## **Sedibeng District Municipality**



# **BID DOCUMENT**

Tender No.	8/2/2/4-2024			
Closing Date and Time	Wednesday, 09 October 2024 @12H00			
Description				
Proposal for supplying continuous fresh Constitutional Square	water to the Buildings of Sedibeng District Municipality at			
Contractor / Bidder				
Bid amount	R			
Physical address				
Contact person				
Telephone no.				
Fax no.				
Cell no.				
Email address				
Central Supplier Database No.				
******SUBMIT TWO COPIES (02) MARKED CLEARLY:" ORIGINAL" AND "COPY"				

#### CONDITIONS OF TENDER

- 1. The prospective bidder's attention is drawn to the following list of forms, attached to this document and other documents that **shall** be completed and submitted with his/her bid documents:
  - a) Tender Form
  - b) Form of Offer
  - c) Declaration of interest
  - d) Certificate of independent Bid Determination
  - e) Bidders are requested to submit their Tax Clearance Pin provided by SARS to verify that the Tax Matters are in order.
  - f) A current account or proof that utilities account (municipal rates and taxes, water and lights account) of the bidder is up to date. (Not in arrears for more than 3 months).
  - g) Proof of registration for VAT (if applicable).
  - h) Valid B-BBEE Certificate Certified copy
  - i) Central Supplier Database (CSD) Registration Number.

In terms of Section 112 (1)I of the Local Government Municipal Finance Management Act, (Act 56 of 2003), persons who were convicted of fraud or corruption or who willfully neglected, reneged on or failed to comply with a government tender during the past 5 years, or whose tax matters are not cleared by the South African Revenue Services may not participate in the tendering process and the Tenderer shall submit a sworn statement to this effect.

- 2. The official tender form shall be completed in BLACK ink and any corrections to the official tender form must also be made in BLACK ink and signed by the bidder. Any tender documents received with correction fluid (Tippex) corrections shall be disqualified.
- 3. Bids shall be sealed and endorsed (with bid number and bid description) and must be deposited at Sedibeng District Municipality's tender box (Ground Floor, outside the main building).
- 4. Sedibeng District Municipality's Supply Chain Management Policy shall apply.
- 5. Late, Telexed, faxed or emailed tenders will not be accepted.
- 6. The Council does not bind itself to accept the lowest or any tender and reserves the right to accept any tender in whole or in part.
- 7. Persons in the service of the state are not allowed to bid.
- 8. In the event that you are awarded a tender the strict compliance with terms have to observed and in so doing within a period (3 days) (\*after an order is issued) a confirmation letter must be forwarded by you in terms of which you need to indicate whether or not you will be in a position to source the items per the tender and deliver same by the due date.
- 9. In the event that you do not furnish us with the said letter as requested and fail to comply as per the tender the Sedibeng District Municipality reserves in terms of rights to cancel this tender automatically after 3

2	Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	
	Bid no.:8/2/2/4-2024	

days on the basis of your non-compliance and furthermore should you fail to deliver said goods which may necessitate the allocation of a new supplier the Sedibeng District Municipality may impose any further penalty or charges against you.

- 10. In the case where all MBD Documents are not completely filled and returned, your quotation will be disqualified.
- 11. The 80/20 Preferential Procurement System will be used to evaluate all the Formal Written Quotations.
- 12. Bidders must ensure that, the company status is "in business" with the Company and Intellectual Property Commission (CIPC).
- 13. Bidders who are not registered on the Central Supplier Database are requested to contact National Treasury at <a href="mailto:csd@treasury.gov.za">csd@treasury.gov.za</a> or 012 406 9222 for any assistance.
- 14. Exempted Micro Enterprises can submit a letter from the accounting officer; and
- 15. A trust, consortium or joint venture must submit a consolidated B-BBEE Status Level Verification.
- 16. The Bidder must submit proof that they are registered with the relevant statutory institution, if applicable CIDB Grading of 1CE or Higher.
- 17. Tenderers should attach an Up-to-date utilities Account or Statement / Lease Agreement

## Sedibeng District Municipality RFQ Number: 8/2/2/4-2024

DOCUMENT	
INVITATION TO BID	MBD 1
CLEARANCE CERTIFICATE FOR WATER & LIGHTS	
TERMS OF REFERENCE/SPECIFICATIONS	
PRICING SCHEDULE – FIRM PRICES (PURCHASES)	MBD 3.1
DECLARATION OF INTEREST	MBD 4
PREFERENCE POINTS CLAIM FORM	MBD 6.1
CONTRACT FORM – PURCHASE OF GOODS / WORKS	MBD 7.2
DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES	MBD 8
CERTIFICATE OF INDEPENDENT BID DETERMINATION	MBD 9
FORM OF OFFER AND ACCEPTANCE	
CREDIT ORDER INSTRUCTION	

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<sup>3</sup> Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

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## PART A INVITATION TO BID

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MUNICIPALIT	Y	GI CGD IC	I			CI CCD1C	I
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4 Proposal for suppl	lying continuous fresh v	vater to the building	s of SDM at Con	stitutional Square			

Bid no.:8/2/2/4-2024

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<sup>5</sup> Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

# PART B TERMS AND CONDITIONS FOR BIDDING

	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 RETYPED) OR ONLINE		
1.3.	This bid is subject to the Preferential Procurement Policy Framework Act and The Preferential Procurement Regulations, 2017, The General Conditions Of Contract (GCC) and, if applicable, any other special conditions of contract.		
	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 view the taxpayer's profile and tax status.		
2.3	Application for the tax compliance status (TCS) certificate 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	Foreign suppliers must complete the pre-award questionnaire in part b: 3.		
2.5	Bidders may also submit a printed TCS certificate together with the bid.		
2.6	In bids where consortia / joint ventures / sub-contractors are involved, each party must submit a separate TCS certificate / pin / CSD number.		
2.7	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 ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? $\ \ \square$ YES $\ \ \square$ NO $\ \ \square$ N/A		
3.2.	DOES THE ENTITY HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO ☐ N/A		
3.3.	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?   YES  NO  N/A		
3.4.	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?		
3.5.	IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$		
	ne answer is "NO" to all the above, then it is not a requirement to register for a tax compliance status system code from the South African Revenue Service (SARS) and if not register as per 2.3 above.		
	FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID ALID.		
NO	BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE		
SIG	NATURE OF BIDDER:		
CAI	PACITY UNDER WHICH THIS BID IS SIGNED:		
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6 Pr	oposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square		

6 Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

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ATTACH SARS TAX CLEARANCE CERTIFI	CATE/PIN HERE
Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	

# MIBID2: IDISCONTINUIEID MIFMA CIRCULAR NO.90



# DEPARTMENT: SUPPLY CHAIN MANAGEMENT

Sedibeng District Municipality P.O. Box 471 Vereeniging, 1930 Republic of South Africa Tel: +27 66 472 7253

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#### **CLEARANCE CERTIFICATE FOR WATER & LIGHTS**

Section 38 (d) (i) of Municipal Supply Chain Regulations requires that the municipality must reject a bidder whose municipal rates and taxes are in arrears for more than three months.

The purpose of this form is to obtain prove that municipal services, rates and taxes of the service provider are not more than three months in arrears with the relevant municipality / landlord in the municipal area where the service provider conduct his / her business. This form is to be completed only if the service provider's rates and taxes are not in arrears for more than three months.

#### EACH BIDDER MUST COMPLETE THE BELOW CHECKLIST (*Please tick with X where appropriate*):

QUESTIONS			YES NO	
1. Is your municipal rates and taxes account up to date/current (not in arrears for more than three months)?				
<ul><li>2. If yes, please submit proof in the form of the original or certified copy of the bidder's municipal rates and taxes account.</li><li>3. Does the bidder lease/rent the property where the business is situated?</li></ul>				
If yes provide the contact name and contact	number of the lessor/landlord:			
Contact Name: Contact Number:				
Please attach the copy of the lease agreement and the tenant/lessee as proof.	nt signed by the Landlord/ lessor			
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		cipal shareh	older, own	
v¹ (COMPANY NAME):				
firms that, the information submitted in this	form is accurate, to the best of my	knowledge		
S .	If yes, please submit proof in the form of the bidder's municipal rates and taxes account the bidder lease/rent the property when the lease provide the contact name and contact to the lease attach the copy of the lease agreement and the tenant/lessee as proof.  AMES),	If yes, please submit proof in the form of the original or certified copy of the bidder's municipal rates and taxes account.  Does the bidder lease/rent the property where the business is situated?  If yes provide the contact name and contact number of the lessor/landlord:  Ontact Name:  Contact Number:  Please attach the copy of the lease agreement signed by the Landlord/ lessor and the tenant/lessee as proof.  OF (PHYSICA S)  being a Director / prince y <sup>1</sup> (COMPANY NAME):	If yes, please submit proof in the form of the original or certified copy of the bidder's municipal rates and taxes account.  Does the bidder lease/rent the property where the business is situated?  If yes provide the contact name and contact number of the lessor/landlord:  Ontact Name:  Contact Number:  Please attach the copy of the lease agreement signed by the Landlord/ lessor and the tenant/lessee as proof.  OF (PHYSICAL  B) OF (PHYSICAL  Being a Director / principal shareh	

9 Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square

Bid no.:8/2/2/4-2024

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	ATTACH UTILITIES ACCOUNT HE	KE	
	ATTACH UTILITIES ACCOUNT HE	RE	











Tender description: Proposal for Supplying Continuous Fresh Water to the Buildings of Sedibeng
District Municipality at Constitutional Square

Tender number: 8/2/2/4-2024

#### 1. BACKGROUND

The Main Building of the Sedibeng District Municipality is situated on the Corner of Beaconsfield Avenue and Leslie Street in Vereeniging. The building is a four (4) storey building with a basement. The pressure of the water supply from the Local Municipality is not sufficient to reach the top storey of the building and therefore the kitchens and ablutions of the building does not have sufficient water supply currently. Other buildings in Constitutional square which are affected by low pressure are: Mayors Parlour, Town Hall. Banquet Hall and Civic Theatre.

#### 2. PURPOSE

The purpose of these terms of reference is to request suitably qualified engineering consultants to submit comprehensive proposals and quotations to Sedibeng District Municipality (SDM) to ensure that all Municipal buildings situated in Constitutional square have constant sufficient water pressure in all ablutions and kitchens.

#### 3. SCOPE OF WORK

SDM requires the services of suitably qualified service providers to conduct an assessment, and thereafter submit detailed proposals for the following:

- Phase 1: Investigate the water supply to all buildings of Sedibeng in Constitution square in order to establish the current supply routes of fresh water to the various ablutions and kitchens.
- Phase 2: Make proposals on the preferred solution in terms of ensuring that all buildings of Sedibeng in Constitution square will have sufficient water pressure going forward.
- Phase 3: Draw up tender documents for the implementation of the solution as proposed in phase 2 above whilst ensuring that compliance with SANS 10252 and 10254 are complied with.

<sup>11</sup> Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

Phase 4: Assist Sedibeng to appoint the suitable contractor to implement the solution as referred to

in Phase 3 above, this through the Sedibeng Supply Chain Management processes.

Phase 5: Project manage the contractor appointed in Phase 4 above and see to the successful

implementation.

#### 4. MINIMUM REQUIREMENTS

4.1. Up to date utilities account;

4.2. Valid tax clearance certificate;

4.3. CIDB grading of 1 CE or higher.

4.4. Compulsory briefing session

#### **NOTES TO BIDDERS:**

A compulsory briefing session will be held as follows:

Date: Thursday, 26 September 2024

Time : 11:00

Venue : Vereeniging Town Hall – Vestibule.

#### 5. EVALUATION CRITERIA

Values: 1 = Poor, 2 = Average, 3 = Good, 4 = Very Good and 5 = Excellent

	Description	Points	Value	Score
No	Description	romis	(Max of 5 points per criteria)	= (Weight x Value) (Max score of 500)
1.	Showing understanding of the scope of the project by submitting; Comprehensive project implementation plan with all project phases and clear timelines	40		
2.	Three completion certificates on similar work with traceable record: 3 Certificates = 5 Points 2 Certificates = 3 Points 1 Certificates = 1 Point	40		
3.	Number of years in related business: 6 years and above = 5 Points 4 - 5 years = 3 Points	20		

 $<sup>12\,</sup>$  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

Less than 3 years = 1 Point		

NB: Service providers scoring less than 70% on functionality will not be considered for further evaluation.

NB: Bidders scoring less than 70% on functionality will not be considered for further evaluation

#### **BID EVALUATION**

The bid will be based on Point System 80:20 point system.

The bid iii be belock on the eyelem				
1 <sup>ST</sup> STAGE	FUNCTIONALITY TOTAL SCORE : 100%			
	THRESHOLD (MINIMUM SCORE REQUIRED = 70%)			

2 <sup>nd</sup> stage		POINTS	
PRICE		80	
SPECIFIC GOALS	4 : 1 (540( 4000()	20	
Youth-owned (BBBEE Certificate / Affidavit needed)	4 points (51%-100%) 2 Points (26%-50%) 1 points (1%-25%) 0 points (0%)		
Person with Disability owned (medical certificate needed)	4 points (51%-100%) 2 Points (26%-50%) 1 points (1%-25%) 0 points (0%)		
Locality SEDIBENG GAUTENG OUTSIDE GAUTENG	4 points (51%-100%) 2 Points (26%-50%) 1 point (1%-25%)		
Women	4 points (51%-100%) 2 Points (26%-50%) 1 points (1%-25%) 0 points (0%)		
51 % black owned	4 points (51%-100%) 2 Points (26%-50%) 1 points (1%-25%) 0 points (0%)		
Total points for Price and	SPECIFIC GOALS	100	

#### **Compulsory Briefing Session**

NOTES TO BIDDERS: A compulsory briefing session will be as follows:

Date : Thursday, 26 September 2024

Time : 11:00

Venue : Vereeniging Town Hall - Vestibule

 $13\,$  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

Initial here

#### **CONTACT PERSON**

Contact Person:	
Technical Enquiries	Mr. B.W Johnson Tel: 016 450 3327 Cell.: 066 473 4300 BwJ@sedibeng.gov.za
Supply Chain Enquiries	Ms. Sibulele Zwedala Tel.:066 472 7253 /069 448 1752 SibuleleN@sedibeng.gov.za

#### **PRICING SCHEDULE – FIRM PRICES** (PURCHASES)

# NOTE: ONLY FIRM PRICES WILL BE ACCEPTED. NON-FIRM PRICES (INCLUDING PRICES SUBJECT TO RATES OF EXCHANGE VARIATIONS) WILL NOT BE CONSIDERED

IN CASES WHERE DIFFERENT DELIVERY POINTS INFLUENCE THE PRICING, A SEPARATE PRICING SCHEDULE MUST BE SUBMITTED FOR EACH DELIVERY POINT

Name of Bidder..... Bid Number: 8/2/2/4-2024

ITEM NO.	QUANTITY	DESCRIPTION		BID PRICE II CURRENCY	N RSA
				**(ALL APPL TAXES INCLUDE	ICABLE ED)
1	1	Proposal for supplying con water to the Building of Sed Municipality at Constitutiona	ibeng District		
2	1	Proposal for supplying con water to the Building of Sed Municipality at Constitutiona	ibeng District		
	uired by: agement	Sedibo	eng District	Municipality:	Air Qualit
At:	agement	Veree Grour	r Leslie and Bea niging Main Bu Id Floor Sipal Managers (	-	
Bran	nd and Model				
Cour	ntry of Origin		•••••		
Does	s the offer comply	with the specification(s)?	*YES/NO		
2000					

-	Period required for delivery			
*Deli	very: Firm/Not firm			
-	Delivery basis			
Note:	All delivery costs must be included in the bid	price, for delivery at the prescribed des	stination.	
** "al contri	l applicable taxes" includes value- added tax, poutions and skills development levies	pay as you earn, income tax, unemploy	yment insurance fund	l
*Dele	te if not applicable			
16 Pro	posal for supplying continuous fresh water to the buildings of	SDM at Constitutional Square		
Rid	no.:8/2/2/4-2024		Initial here	I

#### **DECLARATION OF INTEREST**

- 1. No bid will be accepted from persons in the service of the state<sup>1</sup>.
- 2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their positioning relation to the evaluating/adjudicating authority.

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

3.1 Full Name of bidder or his or her representative:
3.2 Identity Number:
3.3 Position occupied in the Company (director, trustee, hareholder <sup>2</sup> ):
3.4 Company Registration Number:
3.5 Tax Reference Number:
3.6 VAT Registration Number:
<ul><li>3.7 The names of all directors / trustees / shareholder members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.</li><li>3.8 Are you presently in the service of the state?</li></ul>
Please ✓ one option:
YES NO 3.8.1 If yes, furnish particulars.

<sup>1</sup>MSCM Regulations: "in the service of the state" means to be –

- (a) a member of
  - (i) any municipal council;
  - (ii) any provincial legislature; or
  - (iii) the national Assembly or the national Council of provinces;
- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of 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);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) An employee of Parliament or a provincial legislature.

**Please** ✓ one option:

- <sup>2</sup> Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.
  - 3.9 Have you been in the service of the state for the past twelve months?

YES		NO	
20170			
3.9.1 If	yes, furi	nish par	ticulars.
		• • • • • • • • • • • • • • • • • • • •	

17	Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square
	Rid no :8/2/2/4-2024

	may be in	volved with	the eval	nation and or adjudication of this bid?
		se <b>✓</b> one op	tion:	
	YES	NO		
3.10.1 If	yes, furnis	h particulars	S.	
	•			
3.11	Ara vou			ship (family, friend, other) between any other bidder and any persons
3.11				may be involved with the evaluation and or adjudication of this bid?
		one opti		
	YES	NO		
	3.11.1 If	yes, furnish	narticula:	s
			·····	
		• • • • • • • • • • • • • • • • • • • •		
3.12	Are any	of the comp	any's dir	ectors, trustees, managers, principle shareholders or stakeholders in
3.12		the state?	any s un	setors, trustees, managers, principle shareholders of stakeholders in
	Plea	se ✓ one or	otion:	٦
	YES	NO		
	3 12 1 If x	es, furnish	narticular	
			•	
3.13	Are ony s	ouse shild	or norani	of the company's director's trustees, managers, principle
3.13				of the company's director's trustees, managers, principle service of the state?
		e ✓ one opt	ion:	
	YES	NO		
	3.13.1 If y	es, furnish	particular	S.
			• • • • • • • • • • • • • • • • • • • •	
3.14	Do you o	or any of th	e directo	rs, trustees, managers, principle shareholders or stakeholders of this
3.14				any other related companies or business whether or not they are
	bidding for	or this contr	act?	
	DI		•	
	YES	e ✓ one opt NO	ion:	
	123	110		
	3.14.1 If	yes, furnish	particula	s:

3.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who

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

#### \*\* THIS IS COMPULSORY; FAILURE TO DISCLOSE WILL RESULT IN THE BID BEING NON-RESPONSIVE \*\*

Full Name		Identity Number	State Employee Number (if applicable)
Signature	Da	te	
Capacity	Name of B	Bidder	

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

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

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

#### 1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to invitations to tender:
  - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included);
  - 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

- a) The applicable preference point system for this tender is the 80/20 preference point system.
- b) The 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 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 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.

20	Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square
	Rid no.:8/2/2/4-2024

#### 2. **DEFINITIONS**

- (a) "tender" means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) "price" means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) "rand value" means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) "tender for income-generating contracts" means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) "the Act" means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

#### 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

#### 3.1. **POINTS AWARDED FOR PRICE**

#### 3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

$$80/20$$
 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 tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

## 3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

#### 3.2.1. POINTS AWARDED FOR PRICE

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

$$80/20$$
 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 tender under consideration

Pt = Price of tender under consideration

<sup>21</sup> Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

#### 4. POINTS AWARDED FOR SPECIFIC GOALS

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

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Number of points claimed (80/20 system)  (To be completed by the tenderer)	<u>/</u> _	NB: For the Tenderer
	(To be completed by the organ of state)		_	to
Youth-owned	4 points (51%-100%) 2 Points (26%-50%)		N	complete
(BBBEE Certificate / Affidavit needed)	1 point (1%-25%) 0 points (0%)			
Person with Disability owned	4 points (51%-100%) 2 Points (26%-50%) 1 point (1%-25%)			
(medical certificate needed)  Locality	0 points (0%) 4 points (Sedibeng or Gauteng TER Township based) 2 Points (Non-TER Gauteng based)			
(Municipal rates account / lease agreement needed)	0 points (outside Gauteng Province)			
Women-owned	4 points (51%-100%) 2 Points (26%-50%) 1 point (1%-25%)			
(BBBEE Certificate / Affidavit	0 points (0%)			

<sup>22</sup> Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

needed)		
51 % Black owned	4 points (51%-100%)	
	2 Points (26%-50%)	
(BBBEE Certificate / Affidavit	1 point (1%-25%)	
needed)	0 points (0%)	

DECLARATION	WITH REGARD	TO COMPANY	/FIRM

4.3.	Name of company/firm.
4.4.	Company registration number:

#### 4.5. TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

- 4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:
  - i) The information furnished is true and correct;
  - ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
  - iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
  - iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have
    - (a) disqualify the person from the tendering process;
    - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
    - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
    - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram* partem (hear the other side) rule has been applied; and
    - (e) forward the matter for criminal prosecution, if deemed necessary.

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

24 Proposal for supplying continuous tresh water to the bundings of SDM at Constitutional Square

Bid no.:8/2/2/4-2024 Initial here

Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024	Initial here	Г
HERE		
ATTACH BBB-EE CERTIFICATE / SWORN	AFFIDAVIT	

#### **CONTRACT FORM - PURCHASE OF GOODS/WORKS**

THIS FORM MUST BE FILLED IN DUPLICATE BY BOTH THE SUCCESSFUL BIDDER (PART 1) AND THE PURCHASER (PART 2). BOTH FORMS MUST BE SIGNED IN THE ORIGINAL SO THAT THE SUCCESSFUL BIDDER AND THE PURCHASER WOULD BE IN POSSESSION OF ORIGINALLY SIGNED CONTRACTS FOR THEIR RESPECTIVE RECORDS.

#### PART 1 (TO BE FILLED IN BY THE BIDDER)

- 1. I hereby undertake to supply all or any of the goods and/or works described in the attached bidding documents to **SEDIBENG DISTRICT MUNICIPALITY** in accordance with the requirements and specifications stipulated in bid number: 8/2/2/4-2024 at the price/s quoted. My offer/s remain binding upon me and open for acceptance by the purchaser during the validity period indicated and calculated from the closing time of bid.
- 2. The following documents shall be deemed to form and be read and construed as part of this agreement:
  - (i) Bidding documents, *viz* 
    - Invitation to bid:
    - Tax clearance certificate;
    - Pricing schedule(s);
    - Technical Specification(s);
    - Preference claims for Broad Based Black Economic Empowerment Status Level of Contribution in terms of the Preferential Procurement Regulations 2011;
    - Declaration of interest;
    - Declaration of bidder's past SCM practices;
    - Certificate of Independent Bid Determination;
    - Special Conditions of Contract;
  - (ii) General Conditions of Contract; and
  - (iii) Other (specify)
- 3. I confirm that I have satisfied myself as to the correctness and validity of my bid; that the price(s) and rate(s) quoted cover all the goods and/or works specified in the bidding documents; that the price(s) and rate(s) cover all my obligations and I accept that any mistakes regarding price(s) and rate(s) and calculations will be at my own risk.

4.		for the proper execution and fulfilmen under this agreement as the principal liable	
5.	I declare that I have no pa person regarding this or any	rticipation in any collusive practices with other bid.	any bidder or any other
6.	I confirm that I am duly auth	norised to sign this contract.	
	NAME (PRINT)		,
	CAPACITY		WITNESSES
	SIGNATURE		1
	NAME OF FIRM		2
	DATE		

#### **CONTRACT FORM - PURCHASE OF GOODS/WORKS**

## PART 2 (TO BE FILLED IN BY THE PURCHASER)

			in	my	capacity
acc		reference number	8/2/2/4-2024 dat	reded in the annexure(s).	for the supply
. An	official order indica	ating delivery instru	uctions is fortheo	oming.	
con		•		ered in accordance wi ceipt of an invoice acc	
<i>ITEM</i> O.	PRICE (ALL APPLICABLE TAXES INCLUDED)	BRAND	DELIVERY PERIOD	B-BBEE STATUS LEVEL OF CONTRIBUTION	MINIMUM THRESHOLD FOR LOCAL PRODUCTION AND CONTENT (if applicable)
					аррисавісу
	onfirm that I am dul				
IAME (PI	RINT)			WITNESSES	S
IGNATU	RE			1	
FFICIAL	STAMP			2	
3 Proposal fo	or supplying continuous free	sh water to the buildings of	SDM at Constitutional		
Bid no.:8/2	2/2/4-2024			It	nitial here

# DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- It serves as a declaration to be used by municipalities and municipal entities 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.
- The bid of any bidder may be rejected if that bidder, or any of its directors have:
  - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
  - b. been convicted for fraud or corruption during the past five years;
  - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
  - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

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 audialterampartem rule was applied).    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.    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)?   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.    If so, furnish particulars:	Item	Question	Yes	No
this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the audialterampartem rule was applied).  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.  If so, furnish particulars:  If so, furnish particulars:  Yes terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?  TheRegister 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.  If so, furnish particulars:  Yes No law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	4.1		Yes	No
website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.  1.1.1 If so, furnish particulars:  1.2 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)?  TheRegister 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.  1.2.1 If so, furnish particulars:  1.3 Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square		this restriction by the Accounting Officer/Authority of the institution that imposed the		
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)?  TheRegister 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.  1.2.1 If so, furnish particulars:  Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square		website(www.treasury.gov.za) and can be accessed by clicking on its link at the		
terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?  TheRegister 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.  4.2.1 If so, furnish particulars:  Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	4.1.1	If so, furnish particulars:		
terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?  TheRegister 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.  4.2.1 If so, furnish particulars:  Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square				
TheRegister 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.  1.2.1 If so, furnish particulars:  1.3 Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	4.2	terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12	Yes	No
Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five gears?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square		TheRegister for Tender Defaulters can be accessed on the National Treasury's		
law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square				
law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	4.2.1	page.		
law outside the Republic of South Africa) for fraud or corruption during the past five years?  Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square	4.2.1	page.		
Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square		page.  If so, furnish particulars:	Yes	No
Bid no.:8/2/2/4-2024 Initial h	4.2.1	If so, furnish particulars:  Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five	Yes	No 🗆
	4.3	page.  If so, furnish particulars:  Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes	No 🗀

1.4	Question  Does the bidder or any of its directors owe any municipal charges to the municipality / municipal et / municipal entity, that is in arrears for more than the	entity, or to any other municipality	Yes U	No No
1.4.1	If so, furnish particulars:			
	Was any contract between the bidder and the munic other organ of state terminated during the past five y perform on or comply with the contract?		Yes	No 🗌
4.7.1	If so, furnish particulars:			
CER	IE UNDERSIGNED (FULL NAME) TIFY THAT THE INFORMATION FULL ADATION FORM TRUE AND CORP.	RNISHED ON THIS	••••••	·····
CER DEC I AC ACT	IE UNDERSIGNED (FULL NAME) TIFY THAT THE INFORMATION FUI LARATION FORM TRUE AND CORR CCEPT THAT, IN ADDITION TO C ION MAY BE TAKEN AGAINST IN VE TO BE FALSE.	RNISHED ON THIS ECT. ANCELLATION OF A C		
CER DEC I AC ACT	TIFY THAT THE INFORMATION FUI LARATION FORM TRUE AND CORR CCEPT THAT, IN ADDITION TO C ION MAY BE TAKEN AGAINST N VE TO BE FALSE.	RNISHED ON THIS ECT. ANCELLATION OF A C	LARAT	



# DEPARTMENT: SUPPLY CHAIN MANAGEMENT

Sedibeng District Municipality P.O. Box 471 Vereeniging, 1930 Republic of South Africa Tel: +27 16 450 3110

Fax: +27 86 682 9892

Please provide	at least	3 references
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	P-0
1.	Name:
	Company:
	Position Held:
	Contact Number (s) work
	Mobile
2.	Name:
	Company:
	Position Held:
	Contact Number (s) work
	Mobile
3.	Name:
	Company:
	Position Held:
	Contact Number (s) work
	Mobile
4.	Name:
	Company:
	Position Held:
	Contact Number (s) work
	Mobile
5.	Name:
Э.	
	Company:
	Position Held:
	Contact Number (s) work
	Mobile

\*\*\*PLEASE NOTE THAT THIS IS COMPULSORY; FAILURE TO DISCLOSE WILL RESULT IN YOUR BID BEING NON-RESPONSIVE\*\*\*

## ATTACH ADDITIONAL LETTERS OF REFERENCE (IF APPLICABLE) HERE

DESCRIPTION		YES (√)	NO (X)
1.	All pages are completely filled and signed by the authorized person:		
2.	Bidders are requested to submit their Tax Clearance Pin provided by SARS to verify that the Tax Matters are in order.		
3.	Original BBBEE Certificate or Sworn Affidavit for exempted micro enterprise signed and stamped by Commissioner of Oaths.  A trust, consortium or joint venture must submit a consolidated B-BBEE Status Level Verification.		
4.	Original current account of water and lights/Rates and Taxes obtainable from any Local or Metropolitan Municipality has been attached		
5.	In a case of Joint Ventures (JV)/Consortium, the JV agreement has been attached		
6.	The bidder has provided at least three contactable references		
7.	Company registration documents e.g. CK document has been attached, in a case of a Private/Public company, shareholding information e.g. share certificate, has been attached		
8.	Central Supplier Database summary report.		
9.	CIDB Grading of 1CE 2 or Higher		
10.	Submitted 2 copies		

HERE	
ATTACH COMPANY REGISTRATION DOCUMENTS	

ATTACH CENTAL SUPPLIER DATABASE
REGISTRATION HERE

#### MBD 9

#### CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids<sup>1</sup> invited.
- 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).<sup>2</sup> Collusive bidding is a pe se prohibition meaning that it cannot be justified under any grounds.

Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:

- take all reasonable steps to prevent such abuse;
- b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
- c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to preventany form of bid-rigging.
- In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

36 Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

<sup>1</sup> Includes price quotations, advertised competitive bids, limited bids and proposals.

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

#### CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

Proposal for supplying continuous fresh water to the Building of Sedibeng District Municipality at

Constitutional Square

(Bid Number 8/2/2/4-2024

in response to the invitation for the bid made by:	
SEDIBENG DISTRICT MUNICIPALITY	
(Name of Municipality / Municipal Entity)	
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

- 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 consortium<sup>3</sup> will not be construed as collusive bidding.
- a. 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.

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
	Js9141w 4

#### FORM OF OFFER AND ACCEPTANCE

#### **OFFER**

The Employer, identified in the acceptance signature block, has solicited offer to enter into a Contract in respect of the following service:

TENDER No: 8/2/2/4-2024

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

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

#### THE OFFERED PRICE IS R..... (INCLUSIVE OF ALL APPLICALBE TAXES)

This offer may be accepted by the Employer by signing the Acceptance part of this form of offer and acceptance and returning one copy of this document to the Tenderer before the end of the period of validity stated in the Conditions of Tender, whereupon the Tenderer becomes the party named as the Service Provider in the Condition of Contract.

Signature(s):	
Name(s):	
Capacity for the	
Tenderer:	
•••	
Name and address of	
organization)	
N. 1	
Name and	
Signature of	
Witness:	Date:

#### **ACCEPTANCE**

By signing this part of this form of offer and acceptance, the Employer identified below accepts the Tenderer's offer. In consideration thereof, the Employer shall pay the Service Provider the amount due in accordance with the Conditions of Contract identified in the contract that is the subject of this agreement.

Deviations from and amendments to the documents listed in the tender data and any addenda thereto as listed in the tender scheduled as well as any changes to the terms of the offer agreed by the tenderer and the Employer during this process of offer and acceptance, are contained in the schedule of deviations attached to, and forming part of this agreement. No amendments to or deviations from said documents are valid unless contained in this schedule, which must be signed by the authorized representative(s) of both parties.

The tenderer shall within two weeks after receiving a completed copy of this agreement, including the schedule of deviations (if any), contact the Employer's agent (whose details are given in the contract data) to arrange the delivery of any bonds, guarantees, proof of insurance and any other documentation to be provided in terms of the conditions of contract identified in the Contract Data at, or just after, the date this agreement comes into effect. Failure to fulfill any of these obligations in accordance with those terms shall constitute a repudiation of this agreement.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the tenderer receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the tenderer (now Service Provider) within five days of the date of such receipt notifies the Employer in writing of any reason why he cannot accept the contents of this agreement shall constitute a binding between the parties.

Signature(s):
Name(s):
Capacity for the
Employer:
(Name and address of
organization)
Name and Signature of
Witness:
Date:

<sup>41</sup> Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024

It is the policy of the Sedibeng District Municipality to pay all creditors by means of direct bank transfers. Please complete this information and acquire your banker's confirmation.			
Name of Firm Account Holder			
Address:			
Name of Bank:			
Name of Branch:			
Branch Code:			
Account Number:			
Type of Account:			
I/we hereby requested and authorize the Sedibeng District M me/us to the credit of my/our bank account.	unicipality to pay any amounts that may accrue to		
I/we understand that a payment advice will be supplied by the that will indicate the date on which funds will be available in n			
I/we further undertake the inform the Sedibeng District Munidetails and accept that this authority may only be cancelled registered post.			
Initials and Surname	Authorized Signature		
Date:			
I/We hereby certify that the details of our clients bank ac indicated on the credit order instruction is correct:	count as		
AUTHORISED SIGNATURE(S)	OFFICIAL DATE STAMP		
42 Proposal for supplying continuous fresh water to the buildings of SDM at Co	nstitutional Square		

Initial here

**CREDIT ORDER INSTRUCTION** 

Bid no.:8/2/2/4-2024

43 Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square Bid no.:8/2/2/4-2024	Initial here	
43 Proposal for supplying continuous fresh water to the buildings of SDM at Constitutional Square		