



agriculture, land reform & rural development

Department:
Agriculture, Land Reform and Rural Development
REPUBLIC OF SOUTH AFRICA

Contract No.: 5/2/2/1 CON 0006 (2022/2023)

EXPRESSION OF INTEREST FOR:

EXPANSION OF PANEL FOR THE ACCREDITATION OF CONTRACTORS WHO WILL ASSIST THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WITH THE SUPPLY, DELIVERY AND CONSTRUCTION OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE PROVINCE

Name of Tenderer : _____

Name of duly authorised person: _____

Address : _____

Tel. Number : _____

Cell number : _____

Fax number : _____

E-mail : _____

Receipt number : _____

PREPARED AND ISSUED BY:

Chief Director: Supply Chain Management Services
Department of Agriculture, Land Reform and Rural Development
Private Bag X 833
Pretoria
0001
Tel: (012) 312 8369 OR (053) 830 4000 / (053) 830 4003
E-mail: Rashida.goolam@dalrrd.gov.za or Glynis.kamies@dalrrd.gov.za

NB: Only those respondents who were not initially accredited per Province on Bid Number: 5/2/2/1 CON 0004(2021/2022) should respond to this Expression of Interest.



agriculture, land reform & rural development

Department:
Agriculture, Land Reform and Rural Development
REPUBLIC OF SOUTH AFRICA

Contract No.: 5/2/2/1 CON 0006 (2022/2023)

EXPRESSION OF INTEREST

for

EXPANSION OF PANEL FOR THE ACCREDITATION OF CONTRACTORS WHO WILL ASSIST THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WITH THE SUPPLY, DELIVERY AND CONSTRUCTION OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE PROVINCE

CLOSING DATE: 23 NOVEMBER 2022 (WEDNESDAY)

CLOSING TIME: 11h00

PREPARED AND ISSUED BY:

Chief Director: Supply Chain Management Services
Department of Agriculture Land Reform and Rural Development
Private Bag X 833
Pretoria
0001

Tel: (012) 312 8369 / (053) 830 4000 / (053) 830 4003
E-mail: Rashida.goolam@dalrrd.gov.za OR Glynis.kamies@dalrrd.gov.za

CHECKLIST WHEN SUBMITTING PROPOSALS/DOCUMENT FOR THE:

EXPANSION OF PANEL FOR THE ACCREDITATION OF CONTRACTORS WHO WILL ASSIST THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WITH THE SUPPLY, DELIVERY AND CONSTRUCTION OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE PROVINCE

Submissions will only be considered for acceptance (regarded as being responsive) if the below mentioned requirements were met:

Please indicate YES or NO ✓ Place a Tick in the appropriate column	YES	NO
<p>a) <u>Evaluation for mandatory criteria</u></p> <p>Only those respondents who are registered with the Construction Industry Development Board or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders, in a contractor grading designation of 3SQ, 4SQ, 5SQ, 6SQ, 7SQ, 8SQ or 9SQ class of construction works are eligible to have their submissions evaluated.</p> <p>Joint ventures are eligible to have their submissions evaluated provided that:</p> <ol style="list-style-type: none"> 1. Every member of a joint venture is registered with the CIDB not later that twenty-one (21) working days from the closing date for tenders. 2. The lead partner has a contractor grading designation in the SQ class of construction work; or not lower than one level below the required grading designation in the class of works (SQ) construction works under considerations and possess the required recognition status. 3. The combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than the required contractor grading designation. <p>Respondents are also requested to indicate their CRS number/s of the registered contractor/s as well as their Joint Venture partner/s (if applicable) in the document.</p>		
<p><u>Letter of authorisation</u> to sign the submission and where required in the tender document.</p> <p>In the case of a <u>one-person</u> concern submitting a tender, this shall be clearly stated on the letter head.</p> <p>In the case of a <u>JOINT VENTURE</u> submitting a tender, include a resolution of <u>each company</u> of the Joint Venture <u>together</u> with a resolution by its members authorising a member of the Joint Venture to sign the documents on behalf of the Joint Venture." <u>i.e., the Joint Venture must submit three Letters</u> of Authority as per the aforesaid Joint Venture requirement.</p>		
<p>Respondent's will be accredited for Northern Cape Province and will be required to demonstrate physical presence within Northern Cape Province by providing one of the following:</p> <ul style="list-style-type: none"> • a valid municipal services account (water, sanitation, rates, and electricity) in the name of the bidder/s or active director/s not older than 6 months from the closing date of the bid or • a valid lease agreement from the lessor or • a letter on the letterhead of the ward councillor/traditional authority/council that must be signed, stamped, and dated and must not be older than 6 months from the closing date of the bid. 		
<p><u>Letter of good standing from Department of Labour (COIDA)</u></p> <p>The respondent is registered and in good standing with respect to Compensation for Occupational Injuries and Diseases Act (COIDA) with Department of Labour or with a licensed compensation insurer. The respondent must submit the letter of good standing. In the event of the respondent being a joint venture/consortium, the letter of good standing of the individual members must also be provided.</p>		

<p><u>FORM I: Key-personnel/ supervisory and management:</u></p> <p>The Tenderer shall submit/indicate the names of all management and supervisory staff that will be employed to supervise the contract. Please attach CV's and certified copies of qualifications of the proposed key personnel.</p> <p>Details must be furnished on Section E2.2.9 Form I of the returnable schedules. Accept that failure to fully complete Form I of the returnable schedules will result in a submission being regarded as non-responsive.</p>		
<p>Are all addenda issued completed and returned (if applicable)</p>		

Note: Any submission not complying with the above-mentioned stipulation, will be regarded as non-responsive and will therefore not be considered for further evaluation.

EXPANSION OF PANEL FOR THE ACCREDITATION OF CONTRACTORS WHO WILL ASSIST THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WITH THE SUPPLY, DELIVERY AND CONSTRUCTION OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE PROVINCE

CONTRACT NO. 5/2/2/1 CON 0006 (2022/2023)

TENDER VALUE RANGES

A registered contractor's grading designation (indicated in the first column, below), means that the contractor is considered capable of undertaking a contract in the range of tender values indicated in the second and third columns- in the contractor's registered class of construction works.

GRADING DESIGNATION IN THE SQ CLASS OF WORK

(The development, extension, installation, repairs, dismantling of pre-cast walls, installation of wire perimeter fencing, diamond perimeter fencing, palisade steel posts with posts and stay at intervals)

GRADING LEVEL	RANGE IN TENDER VALUES		N.B: Bidders must tick only one category that they are tendering for	INDICATE CIDB REGISTRATION NUMBER (CRS NUMER)
	GREATER THAN	LESS THAN OR EQUAL TO:		
3	R1 000 000	R3 000 000		
4	R3 000 000	R6 000 000		
5	R6 000 000	R10 000 000		
6	R10 000 000	R20 000 000		
7	R20 000 000	R60 000 000		
8	R60 000 000	R200 000 000		
9	R200 000 000	No Limit		

<i>Signed by the duly authorized person</i>		<i>Date:</i>	
<i>Name</i>		<i>Position:</i>	
<i>Enterprise Name</i>			



DOCUMENT LAYOUT

SECTION	HEADING
PART E1:	SUBMISSION PROCEDURES SECTION E1.1: NOTICE AND INVITATION TO SUBMIT AN EXPRESSION OF INTEREST SECTION E1.2: SUBMISSION DATA SECTION E1.2.1: CIDB CONDITIONS FOR THE CALLING FOR EXPRESSIONS OF INTEREST
PART E2:	RETURNABLE DOCUMENTS SECTION E2.1: LIST OF RETURNABLE DOCUMENTS SECTION E2.2: RETURNABLE SCHEDULES
PART E3:	INDICATIVE SCOPE OF WORKS SECTION E3.1: DESCRIPTION OF WORKS SECTION E3.2: PROJECT SPECIFICATIONS SECTION E3.3: PROCUREMENT

THE EXPRESSION OF INTEREST

PART E1: SUBMISSION PROCEDURES

E1.1-NOTICE AND INVITATION TO SUBMIT AN EXPRESSION OF INTEREST

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

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PART E1.1. NOTICE AND INVITATION TO SUBMIT AN EXPRESSION OF INTEREST

THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WISHES TO INVITE AN EXPRESSION OF INTEREST FROM CIDB REGISTERED CONTRACTORS FOR:

EXPANSION OF PANEL FOR THE ACCREDITATION OF CONTRACTORS WHO WILL ASSIST THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WITH THE SUPPLY, DELIVERY AND CONSTRUCTION OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE PROVINCE.

CONTRACT NO.: 5/2/2/1 CON 0006 (2022/2023)

INVITATION AND SCOPE OF WORK:

The proposed Works consist of, the supply, delivery, and installation of fences.

CONDITIONS:

Respondents shall be registered with the Construction Industry Development Board (CIDB) and should have a CIDB Contractor grading in one of the following contractors grading designation: **3SQ, 4SQ, 5SQ, 6SQ, 7SQ, 8SQ** or **9SQ** class of construction works.

Documents shall be made available on the **WEDNESDAY, 2ND NOVEMBER 2022** and A non-refundable bid fee of R100.00 (One Hundred Rand) is payable in cash from the offices listed below during the following hours: **Monday to Friday 07h30 to 12h45 and 13h30 to 15h30.**

Department of Agriculture, Land Reform and Rural
Development: Provincial Shared Service Centre:
NORTHERN CAPE
Cnr Stead & Knight Street (Sixth Floor)
New Public Building
KIMBERLEY
8301

Department of Agriculture, Land Reform and
Rural Development: NATIONAL OFFICE

184 Jeff Masemola Street
Old Building (Ground Floor)
PRETORIA
0001

Alternatively, documents can be downloaded for free from www.etenders.gov.za

Queries relating to the issues of these documents may be addressed to:

Department of Agriculture, Land Reform and Rural
Development: Provincial Shared Service Centre
NORTHERN CAPE
Ms. G Kamies / Ms. T Chubane
Tel. No.: 053 830 4000 / 053 830 4003

Department of Agriculture, Land Reform and
Rural Development: NATIONAL OFFICE

Mr. B Coetzer / Ms J Ranamane / Ms R Goolam
Tel. No.: 012 312 8340 / 9876 / 8369

A COMPULSORY CLARIFICATION MEETING FOR THIS BID WILL BE HELD AS FOLLOWS:

DATE: 11 November 2022
TIME: 11h00am
VENUE: New Public Building
6th Floor - Boardroom,
Cnr Knight and Stead Street,
Kimberley

SUBMISSIONS ARE TO BE COMPLETED IN ACCORDANCE WITH THE CONDITIONS AS CONTAINED IN THE EOI DOCUMENTS. RESPONDENT'S ARE ENCOURAGED TO ENSURE THAT THE DOCUMENTS ARE PROPERLY INDEXED AND NEATLY BOUND.

Closing date and time for receipt of completed submissions is **WEDNESDAY 23 NOVEMBER 2022 at 11h00**. Submissions must remain valid for a period of **90 days** after the closing date for the submission of proposals, during which period a proposal may not be amended or withdrawn and may be accepted at any time by the Department.

The original and completed submission shall be placed in a sealed envelope clearly marked:

EXPANSION OF PANEL FOR THE ACCREDITATION OF CONTRACTORS WHO WILL ASSIST THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT WITH THE SUPPLY, DELIVERY AND CONSTRUCTION OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE PROVINCE.

SUBMITTING OF PROPOSALS – PLEASE NOTE: Proposals can only be submitted in the Tender Box situated in **NORTHERN CAPE**.

Submissions will be received on the closing date and time shown above. All submissions must be enclosed in sealed envelopes bearing the applicable heading and contract number, as well as the closing time and due date, and must be addressed to the **CHIEF DIRECTOR: SUPPLY CHAIN MANAGEMENT, DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT**, and must be submitted in the tender box situated at:
NORTHERN CAPE OFFICE

**Department of Agriculture, Land Reform and Rural Development: Provincial Shared Service Centre
Northern Cape**

**Corner of Knight and Stead Street
New Public Building (Sixth Floor)
Kimberley
8301**

No telephonic or any other form of communication relating to this will be permitted with any other staff by respondent's other than with the named individuals stated below.

All enquiries regarding this bid must be directed to:

ENQUIRIES – TECHNICAL RELATED:

Mr. R Sayed
Cell No.: 071 334 5254
E-mail:
Reaz.sayed@dalrrd.gov.za

Mr M Matoti / Ms. B Mazomba
Cell No's : 083 313 0709 / 073 019 9030
E-mail: babalwa.mazomba@dalrrd.gov.za
or mshwakeli.matoti@dalrrd.gov.za

Nombuso Dlamini
Tel: (012) 312 9506
E-mail:
Nombuso.Dlamini@dalrrd.gov.za

ENQUIRIES – SUPPLY CHAIN MANAGEMENT RELATED:

Ms. G Kamies / Ms. T Chubane
Tel. No.: 053 830 4000 / 053 830 4003
E-mail: Glynis.kamies@dalrrd.gov.za or
tshegofatso.chubane@dalrrd.gov.za

Mr B Coetzer / Ms J Ranamane / Ms R Goolam
Tel. No.: 012 312 8340 / 9876 / 8369
BenC@dalrrd.gov.za or MmatheoR@dalrrd.gov.za or
Rashida.Goolam@dalrrd.gov.za

Submissions will be opened in public. No late submissions will be considered. Telegraphic, telexed, facsimiled or e-mail submissions will not be accepted. Failure to meet the **mandatory requirements** required in this EOI will result in the submissions being deemed null and void and shall be considered non-responsive.

THE TENDER BOX OF THE OFFICE OF THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT: PROVINCIAL SHARED SERVICE CENTRE NORTHERN CAPE IS OPEN 24 HOURS A DAY, 7 DAYS A WEEK. THE TENDER BOX WILL BE CLOSED AT 11H00 ON 23 NOVEMBER 2022, WHICH IS THE CLOSING TIME FOR SUBMISSIONS.

RESPONDENT'S SHOULD ENSURE THAT SUBMISSIONS ARE DELIVERED TIMEOUSLY TO THE CORRECT ADDRESS.

PART E1.2.SUBMISSION DATA

SECTION E1.2.1: CONDITIONS FOR THE EXPRESSIONS OF INTEREST

The conditions for the Expressions of Interest are the **Standard Conditions for the calling for Expressions of Interest** as contained in **Section E1.2.3 of the Expression of Interest document**.

The Standard Conditions for the calling for Expressions of Interest make several references to the Submission data for details that apply specifically to this submission. The Submission Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the Standard Conditions of the calling for Expressions of Interest.

Each item of data given below is cross-referenced to the clause in the Standard Conditions of the calling for Expressions of Interest August 2019 to which it mainly applies.

SECTION E1.2.2: SUBMISSION DATA

The clause numbers in the Submission Data refer to the corresponding clause numbers in the Conditions For the Calling for Expressions of Interest

The additional and variations to the Conditions for the Calling for Expressions of Interest are:

Item	Data
D.1	GENERAL ADDITION OR VARIATION TO STANDARD CONDITION FOR THE CALLING FOR EXPRESSIONS OF INTEREST
D.1.1	<p>Actions</p> <p>The Employer is the “Department of Agriculture Land Reform and Rural Development”.</p> <p>The term “EOI” in the context of this standard is the abbreviation of the Expression of Interest .</p>
D.1.2	<p>Supporting Documents</p> <p>This document in which are bound the Submissions Procedures, Returnable Documents, Returnable Schedules and Indicative Scope of Works</p>
D.1.3	<p>Interpretation</p> <p>Add the following new clause: “1.3.3”</p> <p>The documents have been drafted in English. The contract/agreement arising from the Calling for expressions of Interest shall be interpreted and construed in English.</p>
D.1.4	<p>Communication and Employer’s Agent:</p> <p>Company : Rural Development Contact :Nombuso Dlamini Tel; (012) 312 9506 E-mail: Nombuso.Dlamini@dalrrd.gov.za</p> <p>AND</p> <p>Contact : Mr R Sayed Cell No.: 071 334 5254 E-mail: Reaz.sayed@dalrrd.gov.za</p> <p>AND</p> <p>Contact : Mr. M Matoti / Ms. B Mazomba Cell No.: 083 313 0709 / 073 019 9030 E-mail: mshakeli.matoti@dalrrd.gov.za or babalwa.mazomba@dalrrd.gov.za</p>
D.1.4	<p>The Employer’s Agent is:</p>

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

Item		Data
D.2		RESPONDENT'S OBLIGATIONS ADDITION OR VARIATION TO STANDARD CONDITION FOR FOR THE CALLING FOR EXPRESSIONS OF INTEREST
D.2.1	Eligibility:	<p>Only those respondents who are registered with the Construction Industry Development Board, or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders, in a contractor grading designation of 3SQ, 4SQ, 5SQ, 6SQ, 7SQ, 8SQ or 9SQ class of construction works are eligible to have their submissions evaluated.</p> <p>Joint ventures are eligible to have their submissions evaluated provided that:</p> <ol style="list-style-type: none"> 1. Every member of the joint venture is registered with the CIDB not later than twenty-one (21) working days from the closing date for tenders; 2. The lead partner has a contractor grading designation in the SQ class of construction work; or not lower than one level below the required grading designation in the class of works (SQ) construction works under considerations and possess the required recognition status. 3. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than the required contractor grading designation.
D.2.2	Cost of Submissions:	<p>Add the following to the clause:</p> <p>"Accept that the Employer will not compensate the respondents for any costs incurred in attending interviews in the office of the Employer or the Employer's Agent."</p>
D2.3	Check documents	<p>Add the following to the clause:</p> <p>"Respondents should check the numbers of the pages to satisfy themselves that none are missing or duplicated. No liability will be accepted by the Department in regard to anything arising from the fact that pages are missing or duplicated."</p>
D.2.5	Clarification meeting:	<p>A compulsory clarification meeting with representatives of the Department will be held for this EOI:</p> <p>DATE: 11 November 2022 TIME: 11h00am VENUE: 6th Floor Boardroom, New Public building Cnr Knight and Stead Street, Kimberley</p>

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

Item		Data
D.2.6	Seek clarification:	“Request clarification of the submission documents, if necessary, by notifying the Employer’s Official or the Employer’s Agent indicated in the Notice and Invitation to submit an expression of interest in writing at least 7 (seven) calendar days before the closing time stated in the Notice and Invitation to submit an Expression of Interest.
D.2.7 Making a submission		
D.2.7.1		Add the following to the clause: Return all returnable documents to the employer after completing them in their entirety, by writing legibly in non-erasable ink. Failure to adhere to this the submission will be disqualified.
D.2.7.2		Add the following to the clause: The Employer’s address for delivery of submissions: Department of Agriculture, Land Reform and Rural Development: Provincial Shared Service Centre Northern Cape Corner of Knight and Stead Street New Public Building (Sixth Floor) Kimberley 8301
D.2.8	Information and Data to be completed in all respects	Add the following to the clause: Each Respondent is required to return the complete set of documents as listed in the Submission Data with all the required information supplied and completed in all respects. Accept that the Employer shall in the evaluation of submissions take due account of the respondent’s past performance in executing similar works of comparable magnitude to perform and complete the Works timeously, safely and with satisfactory quality, by furnishing details in Section E.2.2.
D.2.9	Closing time	Add the following to the clause: The closing date and time for submission is as stated in the Notice and Invitation to submit an expression of interest. Only submissions deposited to these tender boxes will be opened/ considered. Telegraph, telex, facsimile or e-mailed submissions will not be accepted
D.2.10	Clarification of Submission	Add the following to the clause: The respondents shall provide clarification of the submission data in response to a request to do so from the employer during the evaluation stage. No change in the competitive position of submissions or substance of the submission is sought, offered, or permitted.
ADD THE FOLLOWING NEW CLAUSES:		

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

Item		Data
D.2.11	Awards to close family members of persons in the service of the state	In order to adjudicate fairness or eligibility, the questionnaire for the Declaration of Interest in the submission data of persons in service of state in Section E2.2.6 – Form F must be completed.” (Declaration of interest SBD 4)
D.2.12	TAX	Bidders must ensure compliance with their tax obligations. Bidders are required to submit their unique personal identification number (pin) issued by sars to enable the organ of state to verify the taxpayer’s profile and tax status. Application for tax compliance status (tcs) pin may be made via e-filing through the sars website www.sars.gov.za. Bidders may also submit a printed tcs certificate together with the bid. In bids where consortia / joint ventures / sub-contractors are involved, each party must submit a separate tcs certificate / pin / csd number. Where no tcs pin is available but the bidder is registered on the central supplier database (csd), a csd number must be provided. No bids will be considered from persons in the service of the state, companies with directors who are persons in the service of the state, or close corporations with members persons in the service of the state.” (Details must be furnished on Section E2.2.11 Form K of the returnable schedules) Bids received from bidders with a non-compliant Tax Status may be disqualified with failure to update the Tax Status within 7 working days.
D.2.13	CSD –National Treasury Central Supplier Database (CSD) Registration	Respondent’s must register on the Central Supplier Database (CSD) to upload mandatory information namely: (business registration/ directorship/ membership/identity numbers; tax compliance status; and banking information for verification purposes). B-BBEE certificate or sworn affidavit for B-BBEE must be submitted to bidding institution. Where a respondent is not registered on the CSD, mandatory information namely: (business registration/ directorship/ membership/identity numbers; Tax compliance status must be submitted with the Submission. B-BBEE certificate or sworn affidavit for B-BBEE must be submitted to bidding institution. (Details must be furnished on Section E2.2.11 Form K of the returnable schedules)

Contractor Witness 1 Witness 2 Employer Witness 1 Witness 2

Item		Data
D.2.14	Footprint (proof of operation)	<p>Respondent's will be accredited per province and will be required to demonstrate physical presence within that particular province by providing one of the following:</p> <ul style="list-style-type: none"> • a valid municipal services account (water, sanitation, rates and electricity) in the name of the bidder/s or active director/s not older than 6 months from the closing date of the bid <u>or</u> • a valid lease agreement from the lessor <u>or</u> • a letter on the letterhead of the ward councillor/traditional authority/council that must be signed, stamped and dated and must not be older than 6 months from the closing date of the bid.
D2.15	Letter of good standing with respect to Compensation for Occupational Injuries and Diseases Act (COIDA)	<p><u>Letter of good standing from Department of Labour (COIDA)</u></p> <p>The respondent is registered and in good standing with respect to Compensation for Occupational Injuries and Diseases Act (COIDA) with Department of Labour or with a licensed compensation insurer. The respondent must submit the letter of good standing. In the event of the respondent being a joint venture/consortium, the letter of good standing of the individual members must also be provided.</p>
D.2.16	Letter of Authority	<p>“Only duly authorised signatories must sign the original and all copies of the submissions where required.</p> <p>In the case of a ONE-PERSON CONCERN submitting, this shall be clearly stated on the company letter head.</p> <p>In case of a COMPANY submitting, include a copy of a resolution by its board of directors authorising a director or other official of the company to sign the documents on behalf of the company.</p> <p>In the case of a CLOSED CORPORATION submitting, include a copy of a resolution by its members authorising a member or other official of the corporation to sign the documents on each member's behalf.</p> <p>In the case of a PARTNERSHIP submitting, all the partners shall sign the documents, unless one partner or a group of partners has been authorised to sign on behalf of each partner, in which case proof of such an authorisation shall be included in the Submission.</p> <p>In the case of a JOINT VENTURE submitting, they must include a resolution of each company of the Joint Venture together with a resolution by its members authorising a member of the Joint Venture to sign the documents on behalf of the Joint Venture.”</p> <p>Accept that failure to submit proof of Authorisation to sign the submission shall result in a submission being regarded as non-responsive.</p>

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

Item		Data
D.2.17	KEY-PERSONNEL/ SUPERVISORY AND MANAGEMENT STAFF	<p>The Tenderer shall, submit/indicate the names of all management and supervisory staff that will be employed to supervise the contract. Please attach CV's and certified copies of qualifications of the proposed key personnel.</p> <p>Details must be furnished on Section E2.2.9 Form I of the returnable schedules</p> <p>Accept that failure to fully complete Form I of the returnable schedules will result in a submission being regarded as non-responsive.</p>
D.3	EMPLOYER'S UNDERTAKINGS ADDITION OR VARIATION TO STANDARD CONDITION FOR THE CALLING FOR EXPRESSIONS OF INTEREST	
D.3.1	Respond to clarification:	<p>Replace the contents of the clause with the following: "Respond to a request for clarification received up to seven (7) calendar days before the submission closing time stated in the submission data and notify all respondents who bought procurement documents"</p>
D.3.2	Issue Addenda:	<p>If necessary, issue addenda that may amend or amplify the EOI documents to each respondent's during the period from the date that EOI documents are available until five (5) working days before the closing time stated in the Submission Data. If , as a result a respondent applies for an extension to the closing time stated in the Submission Data, the Employer may grant such extension and,shall then notify it to all respondents who drew documents.</p>
D.3.3	Late Submissions	<p>Return submissions received after the closing time stated in the Submission Data, unopened, (unless it is necessary to open a submission to obtain a forwarding address), to the respondent concerned.</p>
D3.4	Opening of submissions:	<p>The closing date and time for receipt of submissions is:</p> <p>23 NOVEMBER at 11h00.</p> <p>Submissions will be received on the closing date and time shown, must be enclosed in a sealed envelope bearing the applicable heading and contract number, as well as the closing time and due date, and must be addressed to the:</p> <p>CHIEF DIRECTOR: SUPPLY CHAIN MANAGEMENT:</p> <p>Department of Agriculture, Land Reform and Rural Development: Provincial Shared Service Centre Northern Cape</p> <p>Corner of Knight and Stead Street New Public Building (Sixth Floor) Kimberley 8301</p> <p>Only submissions deposited to this tender box will be opened/ considered.</p>

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

Item		Data
D.3.7	Test for Responsiveness:	<p>Add the following to the clause:</p> <p>Submissions will be evaluated in terms of the evaluation criteria stipulated below:</p> <p>a) Evaluation on mandatory requirements b) Evaluation in terms of Functionality</p> <p>a) EVALUATION FOR MANDATORY CRITERIA:</p> <p>1. Only those respondents who are registered with the Construction Industry Development Board or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders, in a contractor grading designation of 3SQ, 4SQ, 5SQ, 6SQ, 7SQ, 8SQ or 9SQ class of construction works are eligible to have their submissions evaluated.</p> <p>Joint ventures are eligible to have their submissions evaluated provided that:</p> <p>I. Every member of a joint venture is registered with the CIDB not later than twenty-one (21) working days from the closing date for tenders;</p> <p>II. The lead partner has a contractor grading designation in the SQ class of construction work; or not lower than one level below the required grading designation in the class of works (SQ) construction works under considerations and possess the required recognition status.</p> <p>III. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than the required contractor grading designation. – Refer to clause D.2.1</p> <p>2. <u>National Footprint (Proof Of Operation)</u> Respondent's will be accredited per province and will be required to demonstrate physical presence within that particular Province by providing one of the following:</p> <ul style="list-style-type: none"> • a valid municipal services account (water, sanitation, rates and electricity) in the name of the bidder/s or active director/s not older than 6 months from the closing date of the bid or • a valid lease agreement from the lessor or • a letter on the letterhead of the ward councillor/traditional authority/council that must be signed, stamped and dated and must not be older than 6 months from the closing date of the bid. – Refer to clause D.2.14

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

Item	Data
	<p>3. <u>Letter of good standing from Department of Labour (COIDA)</u> The respondent is registered and in good standing with respect to Compensation for Occupational Injuries and Diseases Act (COIDA) with Department of Labour or with a licensed compensation insurer. The respondent must submit the letter of good standing. In the event of the respondent being a joint venture/consortium, the letter of good standing of the individual members must also be provided.- Refer to clause D.2.15</p> <p>4. Letter of Authorization to sign the submission - Refer to clause D.2.16</p> <p>5. Completion of FORM I: Key-personnel/ supervisory and management is mandatory, failure to which will lead to your bid being regarded as non responsive. The Tenderer shall submit the names of all management and supervisory staff that will be employed to supervise the Contract. Please attach CV's and certified copies of qualification/s of the proposed key personnel. - Refer to clause D.2.17</p> <p>6. Attendance of the compulsory clarification meeting. - Refer to clause D.2.5</p> <p>Note: Any submission not complying with the above-mentioned stipulation will be regarded as non-responsive and will therefore <u>not</u> be considered for further evaluation</p>
D.3.7.	<p>RETURNABLE DOCUMENTS TO BE COMPLETED AND SUBMITTED TOGETHER WITH YOUR PROPOSAL</p> <p>1. A Declaration of Interest must be completed, signed and submitted together with your bid document. (SBD 4)</p> <p>2. Preference Points Claim Form in terms of the Preferential Procurement Regulations, 2017 (SBD 6.1)</p> <p>3. Compulsory Enterprise Questionnaire (Form O of the returnable schedules)</p> <p>4. Provide a unique security Personal Identification Number (PIN) issued by the South African Revenue Services (where Consortium / Joint Venture / Sub-contractors are involved, each party to the association must submit a separate or a unique security personal Identification number). - Refer to clause D.2.12)</p> <p>Bids received from bidders with a non-compliant Tax Ttatus may be disqualified with failure to update the Tax Status within 7 working days.</p> <p>5. Provide Proof of Registration on the National Treasury's Central Supplier's Database -- Refer to clause D.2.13)</p>

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

Item		Data																				
D.3.9	Evaluation of responsive submissions:	<p><u>Evaluation in terms of functionality for Grades 3 to 6 registered contractors:</u></p> <p>Each of the evaluation criteria will be assessed in terms of six indicators being:</p> <p>0 = no relevant information, 1 = Poor, 2 = Average, 3 = Good, 4 = Very good and 5 = Excellent.</p> <p>Functionality will be scored on those tenders regarded as being responsive.</p> <p>The CRITERIA to be applied in evaluating the proposal for contractors in Grades 3 to 6 is set out in the table below:</p> <table border="1"> <thead> <tr> <th>Criterion</th> <th>Weight</th> <th>Value</th> <th>Comment / Remarks</th> </tr> </thead> <tbody> <tr> <td>Tenderers Relevant Experience of similar Fencing projects (Section E2.2.8, Form H)</td> <td>40</td> <td></td> <td></td> </tr> <tr> <td>Experience of Site Agent (Section E2.2.9, Form I)</td> <td>30</td> <td></td> <td></td> </tr> <tr> <td>Experience of Foreman (Section E2.2.9, Form I)</td> <td>30</td> <td></td> <td></td> </tr> <tr> <td>Total</td> <td>100</td> <td></td> <td></td> </tr> </tbody> </table> <p>The proposal will be evaluated individually on score sheets, by a representative evaluation panel according to the evaluation criteria indicated above. All service providers who score less than 60 out of 100 points for functionality will not be considered further.</p>	Criterion	Weight	Value	Comment / Remarks	Tenderers Relevant Experience of similar Fencing projects (Section E2.2.8, Form H)	40			Experience of Site Agent (Section E2.2.9, Form I)	30			Experience of Foreman (Section E2.2.9, Form I)	30			Total	100		
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Total	100																					

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

EVALUATION SCHEDULE IN TERMS OF FUNCTIONALITY FOR GRADES 3 TO 6 REGISTERED CONTRACTORS

FUNCTIONALITY CRITERIA																
NO.	CRITERIA	WEIGHT	INDICATE VALUE	TOTAL												
1	<p>TENDERERS RELEVANT EXPERIENCE OF SIMILAR FENCING PROJECTS SECTION E2.2.8, FORM H</p> <p>Tenderers are required to demonstrate relevant past experience and competency and attach completion certificate/s. Tenderers are required to submit full details of, and reliable contactable references for, relevant projects which were successfully completed of similar/relevant projects in the last ten (10) years. These documents should be readable and have a clear reference contact.</p> <p>(Failure to provide a completion certificate/s for listed projects on Form H will be regarded as non submission of information / no relevant submission)</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">No relevant Submission (score 0)</td> <td>The tenderer has failed to address the question and has not provided any proof of completing a similar project.</td> </tr> <tr> <td>Poor (score 1)</td> <td>One (1) relevant Fencing project executed successfully by the contractor in the past 10 years.</td> </tr> <tr> <td>Average (score 2)</td> <td>Two (2) relevant Fencing projects successfully executed by the contractor in the past 10 years.</td> </tr> <tr> <td>Good (score 3)</td> <td>Three (3) relevant Fencing projects successfully executed by the contractor in the past 10 years.</td> </tr> <tr> <td>Very Good (score 4)</td> <td>Four (4) relevant Fencing projects successfully executed by the contractor in the past 10 years.</td> </tr> <tr> <td>Excellent (score 5)</td> <td>Five (5) or more relevant Fencing projects successfully executed by the contractor in the past 10 years.</td> </tr> </table>	No relevant Submission (score 0)	The tenderer has failed to address the question and has not provided any proof of completing a similar project.	Poor (score 1)	One (1) relevant Fencing project executed successfully by the contractor in the past 10 years .	Average (score 2)	Two (2) relevant Fencing projects successfully executed by the contractor in the past 10 years .	Good (score 3)	Three (3) relevant Fencing projects successfully executed by the contractor in the past 10 years .	Very Good (score 4)	Four (4) relevant Fencing projects successfully executed by the contractor in the past 10 years .	Excellent (score 5)	Five (5) or more relevant Fencing projects successfully executed by the contractor in the past 10 years .	40		
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Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

QUALITY CRITERIA																
NO.	CRITERIA	WEIGHT	INDICATE VALUE	TOTAL												
2	<p>EXPERIENCE OF SITE AGENT SECTION E2.2.9, FORM I Sub Criteria covers the general average experience of the proposed Site Agent (total duration of professional activity at Site Agent level) .The candidate must have a relevant NQF level 6 or higher qualification.</p> <p>Tenderers are required to submit CV's and certified copies of qualification/s for the key personnel proposed to be employed on the project. NB: Failure to provide CV and certified copies of qualification/s of key personnel indicated on Form I, will not be considered</p> <p>These curriculum vitae are to include specific details of these individuals including past experience and competence in delivering key similar relevant project . This evaluation is based on the following weighting:</p> <table border="1"> <tr> <td>No relevant Submission (score 0)</td> <td>No CV Submitted. No minimum qualification Less than 1 year experience in the position</td> </tr> <tr> <td>Poor (score 1)</td> <td>Minimum qualification with 1 and up to 2 years experience as a Site Agent.</td> </tr> <tr> <td>Average (score 2)</td> <td>Minimum qualification with more than 2 and up to 4 years experience as a Site Agent.</td> </tr> <tr> <td>Good (score 3)</td> <td>Minimum qualification with more than 4 and up to 6 years experience as a Site Agent.</td> </tr> <tr> <td>Very Good (score 4)</td> <td>Minimum qualification with more than 6 and up to 8 years experience as a Site Agent.</td> </tr> <tr> <td>Excellent (score 5)</td> <td>Minimum qualification with more than 8 years experience as a Site Agent.</td> </tr> </table>	No relevant Submission (score 0)	No CV Submitted. No minimum qualification Less than 1 year experience in the position	Poor (score 1)	Minimum qualification with 1 and up to 2 years experience as a Site Agent.	Average (score 2)	Minimum qualification with more than 2 and up to 4 years experience as a Site Agent.	Good (score 3)	Minimum qualification with more than 4 and up to 6 years experience as a Site Agent.	Very Good (score 4)	Minimum qualification with more than 6 and up to 8 years experience as a Site Agent.	Excellent (score 5)	Minimum qualification with more than 8 years experience as a Site Agent.	30		
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Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

3	<p>EXPERIENCE OF FOREMAN SECTION E2.2.9, FORM I</p> <p>Sub Criteria covers the general average experience of the proposed Foreman (total duration of professional activity at Foreman level).</p> <p>Tenderers are required to submit curriculum vitae for the key personnel proposed to be employed on the project.</p> <p>Failure to provide CV's of key personnel indicated on Form I ,will not be considered.</p> <p>These curriculum vitae are to include specific details of these individuals including past experience and competence in delivering key similar relevant Fencing projects. This evaluation is based on the following weighting:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; padding: 2px;">No relevant Submission (score 0)</td> <td style="padding: 2px;">No CV Submitted Less than 1 year experience in the position.</td> </tr> <tr> <td style="padding: 2px;">Poor (score 1)</td> <td style="padding: 2px;">1 and up to 4 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Average (score 2)</td> <td style="padding: 2px;">More than 4 and up to 6 years experience as a Foreman</td> </tr> <tr> <td style="padding: 2px;">Good (score 3)</td> <td style="padding: 2px;">More than 6 and up to 8 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Very Good (score 4)</td> <td style="padding: 2px;">More than 8 and up to 10 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Excellent (score 5)</td> <td style="padding: 2px;">More than 10 years experience as a Foreman.</td> </tr> </table>	No relevant Submission (score 0)	No CV Submitted Less than 1 year experience in the position.	Poor (score 1)	1 and up to 4 years experience as a Foreman.	Average (score 2)	More than 4 and up to 6 years experience as a Foreman	Good (score 3)	More than 6 and up to 8 years experience as a Foreman.	Very Good (score 4)	More than 8 and up to 10 years experience as a Foreman.	Excellent (score 5)	More than 10 years experience as a Foreman.	30		
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Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

D.3.9	<p>Evaluation of responsive submissions:</p>	<p><u>Evaluation in terms of functionality for Grades 7 to 9 registered contractors:</u></p> <p>Each of the evaluation criteria will be assessed in terms of six indicators being:</p> <p>0 = no relevant information, 1 = Poor, 2 = Average, 3 = Good, 4 = Very good and 5 = Excellent.</p> <p>Functionality will be scored on those tenders regarded as being responsive.</p> <p>The CRITERIA to be applied in evaluating the proposal for contractors in Grades 7 to 9 is set out in the table below:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr style="background-color: #cccccc;"> <th style="text-align: left;">Criterion</th> <th style="text-align: center;">Weight</th> <th style="text-align: center;">Value</th> <th style="text-align: center;">Comment / Remarks</th> </tr> </thead> <tbody> <tr> <td>Tenderers Relevant Experience of similar Fencing projects (Section E2.2.8, Form H)</td> <td style="text-align: center;">40</td> <td></td> <td></td> </tr> <tr> <td>Experience of Contracts Manager (Section E2.2.9, Form I)</td> <td style="text-align: center;">20</td> <td></td> <td></td> </tr> <tr> <td>Experience of Site Agent (Section E2.2.9, Form I)</td> <td style="text-align: center;">20</td> <td></td> <td></td> </tr> <tr> <td>Experience of Foreman (Section E2.2.9, Form I)</td> <td style="text-align: center;">20</td> <td></td> <td></td> </tr> <tr> <td>Total</td> <td style="text-align: center;">100</td> <td></td> <td></td> </tr> </tbody> </table> <p>The proposal will be evaluated individually on score sheets, by a representative evaluation panel according to the evaluation criteria indicated above. All service providers who scored less than 70 out of 100 points for functionality will not be considered further.</p>	Criterion	Weight	Value	Comment / Remarks	Tenderers Relevant Experience of similar Fencing projects (Section E2.2.8, Form H)	40			Experience of Contracts Manager (Section E2.2.9, Form I)	20			Experience of Site Agent (Section E2.2.9, Form I)	20			Experience of Foreman (Section E2.2.9, Form I)	20			Total	100		
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Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

EVALUATION SCHEDULE IN TERMS OF FUNCTIONALITY FOR GRADES 7 TO 9 REGISTERED CONTRACTORS:																
FUNCTIONALITY CRITERIA																
NO.	CRITERIA	WEIGHT	INDICATE VALUE	TOTAL												
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Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

FUNCTIONALITY CRITERIA																
NO.	CRITERIA	WEIGHT	INDICATE VALUE	TOTAL												
2	<p>EXPERIENCE OF CONTRACTS MANAGER SECTION E2.2.9, FORM I</p> <p>Sub Criteria covers the general average experience of the proposed Contracts Manager (total duration of professional activity at Contracts Manager level with experience in similar projects). The candidate must have a relevant NQF level 7 or higher qualification with experience in similar projects.</p> <p>Tenderers are required to submit CV's and certified copies of qualifications for the proposed key personnel to be employed on the project. Failure to provide CV's and certified copies of qualifications of key personnel indicated on Form I, will not be considered.</p> <p>These curriculum vitae are to include specific details of these individuals including past experience and competence in delivering key similar relevant projects. This evaluation is based on the following weighting:</p> <table border="1"> <tr> <td>No relevant Submission (score 0)</td> <td>No CV Submitted. No minimum qualification Less than 1 year experience in the position</td> </tr> <tr> <td>Poor (score 1)</td> <td>Minimum qualifications with 1 and up to 2 years experience as a Contracts Manager.</td> </tr> <tr> <td>Average (score 2)</td> <td>Minimum qualifications with more than 2 and up to 4 years experience as a Contracts Manager.</td> </tr> <tr> <td>Good (score 3)</td> <td>Minimum qualifications with more than 4 and up to 6 years experience as a Contracts Manager.</td> </tr> <tr> <td>Very Good (score 4)</td> <td>Minimum qualifications with more than 6 and up to 8 years experience as a Contracts Manager.</td> </tr> <tr> <td>Excellent (score 5)</td> <td>Minimum qualifications with more than 8 years experience as a Contracts Manager.</td> </tr> </table>	No relevant Submission (score 0)	No CV Submitted. No minimum qualification Less than 1 year experience in the position	Poor (score 1)	Minimum qualifications with 1 and up to 2 years experience as a Contracts Manager.	Average (score 2)	Minimum qualifications with more than 2 and up to 4 years experience as a Contracts Manager.	Good (score 3)	Minimum qualifications with more than 4 and up to 6 years experience as a Contracts Manager.	Very Good (score 4)	Minimum qualifications with more than 6 and up to 8 years experience as a Contracts Manager.	Excellent (score 5)	Minimum qualifications with more than 8 years experience as a Contracts Manager.	20		
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Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

3	<p>EXPERIENCE OF SITE AGENT SECTION E2.2.9, FORM I</p> <p>Sub Criteria covers the general average experience of the proposed Site Agent (total duration of professional activity at Site Agent level). The candidate must have a minimum of NQF level 6 or higher qualification.</p> <p>Tenderers are required to submit CV's and certified copies of qualifications for the key personnel proposed to be employed on the project. Failure to provide CV's and certified copies of qualifications of key personnel indicated on Form I, will not be considered.</p> <p>These curriculum vitae are to include specific details of these individuals including past experience and competence in delivering key similar relevant projects. This evaluation is based on the following weighting:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">No relevant Submission (score 0)</td> <td>No CV Submitted. No minimum qualification Less than 1 year experience in the position.</td> </tr> <tr> <td>Poor (score 1)</td> <td>Minimum qualifications with 1 and up to 2 years experience as a Site Agent.</td> </tr> <tr> <td>Average (score 2)</td> <td>Minimum qualifications with more than 2 and up to 4 years experience as a Site agent.</td> </tr> <tr> <td>Good (score 3)</td> <td>Minimum qualifications with more than 4 and up to 6 years experience as a Site Agent.</td> </tr> <tr> <td>Very Good (score 4)</td> <td>Minimum qualifications with more than 6 and up to 8 years experience as a Site Agent.</td> </tr> <tr> <td>Excellent (score 5)</td> <td>Minimum qualifications with more than 8 years experience as a Site Agent.</td> </tr> </table>	No relevant Submission (score 0)	No CV Submitted. No minimum qualification Less than 1 year experience in the position.	Poor (score 1)	Minimum qualifications with 1 and up to 2 years experience as a Site Agent.	Average (score 2)	Minimum qualifications with more than 2 and up to 4 years experience as a Site agent.	Good (score 3)	Minimum qualifications with more than 4 and up to 6 years experience as a Site Agent.	Very Good (score 4)	Minimum qualifications with more than 6 and up to 8 years experience as a Site Agent.	Excellent (score 5)	Minimum qualifications with more than 8 years experience as a Site Agent.	20		
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Contractor Witness 1 Witness 2 Employer Witness 1 Witness 2

4	<p>EXPERIENCE OF FOREMAN SECTION E2.2.9, FORM I Sub Criteria covers the general average experience of the proposed Foreman (total duration of professional activity at Foreman level).</p> <p>Tenderers are required to submit curriculum vitae for the key personnel proposed to be employed on the project. Failure to provide CV of key personnel indicated on Form I ,will not be considered.</p> <p>These curriculum vitae are to include specific details of these individuals including past experience and competence in delivering key similar relevant fencing projects. This evaluation is based on the following weighting:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">No relevant Submission (score 0)</td> <td style="padding: 2px;">No CV Submitted Less than 1 year experience in the position.</td> </tr> <tr> <td style="padding: 2px;">Poor (score 1)</td> <td style="padding: 2px;">1 and up to 5 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Average (score 2)</td> <td style="padding: 2px;">More than 5 and up to 8 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Good (score 3)</td> <td style="padding: 2px;">More than 8 and up to 11 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Very Good (score 4)</td> <td style="padding: 2px;">More than 11 and up to 14 years experience as a Foreman.</td> </tr> <tr> <td style="padding: 2px;">Excellent (score 5)</td> <td style="padding: 2px;">More than 14 years experience as a Foreman.</td> </tr> </table>	No relevant Submission (score 0)	No CV Submitted Less than 1 year experience in the position.	Poor (score 1)	1 and up to 5 years experience as a Foreman.	Average (score 2)	More than 5 and up to 8 years experience as a Foreman.	Good (score 3)	More than 8 and up to 11 years experience as a Foreman.	Very Good (score 4)	More than 11 and up to 14 years experience as a Foreman.	Excellent (score 5)	More than 14 years experience as a Foreman.	20		
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Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

CIDB STANDARD CONDITIONS FOR THE CALLING OF EXPRESSIONS OF INTEREST
SECTION E1.2.3 CIDB STANDARD CONDITIONS FOR THE CALLING FOR EXPRESSIONS OF INTEREST
<i>As published in Annex D of the CIDB Standard for Uniformity in Construction Procurement in Board Notice 423 Government Gazette No 42622 of 08 August 2019.</i>

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Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

D.1 GENERAL

D1.1. Actions

D.1.1.1 The employer and each respondent submitting an expression of interest shall comply with these conditions for calling for expressions of interest. In their dealings with each other, they shall discharge their duties and obligations as set out in D.2 and D.3, timeously and with integrity, and behave equitably, honestly and transparently, comply with all legal obligations and not engage in anti-competitive practices.

D.1.1.2 The employer and the respondent and all their agents and employees involved in the submission process shall avoid conflicts of interest and where a conflict of interest is perceived or known, declare any such conflict of interest, indicating the nature of such conflict. Respondents shall declare any potential conflict of interest in their submissions. Employees, agents and advisors of the employer shall declare any conflict of interest to whoever is responsible for overseeing the procurement process at the start of any deliberations relating to the procurement process or as soon as they become aware of such conflict and abstain from any decisions where such conflict exists or recuse themselves from the procurement process, as appropriate.

Note:

1) *A conflict of interest may arise due to a conflict of roles which might provide an incentive for improper acts in some circumstances. A conflict of interest can create an appearance of impropriety that can undermine confidence in the ability of that person to act properly in his or her position even if no improper acts result.*

2) *Conflicts of interest in respect of those engaged in the procurement process include direct, indirect or family interests in the tender or outcome of the procurement process and any personal bias, inclination, obligation, allegiance or loyalty which would in any way affect any decisions taken.*

D.1.1.3 The respondent shall not make a submission without having a firm intention and the capacity to proceed with the next stage of the procurement process..

D1.2 Supporting Documents

The documents issued by the employer for the purpose of obtaining expressions of interest are listed in the submission data.

D1.3. Interpretation

D.1.3.1 The submission data and additional requirements contained in the submission schedules that are included in the returnable documents are deemed to be part of these conditions for the calling for expressions of interest.

D.1.3.2 For the purposes of these conditions for the calling for expressions of interest, the following definitions apply:

- a) **conflict of interest** means any situation in which:
 - i. someone in a position of trust has competing professional or personal interests which make it difficult to fulfill his or her duties impartially.
 - ii. an individual or tenderer is in a position to exploit a professional or official capacity in some way for their personal or corporate benefit.
 - iii. incompatibility or contradictory interests exist between an employee and the tenderer who employs that employee.

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

- b) **corrupt practice** means the offering, giving, receiving or soliciting of anything of value to influence the action of the employer or his staff or agents in the tender process; and
- c) **fraudulent practice** means the misrepresentation of the facts in order to influence the tender process or the award of a contract arising from a tender offer to the detriment of the employer, including collusive practices intended to establish prices at artificial levels

D.1.4 Communication and employer’s agent

Each communication between the employer and a respondent shall be to or from the employer's agent only, and in a form that can be readily read, copied and recorded. Communications shall be in the English language. The employer shall not take any responsibility for non-receipt of communications from or by a respondent. The name and contact details of the employer’s agent are stated in the submission data.

D.2 Respondent’s obligations

D.2.1 Eligibility

Submit an expression of interest only if the respondent complies with the criteria stated in the submission data and the respondent, or any of his/her principals, is not under any restriction to do business with the employer.

D.2.2 Cost of submissions

Accept that the employer will not compensate the respondent for any costs incurred in the preparation and delivery of a submission.

D.2.3 Check documents

Check the submission documents on receipt, including pages within them, and notify the employer of any discrepancy or omission.

D.2.4 Acknowledge addenda

Acknowledge receipt of addenda to the submission documents, which the employer may issue, and if necessary apply for an extension to the closing time stated in the submission data, in order to take the addenda into account.

D.2.5 Clarification meeting

Attend the clarification meeting(s) at which respondents may familiarize themselves with the proposed work, services or supply (and location, etc.) and raise questions. Details of the meeting(s) are stated in the submission data.

D.2.6 Seek clarification

Request clarification of the submission documents, if necessary, by notifying the employer at least five (5) working days before the closing time stated in the submission data.

D.2.7 Making a submission

D.2.7.1 Return all returnable documents to the employer after completing them in their entirety, either electronically (if they were issued in electronic format) or by writing legibly in non-erasable ink.

D.2.7.2 Seal the original and each copy of the submission as separate packages marking the packages as "ORIGINAL" and "COPY". Each package shall state on the outside the employer's address and identification details stated in the submission data, as well as the respondent's name and contact address.

D.2.7.3 Accept that the employer shall not assume any responsibility for the misplacement or premature opening of the submission if the outer package is not sealed and marked as stated.

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

D.2.8 Information and data to be completed in all respects

Accept that submissions, which do not provide all the data or information requested completely and in the form required, may be regarded by the employer as non-responsive.

D.2.9 Closing time

Ensure that the employer receives the submissions at the address specified in the submission data not later than the closing time stated in the submission data. Proof of posting shall not be accepted as proof of delivery. The employer shall not accept submissions submitted by telegraph, telex, facsimile or e-mail, unless stated otherwise in the submission data.

Accept that, if the employer extends the closing time stated in the submission data for any reason, the requirements of these conditions for expressions of interest apply equally to the extended deadline.

D.2.10 Clarification of submission

Provide clarification of a submission in response to a request to do so from the employer during the evaluation of submissions.

D.3 Employer’s undertakings

D.3.1 Respond to clarification

Respond to a request for clarification received up to five (5) working days before the submission closing time stated in the submission data and notify all respondents who attended the clarification meetings, if any, of those responses.

D.3.2 Issue Addenda

If necessary, issue addenda that may amend or amplify the submission documents to each respondent during the period from the date of the calling for expressions of interest until seven (7) working days before the closing time for submissions stated in the submission data. If, as a result, a respondent applies for an extension to the closing time stated in the submission data, the employer may grant such extension and, shall then notify it to all respondents.

D.3.3 Late submissions

Unless otherwise stated in the submission data, return submissions received after the closing time stated in the submission data, unopened, (unless it is necessary to open a submission to obtain a forwarding address), to the respondent concerned.

D.3.4 Opening of submissions

D.3.4.1 Record the name of each respondent whose submission is opened and acknowledge receipt of each submission.

D.3.4.2 Make available the names of the respondents that made submissions prior to the closing time for submissions to all interested persons upon request.

D.3.5 Non-disclosure

Not disclose to respondents, or to any other person not officially concerned with such processes, information relating to the evaluation and comparison of submissions until after the evaluation process is complete.

D.3.6 Grounds for rejection and disqualification

Determine whether there has been any effort by a respondent to influence the processing of submissions and instantly disqualify a respondent if it is established that he/she engaged in corrupt or fraudulent practices.

D.3.7 Test for responsiveness

Determine, on opening and before detailed evaluation, whether each submission received:

- a) meets the requirements of these conditions for the calling for expressions of interest;
- b) has all the substantive provisions properly and fully completed and signed, and

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

c) is responsive to the other requirements of the call for expressions of interest.

D.3.8 Non-responsive submissions

Reject all non-responsive submissions.

D.3.9 Evaluation of responsive submissions

D.3.9.1 Appoint an evaluation panel of not less than three persons. Evaluate submissions using the evaluation criteria established in the submission data.

D.3.9.2 Notify the respondents of the outcome of the evaluation process within two (2) weeks of the evaluation report being accepted by the employer.

D.3.10 Provide written reasons for actions taken

Provide upon request written reasons to respondents for any action that is taken in applying these conditions, but withhold information which is not in the public interest to be divulged, which is considered to prejudice the legitimate commercial interests of respondents or might prejudice fair competition between respondents.

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

PART E2: RETURNABLE DOCUMENTS

SECTION E2.1: LIST OF RETURNABLE DOCUMENTS

SUBMIT THE FOLLOWING DOCUMENTS WITH YOUR PROPOSAL. IF THE DOCUMENTS ARE NOT INCLUDED IN THE PROPOSAL, THE DEPARTMENT WILL NOT CONSIDER YOUR SUBMISSION.

Clause referred to in Standard Conditions for the calling for the expressions of interest	Document
D.2.1	<p>Tenderers shall provide their CRS Number/s of registered Contractor as well as JV Partner*. Recent printout from CIDB website indicating the CRS number will also be accepted.</p> <p>NB: In cases where a respondent intends to form a Joint Venture, the CRS number/s must be filled in below i.e., the Lead partner and Joint Venture partner/s:</p> <p><u>Leading JV Partner</u></p> <p>CRS Number: _____</p> <p>Name of Company: _____</p> <p><u>JV Partner</u></p> <p>CRS Number: _____</p> <p>Name of Company: _____</p> <p><u>JV Partner</u></p> <p>CRS Number: _____</p> <p>Name of Company: _____</p> <p>All contractors, even tendering in JV, must be registered with CIDB. The lead Partner must have the required grading designation in the SQ class of construction work; or not lower than one level below the required grading designation in the SQ class of works construction works under considerations.</p>
D2.14	<p><u>Footprint (proof of operation)</u></p> <p>Respondent's will be accredited per province and will be required to demonstrate physical presence within that particular province by providing one of the following:</p> <ul style="list-style-type: none"> • a valid municipal services account (water, sanitation, rates, and electricity) in the name of the bidder/s or active director/s not older than 6 months from the closing date of the bid or • a valid lease agreement from the lessor or • a letter on the letterhead of the ward councillor/traditional authority/council that must be signed, stamped, and dated and must not be older than 6 months from the closing date of the bid.
D.2.15	<p><u>Letter of good standing from Department of Labour (COIDA)</u></p> <p>The respondent is registered and in good standing with respect to Compensation for Occupational Injuries and Diseases Act (COIDA) with Department of Labour or with a licensed compensation insurer. The respondent must submit the letter of good standing.</p> <p>In the event of the respondent being a joint venture/consortium, the letter of</p>

	good standing of the individual members must also be provided.
D.2.16	<p>Letter of authorization to sign the submission and where required in tender document.</p> <p>“Only duly authorised signatories must sign the original and all copies of the submissions where required.</p> <p>In the case of a ONE-PERSON CONCERN submitting, this shall be clearly stated on the company letter head.</p> <p>In case of a COMPANY submitting, include a copy of a resolution by its board of directors authorising a director or other official of the company to sign the documents on behalf of the company.</p> <p>In the case of a CLOSED CORPORATION submitting, include a copy of a resolution by its members authorising a member or other official of the corporation to sign the documents on each member’s behalf.</p> <p>In the case of a PARTNERSHIP submitting, all the partners shall sign the documents, unless one partner or a group of partners has been authorised to sign on behalf of each partner, in which case proof of such an authorisation shall be included in the Submission.</p> <p>In the case of a JOINT VENTURE submitting, they must include a resolution of each company of the Joint Venture together with a resolution by its members authorising a member of the Joint Venture to sign the documents on behalf of the Joint Venture.”</p>
D.2.17	<p><u>Key-personnel/ supervisory and management staff – FROM I</u></p> <p>The Tenderer shall, submit/indicate the names of all management and supervisory staff that will be employed to supervise the contract. Please attach CV’s and certified copies of qualifications of the proposed key personnel.</p> <p>Details must be furnished on Section E2.2.9 Form I of the returnable schedules. Accept that failure to fully complete Form I of the returnable schedules will result in a submission being regarded as non-responsive.</p>
D.2.5	Attendance of the compulsory clarification meeting.

FOOTPRINT (PROOF OF OPERATION WITHIN NORTHERN CAPE PROVINCE - (Refer to clause D2.14))

Respondent's will be accredited per province and will be required to demonstrate physical presence within that particular Province by providing one of the following:

- a valid municipal services account (water, sanitation, rates, and electricity) in the name of the bidder/s or active director/s not older than 6 months from the closing date of the bid **or**
- a valid lease agreement from the lessor **or**
- a letter on the letterhead of the ward councillor/traditional authority/council that must **be signed, stamped, and dated** and must **not be older than 6 months from the closing date of the bid.**

Kindly indicate the proof of footprint provided

DEMONSTRATE PHYSICAL PRESENCE WITHIN NORTHERN CAPE PROVINCE BY PROVIDING <u>ONE</u> OF THE BELOW MENTIONED DOCUMENTS	✓ Tick the relevant document submitted together with your bid
<ul style="list-style-type: none"> • A valid municipal services account (water, sanitation, rates, and electricity) in the name of the bidder/s or active director/s not older than 6 months from the closing date of the bid OR 	
<ul style="list-style-type: none"> • A valid lease agreement from the lessor OR 	
<ul style="list-style-type: none"> • A letter on the letterhead of the ward councillor/traditional authority/council that must be signed, stamped, and dated and must not be older than 6 months from the closing date of the bid. 	

Signature of person authorised to sign the tender:

Date:

- SECTION E2.2.1: FORM A: SCHEDULE OF PROPOSED SUBCONTRACTORS
- SECTION E2.2.2: FORM B: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017(SBD 6.1)
- SECTION E2.2.3: FORM C: RECORD OF ADDENDA TO SUBMISSION
- SECTION E2.2.4: FORM D: AUTHORITY OF SIGNATORY
- SECTION E2.2.5: FORM E: STATUS OF CONCERN SUBMITTING TENDER
- SECTION E2.2.6: FORM F: BIDDER'S DISCLOSURE (SBD 4)
- SECTION E2.2.7: FORM G: SCHEDULE OF PLANT AND EQUIPMENT
- SECTION E2.2.8: FORM H: SCHEDULE OF WORK CARRIED OUT BY THE TENDERER
- SECTION E2.2.9: FORM I: KEY-PERSONNEL/ SUPERVISORY AND MANAGEMENT STAFF
- SECTION E2.2.10: FORM J: QUALITY MANAGEMENT SYSTEMS
- SECTION E2.2.11: FORM K: CENTRAL SUPPLIER DATABASE NUMBER AND TAX COMPLIANCE PIN
- SECTION E2.2.12: FORM L: ALTERATIONS BY TENDERER
- SECTION E2.2.13: FORM M: SUPPLIER MAINTENANCE FORM
- SECTION E2.2.14: FORM N: TENDERERS PERFORMANCE EVALUATION FORM
- SECTION E2.2.15: FORM O: COMPULSORY ENTERPRISE QUESTIONNAIRE

SECTION E2.2. RETURNABLE SCHEDULES

SECTION E2.2.1 FORM A: SCHEDULE OF PROPOSED SUBCONTRACTORS

We notify you that it is our intention to employ the following Subcontractors for work in this panel.

If we are awarded a contract, we agree that this notification does not change the requirement for us to submit the names of proposed Subcontractors in accordance with requirements in the contract for such appointments. If there are no such requirements in the contract, then your written acceptance of this list shall be binding between us. The contractor is to obtain approval if he/she intends to change the submitted list of Subcontractors.

In Bids where subcontractors are involved each party must submit a separate proof of TCS / PIN / CSD number together with the bid. Where no TCS is available, but the subcontractor is registered on the Central Supplier Database (CSD), a CSD number must be provided. (Refer to Clause D2.12) Alternatively, where a subcontractor is not yet registered on the National Treasury CSD, submission of a Valid Tax Clearance Certificate together with the bid is compulsory. (Refer to Clause D2.12)

1. Will any portion of the works be sub-contracted? Yes / No
2. If yes, indicate:
 - (i) The name of the proposed sub-contractor, the nature and extent of the work to be sub-contracted and the previous experience with the sub-contractor in the table below.

	Name and address of proposed Sub-contractor	Nature and extent of work	Previous experience with Sub-contractor
1.			
2.			
3.			
4.			

(iii) What percentage of the contract will be sub-contracted, the B-BBEE status level of the sub-contractors and whether they are an EME/QSE, must be stated in the table below and specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

Name of proposed Sub Contractor	% of the work that will be sub-contracted	B-BBEE status level of the sub-contractor																		
			Black people		Black people who are youth		Black people who are women		Black people with disabilities		Black people living in rural or under-developed areas or townships		Cooperative owned by black people		Black people who are military veterans		Any EME		Any QSE	
			EME		EME		EME		EME		EME		EME		EME		EME		EME	
			QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE	
			EME		EME		EME		EME		EME		EME		EME		EME		EME	
			QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE	
			EME		EME		EME		EME		EME		EME		EME		EME		EME	
			QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE	
			EME		EME		EME		EME		EME		EME		EME		EME		EME	
			QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE		QSE	

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.2 FORM B: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017 (SBD 6.1)

It should be noted that the relevant principle will be applied, i.e., 80/20 or 90/10 when inviting accredited contractors to quote for project specific tasks.

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

1.2

- a) The value of this bid is estimated to exceed/not exceed R50 000 000 (all applicable taxes included) and therefore the 80/20. preference point system shall be applicable; or
- b) Either the 80/20 or 90/10 preference point system will be applicable to this tender (*delete whichever is not applicable for this tender*).

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

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

	POINTS
PRICE	
B-BBEE STATUS LEVEL OF CONTRIBUTOR	
Total points for Price and B-BBEE must not exceed	100

1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.6 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

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1

of the Broad-Based Black Economic Empowerment Act.

- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act.
- (c) **“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 goods or services, through price quotations, advertised competitive bidding processes or proposals.
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003).
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act.
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“price”** includes all applicable taxes less all unconditional discounts.
- (h) **“Proof of B-BBEE status level of contributor”** means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person.
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice.
 - 3) Any other requirement prescribed in terms of the B-BBEE Act.
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act.
- (j) **“Rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes.

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

4. POINTS AWARDED FOR PRICE

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

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

80/20 **or** **90/10**

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

Where

Ps = Points scored for price of bid under consideration

Pt = Price of bid under consideration

Pmin = Price of lowest acceptable bid

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

4.3 POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:
80/20 or **90/10**

$$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right) \text{ or } Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

- Ps = Points scored for price of bid under consideration
- Pt = Price of bid under consideration
- Pmax = Price of highest acceptable bid

5. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

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 of 10 or 20 points)
 (Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

8. SUB-CONTRACTING
REFER TO FORM A

9. **DECLARATION WITH REGARD TO COMPANY/FIRM**

9.1 Name of company/firm:.....

9.2 VAT registration number:.....

9.3 Company registration number:.....

9.4 **TYPE OF COMPANY/ FIRM**

- Partnership/Joint Venture / Consortium
 - One person business/sole propriety
 - Close corporation
 - Company
 - (Pty) Limited
- [TICK APPLICABLE BOX]

9.5 **DESCRIBE PRINCIPAL BUSINESS ACTIVITIES**

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

9.6 **COMPANY CLASSIFICATION**

- Manufacturer
 - Supplier
 - Professional service provider
 - Other service providers, e.g. transporter, etc.
- [TICK APPLICABLE BOX]

9.7 Total number of years the company/firm has been in business:.....

9.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person’s conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a

result of having to make less favourable arrangements due to such cancellation;

- (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution.

<p>WITNESSES</p> <p>1.</p> <p>2.</p>
--

<p>.....</p> <p>SIGNATURE(S) OF BIDDERS(S)</p>
<p>DATE:</p> <p>ADDRESS</p> <p>.....</p> <p>.....</p>

SECTION E2.2.3: FORM C: RECORD OF ADDENDA TO SUBMISSION

We confirm that the following communications received from the Employer before the submission of this proposal, amending the EOI documents, have been taken into account in this EOI:

Date		Title of Details
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		

Attach additional pages if more space is required.

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.4 FORM D: AUTHORITY OF SIGNATORY

Signatories for companies, closed corporations and partnerships must establish their authority **BY ATTACHING TO THIS FORM, ON THEIR ORGANISATIONS'S LETTERHEAD**, a copy of the relevant resolution by their Board of Directors, Members or Partners, duly signed and dated.

NB: THIS IS AN EXAMPLE ONLY (shown below for a COMPANY) AND RESPONDENTS MUST NOT COMPLETE THE EXAMPLE BUT MUST ATTACH A RESOLUTION ON THEIR ORGANISATION'S LETTERHEAD

MABEL HOUSE (Pty) Ltd

By resolution of the Board of Directors taken on *20 May 2000, MR A.F JONES*

has been duly authorised to sign all documents in connection with Contract no CON 0005, and any contract which may arise therefrom, on behalf of *Mabel House (Pty) Ltd*.

SIGNED ON BEHALF OF THE COMPANY: (Signature of Managing Director)

IN HIS CAPACITY AS: Managing Director

DATE: 20 May 2000

SIGNATURE OF SIGNATORY: (Signature of A.F Jones)

As witnesses:

1.

2.

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.5: FORM E: STATUS OF CONCERN SUBMITTING TENDER
--

1. GENERAL

State whether the tenderer is a company, a closed corporation, a partnership or a one-man concern.
(Make an X in the appropriate space below)

Company Closed Corporation Partnership
One-man concern Joint Venture

2. INFORMATION TO BE PROVIDED

(Block letters)

2.1 If the tenderer is a Company:

- (a) Affix a certified copy of the Certificate of Incorporation to this page.
- (b) List the Directors.

2.2 If the tenderer is a Closed Corporation:

- (a) Affix a certified copy of the Founding Statement to this page.
- (b) List the Members.

2.3 If the tenderer is a Partnership:

List the partners.

2.4 If the tenderer is a One-man concern:

Provide the full name and ID number of the person.

2.5 If the tenderer is a Joint Venture:

- (a) Affix a certified copy of the Founding Statement of each partner of the JV to this page.
- (b) Affix JV agreement.

3. REGISTERED FOR VAT PURPOSES IN TERMS OF THE VALUE-ADDED TAX ACT, (Act Nr. 89 of 1991) (Make an X in the appropriate space below)

Yes / No Registration nr.:

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.6: FORM F: BIDDER'S DISCLOSURE (SBD 4)

1. PURPOSE OF THE FORM

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

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

2. Bidder's declaration

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

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

Full Name	Identity Number	Name of State institution

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

2.2.1 If so, furnish particulars:

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

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

YES/NO

2.3.1 If so, furnish particulars:

.....
.....

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are

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

suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

.....
Signature	Date
.....
Position	Name of bidder

SECTION E2.2.7: FORM G: SCHEDULE OF PLANT AND EQUIPMENT

The following are lists of major items of relevant equipment that I/we presently own or lease and will have available for this contract or will acquire or hire for this contract if my/our tender is accepted.

- (a) Details of major equipment that is owned by and immediately available for this contract.
Proof of ownership or must be attached.

Quantity	Description, size, capacity, etc.

Attach additional pages if more space is required.

- (b) Details of major equipment that will be hired or acquired for this contract if my/our tender is acceptable.

Proof of lease agreement must be attached or a letter of intent from a hiring company.

Quantity	Description, size, capacity, etc.

Attach additional pages if more space is required.

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.8: FORM H: SCHEDULE OF WORK CARRIED OUT BY THE TENDERER

The tenderer shall list in the spaces provided below the last five relevant experience of fencing contracts of similar scope, nature and size awarded to the bidder. This information shall be deemed to be material to be accredited on the panel.

THE BIDDER MUST ATTACH COMPLETION CERTIFICATE/S, FAILURE TO PROVIDE A COMPLETION CERTIFICATE/S FOR LISTED PROJECTS ON FORM H WILL BE REGARDED AS NON-SUBMISSION OF INFORMATION / NO RELEVANT SUBMISSION OF INFORMATION)

Employer (Name, Tel No, Fax No)	Consulting Engineer (Name, Tel No, Fax No)	Nature Of Work (Type of building works) Example steel frame structure, brickwork etc	Value Of Work	Year Completed
Completed Projects				

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.9: FORM I: KEY-PERSONNEL / SUPERVISORY AND MANAGEMENT STAFF

The Tenderer shall, submit the names of all management and supervisory staff that will be employed to supervise the contract. **Please attach CV's and certified copy of qualification of the proposed key personnel.** The Tenderer shall also include an organogram of the project team and the company structure.

NB: Completion of FORM I is mandatory, failure to which will lead to your bid being regarded as non-responsive.

1. Position	CONTRACTS MANAGER
Name	
Indicate Qualification (Minimum NQF level 7 or Higher qualification) with experience in similar projects	
Attach Certified copies of qualification/s (YES/NO)	
Indicate No. Years of Experience as a Contracts Manager	
List of Projects Worked on as a Contracts Manager	
Currently Employed by Tenderer (Y/N)	
Signature	

2. Position	SITE AGENT
Name	
Indicate Qualification (minimum NQF level 6 or Higher qualification)	
Attach Certified copies of qualification/s (YES/NO)	
Indicate No. Years of Experience as a Site Agent	
List of Projects Worked on as a Site Agent	
Currently Employed by Tenderer (Y/N)	
Signature	

Signature of person authorised to sign the tender:

Date:

3. Position	FOREMAN
Name	
Indicate Qualification. Example: NQF level 3 or matric or higher Qualification	
Indicate No. Years of Experience as a Foreman	
List of Projects Worked on as a Foreman	
Currently Employed by Tenderer (Y/N)	
Signature	

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.10: FORM J: QUALITY MANAGEMENT SYSTEMS

Briefly describe the construction quality system incorporated by the tenderer in his organisation and which will be applicable to this Contract.

	Internal	External	Name of responsible Company /or Person (In case of Person give years' experience and qualification)

Signature of person authorised to sign the tender:

Date:

SECTION E2.2.11: FORM K: CENTRAL SUPPLIER DATABASE SUPPLIER NUMBER AND TAX COMPLIANCE PIN

Bidders registered on the **National Treasury Central Supplier Database (CSD)** are required to submit their unique **Personal Identification Number (PIN)** issued by SARS in the space provided below as stipulated in Clause D2.12.

Bidders may also submit a **printed TCS** together with the bid.

In bids where Consortia / Joint Ventures / Sub-contractors are involved; each party **must** submit a separate proof of **TCS / PIN / CSD** number.

Where no TCS is available, but the bidder is registered on the Central Supplier Database (CSD), a **CSD number** must be provided

Alternatively, the tenderer must submit a valid tax clearance certificate together with the Bid, including Valid Tax Clearance Certificates for the Joint Venture partner/s and Subcontractors proposed.

The certificates may be stapled into the tender document without taking the tender document apart or may be attached in a separate file to the tender document.

Tenderer/Leading JV Partner

Name of Company:

CSD Supplier Number: (Master Registration Number)

Tax Compliance PIN number:

JV Partner 1

Name of Company:

CSD Supplier Number: (Master Registration Number)

Tax Compliance PIN number:

JV Partner 2

Name of Company:

CSD Supplier Number: (Master Registration Number)

Tax Compliance PIN number:

***NB: All contractors, even tendering in JV, must be registered with National Treasury Central Supplier Database**

SECTION E2.2.13: FORM M: SUPPLIER MAINTENANCE FORM

BAS PMIS LOGIS WCS CONTRACTOR
 CONSULTANT

OFFICE:

The Director General: Department of Agriculture Land Reform and Rural Development
 I/We hereby request and authorise you to pay any amounts, which may accrue to me/us to the credit of my/our account with the mentioned bank.
 I/we understand that the credit transfers hereby authorised will be processed by computer through a system known as "ACB - Electronic Fund Transfer Service", and I/we understand that not additional advice of payment will be provided by my/our bank, but that the details of each payment will be printed on my/our bank statement or any accompanying voucher. (This does not apply where it is not customary for banks to furnish bank statements).
 I/we understand that the Department will supply a payment advice in the normal way, and that it will indicate the date on which the funds will be made available on my/our account.
 This authority may be cancelled by me/us by giving thirty days' notice by prepaid registered post.
 Please ensure information is validate as per required bank screens.
 I/We understand that bank details provided should be exactly as per the records held by the bank.
 I/We understand that the Department will not assume responsibility for any delayed payments, as a result of incorrect information supplied.

Company / Personal Details	
Registered Name	<input style="width: 100%;" type="text"/>
Trading Name	<input style="width: 100%;" type="text"/>
Tax Number	<input style="width: 100%;" type="text"/>
VAT Number	<input style="width: 100%;" type="text"/>
Title:	<input style="width: 100%;" type="text"/>
Initials:	<input style="width: 100%;" type="text"/>
First Name:	<input style="width: 100%;" type="text"/>
Surname:	<input style="width: 100%;" type="text"/>
Address Detail	
Payment Address <small>(Compulsory if Supplier)</small>	<input style="width: 100%; height: 40px;" type="text"/>
Postal Code	<input style="width: 50px;" type="text"/>
New Detail	
<input type="checkbox"/> New Supplier information <input type="checkbox"/> Update Supplier information	
Supplier Type:	<input type="checkbox"/> Individual <input type="checkbox"/> Department <input type="checkbox"/> Partnership <input type="checkbox"/> Company <input type="checkbox"/> Trust <input type="checkbox"/> CC <input type="checkbox"/> Other (Specify) <input style="width: 100px;" type="text"/>
Department Number	<input style="width: 30px;" type="text"/>

Supplier Account Details

(Please note that this account MUST be in the name of the supplier. No 3rd party payments allowed).

Account Name

Account Number

Branch Name

Branch Number

Account Type Cheque Account
 Savings Account
 Transmission Account
 Bond Account
 Other (Please Specify)

ID Number

Passport Number

Company Registration Number / /

*CC Registration

***Please include CC/CK where applicable**

Practise Number

When the bank stamps this entity maintenance form they confirm that all the information completed by the entity is correct.

Bank stamp

It is hereby confirmed that this details have been verified against the following screens

ABSA-CIF screen
FNB-Hogans system on the CIS4
STD Bank-Look-up-screen
Nedbank- Banking Platform under the Client Details Tab

Contact Details

Business

Area Code Telephone Number Extension

Home

Area Code Telephone Number Extension

Fax

Area Code Fax Number

Cell

Cell Code Cell Number

Email Address

Contact Person:

<input type="text"/>	<input type="text"/>
Supplier Signature	Regional Office Sender
<input type="text"/>	<input type="text"/>
Print Name	Print Name
<input type="text"/>	<input type="text"/>
<input type="text"/>	Rank
<input type="text"/>	<input type="text"/>

PLEASE RETURN TO THE RELEVANT REGIONAL OFFICE THAT SUPPLIED THE FORM OR THE FOLLOWING ADDRESS:

Date (dd/mm/yyyy) Date (dd/mm/yyyy)

NB: All relevant fields must be completed

SECTION E2.2.14 FORM N: TENDERERS PERFORMANCE EVALUATION FORM

PROJECT PERFORMANCE EVALUATION FORM

Project Name of Tenderer: _____

Project name: _____

Project location: _____

Construction period: _____

Completion date: _____

Contract value: _____

A. Please evaluate the performance of the Tenderer on the abovementioned project, on which you were the principal agent in the box below:

	REMARKS BY CONSULTANT/COMPANY LISTED BY THE CONTRACTOR AS REFERENCE
1. Project performance/ time management/ programming	
2. Quality of Workmanship	
3. Resources Personnel	
4. Resources Plant	
5. Financial management/ payment of subcontractors/ cash flows etc	

B. Would you consider / recommend this tenderer again:

YES	NO

C. Any other comments:

D. My contact details are:

Telephone: _____

Cellphone: _____

Fax: _____ E-mail: _____

Contractor

Witness 1

Witness 2

Employer

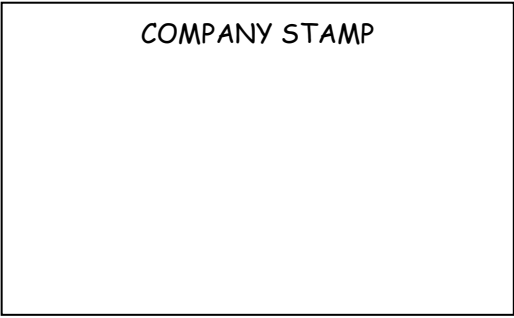
Witness 1

Witness 2

Contract No.: 5/2/2/1 CON 0006 (2022/2023)

Thus, signed at _____ on this _____ day of _____ 2018

Signature of principal agent



NOTE:

If reference cannot be verified due to the inability to contact the referee or failure on his/her part to respond to a written request to do so, that reference will not score any points

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

SECTION T2.2.15: FORM O: COMPULSORY ENTERPRISE QUESTIONNAIRE

Compulsory Enterprise Questionnaire

The following particulars must be furnished. In the case of a joint venture, separate enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: cidb registration number, if any:

Section 4: CSD number:

Section 5: Particulars of sole proprietors and partners in partnerships:

Name*	Identity number*	Personal income tax number*

** Complete only if sole proprietor or partnership and attach separate page if more than 3 partners*

Section 6: Particulars of companies and close corporations

Company registration number:

Close corporation number:

Tax reference number:

Section 7: SBD4 issued by National Treasury must be completed for each tender and be attached as a tender requirement.

Section 8: SBD 6 issued by National Treasury must be completed for each tender and be attached as a tender requirement.

Section 9: SBD8 issued by National Treasury must be completed for each tender and be attached as a tender requirement.

Section 10: SBD9 issued by National Treasury must be completed for each tender and be attached as a tender requirement.

The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise:

i) authorizes the employer to verify the tenderers tax clearance status from the South African Revenue Services that it is in order;

ii) confirms that the neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;

iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;

iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and

v) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

Signed		Date	
Name		Position	
<i>Enterprise name</i>			

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL
DEVELOPMENT**

CONTRACT NO.: 5/2/2/1 CON 0006 (2022/2023)

**ACCREDITATION OF CONTRACTORS (PANEL) WHO WILL ASSIST
THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL
DEVELOPMENT WITH THE SUPPLY, DELIVERY AND INSTALLATION
OF FENCING FOR THE PERIOD ENDING 2025, NORTHERN CAPE
PROVINCE**

PART E3: INDICATIVE SCOPE OF WORK

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

INDEX

Section No	Description	Page
E3.1	DESCRIPTION OF THE WORKS.....	
E3.2	PROJECT SPECIFICATIONS	
E3.3	PROCUREMENT.....	

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

CONTRACT NO.: 5/2/2/1 CON 0006 (2022/2023)

Part E3: Indicative Scope of Works
Section E3.1 Descriptions of Works

**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL
DEVELOPMENT**

CONTRACT NO.: 5/2/2/1 CON 0006 (2022/2023)

**ACCREDITATION OF CONTRACTORS (PANEL) WHO WILL ASSIST
THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL
DEVELOPMENT WITH THE SUPPLY, DELIVERY AND INSTALLATION
OF FENCING FOR THE PERIOD ENDING 2025, EASTERN CAPE
PROVINCE**

E3.1 DESCRIPTION OF WORKS

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

E3.1 DESCRIPTION OF THE WORKS

3.1.1 Location

The supply, delivery and construction of various type of fences for the agricultural sector works will be required in various provinces.

3.1.2 Description of the Works

The Scope of work for the project includes the following: -

Service providers who have successfully been short-listed into the Department's panel of service providers are expected to tender on, and perform the following activities:

Site Clearance

Digging up and removal of rubbish, debris, vegetation, hedges, shrubs & trees not exceeding 200mm in girth, bush, etc, around along the proposed perimeter fence position not exceeding 1.4 meters wide in width.

Excavations

Excavations of trenches in earth 600mm deep for fence posts and stays. Excavations for fence posts, strip and gate foundations according to dimensions, plans and specifications set out by the Department.

Fence Positioning

The positioning of the fence line, additional/specific material according to the departments plans and specifications.

Fence Construction

Supply, delivery and Construction of a complete fence with provisions of designs and specifications made by the Department according to the departments norms, standards and specifications.

Occupational health and safety measures

- Cost of health and safety measures required in terms of the Construction Regulations (2003) of the Occupational Health and Safety Act (1)
- Compilation and maintenance of a Health and Safety Plan, including Risk Assessments, Safe Work Procedures and Method Statements (1).
- Compilation and maintenance of a Health and Safety File (1).

E.3.2 PROJECT SPECIFICATIONS

Specifications will be provided/communicated through a task order as and when works are required.

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

CONTRACT NO.: 5/2/2/1 CON 0006 (2022/2023)

Part E3: Indicative Scope of Works
Section E3.1 Descriptions of Works

**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL
DEVELOPMENT**

CONTRACT NO.: 5/2/2/1 CON 0006 (2022/2023)

**ACCREDITATION OF CONTRACTORS (PANEL) WHO WILL ASSIST
THE DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL
DEVELOPMENT WITH THE SUPPLY, DELIVERY AND INSTALLATION
OF FENCING FOR THE PERIOD ENDING 2025, EASTERN CAPE
PROVINCE**

E3.3 PROCUREMENT

--	--	--	--	--	--

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

3.3.1. INDICATIVE SCOPE OF WORKS

1.1. INTRODUCTION

It is the intention of the Department of Agriculture, Land Reform and Rural Development (DALRRD) to enter into a formal contract with Contractors that will carry out the services described above (Refer to Section E3.1). These Terms of Reference and the Contractor's registration will form the basis of the framework agreement.

Framework agreements are designed to allow the employer to invite bids from contractors to carry out work on an "as and when" instructed basis over a set term. Framework agreement is between two parties that establish the terms for the supply, delivery and construction of fencing over a period of time within a broad scope of work without guaranteeing any quantum of goods, services or works.

The essential elements of a framework agreement are:

- 1.1.1. A framework agreement is only entered into with contractors who have the resources and the capacity to carry out work that is likely to be instructed.
- 1.1.2. A framework agreement uses Bills of Quantity as the basis by which contractors are to be remunerated for instructed work by the employer.
- 1.1.3. The scope of work of a framework agreement needs to identify the extent and location of the work covered by the contract as the employer may not instruct a contractor to provide work outside of the scope of work associated with the contract.
- 1.1.4. Contractors may only proceed with work associated with a task when an official task order is issued.
- 1.1.5. Employers are not permitted to issue a task order after the end date of the term of the framework agreement.
- 1.1.6. Any work commenced before the end of the term of a framework contract may continue until the end date provided in the task order.

1.2. Section 1: Summary of Brief

Panel registration are requested from CIDB registered service providers with grading of **3SQ to 9SQ** Works. Service providers must have experience and qualification to undertake the supply, deliver and construction of fencing as requested by the DALRRD.

1.3. Section 2: Project Description

1.3.1. Background

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

-
- a. The DALRRD seeks to accelerate delivery of an infrastructure and related services in order to improve access and meet its objective of providing quality service in the province.

 - b. It is against this background that the Department is seeking to register Contractors, in the form of construction companies for the implementation of infrastructure fencing projects for the period **ending 2025** from date of appointment.

1.4. Section 3: Contract Purpose / Objectives

1.4.1. The DALRRD intends to **expand its data base** of service providers capable of implementing the Supply, delivery and construction of fencing works. In an effort to ensure that the Department consistently meets its service delivery targets, sufficient resources and effective measures need to be put in place.

1.4.2. To achieve this, the Department needs to have a readily available pool of contractors which can be called upon to assist in the roll out of infrastructure (Fencing) projects as and when requested. The DALRRD would like to invite contractors to be included into a framework contract, with no guarantee of any quantum of works.

NB: Only those respondents who were not initially accredited per Province on Bid Number: 5/2/2/1 CON 0004(2021/2022) should respond to this Expression of Interest.

1.4.3. The objective is to have a readily available pool of contractors which can be called upon to perform work in the Supply, delivery and installation of fencing works on an as-and-when basis.

1.4.4. In an effort to fast track the delivery and implementation of Fencing projects, the Department seeks to establish a framework contract with contractors that can be called upon on an “ad hoc basis” to perform the following class of work:

a. Specialist Works (SQ).

1.4.5. The Department intends to create a data base of registered contractors capable of undertaking the Supply, delivery and installation of fencing construction works and other similar projects.

1.4.6. As part of efforts to ensure that the Department consistently meets its service delivery targets as outlined in the Annual Performance Plan of the Department, proactive planning and effective measures which ensures sufficient resources can be deployed within a short period of time are put in place.

1.4.7. To achieve the objectives stated above, the Department will request and accept Expressions of Interest from a pool of registered, suitably qualified and experienced contractors in the **CIDB SQ category of works** and grading levels who are readily available to assist with the implementation of fencing projects, which can be requested within a short period of time as and when required to commence with projects.

Contractor

Witness 1

Witness 2

Employer

Witness 1

Witness 2

1.4.8. The Department will appoint the contractors into the framework contract, with no guarantee of any quantum of works as the objective is to have a readily available pool of contactors which can be called upon to perform work in the Supply, delivery and construction of Fencing construction works on an as-and-when basis for a period ending 2025.

1.5. Envisaged scope of work which will be covered by the framework

1.5.1. The framework contract will be for suitably qualified and experienced contractors in the CIDB Specialist Works (SQ) category and grading levels who are readily available to assist with the implementation of fencing projects.

1.5.2. The scope of work will broadly include the following type of projects:

- a. The Supply, delivery and Construction of fencing construction work which fall under the **CIDB SQ** category and various grading levels on an “as and when” needed.
- b. However, the department reserves the right to go on a normal tender process for any of the categories works listed above should it opt to do so.
- c. The essential elements of a framework agreement are:
 - i. A framework agreement is only entered into with contractors who have the resources and the capacity to carry out work that is likely to be instructed and each contractor must submit a separate bid for each category of works they are bidding for. Contractors will only be allowed to bid for their current CIDB grading level.
 - ii. A framework agreement uses Bills of Quantity as the basis by which contractors are to be remunerated for instructed work by the employer.
 - iii. The scope of work of a framework agreement needs to identify the extent and location of the work covered by the contract as the employer may not instruct a contractor to provide work outside of the scope of work associated with the contract.
 - iv. Contractors may only proceed with work associated with a task when an official task order is issued to do so.
 - v. Employers are not permitted to issue a task order after the end date of the term of the framework agreement.
 - vi. Any work commenced before the end of the term of a framework contract may continue until the end date provided in the task order.

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2

1.5.3. Competitive bidding process

- a. An electronic data base will be established for those submissions that satisfy the prescribed criteria. Tenderers will be invited to submit tender offers based on a search criterion as well as their position on the data base. Tenderers will be repositioned on the data base upon appointment or upon the submission of a tender offer.
- b. A minimum of five (5) panel registered service providers will be requested by the employer to price a detailed bill of quantities in a competitive bidding process in line with the Preferential Procurement Policy Framework Act (PPPFA).
- c. Where applicable bids/quotation will be evaluated in line with the applicable Local Content and Production requirements (SBD 6.2).
- d. The applicable preference point system will be evaluated when projects are implemented on an “as and when basis” based on the estimates of each project.
- e. Bidders will be evaluated according to the 80/20 or 90/10 points system depending on the estimated value of the project.
- f. Issuing of task order will be done on an “as and when basis” for specific tasks and the Department will invite contractors to submit responses for such a task orders.
- g. The Department will invite quotations on an “as and when basis”. The issuing of specific task orders will be informed by the evaluation of quotations received from firms which will be appointed to perform such a task if their quotation is the most favourable quotation.

1.6. Remuneration Framework

The appointed service providers will be remunerated based on work completed, subject to measurement of a priced bill of quantities, verified by the employer’s delegated project manager or consultant.

1.7. Service level agreement

Prior to the commencement of any task order, the contractor shall enter into project specific built environment contract, e.g., NEC3 or JBCC edition 4.1 of 2005. Such document must be made available to the employer at no additional cost.

Contractor	Witness 1	Witness 2	Employer	Witness 1	Witness 2