



TENDER NO: RFB/MW/ES-06/2025-26/01

**REQUEST FOR PROPOSAL (RFP):
APPOINTMENT OF A PROFESSIONAL SERVICE PROVIDER
FOR REFURBISHMENT OF MMABATHO WASTEWATER
TREATMENT WORKS**

ISSUED BY:

MAGALIES WATER
38 HEYSTEK STREET
RUSTENBURG
0300

PREPARED BY:

SUPPLY CHAIN MANAGEMENT UNIT
MAGALIES WATER
38 HEYSTEK STREET
RUSTENBURG
0300

Tender Queries:	Technical Queries:
Contact Name: Mr. R Mulaudzi	Contact Name: Mr. M. Mthembu
Telephone: 014 597 4636	Telephone: 014 597 4636

NAME OF TENDERER:

BID PRICE OFFERED:

COMPLUSORY SITE BRIEFING SESSION: 24 JUNE 2026 AT 10:00AM

LOCATION: MMABATHO WASTEWATER TREATMENT PLANT

COORDINATES: (-25.864702, 25.561152)

CLOSING DATE: 09 JULY 2026 AT 12:00PM

BID BOX LOCATION: 38 HEYSTEK STREET, RUSTENBURG, 0299.

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DESCRIPTION

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PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	RFB/MW/ES-06/2025-26/01:	CLOSING DATE	09 JULY 2026	CLOSING TIME:	12:00
DESCRIPTION	APPOINTMENT OF A PROFESSIONAL SERVICE PROVIDER FOR REFURBISHMENT OF MMABATHO WASTEWATER TREATMENT WORKS				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
Magalies Water Building, 38 Heystek Street					
Rustenburg					
0300					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	R. MULAUDZI		CONTACT PERSON	M. MTHEMBU	
TELEPHONE NUMBER	014 597 4636		TELEPHONE NUMBER	014 597 4636	
FACSIMILE NUMBER	N/A		FACSIMILE NUMBER	N/A	
E-MAIL ADDRESS	raelanim@magalieswater.co.za		E-MAIL ADDRESS	mduduzim@magalieswater.co.za	
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?		☐ Yes ☐ No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?					☐ YES ☐ NO
DOES THE ENTITY HAVE A BRANCH IN THE RSA?					☐ YES ☐ NO
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?					☐ YES ☐ NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?					☐ YES ☐ NO
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?					☐ YES ☐ NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.					

PART B

TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
2. TAX COMPLIANCE REQUIREMENTS
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA .
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

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

SIGNATURE OF BIDDER:

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

DATE:

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

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

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

2. Bidder's declaration

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

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

Full Name	Identity Number	Name of State institution

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

- 2.2.1 If so, furnish particulars:

.....

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

- 2.2.1 If so, furnish particulars:

.....

3 DECLARATION

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

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

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

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

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

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

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

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

1. GENERAL CONDITIONS

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

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

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

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

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

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

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

	POINTS
PRICE	80
SPECIAL GOALS	20
Total points for Price and specific goal must not exceed	100

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

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

2. DEFINITIONS

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

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

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

4. POINTS AWARDED FOR PRICE

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

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

80/20	or	90/10	
$Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$	or	$Ps = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$	
Where			
Ps	=	Points scored for price of bid under consideration	
Pt	=	Price of bid under consideration	
Pmin	=	Price of lowest acceptable bid	

4.2 FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME-GENERATING PROCUREMENT

4.3 POINTS AWARDED FOR PRICE

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

80/20	or	90/10	
$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$	or	$Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$	
Where			
Ps	=	Points scored for price of bid under consideration	
Pt	=	Price of bid under consideration	
Pmax	=	Price of highest acceptable bid	

5. POINTS AWARDED FOR SPECIFIC GOALS

- 5.1 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:
- 5.2 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—
- 5.2.1 an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
- 5.2.2 any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
- then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Specific goal	Number of points (80/20 system)	Means of verification
Black people ownership equity	5	Central Supplier Database (CSD) report
Women equity	3	Central Supplier Database (CSD) report
Youth equity	2	Central Supplier Database (CSD) report
Disability	2	Medical certificate or (CSD)
Promotion of small businesses Medium- 2 Points Small- 3 Points Micro- 4 Points Other- 0 Points	4	Signed Financial Statements
Locality Within 100km radius of where goods/service is required	3	Proof of address (tribal authority letter/ Lease agreement accompanied by municipal rates invoice/statement)
Military Veterans (MVA)	1	MVA force number/CSD
Total	20	

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.)

Application of preference point system for Quotation & Tender procurement of below 50million.

DECLARATION WITH REGARD TO COMPANY/FIRM

5.3 Name of company/firm:.....

5.4 Company registration number:.....

5.5 TYPE OF COMPANY/ FIRM

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

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

- i) The information furnished is true and correct;

- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 2, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the specific goals has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution.

	 SIGNATURE(S) OF TENDERER(S)
SURNAME AND NAME:	
DATE:	
ADDRESS:	
	
	
	



POPIA consent by the Bidder

Magalies Water undertakes to process the personal information of the Bidder and any related information supplied only in accordance with the conditions of lawful processing as set out in terms of POPIA and only to the extent that it is necessary to evaluate the tender document and within the framework of the Procurement process. The bidder acknowledges that the collection of personal information is only for the evaluations process of the tender document.

The bidder irrevocably and unconditionally agrees-

- That he/she is notified of the purpose and reason for the collection and processing of such information in so far as it relates to the tendering and evaluation process,
- That he/she consents and authorizes the Magalies Water to undertake the collection, processing, and further processing of the bidder 's personal information and any information supplied to Magalies Water, for the purposes of evaluating the tender document.

The bidder gives and authorises this consent unconditionally for Magalies Water to lawfully process their personal information solely to evaluate the tender document

Thus, Done and Signed at

On This Day Of

2026

The Director / CEO Name and Surname.

Witnesses _____
(Signature)

Witnesses _____
(Signature)

1. Proprietary Information

Magalies Water (MW) considers this Request of Proposal (RFP) and all related information, either written or verbal, which is provided to the respondent, to be proprietary to MW. It shall be kept confidential by the respondent and its officers, employees, agents and representatives. The respondent shall not disclose, publish, or advertise this RFP or related information to any third party without the prior written consent of MW.

2. Enquiries

2.1 All communication and attempts to solicit information of any kind relative to this RFP should be channelled **in writing** to:

Name:	Magalies Water
Telephone Number:	+27 14 597 4636
Email address:	tenders@magalieswater.co.za

2.2 A Compulsory site briefing shall be on the **24 JUNE 2026 AT 10:00AM**

2.3 Enquiries in relation to this RFP will not be entertained 5 days before closing date.

2.4 The enquiries will be consolidated, and MW will issue one response and such response will be posted 5 days before closing date.

2.5 The MAGALIES WATER may respond to any enquiry in its absolute discretion and the bidder acknowledges that it will have no claim against MW on the basis that its bid was disadvantaged by lack of information, or inability to resolve ambiguities.

3. Bid Validity Period

Responses to this RFP received from bidders will be valid for a period of **120 days** counted from the bid closing date.

4. Instructions on submission of Bids

Bids should be submitted as follows:

- One (1) **signed original**
- One (1) **signed Copy**
- Scanned Copy in USB/CD

The bid documents must be placed in the bid box at the Main gate:

Magalies Water Building, 38 Heystek Street, Rustenburg, 0300 by no later than **12:00PM ON 09 JULY 2026**.

4.1 Bids must be submitted in the prescribed response format, herein reflected as Response Format

- 4.2 The bid closing date, bidder name and the return address must also be endorsed on the bid document.
- 4.3 If a courier service company is being used for delivery of the bid response, the bid description must be endorsed on the delivery note/courier packaging and the courier must ensure that documents are placed/deposited into the bid box. **Magalies Water (MW) will not be held responsible for any delays where bid documents are handed to the MW Receptionist.**
- 4.4 No bid response received by telegram, telex, email, facsimile, or similar medium will be considered.
- 4.5 Where a bid response is not in the bid box at the time of the bid closing, such a bid document will be regarded as a late bid. **It is the MW's policy not to consider late bids for tender evaluation.**
- 4.6 Amended bids may be sent in an envelope marked "Amendment to bid" and should be placed in the bid box before the closing time.

5. Preparation of Bid Response

- 5.1 All the documentation submitted in response to this RFP must be in English.
- 5.2 The bidder is responsible for all the costs that it shall incur related to the preparation and submission of the bid document.
- 5.3 Bids submitted by bidders which are or are comprised of companies must be signed by a person or persons duly authorized thereto by a resolution of the applicable Board of Directors, a copy of which Resolution, duly certified, must be submitted with the bid.
- 5.4 The bidder should check the numbers of the pages of its bid to satisfy itself that none are missing or duplicated. No liability will be accepted by MW regarding anything arising from the fact that pages of a bid are missing or duplicate.
- 5.5 A valid tax clearance certificate or SARS Pin number must be included in the bid response- non-Mandatory
- 5.6 A copy('s) of valid and current certificates from the professional organizations/bodies that the bidder is affiliated to or a member of, must be included in the bid response.

6. Supplier Performance Management

Supplier Performance Management is viewed by MW as a critical component in ensuring value for money acquisition and good supplier relation between MAGALIES WATER and all its suppliers.

The successful bidder shall upon receipt of written notification of an award, be required to conclude a Service Level Agreement (SLA) with MW, which will form an integral part of the supply agreement. The SLA will serve as a tool to plan, implement, measure, monitor and assess the supplier's performance and ensure effective delivery of service, quality and value-add to MW's business.

7. MW's Rights

- 7.1 MW is entitled to amend any bid conditions, bid validity period, RFP specifications, or extend the bid closing date, all before the bid closing date.
- 7.2 MW reserves the right not to accept the lowest priced bid or any bid in part or in whole. It normally awards the contract to the bidder who proves to be fully capable of handling the contract and whose bid is functionally acceptable and/or financially advantageous to the MW.
- 7.3 MW reserves the right to award this bid as a whole or in part.
- 7.4 MW reserves the right to conduct site visits at bidder's corporate offices and/or at client sites if so required.

8. Undertakings by the Bidder

- 8.1 By submitting a bid in response to the RFP, the bidder will be taken to offer/render all of the services described in the bid response submitted by it to MW on the terms and conditions and in accordance with the specifications stipulated in this RFP document.
- 8.2 The bidder shall prepare for a possible presentation should MW require such and the bidder shall be notified thereof in good time before the actual presentation date. Such presentation may include a practical demonstration of products or services as called for in this RFP.
- 8.3 The bidder agrees that the offer contained in its bid shall remain binding upon him/her and receptive for acceptance by MW during the bid validity period indicated in the RFP and
- 8.4 calculated from the bid closing hour and date such offer and its acceptance shall be subject to the terms and conditions contained in this RFP document read with bid.
- 8.5 The bidder furthermore confirms that he/she has satisfied himself/herself as to the correctness and validity of his/her bid response; that the price(s) and rate(s) quoted cover all the work/item(s) specified in the bid response documents; and that the price(s) and rate(s) cover all his/her obligations under a resulting contract for the services contemplated in this RFP; and that he/she accepts that any mistakes regarding price(s) and calculations will be at his/her risk.
- 8.6 The successful bidder accepts full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on supplier under the supply agreement and SLA to be concluded with MW, as the principal(s) liable for the due fulfilment of such contract.
- 8.7 The bidder accepts that all costs incurred in the preparation, presentation and demonstration of the solution offered, shall be for the account of the bidder. All supporting documentation and manuals submitted with its bid will become MW property unless otherwise stated by the bidder/s at the time of submission.

9. Reasons for disqualification

- 9.1 MW reserves the rights 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, however the bidder will be notified in writing of such disqualification:
 - 9.1.1 bidders who do not submit a SARS Pin Number at the closing date and time of the bid.

- 9.1.2 bidders who submit incomplete information and documentation according to the requirements of this RFP document.
- 9.1.3 bidders who submit information that is fraudulent, factually untrue or inaccurate information.
- 9.1.4 bidders who receive information not available to other potential bidders through fraudulent means.
- 9.1.5 bidders who do not comply with **mandatory requirements** stipulated in the RFP document, and/or
- 9.1.6 bidders who fail to attend a compulsory briefing session stipulated in the tender advert and/or in this RFP document.
- 9.1.7 Late bids will not be accepted for consideration.
- 9.1.8 Bidders who are not registered with the **National Treasury Central Supplier Database (CSD)** at the time of bidding will not be considered during evaluation process.

10. Evaluation Criteria

PHASE 1A: ADMINISTRATIVE REQUIREMENTS:

Initial Screening Process: During this phase, bid responses will be reviewed for purposes of assessing compliance with RFB requirements including the general bid conditions, which requirements include the following:

- The bidder should submit National Treasury Report/ NTCSD registered Vendor number.
- Completion and signing of all Standard Bidding Documents
- Submission of Authority for Signatory
- Completion and signing of Form of Offer and Acceptance

PHASE 1B: MANDATORY REQUIREMENTS:

- Attendance of the compulsory physical/Site briefing session.
- Electronic submission in form of a USB.
- Completion and signing POPIA Consent form.
- Price Proposal.
- Professional Indemnity Insurance cover of minimum R 10 million per claim.
- Cyber Liability / Network Security not less than R5 million, where the PSP connects to MW systems or handles operational data.

NB: Failure to comply with the requirements assessed in Phase 1B (Mandatory Requirements), will lead to disqualification of bids.

PHASE 2: FUNCTIONAL CRITERIA

Minimum threshold for functionality is **70 points**. No bids that fail to achieve the minimum Threshold will be considered for further evaluation on Price in **Phase 3**.

No.	Technical / Functional Requirements	Weight								
1.	Company Experience									
	Evaluation shall be based on the total number of projects related to designing and refurbishment of Wastewater Treatment Plants. Previously designed, refurbished, supervised and commissioned Wastewater projects of value R 10 000 000 per water related project or more shall be considered. Schedule of company experience to be attached together with appointment letter, Signed client completion letters or acceptance certificates on client letterhead. Where three-party “final completion certificates” are unavailable, client letters with contactable references are acceptable, failure to submit such will result in zero (0) points allocated. <u>N.B: In case a sub-contracting, attach also letter of appointment for the main Consultant from the client and a Completion Certificate, duly signed by contracting party, the appointed Consulting Engineer on the project and the contractor (where applicable).</u> <table><tr><td>◦ 4 or more similar assignments / projects</td><td>40 points</td></tr><tr><td>◦ 3 similar assignments / projects</td><td>20 points</td></tr><tr><td>◦ 2 similar assignments / project</td><td>10 points</td></tr><tr><td>◦ 0 projects</td><td>0 points</td></tr></table>	◦ 4 or more similar assignments / projects	40 points	◦ 3 similar assignments / projects	20 points	◦ 2 similar assignments / project	10 points	◦ 0 projects	0 points	40 Points
◦ 4 or more similar assignments / projects	40 points									
◦ 3 similar assignments / projects	20 points									
◦ 2 similar assignments / project	10 points									
◦ 0 projects	0 points									
2.	Qualifications and experience of Key Personnel									
2.1	Professional qualification of Project Leader ✓ A Project Leader with a Bachelor of Science Degree or Bachelor of Engineering in (B Eng/BSc Eng in Electrical, Mechanical, or Mechatronic Engineering). ✓ Active Professional registration with Engineering Council of South Africa (ECSA) as a Pr. Eng. ✓ An Active Professional registration with The South African Council for the Project and Construction Management Professions (SACPCMP), registered as Professional Construction Manager (Pr. CM) and/or Professional Construction Project Manager (Pr. CPM). ✓ Please attach certified Copies of Certificates and Qualifications. ✓ Attach SAQA accreditation for Foreign Qualifications equivalent to NQF Level 7 minimum. Evaluation of Project Leader Qualification									

	Proof of Qualifications and Professional Registration for Project Leader to be attached: • 5 points for Qualification & ECSA and • 5 points for Qualification & SACPCMP	10 points	10 points
	No Proof of Qualifications and/or Professional Registration	0 points	
	Experience of Project Leader ✓ Should demonstrate capacity in terms of experience on similar projects related to designing and refurbishment of Wastewater Treatment Plants ✓ Please attach Comprehensive CV and certified certificates.		10 Points
	Evaluation of Project Engineer Experience		
	◦ No CV attached	0 points	
◦ 2 – 4 Projects	5 points		
	◦ 5 Projects or more	10 points	
2.2	Professional qualification of Mechanical Engineer . ✓ A Mechanical Engineer with a Bachelor of Science Degree in Mechanical Engineering or Bachelor of Technology Degree in Mechanical Engineering. ✓ An Active Professional registration with Engineering Council of South Africa (ECSA) as Pr. Eng. or Pr. Tech Eng. ✓ Please attach certified Copies of Certificates and Qualification. ✓ Attach SAQA accreditation for Foreign Qualifications equivalent to NQF Level 7 minimum. Evaluation of Mechanical Engineer.		5 Points
Proof of Qualifications and Professional Registration for Mechanical Engineer to be attached		5 points	
No Proof of Qualifications and/or Professional Registration		0 points	
Mechanical Engineer Experience ✓ Should demonstrate capacity in terms of experience on similar projects related to designing and refurbishment of Wastewater Treatment Plants. ✓ Comprehensive CV to be attached with contactable references.			
Evaluation of Mechanical Engineer Experience			
	◦ No CV attached	0 points	10 Points
	◦ 2– 4 Projects	5 points	
	◦ 5 Projects or more	10 points	
2.3	Professional qualification of Electrical Engineer . ✓ An Electrical Engineer with a Bachelor of Science Degree in Electrical Engineering or Bachelor of Technology Degree in Electrical Engineering.		

	✓ An Active Professional registration with the South African Council for the Project and Construction Management Professions (SACPCMP), registered as Professional (Pr. CM, and/or Pr. CPM). ✓ Please attach Certified Copies of Certificates and Qualification. ✓ Attach SAQA accreditation for Foreign Qualifications equivalent to NQF Level 7 minimum. Evaluation of Electrical Engineer. <table><tr><td>Proof of Qualifications and Professional Registration for Electrical Engineer to be attached</td><td>5 points</td></tr><tr><td>No Proof of Qualifications and/or Professional Registration</td><td>0 points</td></tr></table> Electrical Engineer Experience ✓ Should demonstrate capacity in terms of experience on similar projects related to designing and refurbishment of Wastewater Treatment Plants. ✓ Comprehensive CV to be attached with contactable references. Evaluation of Electrical Engineer Experience <table><tr><td>◦ No CV attached</td><td>0 points</td></tr><tr><td>◦ 2 – 4 Projects</td><td>5 points</td></tr><tr><td>◦ 5 Projects o more</td><td>10 points</td></tr></table>	Proof of Qualifications and Professional Registration for Electrical Engineer to be attached	5 points	No Proof of Qualifications and/or Professional Registration	0 points	◦ No CV attached	0 points	◦ 2 – 4 Projects	5 points	◦ 5 Projects o more	10 points	5 Points
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No Proof of Qualifications and/or Professional Registration	0 points											
◦ No CV attached	0 points											
◦ 2 – 4 Projects	5 points											
◦ 5 Projects o more	10 points											
2.4	Quality Management System ✓ Provision of Quality Management System in line with the ISO 9001:2015. <table><tr><td>Not attached / No QMS system in place</td><td>0 Points</td></tr><tr><td>Documented QMS aligned to ISO 9001:2015 with internal audit records</td><td>5 Points</td></tr><tr><td>ISO 9001:2015 Certified</td><td>10 Points</td></tr></table> Total points	Not attached / No QMS system in place	0 Points	Documented QMS aligned to ISO 9001:2015 with internal audit records	5 Points	ISO 9001:2015 Certified	10 Points	10 Points				
Not attached / No QMS system in place	0 Points											
Documented QMS aligned to ISO 9001:2015 with internal audit records	5 Points											
ISO 9001:2015 Certified	10 Points											
		100										

Phase 3 PREFERENCE POINT SYSTEM

All bids that achieved the minimum threshold for functionality (acceptable bids) will be evaluated further in terms of the **80/20** preference point system, as follows:

CRITERIA	POINTS
Price	80
Specific Goal	20
TOTAL	100 points

Specific goal	Number of points (80/20 system)	Means of verification
Black people ownership equity	5	Central Supplier Database (CSD) report
Women equity	3	Central Supplier Database (CSD) report

Youth equity	2	Central Supplier Database (CSD) report
Disability	2	Medical certificate or (CSD)
Promotion of small businesses Medium- 2 Points Small- 3 Points Micro- 4 Points Other- 0 Points	4	Signed Financial Statements
Locality Within 100km radius of where goods/service is required	3	Proof of address (tribal authority letter/ Lease agreement accompanied by municipal rates invoice/statement)
Military Veterans (MVA)	1	MVA force number/CSD
Total	20	

NB: For JV, consortium and partnerships, agreement should be attached for points allocations.

Locality -The nearest partner will be considered for points allocation.

PHASE 4: RISK ANALYSIS

In addition to the evaluation of Responsiveness and Functionality, a risk analysis will be performed on the highest-ranking tenders to ascertain if any of the following, as relevant, present an unacceptable commercial risk to the employer in terms of:

Bid offer will only be accepted if:

- a) The Bidder has submitted, with the offer, all relevant documentation as required.
- b) The bidder or any of its directors is not listed on the register of Bid Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector.
- d) The Bidder has not:
 - (i) Abused the Employer's Supply Chain Management System or
 - (ii) Failed to perform on any previous contract.
 - e) The Bidder has proved track record in similar works (***Note: previous and current employers will be contacted to prove track record.***)

SECTION 3

FUNCTIONAL SPECIFICATION REQUIREMENTS

1. Special Instructions to Bidders

- 1.1 Should a bidder have reasons to believe that the Functional Specification Requirements are not open/fair and/or are written for a particular brand or product or service provider; the bidder must notify MW Procurement within five (5) days after publication of the RFP.
- 1.2 Bidders shall provide full and accurate answers to the questions posed in this RFP document, and **must** substantiate their response to all questions, including full details on how their proposal/solution will address specific functional/technical requirements; failure to substantiate will disqualify the bidder as non-responsive. All documents as indicated should be supplied as part of the bid response.
- 1.3 Failure to comply with **Mandatory Requirements** will disqualify the bidder as non-responsive.

2. Background

2.1 Introduction

Magalies Water has been appointed as the Implementation Agent under schedule 6B for the refurbishment of the 24MI/day Mmabatho Wastewater Treatment Plant. The current plant condition is in a deteriorated state, with failing Mechanical and electrical components, leaking civil structures and inadequate sludge handling capacity.

These deficiencies has resulted in the following:

- Non-compliance with the effluent discharge standards
- Advanced deterioration of civil infrastructure
- Inoperative inlet works equipment, aerators, pumps, mixers, scrappers and sludge handling systems

- Obsolete MCCs with no standby power
- Failing chlorination system, leading to non-disinfection of discharge
- Persistent breakdowns, vandalism and cable theft

Magalies Water is a regional water utility with a distinguished history dating back over five decades. It was initially established by Government Notice 234 of 1969 under the name Vaalkop Water Board, with a primary mandate to supply bulk water to support the growing platinum mining industry in the Rustenburg and Thabazimbi regions. In 1983, the Board resolved to reposition the entity in line with its evolving strategic direction. This led to the renaming of the utility to Magalies Water Board, a move intended to reflect its expanding scope and regional relevance.

Following South Africa's democratic dispensation in 1996, Magalies Water extended its operations to provide bulk and retail water services to various local municipalities. These included Moses Kotane Local Municipality, Moretele Local Municipality, parts of Madibeng Local Municipality, and the City of Tshwane Metropolitan Municipality. This expansion shifted from a mining-focused utility to a broader public service provider.

Today, Magalies Water operates as a trusted and forward-looking water services provider. The organization is committed to supplying high-quality bulk and retail water, alongside operational and maintenance support, to Water Services Authorities. Its mission remains clear and compelling: to deliver sustainable water solutions that enable municipal partners and uplift the quality of life for the communities they serve.

Magalies Water's mandate is defined in Section 29 of the Water Services Act (Act No. 108 of 1997), which entrusts the entity with the responsibility of providing water services to other water services institutions within its designated service area. Furthermore, in accordance with Section 30 of the same Act, Magalies Water is authorized to undertake additional services that support and enhance its core mandate.

Magalies Water is a Schedule 3B: National Government Business Enterprise as guided by the PFMA, 1999 (Act No. 1 of 1999) and, like all the businesses operating in the country (the Republic of South Africa), it is governed by the country's relevant legislation. The Magalies Water's operating relevance and its critical role are grounded in the legislative mandate imposed through the Water Services Act, 1997 (Act 108 of 1997, as amended), which is to ensure that the State complies with the Bill of Rights enshrined in Chapter 2 of the Constitution.

Magalies Water's mission is to provide sustainable, safe, reliable quality bulk water, sanitation and other related services to Water Services Authorities and other users in order to positively impact the quality of life and economic growth for communities in our area of operation.

2.2 Project Location

The project locations is as follows:

No.	Water Treatment works (WTW)	Site Location / Address	Coordinates
1	Mafikeng Wastewater Treatment Plant	Mmabatho Wastewater Treatment Plant situated at 10.7km from Mafikeng CBD	25°33'40.5"E 25°51'52.9"S

3. Objectives

The objectives of the assignment are as follows but not limited to:

The service provider will perform the following deliverables, but not limited to:

- **Project Development:** Manage site assessments and gather critical information to understand site conditions and client objectives.
- **Procurement Management:** partake in procurement cycle, from developing tender documentation, bid evaluation to bid adjudication and supplier appointment recommendations at the discretion of the client.
- **Stakeholder Engagement:** Act as a key point of contact for Magalies Water and project stakeholders, ensuring clear reporting and effective project coordination.
- **Technical Oversight:** Oversee project permits / licensing.
- **Regulatory and Legal Compliance:** application of Permitting and Approvals, Environmental Impact Assessment (EIA), Land Rights, and Construction permits.

4. SCOPE OF WORK

4.1 Bidders are requested to quote the MAGALIES WATER on the following requirements:

4.1.1 Initiation, planning, execution, monitoring & evaluation, and closure.

4.2 Magalies Water seeks to employ a Professional Service Provider to carry out “Normal Services” and “Additional Services”, as set out in the Engineering Professions Act of 2000 (Act No. 46 of 2000). The scope of works is not limited to the following:

4.2.1. Inception (Scoping Phase):

- a) agreed scope of services and scope of work.
- b) signed agreement.
- c) report on project, site and functional requirements.
- d) schedule of required surveys, tests, analyses, site and other investigations.
- e) schedule of consents and approvals and related timeframes.

4.2.2. Conceptual Design (Preliminary Design Phase):

- a) concept design.
- b) schedule of required surveys, tests and other investigations and related reports.
- c) process design, if applicable.
- d) cost estimates, subject to clause 3.2.1.3 (a) and (b).

4.2.3. Detailed Design Phase:

- a) design development drawings
- b) outline technical specifications
- c) local and other authority submission drawings and reports
- d) detailed estimates of construction costs, subject to clause 3.2.1.3 (a) and (b).

4.2.4. Contractual and Tender Specifications:

- a) specifications
- b) services co-ordination
- c) working drawings
- d) budget construction cost, subject to clause 3.2.1.3 (a) and (b)
- e) tender documentation, subject to clause 3.2.1.3 (a) and (b)
- f) tender evaluation report, subject to clause 3.2.1.3 (a) and (b)
- g) tender recommendations, subject to clause 3.2.1.3 (a) and (b)
- h) priced contract documentation, subject to clause 3.2.1.3 (a) and (b)

4.2.5. Contact & Project Management (Implementation Phase):

- a) schedules of predicted cash flow, subject to clause 3.2.1.3 (a) and (b).
- b) construction documentation.
- c) drawing register.
- d) cost estimates for proposed variations, subject to clause 3.2.1.3 (a) and (b)
- e) contract instructions.
- f) financial control reports, subject to clause 3.2.1.3 (a) and (b)

- g) valuations for payment certificates, subject to clause 3.2.1.3 (a) and (b)
- h) progressive and draft final accounts, subject to clause 3.2.1.3 (a) and (b)
- i) practical completion certificates and defects list.
- j) all statutory certification and certificates of compliance as required by the local and other statutory authorities and as relevant.

4.2.67. Commissioning & Handover (Close-out Phase):

- a) valuations for payment certificates, subject to clause 3.2.1.3 (a) and (b)
- b) works and final completion lists
- c) operation and maintenance manuals, guarantees and warranties as relevant.
- d) Record and/or As-built drawings and documentation
- e) final accounts, subject to clause 3.2.1.3 (a) and (b).

5. SPECIAL CONDITIONS

— None

6. DELIVERABLES

-
- Total Feasibility Study Report (TFSR).
 - Preliminary Design Report.
 - Detail Design Report.
 - Tender documentation compilation and reproduction.
 - Tender Drawings.
 - Tender Evaluation Report.
 - Construction Drawings (PDF and DWG format).
 - Contract Management Reports and Documentation.
 - Close out Report with Lessons Learnt.
 - As-built Drawings (PDF and DWG format).
 - Operation & Maintenance Manuals.
 - Renewable energy monitoring systems (REMS) suitable for Magalies Water.
 - Connection application dossiers (Eskom/municipal), CEL/BQ evidence and correspondence.

- NERSA registration package (if applicable).
- Protection coordination study, grid code compliance checklist.
- Identify triggers under NEMA EIA Listing Notices 1–3 and prepare Basic Assessment/Scoping & EIA as required; outline timeframes/risks to phase approach programme.
- Confirm land tenure, zoning, servitudes and any heritage or biodiversity constraints; include servitude registration strategy (if required).
- Provide a consolidated permitting register (status/responsible party/expected timeline)

6. CONTRACT

The contract to be used for this tender will be the MAGALIES WATER Service Level Agreement (SLA), which will be a binding contract between MAGALIES WATER and the successful bidder. The SLA will be signed by parties and signed copy will be sent to the PSP, this will serve as a binding agreement between the parties.

6.1 Intellectual Property & Data:

All reports, models, drawings, software configurations and datasets generated under this contract are the exclusive property of MW. The PSP grants MW a perpetual, royalty-free licence to use, adapt, disclose and reproduce such materials. The PSP must comply with applicable data protection laws and implement reasonable safeguards for MW operational and personal data.

6.2 Conflict of Interest & Future Participation:

To preserve procurement integrity, the PSP and its subconsultants may not bid, whether directly or through affiliates, for any resulting EPC/turnkey works at the same WTW sites arising from this feasibility unless MW provides prior written consent. The PSP must disclose any actual or potential conflicts upon discovery.

6.3 Ethics and SCM Abuse:

The PSP is subject to measures under the PFMA and National Treasury prescripts to prevent and combat abuse in SCM. Misrepresentation or collusive practices will result in disqualification and possible restriction.

7. PAYMENTS

The Service Provider shall be paid within thirty (30) Days from the date of receipt of invoice, unless there is a dispute amongst the parties, where the SLA will guide the procedure accordingly.

6. TIMELINES

The project will follow a phased, stage-gate delivery approach to ensure due diligence, quality control, alignment with Magalies Water's operational requirements, and effective risk management throughout the lifecycle of the assignment. The indicative timelines are as follows, not exceeding three (3) financial year period and/or unless MW advise otherwise:

Phase 1: Inception to Documentation & Procurement Preparation

➤ **Duration: 4 months**

- Mobilisation, inception reporting, data collection, site assessments.
- Completion of feasibility study, conceptual design, and technical documentation.
- Preparation of the full tender documentation for contractor appointment.

Phase 2: Magalies Water Procurement of Contractor

➤ **Duration: 2 months**

- MW undertakes the competitive procurement process for the implementation contractor.
- PSP to provide technical support, clarifications, and evaluation assistance as required.

Phase 3: Contract Administration, Monitoring & Pilot Implementation

➤ **Duration: 17 months**

- Administration of the implementation contract(s), technical oversight, and monitoring.
- Execution of the pilot-study approach, starting with the smallest WTW and scaling progressively.
- Periodic reporting, risk management, integration planning, and quality assurance.

Phase 4: Project Close-Out

➤ **Duration: 1 month**

- Final verification of deliverables, as-built documentation, O&M manuals, and lessons-learnt reporting.
 - Handover to Magalies Water operations teams.
-

Total Duration of PSP Appointment

- **Approximately 40 weeks (from inception to final project closure), and/or unless MW advise otherwise.**

9. PENALTIES

Performance Management and Liquidated Damages (LDs)

- The PSP shall submit a baseline programme and monthly progress updates.
- If the PSP fails to achieve a contractual milestone (as stated in the approved programme) for reasons within its control, MW may apply LDs at 0.1% of the affected milestone value per calendar day, capped at 10% of the total contract value. LDs are MW's sole monetary remedy for delay.
- LDs shall not apply in events of force majeure or where delay is primarily caused by approvals from third parties (e.g., NERSA/distributor/EIA authority) beyond the PSP's reasonable control, provided timely submissions and diligent follow-up are evidenced and in writing.

PRICE PROPOSAL

Magalies Water reserves the right not to accept the lowest submitted tender.

The following table should be used to submit the tender amount. Additional costs not allowed for here, which should be added to the appointment value must be clearly described in a cover letter submitted with the tender documentation.

No.	Description	Amount																																			
A	Professional Fees																																				
	Estimated Project Construction Value (R 100 000 000)																																				
1	Tendered Fees based on Guideline of Services and Processes for Estimating Fees for Registered Engineering Professionals (Engineering Council of South Africa) (Discount included if applicable)																																				
1.1	Summary of Item A1 in stages of service																																				
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B	Additional resources																																				
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1.4	Site Supervision- Environmental Specialist (Full Time)	Month	18	R	R
1.5	Community Liaison Officer (Full Time)	Month	18	R	R
2	Travelling Costs	Month	18	R	R
3	Travelling Time	Month	18	R	R
4	Printing, Duplication, etc.	Month	18	R	R
5	Communication	Month	18	R	R
6	Site Survey				R
7	Geotechnical Investigation				R
8	Investigation: Registration, Licences, Trading				R
9	Disbursements (Other to be specified in cover letter)				R
10	Printing of Tender Documents for the appointment of a Contractor (60 Copies) per plant or water treatment works				R
11	Environmental Impact Assessments and Hydrogeological Investigations and Reports				R
12	Land acquisition: Town Planning and Servitude Registration				R
B	Sub Total (B)				R
C	Total (A + B)				R
(VAT) Value Added TAX- The tenderer shall add 15% of the subtotal for value-added tax					R
TENDER SUM CARRIED TO FORM OF OFFER AND ACCEPTANCE					R