Reference/ Verwysing/ iRef: 08/2/19/02 Enquiries/ Navrae/ Imibuzo: S Mentor

27 July 2021

#### TO WHOM IT MAY CONCERN

Dear Sir/ Madam

#### **REQUEST FOR FORMAL WRITTEN PRICE QUOTATIONS:**

(Over R30 000.00 up to a transaction value of R200 000.00 VAT included)

Kindly furnish us with a written quotation for the supply of the following:

# APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS)

This bid document must be placed in a sealed envelope. The following particulars must appear on the outside of the envelope: "08/2/19/02: APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS)", the name and address of the bidder and the closing date of this bid. The sealed envelope must be put in the bid box located at the entrance of the Witzenberg Municipal Head Office, 50 Voortrekker Street, Ceres by no later than FRIDAY, 06 August 2021 at 12:00. The bid box is generally open 24 hours a day, 7 days a week. Telephonic, facsimile, electronic/e-mailed and late bids will not be accepted. Bids may only be submitted on the bid documentation as provided by the municipality.

The following conditions will apply

- Price(s) quoted must be valid for at least ninety (90) days from date of your offer.
- Price(s) quoted must be firm and must be inclusive of VAT.
- A firm delivery period must be indicated.
- This quotation will be evaluated in terms of the 80/20 preference point system.
- The bids are subject to the Preferential Procurement Regulations of 2017 that was promulgated by the Minister of Finance on 20 January 2017 in Government Gazette No 40553.
- These conditions are available on request.
- The successful provider will be the one scoring the highest points.
- Payments to the successful bidder in terms of this contract will be processed within 30 days after receipt of a valid tax invoice for goods and/or services rendered to the satisfaction of the municipality.
- The checklist at the back of the bid document must be completed and adhered to.

NB: No quotations will be considered from persons in the service of the state as defined in Regulation 1 of the Local (Government Gazette: Municipal Supply Chain Management Regulations dated 30 May 2005

Failure to comply with these conditions may invalidate your offer.

Yours faithfully

D NASSON MUNICIPAL MANAGER



44, Ceres, 6835 50 Voortrekker St/ Str, Ceres, 6835 Suid Afrika/ South Africa # +27 23 316 1854 +27 23 316 1877 adminwwitzenberg.gov.za

#### REQUEST FOR A FORMAL WRITTEN PRICE QUOTATION

### YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE WITZENBERG MUNICIPALITY

**BID NUMBER:** 08/2/19/02 **CLOSING DATE:** 06 August 2021 **CLOSING TIME:** 12:00

# DESCRIPTION: APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS)

The following conditions to bid exist:

(Failure to comply may result in your bid being disqualified)

- 1. Bidders should ensure that bids are delivered timeously to the correct address as indicated below. If the bid is late, it will not be accepted for consideration. The bid box is generally open 24 hours a day, 7 days a week. **Telephonic, facsimile,** electronic/emailed and late bids will not be accepted.
- 2. All prices must include VAT.
- 3. Bids will be evaluated according to the 80/20 points system as stipulated in Preferential Procurement Regulations of 2017 that was promulgated by the Minister of Finance on 20 January 2017 in Government Gazette No 40553.
- 4. Bidders must provide a valid Tax Verification Details (Tax reference number and valid third party verification pin) as issued by SARS in order to confirm their tax compliance status. Failure to provide such details may result in your bid being disqualified.
- 5. Bid documents can be obtained during office hours from Monday to Thursday: 8h30 -13h00 and 13h45 15h30 and Fridays: 8h30 13h00 and 14h00 14h30 from the Witzenberg Municipality, Supply Chain Unit, Drommedaris Street, Ceres at a cost of R 30.00 per set. The amount is payable at at the Municipal Head Office, 50 Voortrekker Street, Ceres or via EFT. The bid documents are also available on our website at http://www.witzenberg.gov.za/resource-category/tenders
- 6. The bids will be opened in the Council Chambers, Municipal Offices, 50 Voortrekker Street, Ceres in public immediately after the closing time at 12:00.
- 7. The bid must be properly received in a sealed envelope which must clearly indicate the description of the bid, the bid number and the name and postal address of the bidder on the outside of the sealed envelope. Unmarked bids will not be taken into consideration and will be returned.
- 8. The lowest or any bid shall not necessarily be accepted and the Municipality reserves the right to accept any part of the bid.
- 9. An original or certified copy / copy of the bidder's Broad-Based Black Economic Empowerment (B-BBEE) certificate must be attached to this bid document in order to claim B-BBEE points.
- 10. Do not dismember this Bid Document (do not take it apart or put documents between its pages).
- 11. All other documents of the submission must be attached behind this bid document.
- 12. The bidder must complete the checklist at the back of this bid document.
- 13. Please note that any suspicious collusive bidding behaviour and restrictive practices by bidders will be reported to the Competition Commission for investigation and possible imposition of administrative penalties.

# NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE AS DEFINED IN THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS (GOVERNMENT GAZETTE NO 27636 DATED 30 MAY 2005)

BANKING DETAILS AS FOLLOWS:

Bank: First National Bank
Name: Witzenberg Municipality
Branch code: 200107
Account number: 627 482 159 79
Reference number: Bid number
CONTACT DETAILS FOR ENQUIRIES:

Ms S Mentor Tel: (023) 312-1761: Email: <a href="mailto:supplychain@witzenberg.gov.za">supplychain@witzenberg.gov.za</a>

D NASSON MUNICIPAL MANAGER

#### WITZENBERG MUNICIPALITY TERMS OF REFERENCE (TOR)

#### 1. SCOPE

#### 1.1 Purpose

Bids are hereby invited for APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS).

A programme to be done as in-house on the days and time as agreed with the preferred provider for Operating Regulations High Voltage Systems (ORHVS) SAQA ID 242766. Training to take place in 2 groups (3 per group) 6 delegates

#### Areas of facilitation and assessment:

Modules to be covered (Course Content)

- Background to the regulations (ORHVS)
- Access and supervision
- Job Safety procedures, PPE and risk assessments
- Issue and use of keys
- Isolating and earthing
- Operating principles isolating and earthing (Switching plan)
- Issue and use of operating instruction forms
- Work permits and workman's declaration
- Conditions and exceptions
- Commissioning and testing
- Live work (switching live switchgear)
- Inspect the battery trip unit for correct operation
- Review single line drawing and network for the task
- Abnormal Conditions Consideration and Emergency procedures

#### **Outcomes**

- Describe the regulatory requirements for access to and supervision in prohibited and or restricted areas.
- Demonstrate knowledge and understanding of regulatory requirements for operating, earthing and work permit.
- Explain regulatory requirements for abnormal and special working conditions.

The service provider must customize the learning programme to the specific needs of Witzenberg Municipality. A meeting with the service provider will take place in this regard before the training commence.

#### TRAINING IMPLEMENTATION AND POST TRAINING SUPPORT

- The successful training provider will be required to enter into a Service Level Agreement (SLA) with Witzenberg Municipality prior to the commencement of the programme.
- The successful training provider will have to avail mentorship support throughout the course as part of learner support.
- After course completions the successful training provider will be required to provide a comprehensive post course report, detailing learner attendance, updated attendance registers, learner evaluations on course, submission date of portfolios of evidence and any relevant information.
- The successful training provider's role will be to ensure competency and certification of learners.
- Bidders might be invited for presentations.

Accreditation proof and all relevant documentation supplied by bidder must be relevant, current, sufficient and authentic.

#### 1.2 Background and description of project

Witzenberg Municipality includes the towns and rural areas of:

- Ceres,
- Prince Alfred's Hamlet,
- Op-die-Berg,
- Tulbagh, and
- Wolseley

#### 1.3 PRE – QUALIFICATIONS

- 1.3.1 Bidders must have successfully executed 1 similar project of a similar size during the past 5 years. **Bidders must** complete the schedule on page 5 detailing the company's previous experience in similar projects.
- 1.3.2 Assessors and mentors must be registered with relevant SETA. (Proof must be attached)
- 1.3.3 Provider must be accreditation applicable to all unit standards **SAQA ID 242766**. (**Proof must be attached**)

#### 1.4 SPECIAL CONDITION OF CONTRACT

#### **BID PROPOSAL**

#### A bid proposal, in writing, must speak to at least the following:

- 1.4.1 Proposed project programme including targets and outcomes;
- 1.4.2 Accreditation status as well as proof of accreditation;
- 1.4.3 Total project cost detailing the professional fees and disbursements;
- 1.4.4 The successful training provider will be required to enter into a Service Level Agreement (SLA) with Witzenberg Municipality prior to the commencement of the programme.
- 1.4.5 The successful training provider will have to avail mentorship support throughout the course as part of learner support.
- 1.4.6 After course completions the successful training provider will be required to provide attendance register, learner evaluations on course, submission date of portfolios of evidence and any relevant information.
- 1.4.7 The successful training provider's role will be to ensure competency and certification of learners.
- 1.4.8 Bidders might be invited for presentations.

### 2. EVALUATION CRITERIA

This bid will be evaluated according to the criteria and weight given in the table below:

Evaluation Criteria	Weighting
2.1 Price	80
2.2 B-BBEE in terms of revised Preferential Procurement Regulations of 2017 (form MBD 6.1)	20
Total	100

The municipality reserves the right to increase or decrease the number of delegates according to its requirements.

#### 3. SCHEDULE: PREVIOUS EXPERIENCE

Indication of Competence / Ability to Perform Successfully

List of recent previous work of a similar nature undertaken by the firm

	Employer (Name, Tel, Email)	Nature of work	Total Number of employees trained	Value of work (Incl. VAT)	Date started	Date completed
1	Name of entity  Contact Person  Tel  Email					
2	Name of entity  Contact Person  Tel  Email					
3	Name of entity  Contact Person  Tel  Email					
4	Name of entity  Contact Person  Tel  Email					

Attach more pages if necessary.

The Witzenberg Municipality will verify all information submitted in terms of this bid and any information that is incorrect will result in that bid being automatically disqualified and not considered further. Therefore it is stressed that the contact firm or person of the bidder must be willing to confirm the information in writing on the request by the Municipality.

Signed at	on this	day of	20
As Witnesses: 1)		2)	

<sup>\*</sup> Only projects that have been **completed** will be used for evaluation purposes and **not current** or **on-going** projects.

# WITZENBERG MUNICIPALITY TECHNICAL SPECIFICATIONS

The following minimum specifications must be complied with and clearly marked to serve as confirmation:

		Compliance to offer must be marked with an X				
ITEM No	DESCRIPTION WITH MINIMUM SPECIFICATIONS	Yes	No	Details of deviations. If not sufficient space, attached annexure of deviations		
1	The Training Provider shall itself, and at its own cost, provide all reso			-		
ı	the services required in terms of this Bid, including, but not limited to		rovisions	listed	below:	
1.1	Detailed costing of the services to be rendered for the duration of the cours (Learning areas, materials)	se				
1.2	Development of a curriculum and a delivery schedule.					
1.3	Sets achievable objectives for the timeframe as specified.					
1.4	A project plan based on achievable and realistic timeframes.					
1.5	Virtual learning must take place during working hours (from 08:00 am to 16 pm and or otherwise agreed to by the Employer and Service Provider).	6:30				
1.6	Appropriate monitoring and evaluation mechanisms for effective implementation of the programme					
1.7	The implementation plan should include the institutional and workplace trai components	ining				
1.8	Learners must receive an Certificate of Competence on completion of the course					
1.9	Service Provider will be responsible for their own traveling and accommoda cost.	ation				
1.10	COVID 19 Protocols must be adhered to and will be the responsibility of the provider the comply accordingly when facilitating the course	е				
2	Facilitators must:					
2.1	Facilitators must be subject matter experts. (CV must be attach)					
2.2	Facilitators must be able to assist learners in English and Afrikaans.					
2.3	Facilitators must provide own equipment and learning materials for training	1				
2.4	Facilitators must have experience or in depth knowledge of training reques					
3	Each student must:					
3.1	Receive a handbook for reference					
3.2	Be tested theoretically & practically which will be kept on record					
5	Venue:					
5.1	5.1 Virtual/Webinar based (Witzenberg Municipality Premises, Ceres, 6835 or otherwise agreed between Witzenberg Municipality and Service provider)					
The Bio	dder hereby confirms that the information given above is true and correct:					
1)	Name in Print) (Signature) (Capacit	y)			(Date)	

# <u>DETAILS OF BIDDER (THE FOLLOWING PARTICULARS MUST BE FURNISHED. FAILURE TO DO SO MAY RESULT IN YOUR BID BEING DISQUALIFIED)</u>

Name of firm / entity / enterprise	
Trading as (if different from above)	
	Line 1 :
Postal address of enterprise	Line 2:
	Town/city Postal code:
	Line 1 :
Physical address of enterprise	Line 2:
	Town/city Postal code:
	Name:
Contact details of the person signing the bid, being duly authorised to do so:	Telephone: Fax:
	Cellular telephone:
	E-mail address:
	Namo:
	Name:
Contact details of the senior manager responsible for overseeing contract performance:	Telephone:Fax:
coolooning contract portoninance.	Cellular telephone:
	E-mail address:
	Name:
Contact Details of the Bidder's proposed <b>Project</b> Manager who will represent the Bidder in the	Telephone:Fax:
implementation processes:	Cellular telephone:
	E-mail address:
Company income tax number	
Tax Compliance Status System PIN (issued by SARS)	
VAT registration number	
Company registration number	
Any other Registration applicable to this Industry	
	Name of account holder:
Banking details	Name of bank:
	Account number:
	Branch code:

# PART A **INVITATION TO BID**

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE WITZENBERG MUNICIPALITY							
BID NUMBER:	08/2/19/02         CLOSING DATE:         06 August 2021         CLOSING TIME:         12:00						
DESCRIPTION APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS)							
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).							

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOY

SITUATED AT (STREET ADDRESS	DEPOSITED IN THE	אטם טום						
,								
SUPPLIER INFORMATION								
NAME OF BIDDER								
POSTAL ADDRESS								
STREET ADDRESS						ı		
TELEPHONE NUMBER	CODE				NUMBER			
CELLPHONE NUMBER				T		П		
FACSIMILE NUMBER	CODE				NUMBER			
E-MAIL ADDRESS								
VAT REGISTRATION NUMBER		<b>-</b>						
TAX COMPLIANCE STATUS	TCS PIN:			OR	CSD No:			
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes			AFFIDAVIT			] Yes ] No	
[A B-BBEE STATUS LEVEL VERIFIC IN ORDER TO QUALIFY FOR PREFE	ATION CERTIFICAT			DAVIT	(FOR EMES			
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?				ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?			☐Yes ☐No [IF YES, ANSWER PART B:3 ]	
TOTAL NUMBER OF ITEMS OFFERED			TOTAL BID PRICE			R		
SIGNATURE OF BIDDER				DATE				
CAPACITY UNDER WHICH THIS BID IS SIGNED								
BIDDING PROCEDURE ENQUIRIES MAY	BE DIRECTED TO:		TECH	NICAL	INFORMATIO	N MA	Y BE DIRECTED TO:	
DEPARTMENT	Supply Cha	in	CONTACT PERSON			Mr W Davids		
CONTACT PERSON	Ms Shayle Mentor		TELEPHONE NUMBER			023 316 1854		
TELEPHONE NUMBER	023 312 1761 / 5		FACSIMILE NUMBER			023 316 1877		
FACSIMILE NUMBER	023 312 1934		E-MA	IL ADDI	RESS		willy@witzenberg.gov.za	
E-MAIL ADDRESS	supplychain@witzenb	oerg.gov.za						

# PART B TERMS AND CONDITIONS FOR BIDDING

1.	BID SUBMISSION:			
1.1.	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORCONSIDERATION.	RECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR		
1.2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVI	DED-(NOT TO BE RE-TYPED) OR ONLINE		
1.3.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMEN PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITION SPECIAL CONDITIONS OF CONTRACT.			
2.	TAX COMPLIANCE REQUIREMENTS			
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGAT	IONS.		
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONA ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROF			
2.3	APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFIC TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGIST WWW.SARS.GOV.ZA.			
2.4	FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUEST	ONNAIRE IN PART B:3.		
2.5	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGE	THER 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 REGISTERE NUMBER MUST BE PROVIDED.	O ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD		
3.	QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS			
3.1.	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA	(RSA)? ☐ YES ☐ NO		
3.2.	DOES THE ENTITY HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO		
3.3.	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE	RSA? ☐ YES ☐ NO		
3.4.	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	☐ YES ☐ NO		
3.5.	IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	YES □ NO		
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.				
NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID. NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.				
SIGN	NATURE OF BIDDER:			
CAP	ACITY UNDER WHICH THIS BID IS SIGNED:			
DAT	E:			

# 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

Name of Bidder:	Bid Number: 08/2/19/02
Closing Time: 12:00	Closing Date: 06 August 2021

#### OFFER MUST BE VALID FOR 90 DAYS FROM THE CLOSING DATE OF BID.

DESCRIPTION	TOTAL DAYS	ESTIMATED QUANTITY A	UNIT PRICE PER DELEGATE (incl. VAT) B	TOTAL BID PRICE (incl. VAT)  C = A x B
APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS)	3 days	6		

Required by:	Ms I Barnard
At:	50 Voortrekker Street, Ceres, 6835
Does offer comply with specification?	*YES/NO
If not to specification, indicate deviation(s)	
Period required for delivery	
Delivery:	*Firm/not firm
Delivery Period:	working days.

# **VALUE ADDED TAX**

### The following forms part of the General Conditions of Contract (July 2010):

Where the value of an intended contract will exceed R1 000 000, 00 (R1 million) it is the bidder's responsibility to be registered with the South African Revenue Service (SARS) for VAT purposes in order to be able to issue tax invoices.

It is a requirement of this contract that the amount of value-added tax (VAT) must be shown clearly on each invoice.

The amended Value-Added Tax Act requires that a Tax Invoice for supplies in excess of R3 000 should, in addition to the other required information, also disclose the VAT registration number of the recipient, with effect from 1 March 2005.

The VAT registration number of the Witzenberg Municipality is 4000-846-206.

#### **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 position in relation to the evaluating/adjudicating authority.
- 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, shareholder²):	
	3.4	Company Registration Number:	
	3.5	Tax Reference Number:	
	3.6	VAT Registration Number:	
	3.7	The names of all directors / trustees / shareholders members, their individual numbers and state employee numbers must be indicated in paragraph 4 below	•
	3.8	Are you presently in the service of the state?	YES □ / NO □
		3.8.1 If yes, furnish particulars.	
	3.9	Have you been in the service of the state for the past twelve months?	. YES 🗆/ NO 🗆
		3.9.1 If yes, furnish particulars	
	3.10	Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with	
		the evaluation and or adjudication of this bid?	YES $\square$ / NO $\square$
		3.10.1 If yes, furnish particulars.	
(a)		CM Regulations: "in the service of the state" means to be – mber of – any municipal council; any provincial legislature; or 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.

<sup>&</sup>lt;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.

3.11	Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who					
	may be involved with the eval	uation and or adjudication o	f this bid? YES	] / NO □		
	3.11.1 If yes, furnish particula	rs				
3.12	Are any of the company's dire	ectors, trustees, managers,				
	principle shareholders or stak	eholders in service of the st	ate? YES	YES □ / NO □		
	3.12.1 If yes, furnish particula					
3.13	Are any spouse, child or pare trustees, managers, principle					
	in service of the state?		YES [	YES $\square$ / NO $\square$		
	3.13.1 If yes, furnish particula					
3.14	Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or					
	business whether or not they	•	YES [	□ / NO □		
	3.14.1 If yes, furnish particula	rs:				
Full	I details of directors / trustees / r	nembers / shareholders.				
	Full Name	Identity Number	Personal income tax reference number	State Employee Number		
		1	•			
	Signature	 D	ate			
	-	J				
	Capacity	Name	of Bidder			

4.

#### RESPONSIVENESS AND EVALUATION CRITERIA

**NB:** Witzenberg Municipality may verify any information submitted in terms of this proposal and any information that is incorrect may result in that Bid being automatically disgualified and not considered further.

#### **RESPONSIVENESS CRITERIA**

No bid will be considered by Witzenberg Municipality unless it meets the following responsiveness criteria (for the bid to be considered responsive, the bid **must** meet the following requirements):

- a) The bid must be properly received in a sealed envelope which must clearly indicate the description of the service and the bid number on the outside of the sealed envelope for which the bid is submitted.
- b) The bid must be deposited in the relevant Bid box as indicated on the notice of the bid on or before the closing date and time of the bid. **Telephonic, facsimile, electronic/emailed and late bids will not be accepted.**
- c) Bidders must provide a valid Tax Verification Details (Tax reference number and valid third party verification pin) as issued by SARS in order to confirm their tax compliance status. Failure to provide such details may result in your bid being disqualified.
- d) An original or certified copy / copy of the bidder's Broad-Based Black Economic Empowerment (B-BBEE) certificate must be attached to this bid document in order to claim B-BBEE points.
- e) The official bid document must be fully completed in indelible ink. Where information requested does not apply to the bidder and the space is left blank, it will be deemed to be not applicable.
- f) All requested relevant and/or additional documentation such as Compliance Certificates, professional registration, artisan qualification, etc, must be submitted with the bid document.
- g) Bidders must submit a certified statement signed by the bidder declaring that the bidder has no undisputed commitments for municipal services towards a municipality or other service provider in respect of which payment is overdue for more than 30 days (Annexure A).
- h) The bidder must be in good standing to do business with the public sector in terms of Regulation 38 of the Supply Chain Management Regulations (Government Gazette 27636 of 30 May 2005).
- i) Please note that any suspicious collusive bidding behaviour and restrictive practices by bidders will be reported to the Competition Commission for investigation and possible imposition of administrative penalties.
- j) If the entity submitting a bid is a Joint Venture or Consortium or Partnership, each party to that formation must submit all the above information.
- k) The bidder must adhere to the Pricing Instructions. Delivery costs must be included in the bid price and delivered to the prescribed destination. Bidders are required to bid for all items in the pricing schedule. Failure to do so will deem the bid to be non-responsive. The quantities as indicated above in the pricing schedule are only estimated quantities, based on historical data, and will be used in order to evaluate the bid. This does not in any way guarantee the quantities required.

#### 1) Arithmetical Errors, Omissions and Discrepancies

- 1. Check responsive tenders for discrepancies between amounts in words and amounts in figures. Where there is a discrepancy between the amounts in figures and the amount in words, the amount in words shall govern
- 2. Check the highest ranked tender or tenderer with the highest number of tender evaluation points after the evaluation of tender offers
  - a) the gross misplacement of the decimal point in any unit rate:
  - b) omissions made in completing the pricing schedule or bills of quantities; or
  - c) arithmetic errors in:
    - (i) line item totals resulting from the product of a unit rate and a quantity in bills of quantities or schedules of prices; or
    - (ii) the summation of the prices.

- 3. Notify the tenderer of all errors or omissions that are identified in the tender offer and either confirm the tender offer as tendered or accept the corrected total of prices.
- 4. Where the tenderer elects to confirm the tender offer as tendered, correct the errors as follows:
  - (a) If bills of quantities or pricing schedules apply and there is an error in the line item total resulting from the product of the unit rate and the quantity, the line item total shall govern and the rate shall be corrected. Where there is an obviously gross misplacement of the decimal point in the unit rate, the line item total as quoted shall govern, and the unit rate shall be corrected.
  - (b) Where there is an error in the total of the prices either as a result of other corrections required by this checking process or in the tenderer's addition of prices, the total of the prices shall govern and the tenderer will be asked to revise selected item prices (and their rates if bills of quantities apply) to achieve the tendered total of the prices.

The tender offer will be rejected if the tenderer does not correct or accept the correction of the arithmetical error in the manner described above.

- m) The Bidder's details must be provided.
- n) The necessary document authorising the Representative to sign and submit the bid on the bidder's behalf must be completed and signed.
- o) The Declaration of Interests by the bidder must be completed and signed.
- p) The bid must comply with all the minimum technical specifications.
- q) The MBD 9 (prohibition of restrictive practices) must be competed and signed.
- r) Checklist at the back of the bid document must be completed and adhered to.

#### **EVALUATION OF BIDS**

- a) All bids received shall be evaluated in terms of the Witzenberg Municipality SCM Policy, Supply Chain Management Regulation, the Preferential Procurement Policy Framework Act no 5 of 2000 and the Preferential Procurement Regulations of 2017 that was promulgated by the Minister of Finance on 20 January 2017 in Government Gazette No 40553.
- b) The Council reserves the right to accept all, some, or none of the bids submitted either wholly or in part and it is not obligated to accept the lowest bid.
- c) The municipality may accept any offer notwithstanding the fact that the offer does not comply with the bid invitation in respect of which the offer has been made subject to the following:

#### AREAS TO BE INCLUDED IN EVALUATION PROCESS:

#### **Evaluation of Preference Points**

The point's allocation for this bid will be as follows:

Price 80 points
B- BBEE Status Level of Contribution 20 points

Total 100 points

# PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

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, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

#### 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 R1 000 000 (all applicable taxes included); and
  - the 90/10 system for requirements with a Rand value above R1 000 000 (all applicable taxes included).
- 1.2 The value of this bid is estimated not to exceed R1 000 000 (all applicable taxes included) and therefore the **80/20 points** system shall be applicable.
- 1.3 Preference points for this bid shall be awarded for:
  - (a) Price; and
  - (b) B- BBEE Status Level of Contribution.
- 1.3.1 The maximum points for this bid are allocated as follows:

1.3.1	The maximum points for this bid are allocated as follows:	POINTS
1.3.1.1	PRICE	80
1.3.1.2	B- BBEE STATUS LEVEL OF CONTRIBUTION	20
	Total points for Price and B- BBEE must not exceed	100

- 1.4 Failure on the part of a bidder to fill in and/or to sign this form and submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS) or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or an Accounting Officer as contemplated in the Close Corporation Act (CCA) together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.5. The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

#### 2. DEFINITIONS

- 2.1 **"all applicable taxes"** includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- 2.2 **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad -Based Black Economic Empowerment Act;
- 2.3 **"B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.4 **"bid"** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- 2.5 **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);

- 2.6 "comparative price" means the price after the factors of a non-firm price and all unconditional discounts that can be utilized have been taken into consideration:
- 2.7 **"consortium or joint venture"** 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;
- 2.8 "contract" means the agreement that results from the acceptance of a bid by an organ of state;
- 2.9 "EME" means any enterprise with an annual total revenue of R5 million or less.
- 2.10 **"Firm price"** means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs or excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract:
- 2.11 "functionality" means the measurement according to predetermined norms, as set out in the bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability, viability and durability of a service and the technical capacity and ability of a bidder;
- 2.12 "non-firm prices" means all prices other than "firm" prices;
- 2.13 "person" includes a juristic person;
- 2.14 **"rand value"** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- 2.15 "sub-contract" means the primary contractor's assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract;
- 2.16 **"total revenue"** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the *Government Gazette* on 9 February 2007;
- 2.17 "**trust**" means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.18 **"trustee"** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

#### 3. ADJUDICATION USING A POINT SYSTEM

- 3.1 The bidder obtaining the highest number of total points will be awarded the contract.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts;.
- 3.3 Points scored must be rounded off to the nearest 2 decimal places.
- In the event that two or more bids have scored equal total points, the successful bid must be the one scoring the highest number of preference points for B-BBEE.
- However, when functionality is part of the evaluation process and two or more bids have scored equal points including equal preference points for B-BBEE, the successful bid must be the one scoring the highest score for functionality.
- 3.6 Should two or more bids be equal in all respects, the award shall be decided by the drawing of lots.

### 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

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

Where

Ps = Points scored for comparative price of bid under consideration

Pt= Comparative price of bid under consideration

Pmin = Comparative price of lowest acceptable bid

### 5. POINTS AWARDED FOR B- BBEE STATUS LEVEL OF CONTRIBUTION

5.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

6.	BID DECLARATION				
6.1	Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:				
7.	B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1				
7.1	B-BBEE Status Level of Contributor: . =(maximum 20 points)				
	(Points claimed in respect of paragraph 7.1 must be in accordance with the table substantiated by relevant proof of B-BBEE status level of contributor.	reflected in par	agraph 4.1 and n		
8.	SUB-CONTRACTING				
8.1	Will any portion of the contract be sub-contracted?				
0.1	(Tick applicable box)				
	YES NO				
8.1.1	If yes, indicate:				
	i) What percentage of the contract will be subcontracted	%			
	ii) The name of the sub-contractor				
	iii) The B-BBEE status level of the sub-contractor				
	iv) Whether the sub-contractor is an EME or QSE				
	(Tick applicable box)				
	YES NO				
	v) Specify, by ticking the appropriate box, if subcontracting with an enterprise	e in terms of P	referential Procu		
	Regulations,2017:				
	Designated Group: An EME or QSE which is at last 51% owned by:	EME	QSE		
	Designated Group. All Line of QOE which is at last 31 /0 owned by.	\ \sqrt{}	\displaystation \frac{\partial \text{V}}{\partial \text{V}}		
	Black people	,	,		
	Black people who are youth				
	Black people who are women				
	Black people with disabilities				
	Black people living in rural or underdeveloped areas or townships				
	Cooperative owned by black people				
	Black people who are military veterans  OR				
	Any EME				
	Any QSE				
			l l		
^					
	DECLARATION WITH REGARD TO COMPANY/FIRM				
9.1	DECLARATION WITH REGARD TO COMPANY/FIRM				
9.1 9.2	DECLARATION WITH REGARD TO COMPANY/FIRM  Name of company/firm:				
9. 9.1 9.2 9.3 9.4	DECLARATION WITH REGARD TO COMPANY/FIRM  Name of company/firm:  VAT registration number:				

9.6 COMPANY CLASSIFICATION    Manufacturer   Supplier   Professional service provider   Other service providers, e.g. transporter, etc.  [TICK APPLICABLE BOX]  9.7 MUNICIPAL INFORMATION  Municipality where business is situated:  Registered Account Number:  Stand Number:  9.8 Total number of years the company/firm has been in business:  9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledge i) The information furnished is true and correct;  ii) The preference points claimed are in accordance with the General Condit form;	
9.6 COMPANY CLASSIFICATION    Manufacturer   Supplier   Professional service provider   Other service providers, e.g. transporter, etc.  [TICK APPLICABLE BOX]  9.7 MUNICIPAL INFORMATION  Municipality where business is situated:  Registered Account Number:  Stand Number:  9.8 Total number of years the company/firm has been in business:  9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledge i) The information furnished is true and correct;  ii) The preference points claimed are in accordance with the General Condition;	
Manufacturer Supplier Professional service provider Other service providers, e.g. transporter, etc.  [TICK APPLICABLE BOX]  9.7 MUNICIPAL INFORMATION  Municipality where business is situated: Registered Account Number: Stand Number: 9.8 Total number of years the company/firm has been in business: 9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledged i) The information furnished is true and correct; ii) The preference points claimed are in accordance with the General Conditions:	
Supplier Professional service provider Other service providers, e.g. transporter, etc.  [TICK APPLICABLE BOX]  9.7 MUNICIPAL INFORMATION  Municipality where business is situated: Registered Account Number: Stand Number:  9.8 Total number of years the company/firm has been in business:	
Professional service provider Other service providers, e.g. transporter, etc.  [TICK APPLICABLE BOX]  9.7 MUNICIPAL INFORMATION  Municipality where business is situated:  Registered Account Number:  Stand Number:  9.8 Total number of years the company/firm has been in business:	
Other service providers, e.g. transporter, etc.  [TICK APPLICABLE BOX]  9.7 MUNICIPAL INFORMATION  Municipality where business is situated:  Registered Account Number:  Stand Number:  9.8 Total number of years the company/firm has been in business:  9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledge i)  The information furnished is true and correct;  ii) The preference points claimed are in accordance with the General Conditions:	
9.7 MUNICIPAL INFORMATION  Municipality where business is situated:  Registered Account Number:  9.8 Total number of years the company/firm has been in business:	
Municipality where business is situated:  Registered Account Number:  Stand Number:  9.8 Total number of years the company/firm has been in business:  9.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledge i)  The information furnished is true and correct;  ii) The preference points claimed are in accordance with the General Conditions:	
Registered Account Number:  Stand Number:  9.8 Total number of years the company/firm has been in business:	
9.8 Total number of years the company/firm has been in business:	
<ul> <li>70 Total number of years the company/firm has been in business:</li></ul>	
<ul> <li>I/we, the undersigned, who is / are duly authorised to do so on behalf of the claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledge it in the information furnished is true and correct;</li> <li>The preference points claimed are in accordance with the General Condition form;</li> </ul>	
claimed, based on the B-BBE status level of contributor indicated in paragraphs qualifies the company/ firm for the preference(s) shown and I / we acknowledge i)  The information furnished is true and correct;  The preference points claimed are in accordance with the General Condit form;	
qualifies the company/ firm for the preference(s) shown and I / we acknowledge i) The information furnished is true and correct; ii) The preference points claimed are in accordance with the General Condit form;	e company/firm, certify that the points
<ul> <li>i) The information furnished is true and correct;</li> <li>ii) The preference points claimed are in accordance with the General Condit form;</li> </ul>	s 1.4 and 6.1 of the foregoing certificate,
ii) The preference points claimed are in accordance with the General Condit form;	ge that:
form;	
"") In the count of a set of the	tions as indicated in paragraph 1 of this
<ul> <li>iii) In the event of a contract being awarded as a result of points claimed as contractor may be required to furnish documentary proof to the satisfacti correct;</li> </ul>	
iv) If the B-BBEE status level of contributor has been claimed or obtained on a conditions of contract have not been fulfilled, the purchaser may, in addition to –	
(a) disqualify the person from the bidding process;	
(b) recover costs, losses or damages it has incurred or suffered as a result of	f that person's conduct;
(c) cancel the contract and claim any damages which it has suffered as a favourable arrangements due to such cancellation;	result of having to make less
(d) recommend that the bidder or contractor, its shareholders and directors, directors who acted on a fraudulent basis, be restricted by the National Tre from any organ of state for a period not exceeding 10 years, after the a other side) rule has been applied; and	asury from obtaining business
(e) forward the matter for criminal prosecution.	
WITNESSES:	
1	
SIGNATURE(S) OF E	BIDDER(S)
2	
DATE: ADDRESS:	

#### 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. Tick ( $\sqrt{}$ ) the applicable box below:

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's database as a company or person 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 National Treasury after the <i>audi alteram partem</i> rule was applied).	Yes	No
4.1.1	If so, furnish particulars:		
4.2	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)? (To access this Register enter the National Treasury's website, <a href="www.treasury.gov.za">www.treasury.gov.za</a> , click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445).	Yes	No 🗌
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes	No
4.3.1	If so, furnish particulars:		

ltem	Question	Yes	No			
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	al Yes	No			
4.4.1	If so, furnish particulars:					
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes	No 🗆			
4.7.1	If so, furnish particulars:					
	CERTIFICATION					
I, THE U	JNDERSIGNED (FULL NAME)Y THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM TRUE A	AND CORRE	 CT.			
I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.						
	Signature Date					
Position	n Name of Bidder					

#### CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid: BID 08/2/19/02: APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS) for the bid made by WITZENBERG MUNICIPALITY does 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.
- 7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
  - (a) prices;
  - (b) geographical area where product or service will be rendered (market allocation)
  - (c) methods, factors or formulas used to calculate prices;
  - (d) the intention or decision to submit or not to submit, a bid;
  - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
  - (f) bidding with the intention not to win the bid.

<sup>&</sup>lt;sup>3</sup> Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

- 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



### 10. NOTIFICATION OF DECISION AND APPEAL PERIOD

If the Supply Chain Management Bid Adjudication Committee, or the Municipal Manager, has resolved that a bid be accepted, the successful and unsuccessful bidders shall be notified in writing of this decision.

Section 62 of the Local Government Municipal Services Act 2000 (Act 32 of 2000) gives any person whose rights have been affected by such a decision, the right to appeal such decision within **21 days** of notification of the decision.

Any bidder wishing to exercise this right must submit their appeal in writing to the Municipal Manager, PO Box 44, Ceres, 6835. The format of the appeal must:

- set out the reasons for the appeal;
- state in which way the appellant's rights have been affected by the decision;
- state the remedy sought, and
  - be accompanied by a copy of the notification advising the bidder of the decision of the Supply Chain Management Bid Adjudication Committee or Municipal Manager as applicable.

Bidders are also hereby informed of their right to request reasons for the decision in terms of the Promotion of Administrative Justice Act (No 3 of 2000).

The consideration of appeals and if necessary, the invalidation of any decision made, shall be dealt with in terms of the Municipality's appeals process.



BID 08/2/19/02: APPOINTMENT OF A SERVICE PROVIDER FOR TRAINING OF OPERATING REGULATIONS HIGH VOLTAGE SYSTEMS (ORHVS)

Authorization to deduct outstanding amounts					
To: Municipal Manag	er, Witzenberg Municipality				
From:					
	(Name of Bidder or Consortium)				
AUTHORISATION FO	OR THE DEDUCTION OF OUTSTANDING AMOUNTS OWED TO COUNCIL				
I, THE UNDERSIGNED,	(Full name in block letters)	,			
	(Full name in block letters)				
•	e Witzenberg Municipality to deduct the full amount outstanding by the on / Director, shareholder, partner, etc from any payment due to us / me	Э.			
Signature					
THUS DONE AND SIG	GNED for and on behalf on the Bidder / Contractor				
at(Place)	on the day of	(Year			
in the presence of the	subscribing witnesses.				
AS WITNESSES:					
1	Name in Block Letters:				
(Signature)					
2	Name in Block Letters:				
(Signature)					

CERTIFICATE FOR MUNICIF	PAL SERVICES AND F	PAYMENTS TO SERVICE PROV	IDER
BID 08/2/19/02: APPOINTM REGULATIONS HIGH VOLTA		CE PROVIDER FOR TRAINII VS)	NG OF OPERATING
Physical business address o		or / Director/s / Partners, etc:  Municipal Account numbers	
			D' / D /
Name of Director/Member/Partner	Identity number	Physical residential address of Director/Member/Partner	Municipal Account number
			. the
undersigned,	(full name in blo	ock letters)	
undisputed commitments fo	or municipal services	laration form is correct and that towards a municipality or other than 30 days. Bidders must attac	r service provider
Signature			
THUS DONE AND SIGNED for	or and on behalf on the	Bidder / Contractor	
			20
(Place)	OII alle .	day of	(Year)

Please Note: Even if the requested information is not applicable to the Bidder, the table above should be endorsed. Not Applicable and THIS DECLARATION MUST STILL BE SIGNED



## **CHECK LIST FOR COMPLETENESS OF BID DOCUMENT**

The bidder must ensure that the following checklist is completed, that the necessary documentation is attached to this bid document and that all declarations are signed:

\*Mark with "X" where applicable

Items to be checked	Yes	No	Comments
Completed page containing the details of bidder			
2. Bidders must provide a valid Tax Verification Details (Tax reference number and valid third party verification pin) as issued by SARS in order to confirm their tax compliance status. Failure to provide such details may result in your bid being disqualified.			
3. An original or certified copy / copy of the bidder's Broad-Based Black Economic Empowerment (B-BBEE) certificate must be attached to this bid document in order to claim B-BBEE points.			
4. Adhered to the pricing instructions (MBD 3.1)			
5. Completed and signed declaration of interest (MBD 4)			
6. Preference points claimed and signed declarations (MBD 6.1 where applicable)			
7. Signed declaration of bidder's past supply chain management practices (MBD 8)			
8. Prohibition of Restrictive Practices (MBD 9) be completed and signed			
Bidder must complete the table of current/ previous experience			
10. Completed table of technical specifications			
11. Adhered to pre-qualification criteria			
12 Bidder must initial every page of this bid document			
13. Latest municipal account of the bidder and its directors must be attached			
If the bidder is not responsible for the payment of municipal rates and/			
services, details in support of this must be attached to this bid document e.g. letter from landlord			

### **CERTIFICATION**

I, THE UNDERSIGNED (FULL NAME)	
CERTIFY THAT THE INFORMATION FURNISHED OF	N THIS CHECK LIST IS TRUE AND CORRECT.
Signature	Date
Position	 Name