZA
	CONTACT PERSON	RHULANE BALOYI
BIDS CAN BE REQUESTED VIA EMAIL	CIPC WEBSITE UNDER TENDERS, www.cipc.co.za RBALOYI@CIPC.CO.ZA_	
WHERE BIDS SHOULD BE DELIVERED	THE BID BOX IS SITUATED AT: AT THE MAIN GATE ON 77 MEINTJIES STREET, SUNNYSIDE, "THE DTIC" CAMPUS, PRETORIA.	
IMPORTANT TO NOTE: THE CIPC TENDER BOX HAS THE FOLLOWING DESCRIPTION: "CIPC TENDER BOX".	NOTE: IT IS THE RESPONSIBILITY OF THE PROSPECTIVE BIDDERS TO DEPOSIT TENDERS IN THE CORRECT BOX AND TENDERS DEPOSITED IN WRONG BOXES WILL NOT BE CONSIDERED AT MAIN GATE ON 77 MEINTJIES STREET	
CATEGORY	SERVICES: PROFESSIONAL	
SECTOR	PUBLIC ENTITY	
REGION	GAUTENG	
COMPULSORY	N/A	
DATE:	N/A	

PLEASE NOTE: THAT THE BID PROPOSAL MUST BE HAND DELIVERED TO CIPC OFFICES "CIPC BID BOX AT THE DTIC MAIN GATE". NB: It is the prospective bidders' responsibility to obtain bid documents in time so as to ensure that responses reach CIPC, timeously. CIPC shall not be held responsible for delays in the postal service and non-delivery by courier services.

The dti Campus (Block F - Entfufukweni), 77 Meintjies Street, Sunnyside, Pretoria | P O Box 429, Pretoria, 0001

Call Centre: 086 100 2472

Email: cipc@cipc.co.za Website: www.cipc.co.za

TENDER DOCUMENTATION

1. Bidders should ensure that bids are delivered in time to the correct address. Late proposals will not be accepted for consideration.
2. All bids must be submitted on the official forms – (not to be re-typed)
3. Bidders should ensure that bids are delivered timeously to the correct address, bids submitted by telegram, Facsimile or other similar apparatus will not be accepted for consideration.
4. This bid is inter alia subject to the general conditions of contract (GCC) and, if applicable, any other special conditions of contract.
5. The following particulars must be furnished.

5.1 BIDDING STRUCTURE

Indicate the type of Bidding structure by marking with an 'X'	
Individual Bidder	
Joint Venture	
Consortium	
With Sub Contractors	
Other	

If Joint Venture or Consortium, indicate the name/s of the partners:	
Company Name	
Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Fax Number	
Postal Address	
Physical Address	



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If Individual:	
Name of Bidder	
Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Mobile Number	
E-mail address	
Fax Number	
Postal Address	
Physical Address	

6. PLEASE SEE ATTACHED SBD (STANDARD BIDDING DOCUMENTS THAT NEED TO BE COMPLETED AND SUBMITTED) AND ATTACHMENTS

INDEX

NO	TABLE OF CONTENTS	SOURCE DOCUMENT	
1.	SBD 1: INVITATION TO BID	ANNEXURE A	PLACED IN PRICE ENVELOP WITH SBD3.3
2.	SBD 2: TAX CLEARANCE REQUIREMENTS	ANNEXURE B	BIDDERS TO SUBMIT TAX CLEARANCE PIN
3.	SBD 3.3: PRICING SCHEDULE	ANNEXURE C	MUST BE PRINTED AND PLACED IN A SEPARATE SEALED ENVELOP TOGETHER WITH SBD FORM 1 (STATING TOTAL BID PRICE) AND PLACED IN A SEPARATE PRICE FOLDER IN THE USB
4.	SBD 4: DECLARATION OF INTEREST	ANNEXURE D	TO BE COMPLETED
5.	SBD 6.1: PREFERENCE POINTS CLAIM	ANNEXURE E	
	SBD 6: DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS	ANNEXURE EE	
6.	SDD 8: DECLARATION OF INTEREST	ANNEXURE F	
7.	SBD 9: CERTIFICATE IF INDEPENDENT BID	ANNEXURE G	
8.	GENERAL CONDITIONS OF CONTRACT		
10.	TERMS OF REFERENCE (SPECIFICATIONS)	ANNEXURE "H"	DETAILS FOR SPECIFICATIONS (SEE ATTACHED ANNEXURE "H")

FAILURE TO COMPLETE AND ATTACH THE FOLLOWING SBD FORMS WILL DISQUALIFY A BID

7. CONFIDENTIAL INFORMATION DISCLOSURE NOTICE.

- 7.1 This document may contain confidential information that is the property of CIPC.
- 7.2 No part of the contents may be used, copied, disclosed or conveyed in whole or in part to any party in any manner whatsoever other than for preparing a proposal in response to this Bid, without prior written permission from CIPC.
- 7.3 All copyrights and Intellectual Property herein vests with CIPC.

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Email: cipc@cipc.co.za Website: www.cipc.co.za

8. INTRODUCTION

8.1 PURPOSE OF BID.

8.1.1 The purpose of this RFB (request for bid) (is an invitation to potential suppliers (hereinafter referred to as “Bidders”) to submit Bids for the items/products/solutions or services as detailed under Technical/solution specification or Terms of Reference.

8.2 OBJECTIVES.

8.2.1 Compliance with all relevant legislations and regulations.

8.2.2 Based on the Bids submitted and the outcome of the evaluation process according to the set evaluation criteria CIPC intends to select a preferred bidder/s with the view of concluding a service a service level agreement (SLA) with such successful bidder. The Bid will be evaluated in terms of the **PPPFA 80/20 preferential points system**.

8.3 ENQUIRIES

8.3.1 Should it be necessary for a bidder to obtain clarity on any matter arising from or referred to in this RFB document, please refer queries, **in writing**, to the contact person(s) listed below under no circumstances may any other employee within CIPC be approached for any information. Any such action might result in a disqualification of a response submitted in competition to the RFB. CIPC reserves the right to place responses to such queries on the website.

Ms Ntombi Maqhula	Telephone	012 394-5344
	E-mail	RBaloyi@cipc.co.za

9. DEFINITIONS

- 9.1 The Companies and Intellectual Property Commission [hereinafter referred to as “CIPC”] was in terms of the provisions of the Public Finance Management Act (PFMA), established as a trading entity on 4 March 2002. Its formulation brought together the South African Companies Registration Office (SACRO) and the South African Patents and Trademarks Office (SAPTO), both former directorates of **the dti**.
- 9.2 **CIPC**, a trading entity within the Department of Trade and Industry, exists to register businesses and intellectual property rights, maintain related registers and develop information for disclosure to stakeholders.
- 9.3 **“Acceptable Bid”**-means any bid, which, in all respects complies with the specifications and conditions of the Request for bid as set out in this document.
- 9.4 **“Acts”** – Means the Preferential Procurement Policy Framework Act. (Act No 5 of 2000).
- 9.5 **“Agent”** ” – means a person mandated by another person (“the principal”) to do business for and on behalf of or to represent in business transaction the principal, and thereby acquire rights for the principal against an organ of state and incur obligations binding the principal in favour of an organ of state.
- 9.6 **“Bid”** ” - means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of services or goods.

- 9.7 **“Bidders”** - means any enterprise, consortium or person, partnership, company, close corporation, firm or any other form of enterprise or person, legal or natural, which has been invited by CIPC to submit a bid in response to this bid invitation.
- 9.8 **“Client”** - means internal and external customers that participate in CIPC registration processes.
- 9.9 **“Comparative Price”** -- means the price after deduction or addition of non-firm price factors, unconditional discounts, etc.
- 9.10 **“Consortium”** - means several entities joining forces as an umbrella entity to gain strategic collaborative advantage by combining their expertise, capital, efforts, skills and knowledge for the purpose of executing this tender.
- 9.11 **“Firm Price”** - means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition or abolition of customs or excise duty and any other duty, levy or tax which, in terms of a law or regulation is binding on the contractor and demonstrably has influence on the price of any supplies or the rendering cost of any service, for the execution of a contract.
- 9.12 **“Goods”** – means any work, equipment, machinery, tools, materials or anything of whatever nature to be rendered to CIPRO or CIPC’s delegate by the successful vendor in terms of this bid.
- 9.13 provided that a person who obtained South African citizenship on or after the coming to effect of the Interim Constitution is deemed not to be an HDI.
- 9.14 **“Hosting Partners”** - means companies who entered into an agreement with CIPC in the areas of application management; application hosting, application service provision, and marketplace hosting are incorporated in this category.
- 9.15 **“Internal Collaboration”** - means collaborative arrangements within a group of companies or within various strategic business units/subsidiaries/operating divisions in order to gain a strategic position whilst sharing resources, profits and losses as well as risks
- 9.16 **“Joint Ownership”** - (also known as equity JVs) means the establishment by two parent companies of a child company for a specific task within which both parent companies invest in order to overcome the limited capabilities vested within them in order that they can both benefit from the combined investment.
- 9.17 **“Joint Venture” - (Project)** means two or more businesses joining together under a contractual agreement to conduct a specific business enterprise with both parties sharing profit and losses. The venture is for one specific project only, rather than for a continuing business relationship as in a strategic alliance. It is about sharing risk with others and providing one or more missing and needed assets and competencies.
- 9.18 **“Licenses”** - means conditional use of another party’s intellectual property rights.
- 9.19 **“Management”** - in relation to an enterprise or business, means an activity inclusive of control, and performed on a daily basis, by any person who is a principal executive officer of the company, by whatever name that person may be designated, and whether or not that person is a director.
- 9.20 **“Non-firm Price(s)”**- means all price(s) other than “firm” price(s).
- 9.21 **“Organ of State”** - means a constitutional institution defined in the Public Finance Management Act, Act 1 of 1999.
- 9.22 **“Person(s) -)”** - refers to a natural and/or juristic person(s).

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- 9.23 **“Rand Value”** - means the total estimated value of a contract in Rand denomination, which is calculated at the time of proposal invitations and includes all applicable taxes and excise duties.
- 9.24 **“Successful Vendor”** - means the organization or person with whom the order is placed or who is contracted to execute the work as detailed in the bid.
- 9.25 **“Prime Vendor”** – means any person (natural or juristic) who forwards an acceptable proposal in response to this RFB with the intention of being the main contractor should the proposal be awarded to him/her.
- 9.26 **“Vendor Agent”** - means any person mandated by a prime vendor or consortium/joint venture to do business for and on behalf of, or to represent in a business transaction, the prime vendor and thereby acquire rights for the prime vendor or consortium/joint venture against CIPC or an organ of state and incur obligations binding the prime vendor or consortium/joint venture in favour of CIPC or an organ of state.
- 9.27 **“SMME”** – bears the same meaning assigned to this expression in the National Small Business Act, 1996 (Act No. 102 of 1996).
- 9.28 **“Service Partners”** - means any successful vendor who is awarded the proposal or who entered into an agreement with CIPC and/or its clients to offer consulting services in areas such as but not limited to, strategic e-business consulting, evaluation, implementation and continuous improvement or system integration.
- 9.29 **“Support Partners”** – means any successful vendor who entered into partnership agreement with CIPC and/or its clients for the provision of support services to a specific solution.
- 9.30 **“Sub-Contracting”** - means the primary contractor’s assigning or leasing or making out work to, or employing another person to support such primary contractor in executing part of a project in terms of a contract.
- 9.31 **“Trust”** - means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person.
- 9.32 **“Trustee”** - means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.
- 9.33 “Contract” means the agreement that results from the acceptance of a bid by an organ of state.
- 9.34 “Specific contract participation goals” means the goals as stipulated in the Preferential Procurement Regulations 2001.



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10. ACRONYMS AND ABBREVIATIONS

- I. The following acronyms and abbreviations are used in this proposal and must be similarly used in the proposal submitted in response and shall have the meaning ascribed thereto below.

Abbreviations/Acronyms	Description
CPI	Consumer Price Index.
COTS	Commercial of the shelf system
DTI	Department of Trade and Industry
HDI	Historically Disadvantaged Individuals
EDMS	Electronic Document Management System
IS	Information Systems
ISO	International Standard Organization
IT	Information Technology
LAN	Local Area Network
NIA	National Intelligence Agency
OCR/ICR	Optical Character Recognition/Intellectual Character Recognition
OEM	Original Equipment Manufacturer
PPPFA	Preferential Procurement Policy Framework Act
RFB	Request for Bid
RFP	Request for Proposal
RSA	Republic of South Africa
SITA	State Information Technology Agency
SLA	Service Level Agreement
SW	Software
WAN	Wide Area Network
WF	Weighing factor

11. GENERAL RULES AND INSTRUCTIONS.

11.1 CONFIDENTIALITY.

11.1.1 The information contained in this document is of a confidential nature, and must only be used for purposes of responding to this RFB. This confidentiality clause extends to Bidder partners and/or implementation agents, whom the Bidder may decide to involve in preparing a response to this RFB.

11.1.2 For purposes of this process, the term "Confidential Information" shall include all technical and business information, including, without limiting the generality of the foregoing, all secret knowledge and information (including any and all financial, commercial, market, technical, functional and scientific information, and information relating to a party's strategic objectives and planning and its past, present and future research and development), technical, functional

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and scientific requirements and specifications, data concerning business relationships, demonstrations, processes, machinery, know-how, architectural information, information contained in a party's software and associated material and documentation, plans, designs and drawings and all material of whatever description, whether subject to or protected by copyright, patent or trademark, registered or un-registered, or otherwise disclosed or communicated before or after the date of this process.

11.1.3 The receiving party shall not, during the period of validity of this process, or at any time thereafter, use or disclose, directly or indirectly, the confidential information of CIPC (even if received before the date of this process) to any person whether in the employment of the receiving party or not, who does not take part in the performance of this process.

11.1.4 The receiving party shall take all such steps as may be reasonably necessary to prevent CIPC's confidential information coming into the possession of unauthorised third parties. In protecting the receiving party's confidential information, CIPC shall use the same degree of care, which does not amount to less than a reasonable degree of care, to prevent the unauthorised use or disclosure of the confidential information as the receiving party uses to protect its own confidential information.

11.1.5 Any documentation, software or records relating to confidential information of CIPC, which comes into the possession of the receiving party during the period of validity of this process or at any time thereafter or which has so come into its possession before the period of validity of this process:

- Shall be deemed to form part of the confidential information of CIPC.
- Shall be deemed to be the property of CIPC.
- shall not be copied, reproduced, published or circulated by the receiving party unless and to the extent that such copying is necessary for the performance of this process and all other processes as contemplated in; and
- Shall be surrendered to CIPC on demand, and in any event on the termination of the investigations and negotiations, and the receiving party shall not retain any extracts.

11.2 News and press releases.

11.2.1 Bidders or their agents shall not make any news releases concerning this RFB or the awarding of the same or any resulting agreement(s) without the consent of, and then only in co-ordination with CIPC.

11.3 Precedence of documents.

11.3.1 This RFB consists of a number of sections (see list). Where there is a contradiction in terms between the clauses, phrases, words, stipulations or terms and herein referred to generally as stipulations in this RFB and the stipulations in any other document attached hereto, or the RFB submitted hereto, the relevant stipulations in this RFB shall take precedence.

11.3.2 Where this RFB is silent on any matter, the relevant stipulations addressing such matter and which appears in the PPPFA shall take precedence. Vendors shall refrain from incorporating any additional stipulations in its proposal submitted in terms hereof other than in the form of a clearly marked recommendation that CIPC may in its sole discretion elect to import or to ignore. Any such inclusion shall not be used for any purpose of interpretation unless it has been so imported or acknowledged by CIPC.

11.3.3 It is acknowledged that all stipulations in the PPPFA are not equally applicable to all matters addressed in this RFB. It however remains the exclusive domain and election of CIPC as to which of these stipulations are applicable and to what extent. Vendors are hereby acknowledging that the decision of CIPC in this regard is final and binding. The onus to enquire and obtain clarity in this regard rests with the vendor(s). The vendor(s) shall take care to restrict its enquiries in this regard to the most reasonable interpretations required to ensure the necessary consensus.

11.4 PREFERENTIAL PROCUREMENT REFORM.

11.4.1 CIPC supports Black Economic Empowerment as an essential ingredient of its business. In accordance with government policy, CIPC insists that the private sector demonstrates its commitment and track record to Black Economic Empowerment in the areas of ownership (shareholding), skills transfer, employment equity and procurement practices (SMME Development) etc.

11.4.2 **CIPC will apply the principles of the Preferential Procurement Policy Framework Act (Act 5 of 2000) as amended together with Preferential Procurement Regulations, 2022 to this proposal.**

11.1.1 Vendors shall complete the preference certificate attached to this proposal. In the case of a consortium and sub-contractors, the preference certificate must be completed for each legal.

11.2 NATIONAL INDUSTRIAL PARTICIPATION PROGRAMME.

11.2.1 The Industrial Participation (IP) policy, which was endorsed by Cabinet on 30 April 1997, is applicable to contracts that have an imported content. This programme is intended to enable the DTI to negotiate obligation agreements, such as investments, joint ventures, sub-contracting, licensee production, export promotion, sourcing arrangements and research and development collaboration, with service that have imported content. Clearance must be obtained from the DTI prior the award of any bid that has imported content in excess of R10 million (ten million rands).

11.3 LANGUAGE

11.6.1 Bids shall be submitted in **English**.

11.4 GENDER

11.7.1 Any word implying any gender shall be interpreted to imply all other genders.

11.5 HEADINGS

11.8.1 Headings are incorporated into this proposal and submitted in response thereto, for ease of reference only and shall not form part thereof for any purpose of interpretation or for any other purpose.

11.6 SECURITY CLEARANCES.

11.6.1 Employees and sub-contractors of the vendors *may* be required to be in possession of valid security clearances to the level determined by NIA and/or CIPC commensurate with the nature of the project activities they are involved in. The cost of obtaining suitable clearances is for the account of the bidders. The vendors shall supply and maintain a list of personnel involved on the project indicating their clearance status.

11.7 FORMAL CONTRACT

11.7.1 This RFB, all the appended documentation and the proposal in response thereto read together, forms the basis for a formal contract to be negotiated and finalized between CIPC and the enterprise(s) to whom CIPC awards the bid in whole or in part.

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Call Centre: 086 100 2472

Email: cipc@cipc.co.za Website: www.cipc.co.za

11.7.2 a mere offer and acceptance shall not constitute a formal contract of any nature for any purpose between CIPC and any vendor.

11.8 INSTRUCTIONS FOR THE SUBMISSIONS OF A PROPOSAL.

11.8.1 One (1) original hard copy and a USB, NO CDS in PDF marked with the bidder's name shall be submitted on the date of closure of the Bid. FAILURE TO COMPLY WITH THIS REQUIREMENT SHALL IMMEDIATELY INVALIDATE THE PROPOSAL: PLEASE REFER TO TERMS OF REFERENCE ON PAGE 5 FOR FURTHER DETAILS. NO CDS ALLOWED ONLY USB'S. NO PASSWORD PROTECTION ALLOWED.

- The original copy **MUST BE SIGNED** by an authorized employee, agent or representative of the bidder and each and every page of the proposal shall contain the initials of same signatories. (electronic signatures accepted)
- Bidders shall submit proposal responses in accordance with the prescribed manner of submissions as specified above.
- Bids must be submitted in a prescribed response format herewith reflected as [Response Format](#), and be **sealed in an envelope**.

11.8.1.1 Bidders shall submit proposal responses in accordance with the prescribed manner of submissions as specified above.

11.8.1.2 Bids must be submitted in a prescribed response format herewith reflected as [Response Format](#), and be sealed in an envelope.

11.8.1.3 Bids must be deposited into CIPC's Bid Box on or before 03 December 2025 not later than 11h00am. THE BID BOX IS SITUATED AT: AT MAIN GATE ON 77 MEINTJIES STREET, SUNNYSIDE, "THE DTI" CAMPUS, PRETORIA. "

11.8.1.4 The physical size of the envelope must be limited to Depth = 750mm x Width = 380mm x Height = 140mm as the bid box aperture cannot accommodate larger sizes.

11.8.1.5 All Bids in this regard shall only be accepted if they have been placed in the bid box before or on the closing date and stipulated time.

11.8.1.6 Bids received after the time stipulated will not be considered.

11.8.1.7 Bid responses sent by post or courier must reach this office at least **36 hours** before the closing date to be deposited into the proposal box. Failure to comply with this requirement will result in your proposal being treated as a "late proposal" and will not be entertained. Such proposal will be returned to the respective vendors.

11.8.1.8 No proposal shall be accepted by CIPC if submitted in any manner other than as **prescribed above**

12. RESPONSE FORMAT

12.1 Bidders shall submit response in accordance with the response format specified below. Failure to do so will result in rejecting vendor's response. No referrals may be made to comment. Failure to comply will result in the bidder being penalized

12.2.1. MANDATORY DOCUMENTS.

12.2.1.1 Valid tax clearance PIN, If a Consortium or Joint Venture. Tax Clearance PIN must be submitted for each member.



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1.2.2.1.2 **Proof of registration with National Treasury Supplier Database must be attached upon submission of the document.**

12.2.2 **Executive Summary**

12.2.2.1 The executive summary must cover the following:

- The Bidder needs to indicate to us that he is responding as a **Prime contractor, joint venture, consortium or partnership and list the parties concerned**
- Bidder needs to inform us that as the executive committee of the company we have duly designated the following employee name and surname to act on our behalf for the consortium, joint venture, partnership or Prime contractor.
- The Bidder markets themselves by informing us that they have done similar work for other companies and must provide us with contact details as references.
- The Bidder gives us a short summary or clarification of their response.

12.2.3 **BIDDER PROFILE**

- Individual company/joint venture/consortium shareholders certificate(s)
- Credentials of the company/consortium members etc
- Structure of the company/ consortium members etc.
- **Legal agreement between Partners, subcontractors, joint venture or consortium. In case of joint venture include *Memorandum of Understanding* governing the partnership. Whereas in the consortium, partners must submit resolutions and documentation substantiating the latter.**

12.2 **BIDDER BACKGROUND INFORMATION MATERIALS:**

12.3.1 Bidder Operating Organisation – Provide an overview of the operating structure and geographical locations of the firm at the national, regional, and local levels.

12.3.2 Standards – Include information regarding your firm's utilization of widely known Industry Standards and guidelines, as they apply to your firm, your firm's proposal and proposed hardware assets.

12.3. Company Contact(s) – Provide the name, title, street address, city, state, telephone and fax numbers and e-mail of the primary company's contact person, and for any sub-Contractors.

12.3.4 Corporate Financial Status - Audited financial statements from the most recent financial year, and the preceding two financial years:

12.3.4.1 Indicate the percentage of total annual revenue that the proposed service generated for the most recent and the preceding two financial years.

12.4. **LIST OF PERSONNEL**

12.4.1 List of all personnel to be assigned to this project, by employer, identifying their qualifications to perform the tasks or functions to be assigned (include CV's).

12.4.2 Identify key personnel, by employer (include Sub-Contractor(s)), and provide contact information.

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13. SPECIAL CONDITIONS/ REQUIREMENTS

- Travel between the prospective contractors place of work to **the dti** (CIPC) vice versa will not be for the account of this organization, including any other disbursements.
- Government Procurement General Conditions of contract (GCC) as issued by National Treasury will be applicable on all instances. The general conditions are available on the National Treasury website (www.treasury.gov.za).
- No advance payment would be made. Payment would be made in terms of the agreement signed between CIPC and the service provider. Invoices shall be entertained in terms of the PFMA and therefore paid within (30) days on receipt of an invoice
- The price quoted by the services must include Value Added Tax (VAT) in South African Rand: **Failing to comply with the condition will invalidate the prospective bidder's bid.**
- The successful Bidder must at all times comply with CIPC's policies and procedures as well as maintain a high level of confidentiality of information. Failing to comply with the condition will invalidate the prospective bidder's bid.
- CIPC will not be held responsible for any costs incurred by the service provider in the preparation and submission of the Bid.
- The successful bidder and its Shareholders and Members, may be subjected to a security screening conducted by the NIA (National Intelligence Agency).
- The employees of the successful bidder, directly involved in the project, may also be subjected to a formal security clearance process. In the event of the employee not being security competent the company shall be requested to immediately replace the employee with a security competent person. In addition, all persons directly involved in the project shall be required to sign a "declaration of secrecy".
- The successful Bidder will be required to enter into a Service Level Agreement with CIPC, within One (1) month after receiving official confirmation of being awarded the Bid.
- The Bidder shall bear all costs and expenses associated with preparation and submission of its tender, and the corporation shall under no circumstances be responsible or liable for any such costs, regardless of, without limitation, the conduct or outcome of the bidding, evaluation, and selection process.
- The successful bidder will be required to fill in and sign a written Contract Form (SBD 7)/ SERVICE LEVEL AGREEMENT

14. REASONS FOR DISQUALIFICATION

- 14.1 **CIPC reserves the right to disqualify any bidder which does any one or more of the following, and such disqualification may take place without prior notice to the offending bidder.**
- 14.1.2 Bidders who do not submit a Tax Clearance PIN on the closing date and time of the bid;
- 14.1.3 Bidders who **submitted incomplete information and documentation according to the requirements of this RFB;**
- 14.1.4 Bidders who submitted information that is fraudulent, factually untrue or inaccurate, for example memberships that do not exist, BEE credentials, experience, etc.



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- 14.1.5 Bidders who received information not available to other vendors through fraudulent means; and/or
- 14.1.6 **Bidders who do not comply with mandatory requirements as stipulated in this RFB.**
- 14.1.7 Bidders who have been blacklisted as per the National treasury database
- 14.2 There will be **NO PUBLIC OPENING** of the Bids received; however, the list of bids received may be published on the CIPC website. There will be no discussions with any enterprise until evaluation of the proposal has been complete. Any subsequent discussions shall be at the discretion of CIPC. Unless specifically provided for in the proposal document, bids submitted by means of telegram, telex, facsimile or similar means will not be considered.
- 14.3 **NO BIDS FROM ANY BIDDER WILL BE ACCEPTED IF SENT VIA THE INTERNET OR E-MAIL.**
- 14.4 All questions in respect of this proposal must be addressed by emailed to: RBaloyi@cipc.co.za

BID PREPARATION

- 15.1 All additions to the proposal documents i.e. annexes, supporting documentation pamphlets, photographs, technical specifications and other support documentation covering the equipment and/or services offered etc. shall be neatly bound as part of the schedule concerned.
- 15.2 All responses with regard to questions posed in the bid documents shall be answered in accordance with the prescribed **RFB Response Format.**
- 15.3 **ORAL PRESENTATION AND BRIEFING SESSIONS**
 - 15.3.1 Bidders who submit Bids in response to this RFB may be required to give an oral presentation, which may include, but is not limited to, an equipment/service demonstration of their proposal to CIPC. This provides an opportunity for the vendor to clarify or elaborate on the proposal. This is a fact finding and explanation session only and does not include negotiation. CIPC will schedule the time and location of these presentations. Oral presentations are an option of CIPC and may or may not be conducted.
 - 15.3.2 All questions after the compulsory information/briefing session must be sent per e-mail to RBaloyi@cipc.co.za
 - 15.3.3 Any bidder who has reasons to believe that the tender specification is based on a specific brand must inform CIPC not later than three (3) working days after the briefing session or seven (7) working days.

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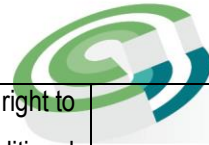
Email: cipc@cipc.co.za Website: www.cipc.co.za

BIDDERS ARE REQUIRED TO RESPOND TO THESE CONDITIONS: FAILURE TO RESPOND WILL DISQUALIFY THE PROPOSAL

GENERAL CONDITIONS OF CONTRACT/BID

Bidders shall provide full and accurate answers to all including mandatory questions posed in this document, and are required to explicitly state either "**Comply/Accept (with a√)**" or "**Do not comply/Do not accept (with an X)**" regarding compliance to the requirements. Where necessary, the bidder shall substantiate their response to a specific question.

The laws of the Republic of South Africa shall govern this RFB and any agreement entered into. Bidders accept hereby that the courts of the Republic of South Africa shall have jurisdiction.	Accept	Do not accept
CIPC shall not be liable for any costs incurred by the bidder in the preparation of response to this RFB. The preparation of response will be made without obligation to acquire any of the items included in any bidder's proposal or to select any proposal, or to discuss the reasons why such bidder's or any other proposal was accepted or rejected.	Accept	Do not accept
CIPC may request written clarification or further information regarding any aspect of this proposal. The bidders must supply the requested information in writing within two (2) days after the request has been made, otherwise the proposal may be disqualified.	Accept	Do not accept
In the case of consortium, Joint Venture or subcontractors, bidders are required to provide copies of signed agreements stipulating the work split and Rand value.	Accept	Do not accept
CIPC reserves the right to; cancel/reject any proposal and not to award the proposal to the lowest bidder or award parts of the proposal to different bidders, or not to award the proposal at all.	Accept	Do not accept
Where applicable, bidders who are distributors, resellers and installers of network equipment are required to submit back-to-back agreements and service level agreements with their principals.	Accept	Do not accept
By submitting a proposal in response to this RFB, the bidders accept the evaluation criteria as it stands.	Accept	Do not accept
Where applicable, CIPC reserves the right to run benchmarks on equipment during the evaluation and after the evaluation.	Accept	Do not accept
CIPC reserves the right to conduct a pre-award survey during the source selection process to evaluate contractors' capabilities to meet the requirements specified in the RFB and supporting documents.	Accept	Do not accept
The bidder should not qualify the proposal with own conditions. Caution: If the bidder does not specifically withdraw its own conditions of proposal when called upon to do so, the bid response may be disqualified.	Accept	Do not accept
	Accept	Do not accept



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Should the bidder withdraw the proposal before the proposal validity period expires, CIPC reserves the right to recover any additional expense incurred by CIPC having to accept any less favorable proposal or the additional expenditure incurred by CIPC in the preparation of a new RFB and by the subsequent acceptance of any less favourable proposal.		
Delivery of and acceptance of correspondence between CIPC and the bidder sent by prepaid registered post (by air mail if appropriate) in a correctly addressed envelope to either party's postal address or address for service of legal documents will be deemed to have been received and accepted after (2) two days from the date of postage to the South African Post Office Ltd.	Accept	Do not accept
Should the parties at any time before and or after the award of the proposal and prior to, and or after conclusion of the contract fail to agree on any significant product price or service price adjustments, change in technical specification, change in services, etc. CIPC shall be entitled within 14 (fourteen) days of such failure to agree, to recall the letter of award and cancel the proposal by giving the bidder not less than 90 (ninety) days written notice of such cancellation, in which event all fees on which the parties failed to agree increases or decreases shall, for the duration of such notice period, remain fixed on those fee/price applicable prior to the negotiations. Such cancellation shall mean that CIPC reserves the right to award the same proposal to next best bidders as it deems fit.	Accept	Do not accept
In the case of a consortium or JV each of the authorized enterprise's members and/or partners of the different enterprises must co-sign this document.	Accept	Do not accept
Any amendment or change of any nature made to this RFB shall only be of force and effect if it is in writing, signed by CIPC authorized signatory and added to this RFB as an addendum.	Accept	Do not accept
Failure or neglect by either party to (at any time) enforce any of the provisions of this proposal shall not, in any manner, be construed to be a waiver of any of that party's right in that regard and in terms of this proposal. Such failure or neglect shall not, in any manner, affect the continued, unaltered validity of this proposal, or prejudice the right of that party to institute subsequent action.	Accept	Do not accept
<u>Bidders who make use of sub-contractors.</u> The proposal will however be awarded to the bidder as a primary contractor who will be responsible for the management of the awarded proposal. No separate contract will be entered into between CIPC and any such sub-contractors. Copies of the signed agreements between the relevant parties must be attached to the proposal responses.	Accept	Do not accept
No interest shall be payable on accounts due to the successful bidder in an event of a dispute arising on any stipulation in the contract.	Accept	Do not accept
Evaluation of Bids will be performed by an evaluation panel established by CIPC.	Accept	Do not accept

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Bids will be evaluated on the basis of conformance to the required specifications as outlined in the RFB. Points will be allocated to each bidder, on the basis that the maximum number of points that may be scored for a combination of functionality and price is 80, and the maximum number of preference points that may be claimed for claim points for specific goals (as per PPPFA)		
CIPC will not be held liable for any expenses incurred by bidders, in preparing and submitting the proposal.	Accept	Do not accept
If the successful bidder disregards contractual specifications, this action may result in the termination of the contract.	Accept	Do not accept
The bidders' response to this bid or parts of the response may be included as a whole or by reference in the final contract.	Accept	Do not accept
All bidders' who are tertiary institutions or public companies cannot claim preferential points as per preference point system contemplated in the Preferential Procurement Policy Framework Act (Act 5 of 2000) as amended together with Preferential Procurement Regulations, 2022	Accept	Do not accept
All bidders' who do not sign the declaration forms will not be considered for preference points.	Accept	Do not accept
In the evaluation of proposal, the Authority reserves the right to conduct independent reference checks.	Accept	Do not accept
CIPC will not respond to any enquiries seventy-two (72) hours before the closing date of the bid	Accept	Do not accept
Should the bidder change any wording or phrase in this document, the bid will be evaluated as though no change has been effected and the original wording or phrasing will be used.	Accept	Do not accept
Should the evaluation of this bid not be completed within the validity period of the bid, CIPC has discretion to extend the validity period.	Accept	Do not accept
Upon receipt of the request to extend the validity period of the bid, the bidder must respond within the required timeframes and in writing on whether or not s/he agrees to hold his/her original bid responses valid under the same terms and conditions for a further period.	Accept	Do not accept
CIPC will not make any upfront/deposit payments to a successful service provider. Payments will only be made in accordance to the deliverables that will be agreed upon by the both parties.	Accept	Do not accept
Respondents may not alter the wording of any criterion/question posed in this document. During the evaluation, it shall be assumed that all criteria/questions are worded as they were in the original document and the answers shall be evaluated on this basis	Accept	Do not accept

FAILURE TO RESPOND TO THE ABOVE WILL DISQUALIFY THE PROPOSAL

ANNEXURE "A"

SBD 1

"Must be completed"



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NB: PLEASE PRINT SBD FORM 1: INVITATION TO BID AND INCLUDE IN PRICE ENVELOP


PART INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (COMPANIES AND INTELLECTUAL PROPERTY COMMISSION (CIPC))				
BID NUMBER:	CIPC BID NUMBER: 04-2026-2027	CLOSING DATE	14 JULY 2026	CLOSING TIME: 11:00am
DESCRIPTION	APPOINTMENT OF AN ICT SERVICES PROVIDER TO PROVIDE SD-WAN DEDICATED TWO (2) LINKS FIBER TO FIBER ACTIVE-ACTIVE FAILOVER INTERNET SERVICES FOR 2600Mbps TERMINATING ON TWO SEPARATE DIFERENT POPS. UNCONTENDED BANDWITH (1:1), UNCAPPED, UNSHARPED, UNTHROTTLED, DIA, VOICE, L2 & P2P, SERVICE OPTION, SYNMMETRICAL BANDWITH, 99.5 PERCENT UPTIME AND 24/7/365 SUPPORT			
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7). BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)				
THE BID BOX IS SITUATED AT: AT THE AT MAIN GATE ON 77 MEINTJIES STREET, SUNNYSIDE, "THE DTI" CAMPUS, PRETORIA.				
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				
COMPULSORY:				
BIDDERS <u>MUST SUBMIT</u>	TAX CLEARANCE CERTIFICATE PIN (TCS PIN):			
CSD SUPPLIER No:				
COMPULSORY INFORMATION: CSD UNIQUE REFERENCE No-(with 36 digits) Please complete				
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes <input type="checkbox"/> No	B-BBEE STATUS LEVEL SWORN AFFIDAVIT	<input type="checkbox"/> Yes <input type="checkbox"/> No	
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?				
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)		
	<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)		
	<input type="checkbox"/>	A REGISTERED AUDITOR		
		NAME:		
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO CLAIM POINTS FOR SPECIFIC GOALS]				

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ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ANSWER PART B:3 BELOW]
SIGNATURE OF BIDDER	DATE		
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED			
TOTAL BID PRICE (ALL INCLUSIVE) INSERT TOTAL PRICE 		NB: Please print this page (SBD FORM 1) and include in SEALED PRICE ENVELOP) Failure to comply with this requirement will invalidate the bid	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY	CIPC	CONTACT PERSON	Sello Ndhlovu
CONTACT PERSON	RBaloyi@cipc.co.za	TELEPHONE NUMBER	N/A
TELEPHONE NUMBER		FACSIMILE NUMBER	N/A
FACSIMILE NUMBER	N/A	E-MAIL ADDRESS	OHabedi@cipc.co.za
E-MAIL ADDRESS	RBaloyi@cipc.co.za	Please send all your queries via email	

**PART B
TERMS AND CONDITIONS FOR BIDDING**

- | |
|---|
| <p>1. BID SUBMISSION:</p> <p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED– (NOT TO BE RE-TYPED) OR ONLINE</p> <p>1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.</p> <p>1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.</p> <p>1.5. THIS BID IS SUBJECT TO THE PREFERENCE POINT SYSTEM CONTEMPLATED IN THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT (ACT 5 OF 2000) AS AMENDED TOGETHER WITH PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.</p> |
| <p>2. TAX COMPLIANCE REQUIREMENTS</p> |
| <p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> |
| <p>2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.</p> |



- 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
- 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
- 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / 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.

3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

- 3.1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? YES NO
- 3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? YES NO
- 3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? YES NO
- 3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? YES NO
- 3.5 IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? YES NO

IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

**ARE YOU THE ACCREDITED REPRESENTATIVE
IN SOUTH AFRICA FOR THE GOODS / SERVICES / WORKS OFFERED?
YES or NO**

IF YES ENCLOSE PROOF

SIGNATURE OF BIDDER

DATE

CAPACITY UNDER WHICH THIS BID IS

.....SIGNED.....

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ANNEXURE “B”

SBD 2

TAX CLEARANCE REQUIREMENTS

(NB: BIDDERS TO SUBMIT TAX CLEARANCE PIN)

It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the bidder’s tax obligations.

1. 1 In order to meet this requirement bidders are required to complete in full the attached form TCC 001“Application for a Tax Clearance Certificate/Pin” and submit it to any SARS branch office nationally. The Tax Clearance Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.
2. 2 SARS will then furnish the bidder with a Tax Clearance pin that will be valid for a period of 1 (one) year from the date of approval.
3. The copy of Tax Clearance Certificate must be submitted together with the bid and Tax Clearance PIN.
4. In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Clearance pin.
5. Copies of the TCC 001 “Application for a Tax Clearance Certificate” form are available from any SARS branch office nationally or on the website www.sars.gov.za.
6. Applications for the Tax Clearance Certificates/PIN may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website www.sars.gov.za.

ANNEXURE "C"



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SBD 3.3

(TO BE PLACED IN A SEPARATE SEALED ENVELOP: "MARKED WITH THE BIDDER'S NAME")

PRICING SCHEDULE

PLEASE NOTE FAILURE TO COMPLETE SBD3.3 AND SBD FORM 1 INVITATION TO BIDS WILL IMMEDIATELY DISQUALIFY THE BID

CIPC BID NUMBER:

BIDDER'S NAME:

1. The accompanying information must be used for the formulation of proposals.
2. Bidders are required to indicate a ceiling price based on the total estimated time for completion of all phases and including all expenses inclusive of VAT for the project.

Please Insert Total Bid Price below

TOTAL BID AMOUNT: R.....(CEILING AMOUNT) VAT INCLUSIVE

PLEASE INSERT THE DURATION OF THE CONTRACT BELOW



DURATION OF THE CONTRACT

(NB: The Total Bid Amount will be used for the evaluation of bids and must be inclusive of all costs for the duration of the contract) Bidders to provided price breakdown below as well as attaching their price breakdown on the Bidder's Company Letterhead Bidders to ensure that all expenses relate to this bid have been included to the Ceiling Amount

3. PERSONS WHO WILL BE INVOLVED IN THE PROJECT AND RATES APPLICABLE (CERTIFIED INVOICES MUST BE RENDERED IN TERMS HEREOF)

4. PERSON AND POSITION	HOURLY RATE	DAILY RATE
.....	R.....
.....	R.....
.....	R.....
.....	R.....
.....	R.....

5. PHASES ACCORDING TO WHICH THE PROJECT WILL BE COMPLETED, COST PER PHASE AND MAN-DAYS TO BE SPENT

.....	R.....	days
.....	R.....	days
.....	R.....	days
.....	R.....	days

5.1 Travel expenses (specify, for example rate/km and total km, class of air travel, etc.). Only actual costs are recoverable. Proof of the expenses incurred must accompany certified invoices.

DESCRIPTION OF EXPENSE TO BE INCURRED	RATE	QUANTITY	AMOUNT
.....	R.....
.....	R.....
.....	R.....
.....	R.....

TOTAL: R.....

*******NB: PRICES TO BE QUOTED IN SOUTH AFRICAN RAND**

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5.2 Other expenses, for example accommodation (specify, eg. Three-star hotel, bed and breakfast, telephone cost, reproduction cost, etc.). On basis of these particulars, certified invoices will be checked for correctness. Proof of the expenses must accompany invoices.

DESCRIPTION OF EXPENSE TO BE INCURRED RATE	QUANTITY	AMOUNT
.....	R.....
.....	R.....
.....	R.....
.....	R.....
TOTAL: R.....		

*******NOTE TO BIDDERS:** To Attach a detailed price breakdown in bidder's company letterhead. The price breakdown must be included in the price envelop as well as placed in the folder for price in the USB (Create a separate folder for Price proposal). This will ensure that all items are included

6. Period required for commencement with project after acceptance of bid

7. Estimated man-days for completion of project

8. **Are the rates quoted firm for the full period of contract?**

9. **If not firm for the full period, provide details of the basis on which adjustments will be applied for, for example consumer price index.**

*******NOTE TO BIDDERS** TO SPECIFY IF PRICE IS DEPENDENT ON RATE OF EXCHANGE (ROE), ENSURE THAT ALL RELEVANT DETAILS ARE PROVIDED. BIDDERS TO ENSURE QUOTED AMOUNT IS IN SOUTH AFRICAN RANDS INCLUSIVE OF ALL COSTS. PRICE CLEARLY STATED IF IT IS FIRM / NOT FIRM WITH APPLICABLE REASONS FOR THE DURATION OF THE CONTRACT.

Any enquiries regarding bidding procedures may be directed to the –RBaloyi@cipc.co.za

Note: All delivery costs must be included in the bid price, for delivery at the prescribed destination.

Any enquiries regarding bidding procedures may be directed to the
 COMPANIES AND INTELLECTUAL PROPERTY COMMISSION (CIPC): SUPPLY CHAIN INFORMATION
 Ms NTOMBI MAQHULA: RBALOYI@CIPC.CO.ZA OR Mr. Solomon Motshweni: SMotshweni@CIPC.co.za

Annexure “D”

SBD 4



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DECLARATION OF INTEREST

1. Any legal person, including persons employed by the state¹, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority where-

- the bidder is employed by the state; and/or
- the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.

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

2.1 Full Name of bidder or his or her representative:

2.2 Identity Number:.....

2.3 Position occupied in the Company (director, trustee, shareholder²):

2.4 Company Registration Number:

Tax Reference Number:

2.5 VAT Registration Number:

2.6.1 The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / persal numbers must be indicated in paragraph 3 below.

“State” means –

- (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

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2"Shareholder" means a person who owns shares in the company and is actively involved in the management of the enterprise or business and exercises control over the enterprise.

2.7 Are you or any person connected with the bidder **YES / NO**
presently employed by the state?

2.7.1 If so, furnish the following particulars:

Name of person / director / trustee / shareholder/ member:

Name of state institution at which you or the person
connected to the bidder is employed :

Position occupied in the state institution:

Any other particulars:

.....
.....

2.7.2 If you are presently employed by the state, did you obtain **YES / NO**
the appropriate authority to undertake remunerative
work outside employment in the public sector?

2.7.2.1 If yes, did you attached proof of such authority to the bid **YES / NO**
document?

(Note: Failure to submit proof of such authority, where
applicable, may result in the disqualification of the bid.

2.7.2.2 If no, furnish reasons for non-submission of such proof:
.....
.....
.....

2.8 Did you or your spouse, or any of the company's directors / **YES / NO**
trustees / shareholders / members or their spouses conduct
business with the state in the previous twelve months?

2.8.1 If so, furnish particulars:
.....
.....
.....

2.9 Do you, or any person connected with the bidder, have **YES / NO**
any relationship (family, friend, other) with a person



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employed by the state and who may be involved with
the evaluation and or adjudication of this bid?

2.9.1 If so, furnish particulars.

.....
.....
.....

2.10 Are you, or any person connected with the bidder,
aware of any relationship (family, friend, other) between any other bidder and any person employed by the state who may
be involved with the evaluation and or adjudication of this bid?

YES/NO

2.10.1 If so, furnish particulars.

.....
.....
.....

2.11 Do you or any of the directors / trustees / shareholders / members
of the company have any interest in any other related companies
whether or not they are bidding for this contract?

YES/NO

2.11.1 If so, furnish particulars:

.....
.....
.....

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

Full Name	Identity Number	Personal Tax Reference Number	State Employee Number / Peral Number

4 DECLARATION

I, THE UNDERSIGNED (NAME).....

CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

May 2011

ANNEXURE “E”



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SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2001

This preference form must form part of all bids invited. It contains general information and serves as a claim form for Historically Disadvantaged Individual (HDI) preference points as well as a summary for preference points claimed for attainment of other specified goals

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF EQUITY OWNERSHIP BY HISTORICALLY DISADVANTAGED INDIVIDUALS (HDIs), AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2001.

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

1.2 Bids with a Rand value below R50 million (all applicable taxes included) will be evaluated in accordance with the 80/20 preference points system

- the 80/20 system for requirements with a Rand value below R50 million (all applicable taxes included) and
- the 90/10 system for requirements with Rand value above R50 million (all applicable taxes included)

1.3 The value of this bid is estimated to exceed/not exceed Rand value below R50 million (all applicable taxes included and therefore the 80/20 system shall be applicable.

1.4 Preference points for this bid shall be awarded for:

- (a) Price; and
- (b) Specific contract participation goals,

1.4.1 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

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

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

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

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2. GENERAL DEFINITIONS

- i. **Contract**” means the agreement that results from the acceptance of a bid by an organ of state.
- ii. **“Specific contract participation goals”** means the goals as stipulated in the Preferential Procurement Regulations 2001.
- iii. **“Control”** means the possession and exercise of legal authority and power to manage the assets, goodwill and daily operations of a business and the active and continuous exercise of appropriate managerial authority and power in determining the policies and directing the operations of the business.
- iv. **“Disability”** means, in respect of a person, a permanent impairment of a physical, intellectual, or sensory function, which results in restricted, or lack of, ability to perform an activity in the manner, or within the range, considered normal for a human being.
- v. **“Equity Ownership”** means the percentage ownership and control, exercised by individuals within an enterprise.
- vi. **“Management”** means an activity inclusive of control and performed on a daily basis, by any person who is a principal executive officer of the company, by whatever name that person may be designated, and whether or not that person is a director.
- vii. **“Owned”** means having all the customary elements of ownership, including the right of decision-making and sharing all the risks and profits commensurate with the degree of ownership interests as demonstrated by an examination of the substance, rather than the form of ownership arrangements.
- viii. **“Person”** includes reference to a juristic person.
- ix. **“Historically Disadvantaged Individual (HDI)”** means a South African citizen
 - a. who, due to the apartheid policy that had been in place, had no franchise in national elections prior to the introduction of the Constitution of the Republic of South Africa, 1983 (Act No 110 of 1983) or the Constitution of the Republic of South Africa, 1993, (Act No 200 of 1993) (“the interim Constitution); and/or
 - b. who is a female; and/or
 - c. who has a disability:

provided that a person who obtained South African citizenship on or after the coming to effect of the Interim Constitution, is deemed not to be a HDI;

In addition to above-mentioned goals, the Regulations [12.(1)] also make provision for organs of state to give particular consideration to procuring locally manufactured products.

3. ESTABLISHMENT OF HDI EQUITY OWNERSHIP IN AN ENTERPRISE

- 3.1 Equity ownership shall be equated to the percentage of an enterprise which is owned by individuals classified as HDIs, or in the case of a company, the percentage shares that are owned by individuals classified as HDIs, who are actively involved in the management and daily business operations of the enterprise and exercise control over the enterprise, commensurate with their degree of ownership.
- 3.2 Where individuals are not actively involved in the management and daily business operations and do not exercise control over the enterprise commensurate with their degree of ownership, equity ownership may not be claimed.

4. ADJUDICATION USING A POINT SYSTEM

- 4.1 The bidder obtaining the highest number of points will be awarded the contract.
- 4.2 Preference points shall be calculated after prices have been brought to a comparative basis.
- 4.3 Points scored will be rounded off to 2 decimal places.
- 4.4 In the event of equal points scored, the bid will be awarded to the bidder scoring the highest number of points for specified goals.



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5. POINTS AWARDED FOR PRICE

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

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

80/20

or

90/10

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

or

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

Where

P_s	=	Points scored for price of bid under consideration
P_t	=	Rand value of bid under consideration
P_{\min}	=	Rand value of lowest acceptable bid

6. Points awarded for historically disadvantaged individuals

6.1 In terms of Regulation 13 (2) preference points for HDI's are calculated on their percentage shareholding in a business, provided that they are actively involved in and exercise control over the enterprise. The following formula is prescribed in Regulation 13 (5) (c):

$$NEP = NOP \times \frac{EP}{100}$$

Where

NEP = Points awarded for equity ownership by an HDI

NOP = The maximum number of points awarded for equity ownership by an HDI in that specific category

EP = The percentage of equity ownership by an HDI within the enterprise or business, determined in accordance with the definition of HDI's.

6.2 Equity claims for a trust will only be allowed in respect of those persons who are both trustees and beneficiaries and who are actively involved in the management of the trust.

6.3 Documentation to substantiate the validity of the credentials of the trustees contemplated above must be submitted.

6.4 Listed companies and tertiary institutions do not qualify for HDI preference points.

6.5 A consortium or joint venture may, based on the percentage of the contract value managed or executed by their HDI-members, be entitled to preference points in respect of an HDI.

6.6 A person awarded a contract as a result of preference for contracting with, or providing equity ownership to an HDI, may not subcontract more than 25% of the value of the contract to a person who is not an HDI or does not qualify for the same number or more preference for equity ownership.

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POINTS AWARDED FOR SPECIFIC GOALS

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

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

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

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

#	Specific goals allocated points	Means of verification and Required Evidence	Preference Points (80/20)	Number of points claimed (80/20 system) (To be completed by the tenderer)
<i>Persons, or categories of persons, historically disadvantaged- (HDI) by unfair discrimination on the basis of :</i>				
1	HDI, Race are black persons (ownership)* 100% black ownership = 10 points and based on percentage pro rata for black ownership less than 100% eg: 67% = 6.7 points	<ul style="list-style-type: none"> • B-BBEE Certificate • CSD Registration report • CIPC Company Registration 	10	
2	Gender are women (ownership)* 100% or more women ownership = 8 points and based on percentage pro rata for black ownership less than 100% eg: 50% = 4.0 points	<ul style="list-style-type: none"> • B-BBEE Certificate • CSD Registration report • CIPC Company Registration 	8	
3	Disability are disabled persons (ownership)* WHO disability guideline 100% ownership = 2 points and based on percentage pro rata for black ownership less than 100% eg: 50% = 1.0 points	<ul style="list-style-type: none"> • Confirmation of Disability Form as per SARS (ITRDD Form) • Medical Certificate 	2	

Important: Important: Bidders to submit valid and compliant B-BBEE Certificate as well as the CSD report. B-BBEE Certificate as our primary verification document to claim points for specific goals for this bid. Failure to submit a compliant B-BBEE certificate will result in disqualification.

REFER TO THE TERMS OF REFERENCE (ANNEXURE "H")



7. BID DECLARATION

7.1 Bidders who claim points in respect of equity ownership must complete the Bid Declaration at the end of this form.

8. EQUITY OWNERSHIP CLAIMED IN TERMS OF PARAGRAPH 2.10 ABOVE. POINTS TO BE CALCULATED FROM INFORMATION FURNISHED IN PARAGRAPH 9.8.

Ownership	Percentage owned	Points claimed
8.1 Equity ownership by persons who had no franchise in the national elections	%
8.2 Equity ownership by women	%
8.3 Equity ownership by disabled persons*	%

*If points are claimed for disabled persons, indicate nature of impairment (see paragraph 2.8 above)

.....

9 DECLARATION WITH REGARD TO EQUITY

9.1 Name of firm :

9.2 VAT registration number :

9.3 Company registration number : :

9.4 TYPE OF FIRM

- Partnership
- One person business/sole trader
- Close corporation
- Company
- (Pty) Limited

[TICK APPLICABLE BOX]

9.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....
.....

9.6 COMPANY CLASSIFICATION

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

[TICK APPLICABLE BOX]



9.10 I/we, the undersigned, who warrants that he/she is duly authorised to do so on behalf of the firm certify that points claimed, based on the equity ownership, indicated in paragraph 8 of the foregoing certificate, qualifies the firm for the preference(s) shown and I / we acknowledge that:

- i. The information furnished is true and correct.
- ii. The Equity ownership claimed is in accordance with the General Conditions as indicated in paragraph 1 of this form.
- iii. In the event of a contract being awarded as a result of points claimed as shown in paragraph 8, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct.
- iv. If the claims are found to be incorrect, the purchaser may, in addition to any other remedy it may have -

- a. recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
- b. cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- c. impose a financial penalty more severe than the theoretical financial preference associated with the claim which was made in the bid; and

.....
SIGNATURE(S) OF BIDDER(S)

SURNAME AND NAME:.....

DATE:.....

ADDRESS:.....
.....
.....

WITNESSES

1.

2.

ANNEXURE “EE”

SBD 6.2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) 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. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. 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.
- 1.5. 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: 2011 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.

NB: The SABS approved technical specification number SATS 1286:2011 is accessible on http://www.thedti.gov.za/industrial_development/ip.jsp at no cost.



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1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation;

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:

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 dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

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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.

ISSUEBY: (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.thdti.gov.za/industrial_development/ip.jsp. 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 1286:2011; and
- (c) The local content percentage (%) indicated below 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 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	



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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 1286:2011.
- (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 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Policy Framework Act (Act 5 of 2000) as amended together with Preferential Procurement Regulations, 2022

SIGNATURE: _____

DATE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

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ANNEXURE “F”

SBD 8

DECLARATION OF BIDDER’S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.

- 2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.

- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have-
 - a. abused the institution’s supply chain management system;
 - b. committed fraud or any other improper conduct in relation to such system; or
 - c. failed to perform on any previous contract.

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

Item	Question	Yes	No
4.1	<p>Is the bidder or any of its directors listed on the National Treasury’s Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).</p> <p>The Database of Restricted Suppliers now resides on the National Treasury’s website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	<p>Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury’s website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>



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4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.3.1	If so, furnish particulars:		
4.4	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.4.1	If so, furnish particulars:		

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME).....

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

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

.....
Signature	Date
.....
Position	Name of Bidder

The dti Campus (Block F - Entfufukweni), 77 Meintjies Street, Sunnyside, Pretoria | P O Box 429, Pretoria, 0001

Call Centre: 086 100 2472

Email: cipc@cipc.co.za Website: www.cipc.co.za

ANNEXURE “G”

SBD 9

CERTIFICATE OF INDEPENDENT BID DETERMINATION

1. This Standard Bidding Document (SBD) must form part of all bids¹ invited.
2. Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
3. Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
 - a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution’s supply chain management system and or committed fraud or any other improper conduct in relation to such system.
 - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
4. This SBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
5. In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

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

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

Continuation:- SBD 9



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CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

Bid Number: _____

Description _____

in response to the invitation for the bid made by: _____

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

I certify, on behalf of: _____ that:

(Name of Bidder)

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

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Continuation:- SBD 9

- 6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.
- 7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - a. prices;
 - b. geographical area where product or service will be rendered (market allocation)
 - c. methods, factors or formulas used to calculate prices;
 - d. the intention or decision to submit or not to submit, a bid;
 - e. the submission of a bid which does not meet the specifications and conditions of the bid; or
 - f. bidding with the intention not to win the bid.
- 8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

³ **Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.**

Continuation:-SBD 9

- 10. I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

ATTACHMENT: SEE ANNEXURE “H”



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“PLEASE REFER TO THE ATTACHED ANNEXURE “H”

FOR

TERMS OF REFERENCE (“TOR”): CIPC BID NUMBER: 04-2026-2027

DESCRIPTION: APPOINTMENT OF AN ICT SERVICES PROVIDER TO PROVIDE SD-WAN DEDICATED TWO (2) LINKS FIBER TO FIBER ACTIVE-ACTIVE FAILOVER INTERNET SERVICES FOR 2600Mbps TERMINATING ON TWO SEPARATE DIFFERENT POPS. UNCONTENDED BANDWIDTH (1:1), UNCAPPED, UNSHARPED, UNTHROTTLED, DIA, VOICE, L2 & P2P, SERVICE OPTION, SYMMETRICAL BANDWIDTH, 99.5 PERCENT UPTIME AND 24/7/365 SUPPORT

PLEASE REFER TO THE TERMS OF REFERENCE (“TOR” ANNEXURE “H”) FOR GUIDELINE ON THE SUBMISSION OF DOCUMENTS FOR THE BID AND NOTE THE DISQUALIFICATION STATED

BIDS CLOSING DATE: 14 JULY 2026

PLEASE NOTE: BID MUST BE DELIVERED TO CIPC OFFICES ON OR BEFORE THE CLOSING DATE AT THE MAIN GATE ON 77 MEINTJIES STREET- THE DTIC BUILDING (THE BOX IS MARKED “CIPC BID BOX”)

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