



City of Johannesburg

Johannesburg Water SOC Ltd

Turbine Hall
65 Ntengi Piliso Street
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PO Box 61542
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<p>REQUEST FOR PRICING (GOODS AND SERVICES)</p>	<p>Form No: JW SCM Dev MBD1</p> <p>Revision No: 02</p> <p>Effective Date: February 2023</p>
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RFP NUMBER:	JW RFP 04/2024	CLOSING DATE:	03 DECEMBER 2024	CLOSING TIME:	14:00
DESCRIPTION:	Repairs and maintenance of Bulk wastewater’s electromechanical equipment on as and when required for a period of nine (09) months.				
BRIEFING SESSION DATE AND TIME	28 NOVEMBER 2024 at 12:00	Is the meeting compulsory?	YES		
BRIEFING SESSION VENUE	Northern Wastewater Treatment Works School Road Diepsloot				
ISSUE DATE	25 November 2024				

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:			
Bidding procedure enquiries <u>must</u> be sent to the below Official		Technical enquiries must be directed to	
CONTACT PERSON	Tshilidzi Takalani	CONTACT PERSON	Thabiso Thabeng Keoapetse Nyokong Nick Pieterse
TELEPHONE NUMBER	011 688 1772	TELEPHONE NUMBER	011 510 2602 011 688 1508 011 688 1508
E-MAIL ADDRESS	tshilidzi.takalani@jwater.co.za	E-MAIL ADDRESS	thabiso.thabeng@jwater.co.za keorapetse.nyokong@water.co.za nicolas.pieterse@jwater.co.za

SUPPLIER

Directors:

Mr Dineo Majavu (Chairperson), Mr Ntshavheni Mukwevho (Managing Director and Executive Director),
Mr Kgaugelo Mahlaba (Chief financial Officer and Executive Director) Mr Sipho Mthembu, Ms Zandile Meeleso, Mr Pholoso Matjele,
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Mr Kefiloe Mokoena

Ms Kethabile Mabe (Company Secretary),
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INFORMATION				
NAME OF BIDDER				
POSTAL ADDRESS				
STREET ADDRESS				
TELEPHONE NUMBER	CODE		NUMBER	
CELLPHONE NUMBER				
E-MAIL ADDRESS				
VAT REGISTRATION NUMBER			CIDB GRADING	N/A
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		CENTRAL SUPPLIER DATABASE No:	MAAA
B-BBEE VERIFICATION CERTIFICATE	[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE SWORN AFFIDAVIT (EMEs OR QSEs)	[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No

BID SUBMISSION:
<p>BID DOCUMENTS MUST BE DEPOSITED IN THE TENDER BOX SITUATED AT GROUND FLOOR IN JOHANNESBURG WATER</p> <p>ADDRESS: TURBINE HALL, 65 NTEMI PILISO STREET, NEWTOWN, JOHANNESBURG, 2001</p> <p>PLEASE ALLOW SUFFICIENT TIME TO ACCESS THE JOHANNESBURG WATER OFFICE IN TURBINE HALL AND DEPOSIT YOUR TENDER DOCUMENT IN THE JOHANNESBURG WATER TENDER BOX SITUATED AT RECEPTION BEFORE THE TENDER CLOSING DATE AND TIME.</p> <ul style="list-style-type: none"> TIMES: THE BUILDING WILL OPEN 7 DAYS A WEEK FROM 06:00AM UNTIL 18:00PM Late bids will not be accepted for consideration. All pricing/quotation must be submitted by completing the attached or on the official company letterhead, signed and accompanied by the returnable documents stated below. <p><input type="checkbox"/> 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 member's persons in the service of the state.</p>

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1. SCOPE OF WORK

1.1. DESCRIPTION

The main objective of the contract is to repair and maintain Johannesburg Water's Bulk Wastewater's electro-mechanical infrastructure and associated components on an as-and-when-required basis for a period of nine (09) months in line with the specified JW Generic Particular Specifications/Standards.

2. SPECIFICATIONS

2.1. CONTRACT DESCRIPTION

The contract entails the repairs and maintenance of electromechanical and civil infrastructure for head of works, pump stations, sedimentation tanks and associated components at various JW Wastewater Treatment Works/Plants on an as and when required basis for the duration of the contract.

2.2. REQUIREMENTS

The appointed service provider(s) will be required to perform repairs and maintenance of electromechanical and civil infrastructure for head of works, pump stations, sedimentation tanks and associated components at various JW Treatment Works. These services will be done on an "as and when" required basis. ET/VFA equipment which are similar to Head of Works equipment are also included in the scope of this contract.

2.3. SCOPE OF CONTRACT

The tenderer will be required to perform the following activities:

- i. strip, test, assess, inspect, fault-find, quote, supply, deliver, repair, install, maintain, and commission of electro-mechanical equipment and civil works including associated components for a period of nine (09) months.
- ii. supply, use, fit, install and commission spares and consumables necessary for the maintenance and repairs of electro-mechanical equipment and civil works including associated components, at or from the various JW wastewater treatment works on an "as and when" required basis for a period of nine (09) months.

Specifically for pumps repairs, the contractor must have, at their workshop, a Pump Test Loop which can drive a motor of at least 30kW. The Pump Test Loop will be utilised to perform some of the routine tests on the pumps after repairs. The pump test loop must have valid proof of calibration certificates for the following testing instruments on the pump loop test:

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- Pump test loop flow meter
- Pump test loop pressure gauge
- Infrared thermometer to conduct temperature tests
- Ampere (Amp) meter for amps drawn

Bidders are requested to submit the floor plan or clear photos of the workshop station when bidding for this specific part of the bid. Furthermore, JW will request, at their discretion, for the results of routine tests of pumps and other related equipment to be accompanied by valid calibration certificates.

2.3.1. Collection of equipment

Where a piece of equipment must be repaired off site, the service provider will be required to complete and sign an equipment collection form when collecting any equipment for repairs at the JW sites. This form shall also be completed and signed when delivering or returning that equipment to the JW sites. The relevant authorised JW representative will also sign that same form during collection and delivery of equipment. A copy of the form will then be issued to the service provider upon delivery of the equipment to JW.

2.3.2. Stripping of equipment

The service provider will be required to strip, inspect, assess, fault-find and/or test pieces of equipment at or from all the facilities and provide JW with a comprehensive (detailed) fault report (failure assessment report) per equipment and the recommended remedial work. This fault report will be accompanied by a detailed and comprehensive quotation which is in line with the requirements of this contract. The quotation will include cost breakdown and delivery timelines. The service provider will submit the fault report and the quotation to JW within five (5) working days of the service request by JW. JW reserves the right to inspect the stripped equipment prior to approval of the proposed remedial work.

The comprehensive quotation must include a "pre-quotation" from the OEM (Original Equipment Manufacturer) for the components / parts / spares which the service provider intends to use when carrying out any repair and maintenance work. The Client may request the Service Provider to quote or indicate the Total Cost of Replacement of the piece of equipment.

Thereafter the Authorised JW representative shall: -

1. Issue an approval to commence with repairs / maintenance through a Purchase Order/ Purchase Instruction. OR

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2. Issue a letter instructing the service provider to NOT commence with repairs / maintenance on the equipment and return the equipment.

The Service provider will then assemble the equipment and return the equipment to relevant JW site. The strip, repair, assembling and transport rate will then be applied in this instance.

2.3.3. Delivery of equipment

Upon completion of off-side works (repairs and/or maintenance), the service provider shall deliver the equipment to the respective JW sites. The service provider shall include a data pack with the following documents: comprehensive job card, detailed invoice, delivery note, completed quality control forms, site acceptance form (where applicable)

Comprehensive job card and detailed invoice shall outline all the work done and consumables used, as well as any parts fitted or replaced on the equipment. For every work / job that entails replacement of parts, the detailed quality control forms must also include OEM pre-invoices and material certificates (where applicable) for each part or spare replaced or fitted.

Detailed quality control forms must also include assembly check sheets, paint check sheets, factory/workshop release forms and factory/workshop test reports confirming the operational condition assessment of the piece of equipment post repair / maintenance / replacement. The detailed quality control forms must also include Warrantee Certificates for every repair and replacement work. JW may also, at their discretion, request the copies of valid calibration certificates for the pump test loop instruments and any other instruments used in the routine testing of the equipment.

Where scope of work includes installation and site work, the detailed quality control forms must also include site acceptance forms approved by JW authorised representative.

One request by JW, the detailed invoice must be accompanied by ALL replaced parts upon delivery of the equipment to the respective JW sites. Failure to do so shall result in the non-signing of the Delivery Note (i.e. the JW Representative will not endorse the work done by the service provider) and will result in non-payment of the service provider.

Equipment must be rendered of "good condition" in whole and not in parts.

The comprehensive job card must include the equipment's serial number, equipment type, make, model and size/rating of the equipment. This will apply in all pieces of equipment excluding civil works.

2.3.4. Emergency work

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In an emergency, work will be authorised by JW in a form of an official email or a letter instructing the service provider to undertake specified work and overtime rates will apply. The email or letter must be written by the respective JW Regional Maintenance Manager or other authorised JW personnel. Payment for all emergency work must conform to the payment requirements under this contract.

2.3.5. Additional work

For any additional work (not covered under the contract scope) that might be required on site during repair work and maintenance, the service provider shall only commence with such work upon receipt of JW official purchase order.

2.3.6. Additional requirements

All relevant equipment repaired under this contract by the service provider must be pre-filled with oil and greased by the service provider prior to re-commissioning. Only oil and grease that is recommended by the relevant equipment manufacturer may be used. The authorised JW representative will confirm that this has been done by signing a relevant delivery note or job card. Oil certificates must accompany all deliveries.

2.4. QUANTITIES

The quantities cannot be specified as this is an as and when contract.

2.5. DURATION OF CONTRACT

Nine (09) months

3. TENDER FORM AND PRICE SCHEDULES

To: Johannesburg Water (SOC) Ltd.

Having examined the Tender documents including Addenda Nos _____ [insert numbers], the receipt of which is hereby duly acknowledged, we, the undersigned, offer **Johannesburg Water's Bulk Wastewater's electro-mechanical infrastructure and associated components on an as and when required basis for a period of nine (9) months.** as specified in conformity with the said RFP documents and as may be ascertained in accordance with the Schedule of Prices attached herewith and made part of this Tender.

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Details of my / our offer are / are as follows:

- We undertake, if our Tender is accepted, execute the contract in accordance with the requirements as specified.
- We agree to abide by this Tender for a period of ninety (90) days from the date fixed for Tender opening, and it shall remain binding upon us and may be accepted at any time before the expiration of that period.
- Until a formal Contract is prepared and executed, this Tender, together with your written acceptance thereof and your notification of award, shall constitute a binding Contract between us.
- We understand that Johannesburg Water is not bound to accept the lowest or any tender it may receive, and that the contract may be awarded in whole or in part and to more than one tenderer.
- Should my/our tender be successful, it be understood that a contract will come into existence as a once off contract which will commence from the date indicated in the letter of acceptance.

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2.1. SCHEDULE OF PRICES:

The bidders are given an option to select or choose the Region of preference in respect to the defined scope of

The evaluation on price alteration will be conducted as follows:

2.1.2 Where the tender award strategy is to evaluate and award total bid offer, the following must apply:

- (i) If there is an alteration on the rate, total for the line item, sub-total/ sum brought/carried forward for the section but no alteration on the total bid offer, the bidder will not be disqualified.
- (ii) If there is an alteration on the total bid offer on form of offer, then the amount in words must be considered or vice-versa.
- (iii) If there is an unauthenticated alteration on the total bid offer is not authenticated the bidders will be disqualified for the entire tender.

2.1.3. Where the tender pricing schedule or bill of quantities is requesting rates/price from bidder/s without providing a total, the following will apply:

- (i) If there is an unauthenticated alteration on the unit rate/price the bidder must be disqualified.

The scope of work is divided into two sub-categories, namely, Sub-category A and Sub-category B. Award will be done per sub-category and work allocation is to be done per region i.e. Northern Region and South Region. Tenderers are requested to indicate in the table provided below which sub-category they are tendering for. Again, Tenderer are requested to indicate which region they prefer.

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2.3 Choice of Preference of Bidders

No	Region	Preferred choice (X)	Second Choice, if any (X)	Works Name	Physical address
1	Northern			Northern	William Nicol Ext, (R511+/- 8km north of Fourways)
				Driefontein	Portion 55 of Farm, Driefontein 179-IQ
2	Southern			Bushkoppies	Cnr. Golden Highway R553/Stockwell Avenue, Eldorado Estates
				Ennerdale	Portion 48 of Farm, Elandsfontein 30810
				Goudkoppies	Cnr. East street & Gibbs Road Devland.
				Olifantsvlei	Cavendish Street Ext, Olifantsvlei 316-IQ, Portion RE/2/316Y, (Adjacent to Northern Industrial Sites)

2.4 Sub-Categories

No	Sub-category	Preferred choice (X)	Second Choice, if any (X)	Scope of Work per category of the infrastructure
1	Sub-category A			Pump Stations
2	Sub-category B			Head of Works
				Sedimentation Tanks

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Tenderer to complete the below Bill of Quantities below for

NORTHERN REGION

SUB-CATEGORY A – PUMP STATIONS

Schedule 1: Labour Rates

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
1.1	Artisan: Fitter	hr	1						
1.2	Artisan: Welder	hr	1						
1.3	Artisan: Electrician	hr	1						
1.4	Instrument Mechanician	hr	1						
1.5	Builder/Bricklayer	hr	1						
1.7	Artisan Assistant	hr	1						
1.9	SCADA Technician	hr	1						
1.10	PLC Technician	hr	1						

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SCHEDULE 2.: Spare parts, Plant and Equipment

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
2.1	Spare Parts	Sum	1	Provisional Sum				R 6 000 000.00	
2.1	Mark up on spare parts	%							
2.2	Transport								
2.2.1	Transport (to and from) - light	km	1	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates
2.2.2	Transport (to and from) - heavy (5Ton and upwards)	km	1						
2.3	Mobile Plant								
2.3.1	Crane Truck (5Ton and upwards)	hr	1						
2.3.2	Mobile Crane (55Ton)	day	1						
2.3.3	Mobile Crane (110Ton)	day	1						
2.4	Minor Plant								

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2.4.1	TLB - wet rate plus Operator	hr	1						
2.4.2	Mobile diesel pump - suitable to pump sludge and handle solids (min 70mm), at least 150mm delivery pipe. Rate to include Operator and fuel	hr	1						
2.4.3	Articulating boom lift (min 10m working height)	day	1						
2.4.4	Mobile generator - 100kVA	hr	1						

SCHEDULE 3: Strip, Assess and Quote

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
3.1	Strip, Assess and Quote	Sum	1						
3.2	Assemble and test	Sum	1						

NB: Please note Schedule 3 relates to indirect (Overheads) and unforeseen variable costs only. The costs of labour and other obvious costs are offered as rates in Schedule 1 and 2.

Signature of person authorized to sign this tender (Pricing Schedule Sign-off):

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Name: _____ Signature: _____

Date: _____

SUB-CATEGORY B – BIOREACTORS AND SEDIMENTATION TANKS

Schedule 1: Labour Rates

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
1.1	Artisan: Fitter	hr	1						
1.2	Artisan: Welder	hr	1						
1.3	Artisan: Electrician	hr	1						
1.4	Instrument Mechanician	hr	1						
1.7	Artisan Assistant	hr	1						
1.9	SCADA Technician	hr	1						
1.10	PLC Technician	hr	1						

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Ms Kethabile Mabe (Company Secretary),

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SCHEDULE 2.: Spare Parts, Transport, Plant and Equipment

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
2.1	Spare Parts	Sum	1	Provisional Sum				R 3 500 000.00	
2.1	Mark up on spare parts	%							
2.2	Transport								
2.2.1	Transport (to and from) - light	km	1	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates
2.2.2	Transport (to and from) - heavy (5Ton and upwards)	km	1						

Directors:

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2.3	Mobile Plant								
2.3.1	Crane Truck (5Ton and upwards)	hr	1						
2.3.2	Mobile Crane (55Ton)	day	1						
2.3.3	Mobile Crane (110Ton)	day	1						
2.4	Minor Plant								
2.4.1	TLB - wet rate plus Operator	hr	1						
2.4.2	Mobile diesel pump - suitable to pump sludge and handle solids (min 70mm), at least 150mm delivery pipe. Rate to include Operator and fuel	hr	1						
2.4.4B	Mobile generator - 100kVA	hr	1						

SCHEDULE 3: Strip, Assess and Quote

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
3.1	Strip, Assess and Quote	Sum	1						
3.2	Assemble and test	Sum	1						

Directors:

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Signature of person authorized to sign this tender (Pricing Schedule Sign-off):

Name: _____ **Signature:** _____

Date: _____

SOUTHERN REGION

SUB-CATEGORY A - PUMP STATIONS

Schedule 1: Labour Rates

Directors:

Mr Dineo Majavu (Chairperson), Mr Ntshavheni Mukwevho (Managing Director and Executive Director),
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ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
1.1	Artisan: Fitter	hr	1						
1.2	Artisan: Welder	hr	1						
1.3	Artisan: Electrician	hr	1						
1.4	Instrument Mechanician	hr	1						
1.5	Builder/Bricklayer	hr	1						
1.7	Handyman/Artisan Assistant	hr	1						
1.9	SCADA Technician	hr	1						
1.10	PLC Technician	hr	1						

SCHEDULE 2.: Spare Parts, Transport, Plant and Equipment

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal	VAT	Rate Normal	Rate Overtime	VAT	
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Directors:

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				Time (Excl VAT)		Time (Incl VAT)	(Excl VAT)		Rate Overtime (Incl VAT)
2.1A	Spare Parts	Sum	1	Provisional Sum				R 5 000 000.00	
2.1B	Mark up on spare parts	%							
2.2B	Transport								
2.2.1B	Transport (to and from) - light	km	1	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates
2.2.2B	Transport (to and from) - heavy (5Ton and upwards)	km	1						
2.3B	Mobile Plant								
2.3.1B	Crane Truck (5Ton and upwards)	hr	1						
2.3.2B	Mobile Crane (55Ton)	day	1						
2.3.3B	Mobile Crane (110Ton)	day	1						
2.4A	Minor Plant								
2.4.1B	TLB - wet rate plus Operator	hr	1						
2.4.2B	Mobile diesel pump - suitable to pump sludge and handle solids (min 70mm), at least 150mm delivery pipe. Rate to include Operator and fuel	hr	1						

Directors:

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2.4.3B	Articulating boom lift (min 10m working height)	day	1						
2.4.4B	Mobile generator - 100kVA	hr	1						

SCHEDULE 3: Strip, Assess and Quote

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
3.1	Strip, Assess and Quote	Sum	1						
3.2	Assemble and test	Sum	1						

NB: Please note Schedule 3 relates to indirect (Overheads) and unforeseen variable costs only. The costs of labour and other obvious costs are offered as rates in Schedule 1 and 2.

Signature of person authorized to sign this tender (Pricing Schedule Sign-off):

Name: _____ **Signature:** _____

Date: _____

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SUB-CATEGORY B – HEAD OF WORKS AND SEDIMENTATION TANKS

Schedule 1: Labour Rates

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
1.1	Artisan: Fitter	hr	1						
1.2	Artisan: Welder	hr	1						
1.3	Artisan: Electrician	hr	1						
1.4	Instrument Mechanician	hr	1						
1.7	Handyman/Artisan Assistant	hr	1						
1.9	SCADA Technician	hr	1						
1.10	PLC Technician	hr	1						

Directors:

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SCHEDULE 2.: Spare Parts, Transport, Plant and Equipment

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
2.1A	Spare Parts	Sum	1	Provisional Sum				R 4 500 000.00	
2.1B	Mark up on spare parts	%							
2.2B	Transport								
2.2.1B	Transport (to and from) - light	km	1	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates	AA Rates
2.2.2B	Transport (to and from) - heavy (5Ton and upwards)	km	1						
2.3B	Mobile Plant								
2.3.1B	Crane Truck (5Ton and upwards)	hr	1						
2.3.2B	Mobile Crane (55Ton)	day	1						
2.3.3B	Mobile Crane (110Ton)	day	1						

Directors:

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2.4A	Minor Plant								
2.4.1B	TLB - wet rate plus Operator	hr	1						
2.4.2B	Mobile diesel pump - suitable to pump sludge and handle solids (min 70mm), at least 150mm delivery pipe. Rate to include Operator and fuel	hr	1						
2.4.4B	Mobile generator - 100kVA	hr	1						

SCHEDULE 3: Strip, Assess and Quote

ITEM NO	DESCRIPTION	UNIT	QTY	Rate Normal Time (Excl VAT)	VAT	Rate Normal Time (Incl VAT)	Rate Overtime (Excl VAT)	VAT	Rate Overtime (Incl VAT)
3.1	Strip, Assess and Quote	Sum	1						
3.2	Assemble and test	Sum	1						

NB: Please note Schedule 3 relates to indirect (Overheads) and unforeseen variable costs only. The costs of labour and other obvious costs are offered as rates in Schedule 1 and 2.

Signature of person authorized to sign this tender (Pricing Schedule Sign-off):

Directors:

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Name: _____ **Signature:** _____

Date: _____

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4. AWARD AND ALLOCATION STRATEGIES

4.1.1. Award Strategy

This request for pricing will be awarded to the highest scoring bidder for the sub-category per region in terms of price and points scored for specific goals.

The Tenderers are requested to indicate the Regions and sub-categories for which they are tendering for.

4.1.2. Allocation Strategy

This request for pricing will be allocated to the highest scoring bidder for the sub-category per region in terms of price and points scored for specific goals.

5. EVALUATION CRITERIA

5.1. EVALUATION PROCESS

Tender evaluation process to be as follows:

STAGE	DESCRIPTION
Stage 1	Mandatory evaluation
Stage 2	Administrative compliance evaluation
Stage 3	Technical Evaluation
Stage 4	Price and preference evaluation

5.1.1. Stage 1: Mandatory evaluation

NO.	MANDATORY CRITERIA	YES
1.	Signed Pricing Schedule and completed in terms of award and/or allocation strategy	Yes
2	Floor plan and detailed description of work equipment (Pumpstations only; Sub-category A) The tenderer to submit a copy of the floor plan of their workshop as well as detailed written description of their workshop equipment including photos in line with the Part B of the technical evaluation	Yes
3.	Compulsory briefing session	Yes

NB: Bidders that fail to comply with the above mandatory requirement will not be evaluated further.

5.1.2. Stage 2: Administrative evaluation

Price related MBD forms applicable for this tender.

REFERENCE TO TENDER DOCUMENT	DESCRIPTION	REQUIRED
MBD 3.1	Pricing Schedule – Firm Prices (Purchases)	Yes

5.2. Stage 3: Technical Requirements

Part A: Documentary Evaluation

- 5.2.1.** The Tenderer (Company) is required to have experience in repairs or maintenance work of electromechanical equipment for drinking water and wastewater Plants. The Tenderer (Company) must provide relevant reference letter(s) confirming proof that they have successfully executed similar scope of work.
- 5.2.2.** The Tenderer (Company) is required to submit a minimum of one key personnel (Artisan) with the stipulated qualifications planned to execute the works. The key personnel must be an Artisan Fitter with a Fitter Trade Test certificate or Fitter & Turner Trade Test certificate or Millwright Trade Test certificate. Tenderer (Company) is required to submit the stipulated qualifications for the minimum number of key personnel who will be assigned to this contract for the execution of the work.
- 5.2.3.** The tenderer's key personnel (Artisan: Fitter) to be allocated for the execution of the contract must have a minimum of 3 years' experience on the required scope of work.
- 5.2.4.** Tenderer must make available a minimum of one 1-ton bakkie that will be allocated for this contract. The tenderer must submit proof of ownership for vehicle(s) or letter of intent to hire if the intention is to hire the vehicle from a hiring company. The letter must detail vehicle description and the rental period.
- 5.2.5.** For sub-category A, the tenderer who scores a minimum of 60 points in the technical evaluation Part A will be evaluated further in Part B.

Part B: Workshop Evaluation (Only applicable to sub-category A)

Directors:

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5.2.6. For the tenderer who has been recommended for further evaluation for scope of work for pumpstations after Part A, a site visit will be conducted at the tenderer's premises to evaluate the workshop capacity.

5.2.7. The Tenderer's workshop will be visited to be evaluated. The tenderer's workshop must have the following minimum requirements.

5.2.7.1. Workshop must have a stripping bay for pumps with the capacity to strip, clean and assess pumps as well as stripping work bench, stripping tools and stripping equipment.

5.2.7.2. Workshop must have a stripping bay for pumps with the capacity to assemble pumps as well as assembly work bench, assembly tools and assembly equipment.

5.2.7.3. Workshop must have a spray-painting bay for pumps with spray-painting equipment.

5.2.7.4. Workshop must have a Pump Loop Test Facility which can at least test a pump driven by 30kW motor. The facility must also have instruments to monitor performance parameters of the pump including flow meter, pressure gauges, infrared thermometer and ampere meter.

5.3. Award Categories and Allocation Regions

5.3.1. Award Categories

The tenderer is required to indicate the category or categories for which they are tendering by ticking the appropriate box or boxes below. The tenderer will only be evaluated for the categories they are tendering.

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Technical Evaluation: Sub-Category A – Pump Stations

Part A – Documentary Evaluation

SUB-CATEGORY A: TENDERER'S EXPERIENCE, KEY PERSONNEL, EXPERIENCE OF KEY PERSONNEL AND AVAILABILITY OF 1 TON BAKKIE					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
1	TENDERER'S EXPERIENCE The Tenderer (Company) is required to have experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants	The Tenderer (Company) must provide relevant reference letter(s) with proof that they have executed the required works in rendering services for the repair or maintenance of electromechanical equipment for drinking and wastewater treatment Plants. <i>The tenderer must request their client (where work was executed) to complete the templates attached in the tender document in full or provide reference letters in their client's letter head with all information as required per the template provided.</i>	Less than 3 years	30	0
			3 years and more but less than 4 years		18
			4 years or more		30
2	Key Personnel The Tenderer (Company) is required to assign a minimum number of one key personnel with the stipulated qualifications to execute the works.	Tenderer (Company) is required to submit the stipulated qualifications for the minimum number of key personnel who will be assigned to this contract for the execution of the work. The following personnel will be required for this contract: Artisan Fitter: The Tenderer is required to provide a minimum of one (1) artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate.	The Tenderer did not provide any artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate	25	0
			The Tenderer provided one (1) artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate		15
			The Tenderer provided two (2) or more artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate		25

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SUB-CATEGORY A: TENDERER'S EXPERIENCE, KEY PERSONNEL, EXPERIENCE OF KEY PERSONNEL AND AVAILABILITY OF 1 TON BAKKIE					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
3	Experience of Key Personnel The tenderer's key personnel to be allocated for the execution of the contract must have experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. Note: <i>The tenderer must complete and submit the attached Curriculum Vitae template for their key personnel with relevant experience to the works required. The tenderer must provide a separate form for each key personnel as per the positions listed in the form.</i>	The tenderer must have the following personnel for the execution of the works required for this contract: Artisan Fitter The Artisan Fitter is required to have a minimum of 3 years in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate.	The Artisan Fitter(s) does not have the required minimum of 3 years in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate	25	0
			The Artisan Fitter(s) have the required minimum of 3 years but not more than 4 years' experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate		15
			The Artisan Fitter(s) have more than 4 years' experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate		25
			4	Availability of a 1-ton bakkie Tenderer must make available a minimum of one 1-ton bakkie that will be allocated for this contract.	The tenderer must submit proof of ownership for vehicle(s) or letter of intent to hire if the intention is to hire the vehicle from a hiring company (A minimum of one 1-ton bakkie is required).
The tenderer submitted proof of ownership for or letter of intent to hire for one 1-ton bakkie	12				
The tenderer submitted proof of ownership for or letter of intent to hire for two or more than two 1-ton bakkies	20				
MINIMUM QUALIFYING SCORE				[60]	

Directors:

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SUB-CATEGORY A: TENDERER'S EXPERIENCE, KEY PERSONNEL, EXPERIENCE OF KEY PERSONNEL AND AVAILABILITY OF 1 TON BAKKIE					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
TOTAL				[100]	

NB: Bidders are required to meet a minimum of 60 points on the functionality evaluation to be further evaluated on Part B: Tender's Workshop Capacity. Bidders that do not meet a minimum of 60 points will be disqualified and will not be evaluated further.

Part B – Tenderer's Workshop Evaluation

SUB-CATEGORY A: TENDERER'S WORKSHOP CAPACITY					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
1	Workshop's Stripping Bay The Tenderer (Company) is required to have a workshop which has a stripping bay for pumps.	The tenderer must present a workshop which has the stripping bay with the capacity to strip, clean and assess pumps as well as stripping work bench, stripping tools and stripping equipment.	Workshop's Stripping Bay compliant (Yes/No)		
2	Workshop's Assembly Bay The Tenderer (Company) is required to have a workshop which has an assembly bay for pumps.	The tenderer must present a workshop which has the assembly bay with the capacity to assemble pumps as well as assembly work bench, assembly tools and assembly equipment.	Workshop's Assembly Bay compliant (Yes/No)		
3	Workshop's Spray-painting Bay The Tenderer (Company) is required to have a workshop which has a spray-painting bay for pumps.	The tenderer must present a workshop which has spray-painting bay for pumps with spray-painting equipment.	Workshop's Spray-painting Bay compliant (Yes/No)		

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 Johannesburg Water SOC Ltd
 Registration Number: 2000/029271/30

SUB-CATEGORY A: TENDERER'S WORKSHOP CAPACITY					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
4	Pump Loop Test The Tenderer (Company) is required to have a workshop which has a pump loop test facility which can at least drive a 30kW motor.	The tenderer must present a workshop which has a Pump Loop Test Facility which can at least test a pump driven by 30kW motor. The facility must also have instruments to monitor performance parameters of the pump including flow meter, pressure gauges, infrared thermometer and ampere meter.	Workshop's Pump Loop Test Facility compliant (Yes/No)		
THE TENDERER WILL BE RECOMMENDED TO BE EVALUATED FURTHER WHEN ALL WORKSHOP ITEMS ARE COMPLIANT					

Technical Evaluation: Sub-Category B – Head of Works and Sedimentation Tanks

SUB-CATEGORY B: TENDERER'S EXPERIENCE, KEY PERSONNEL, EXPERIENCE OF KEY PERSONNEL AND AVAILABILITY OF 1 TON BAKKIE					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
1	TENDERER'S EXPERIENCE The Tenderer (Company) is required to have experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants	The Tenderer (Company) must provide relevant reference letter(s) with proof that they have executed the required works in rendering services for the repair or maintenance of electromechanical equipment for drinking and wastewater treatment Plants. <i>The tenderer must request their client (where work was executed) to complete the templates attached in the tender document in full or provide reference letters in their client's letter head with all information as required per the template provided.</i>	Less than 3 years 3 years and more but less than 4 years 4 years or more	30	0 18 30

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SUB-CATEGORY B: TENDERER'S EXPERIENCE, KEY PERSONNEL, EXPERIENCE OF KEY PERSONNEL AND AVAILABILITY OF 1 TON BAKKIE					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
2	Key Personnel The Tenderer (Company) is required to assign a minimum number of one key personnel with the stipulated qualifications to execute the works.	Tenderer (Company) is required to submit the stipulated qualifications for the minimum number of key personnel who will be assigned to this contract for the execution of the work. The following personnel will be required for this contract: Artisan Fitter: The Tenderer is required to provide a minimum of one (1) artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate.	The Tenderer did not provide any artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate	25	0
			The Tenderer provided one (1) artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate		15
			The Tenderer provided two (2) or more artisan fitter with a Fitter trade test certificate or Fitter & Turner trade test certificate or Millwright trade test certificate		25
3	Experience of Key Personnel The tenderer's key personnel to be allocated for the execution of the contract must have experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. Note: The tenderer must complete and submit the attached Curriculum Vitae	The tenderer must have the following personnel for the execution of the works required for this contract: Artisan Fitter The Artisan Fitter is required to have a minimum of 3 years in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate.	The Artisan Fitter(s) does not have the required minimum of 3 years in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate	25	0
			The Artisan Fitter(s) have the required minimum of 3 years but not more than 4 years' experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate		15

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SUB-CATEGORY B: TENDERER'S EXPERIENCE, KEY PERSONNEL, EXPERIENCE OF KEY PERSONNEL AND AVAILABILITY OF 1 TON BAKKIE					
CRITERIA NO.	CRITERIA	EVIDENCE	SUB-CRITERIA/CLAUSE	MAX SCORE	SCORE
	<i>template for their key personnel with relevant experience to the works required. The tenderer must provide a separate form for each key personnel as per the positions listed in the form.</i>		The Artisan Fitter(s) have more than 4 years' experience in repairs or maintenance work of electromechanical equipment for drinking and wastewater treatment Plants. The required experience must be after obtaining a trade test certificate		25
4	Availability of a 1-ton bakkie Tenderer must make available a minimum of one 1-ton bakkie that will be allocated for this contract.	The tenderer must submit proof of ownership for vehicle(s) or letter of intent to hire if the intention is to hire the vehicle from a hiring company (A minimum of one 1-ton bakkie is required).	The tenderer did not submit proof of ownership for or letter of intent to hire for a 1-ton bakkie	20	0
			The tenderer submitted proof of ownership for or letter of intent to hire for one 1-ton bakkie		12
			The tenderer submitted proof of ownership for or letter of intent to hire for two or more than two 1-ton bakkies		20
MINIMUM QUALIFYING SCORE				60	
TOTAL				100	

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CONTACTABLE REFERENCE

To Johannesburg Water (SOC) Ltd

I, the undersigned being duly authorized to do so, hereby furnish a reference to Johannesburg Water relative to the **Johannesburg Water's Bulk Wastewater's electro-mechanical infrastructure and associated components on an as and when required basis for a period of nine (9) months.**

Name of Tenderer:

Description of Services provided in relation to scope of work or criteria 1 of evaluation

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

Duration: Year-Month-Day when the Goods / Services were provided.....

Contract/Project Value:

Name of authorised person:

Signature:**Date**

Telephone/Mobile:

Email:

Completed on behalf (Name of Client)

NB: This document must be completed by the referee and included in the tender submission. Alternatively, the client's letterhead may be used for this purpose provided it complies with the functional criteria requirements. A separate form must be completed for each reference as required in the evaluation criteria. Information provided will be verified and if found to be false or misrepresented, punitive measures will be instituted against the respective party including blacklisting and restriction from participating in any future government tender.

CONTACTABLE REFERENCE

To Johannesburg Water (SOC) Ltd

Directors:

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Ms Kethabile Mabe (Company Secretary),

Johannesburg Water SOC Ltd

Registration Number: 2000/029271/30

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Name of Tenderer:

Description of Services provided in relation to scope of work or criteria 1 of evaluation

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

Duration: Year-Month-Day when the Goods / Services were provided.....

Contract/Project Value:

Name of authorised person:

Signature: **Date**

Telephone/Mobile:

Email:

Completed on behalf (Name of Client)

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To Johannesburg Water (SOC) Ltd

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Directors:

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infrastructure and associated components on an as and when required basis for a period of nine (9) months.

Name of Tenderer:

Description of Services provided in relation to scope of work or criteria 1 of evaluation

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

Duration: Year-Month-Day when the Goods / Services were provided.....

Contract/Project Value:

Name of authorised person:

Signature:Date

Telephone/Mobile:

Email:

Completed on behalf (Name of Client)

NB: This document must be completed by the referee and included in the tender submission. Alternatively, the client's letterhead may be used for this purpose provided it complies with the functional criteria requirements. A separate form must be completed for each reference as required in the evaluation criteria. Information provided will be verified and if found to be false or misrepresented, punitive measures will be instituted against the respective party including blacklisting and restriction from participating in any future government tender.

Curriculum Vitae of Key Personnel

Provide separate forms for each key personnel as per the position listed in the form:

Fitter

Curriculum Vitae	
Name:	Date of birth:
Profession:	Nationality:
Qualifications:	

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Certificates:		
Name of Employer (firm):		
Current position:	Total Months Relevant Experience:	
<u>Employment Record:</u>		
<u>Experience Record Pertinent to Required service:</u>		
START DATE (day/month/year)	End DATE (day/month year)	ROLE WHICH PROVES RELEVANT EXPERIENCE

Certification:

I, the undersigned, certify that, to the best of my knowledge and belief, this data correctly describes me, my qualifications and my experience.

.....
Signature of person named in the schedule

.....
Date

- 5.3.2.** Bidders are required to meet a minimum of 60 points on the functionality evaluation and their workshop evaluation is found to be compliant to be further evaluated on the preference points. Bidders that do not meet a minimum of 65 points will be disqualified and will not be evaluated further.

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5.4. Stage 3: The responses will be evaluated on the **80/20 preference point's principle**. 80 Points Price and 20 Points Specific Goals. Pricing schedule to be completed fully by the bidder. Bidders who failure to quote or complete the pricing schedule as per this requirement will be disqualified.

The required proof for claiming points for specific goals is as follows:

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Number of points claimed. (80/20 system) (To be completed by the tenderer)
Business owned by 51% or more –Women	10	
SMME (EME or QSE) owned by 51% or more - Black People	10	
Total	20	

SPECIFIC GOALS – ANY ONE OR A COMBINATION OF ANY	MEANS OF VERIFICATION THAT MUST BE SUBMITTED OR A COMBINATION THEREOF TO PROVIDE POINTS CLAIMED
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Business owned by 51% or more-Women	<ul style="list-style-type: none"> Valid construction sector BBBEE Certificate issued by SANAS accredited verification agency or construction sector Affidavit sworn under oath, OR CIPC registration document showing percentage of ownership and share certificate where applicable ID copy
SMME (EME or QSE) owned by 51% or more - Black People	<ul style="list-style-type: none"> Valid construction sector BBBEE Certificate issued by SANAS accredited verification agency or construction sector Affidavit sworn under oath, OR CIPC registration document showing percentage of ownership and share certificate where applicable ID copy

Note: A tenderer failing to submit proof of specific goals claimed as per the tender conditions may not be disqualified but only points for price will be allocated and zero points for specific goals.

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6. RETURNABLE DOCUMENTS

The following documents **must** be returned together with this Request for Pricing:

- 6.1. This request for pricing document must be completed and submitted with pricing or quotation.
- 6.2. Proof of points claimed for specific goal must be submitted in order to qualify for Specific Goals points.
- 6.3. Complete and sign the following Municipal Bidding Documents (MBD).
 - 6.3.1. MBD 3.1 Firm Price(s) Purchase
 - 6.3.2. MBD 4 form (Declaration of Interest).
 - 6.3.3. MBD 6.1 Form (Preference points claim form).
 - 6.3.4. MBD 8 (Declaration of Bidder's Past Supply Chain Management Practices)
 - 6.3.5. MBD 9 (Certificate of Independent Bid Determination).
- 6.4. Latest municipal account/statement not older than three months or valid lease agreement for both the company and all active Directors.
- 6.5. The required documentary evidence for functionality or technical evaluation (where Applicable).
- 6.6. CIDB Certificate

7. GENERAL TERMS AND CONDITIONS

Price(s) quoted must be valid for ninety (90) days from date of your offer.

Price(s) quoted **must** be firm for the duration of the contract and must be exclusive of VAT.

Bidders will be afforded a period of two (2) days to complete the following returnable documents (MBD 4, MBD 8 and MBD 9) in instances where such forms are incomplete.

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Bidders who did not submit municipal statement of account or valid lease agreement for both the company and all active directors will be afforded a period of two (2) days to submit. In a case where the company or active Directors have municipal commitments overdue for more than 90 days they will be offered three (3) days to settle their overdue amounts or submit proof of an arrangement agreed to between that municipality and that company or Director.

8. SPECIAL CONDITIONS OF CONTRACT

GENERAL

NB: The attention of the tenderer is drawn to the fact that General Conditions of Contract (JW13) shall apply, where applicable, to this contract.

1. DEFINITIONS:

- 1.1 That "Johannesburg Water (SOC) Ltd" shall herein after be referred to as "JW".
- 1.2 The "Managing Director" shall mean the Managing Director: Johannesburg Water (SOC) Ltd or his authorised representative.
- 1.3 "Vat" shall mean Value Added Tax in terms of the Value Added Tax Act 89 of 1991 as amended.
- 1.4 "Regional Maintenance Manager" shall mean the JW Maintenance Manager of one of the JW sites or his authorised representative.
- 1.5 "Service provider or Service Provider" shall mean the recommended tenderer who has been awarded the tender and has entered into a formal contract with JW upon acceptance of the appointment.

2. PRICE:

- 2.1 All prices shall exclude Value Added Tax (VAT) at the standard rate as gazetted from time to time by the Minister of Finance in terms of the Value Added Tax Act 89 of 1991 as amended.
- 2.2 The pricing schedule must be completed in full and all alterations must be authenticated with a signature.

Failure to comply with this requirement will render the tender liable for rejection on grounds of being incomplete.
- 2.3 With their rate offered, the service provider will be required to include the cost of all consumables.

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- 2.4 The “strip, assess and quote” rate will be quoted as per equipment and the rate must include all overheads and it is only intended for unforeseeable costs, equipment, tools and consumables.
- 2.5 The “assemble and test” rate will be quoted as per equipment and the rate must include all overheads and it is only intended for unforeseeable costs, equipment, tools and consumables.

3. CONTRACT PRICE ADJUSTMENT:

- 3.1 A firm price tender is required for rates provided for the duration of the contract.

4. SURETY BOND:

- 4.1 No surety bond shall be required in terms of this contract.

5. COMPLIANCE WITH LEGISLATION:

- 5.1 The Service provider shall comply with all Municipal By-laws, and any other Laws, Regulations or Ordinances and shall give all notices and pay all fees required by the provisions of such By-laws and Regulation specified therein.
- 5.2 The Service provider shall comply with all the requirements prescribed in the technical specification, unless otherwise stated.

6. SAFETY:

- 6.1 Without derogation from the generality of Clause 5.1, or from any other provision of this contract, the Service provider shall comply in all respects with the safety and other requirements of the Occupational Health Safety Act 85 of 1993 and the regulations applicable.
- 6.2 The service provider shall also comply with all Occupational Health and Safety requirements as prescribed at JW sites and premises; whether conducting work on site or merely collecting equipment.
- 6.3 The tenderer(s) will be required to compile and submit a Health and Safety File for approval by the JW OHS Department prior to commencement of the contract.

7. INSURANCE AND INDEMNIFICATION:

- 7.1 In addition to any insurance required to be held by the Service provider in terms of the Occupational Injuries and Diseases Act No.130 of 1993, the Service provider must be fully insured against all accidents, loss or damage arising out of the conditions or operation of the vehicles or execution of any work including all Third-Party risks.

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- 7.2 The Service provider hereby indemnifies and agrees to keep indemnified throughout the period of the contract JW against all claims by third parties or the Service provider's own employees resulting from the operations carried out by the Service provider under this contract up until the date of acceptance.
- 7.3 A current certificate of good standing in terms of the Compensation for Occupational Injuries and Diseases Act, 1993 must be furnished by the Service provider within 21 days of notification of acceptance of the tender. Proof of renewal or extension of insurance cover must be furnished by the Service provider whenever required by JW.
- 7.4 The Service provider shall be liable for any damages or injury of whatever nature caused directly or indirectly as a result of his operations, to any of JW's or Municipal Government or Private Property or to his own vehicles and personnel.
- 7.6 The service provider shall be liable against any damage or theft of JW assets in his possession and or in transit and must be insured and indemnify should such instances happen.

8. REMEDIES, BREACH, WHOLE AGREEMENT, WAIVER VARIATION AND INDULGENCES:

- 8.1 If the supplier or any person employed or associated with him or in the case of a Company, a Director or shareholder or person similarly associated with such Company, either directly or indirectly gives or offers to give any gratuity, reward or commission or other bribe to person in the employ of JW this contract shall be avoidable at the instance of JW.
- 8.2 If the Service provider has not complied with the Managing Director's requirements or if he is in breach of any of the Conditions of this contract and:
- 8.2.1 Fails to remedy such breach within 14 (fourteen) days of receipt of written notice requiring it to do so (or if not reasonably possible to remedy the breach within 14 (fourteen days), within such further period as may be reasonable in the circumstances, provided that the Service provider furnishes evidence within the period of 14 (fourteen) days reasonably satisfactory to JW, that it has taken whatever steps are available to it to commence remedying the breach), then the JW shall be entitled, without notice and in addition to any other remedy available to it at law or under this agreement, including obtaining an interdict, to cancel this agreement or to claim specific performance of any obligation whether or not the due date for performance has arrived, in either event without prejudice to JW's right to claim damages.

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- 8.2.2 Should JW elect to cancel the contract then and in such instance a certificate presented by the Managing Director of JW shall constitute proof of the service provider's indebtedness to JW.
- 8.3 This agreement constitutes the entire agreement between the parties relating to the matter hereof.
- 8.4 No amendment or consensual cancellation of this agreement or any provision or term hereof or of any agreement, bill of exchange or other document issued or executed pursuant to or in terms of this agreement and no settlement of any dispute arising under this agreement and no extension of the time, waiver or relaxation or suspension of any of the provisions or terms of this agreement or of any agreement, bill of exchange or other document issued pursuant to or in terms of this agreement shall be binding unless recorded in a written document signed by the parties. Any such extension, waiver or relaxation or suspension, which is so given or made, shall be strictly construed as relating to the matter in respect whereof it was made or given.

9. DISPUTES:

- 9.1 In the event of any dispute arising between JW and the Service provider in connection with or arising out of the contract, it shall be referred to the Managing Director of JW who shall state his decision in writing and give notice of the same to the Service provider within 28 days of the dispute having been submitted to the Managing Director of JW. Such decision shall be binding upon the Service provider subject to clause 9.2.
- 9.2 Should the Service provider be dissatisfied with the decision of the Managing Director he/she may, within 28 days after receiving notice of such decision, require that the issue or issues be referred to a single arbitrator to be agreed upon between the parties or, failing agreement, to be nominated by the Chairman of the Association of Arbitrators and any such reference shall be deemed to be submission to the arbitration of a single arbitrator in terms of the Arbitration Act, 1965. The award of the arbitrator shall be final and binding on both parties.
- 9.3 Not later than one week after receipt of notice calling for arbitration, JW may give notice to the Service provider that the dispute or disputes be settled by Court of Law having jurisdiction.

10. SCOPE OF CONTRACT:

- 10.1 The tenderer will be required to repair and maintain electromechanical equipment and civil structures at various JW wastewater treatment works on an "as and when" required basis

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for a period of nine (9) months. The scope of the contract will be categorised into Pump Stations, Head of Works and Sedimentation Tanks.

Specifically, for pump stations the contractor must have Pump Test Loop which can drive a motor of at least 30kW rating. The Pump Test Loop will be utilised to perform some of the routine tests on the pump after repairs. The pump test loop must have valid proof of calibration certificates for the following testing equipment on the pump loop test:

- Pump test loop flow meter
- Vibration meter
- Pump test loop pressure gauge
- Infrared thermometer to conduct temperature tests
- Ampere (Amp) meter for amps drawn
- Noise meter

JW may request, at their discretion, for the results of routine tests of pumps to be accompanied by valid calibration certificates.

- i) The service provider will be required to complete and sign the equipment collection when collecting any equipment for repairs at the JW sites.

This form shall also be completed and signed when delivering / returning that particular piece of equipment to the JW sites.

- ii) The relevant authorised JW representative will also sign that same form (referred to herein Clause 10.1 (i)) during collection and delivery of equipment.
- iii) A copy of the form (referred to herein Clause 10.1 (i) and (ii)), will then be issued to the service provider upon delivery of the equipment to JW.

10.2 The tenderer will be required to strip the equipment and provide JW with a comprehensive (detailed) quotation of the required work, the costs breakdown and failure assessment report within five (5) working days after stripping the equipment.

- i) JW reserves the right to inspect the stripped equipment prior to approval of the work.

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- ii) The comprehensive quotation (referred to herein Clause 10.2) must include a “pre-quotation” from the OEM (Original Equipment Manufacturer) for the components / parts / spares which the service provider intends to use when carrying out any repair and maintenance work. The comprehensive quotation will also be accompanied by a proposed repair strategy and Quality Control Plan (QCP).
- iii) Every comprehensive repair quote (referred to herein Clause 10.2 (ii)) must also include / indicate the Total Cost of Replacement of the equipment. The Total Cost of Replacement will be supported by a quote from Pump Manufacturer.

Thereafter the Authorised JW representative shall:-

- 10.2.1 Issue an approval to commence with repairs / maintenance through a Purchase Order/ Purchase Instruction. OR
- 10.2.2 Issue a letter instructing the service provider to NOT commence with repairs / maintenance on the equipment and return the equipment.

The Service provider will then assemble the equipment and return the equipment to relevant JW site. The strip, repair, assembling and transport rate will then be applied in this instance.

- 10.2.3 JW may decide to replace the pumps, valves etc. instead of repairing it. In this instance, the quote for Total Cost of Replacement will be used together with the mark-up rate tendered for by the contractor in the pricing schedule. Replacement pumps shall be subjected to Factory Acceptance Test (FAT) before they are delivered to JW sites, and Site Acceptance Test (SAT) after installation and before hot commissioning. FAT and SAT shall be based on approved Quality Control Plan (QCP) which has been approved by JW. QCP must be sent to JW for approval as soon as Purchase Order (PO) is issued. Rates for ‘site work’ in the pricing schedule will be used for ‘site work’ associated with the replacement pump.

Replacement pumps which are not the exact same model of the existing pumps due to product obsolescence will not be accepted by JW in a form of PO before the following has happened: product applications engineer has issued pump and system curves which prove that the model is suitable for the application and JW Mechanical Engineers have verified the pump and system curves for the specific application. Pump selection shall be based on principles of energy efficiency and JW Mechanical Engineers shall

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verify these before acceptance. Only pumps which do not require modification of the pipework or motor controller panels will be considered for approval.

10.3 Upon completion of works (repairs and/or maintenance), the service provider shall deliver the equipment to the respective JW sites.

- i) The service provider shall include a data pack with the following documents: comprehensive job card, detailed invoice, delivery note, completed quality control forms (QCP), site acceptance form (where applicable)
- ii) Comprehensive job card and detailed invoice shall outline all the work done and consumables used, as well as any parts fitted or replaced on the equipment.
- iii) For every work / job that entails replacement of parts, the detailed quality control forms must also include OEM pre-invoices and material certificates (where applicable) for each part or spare replaced or fitted.
- iv) Detailed quality control forms must also include assembly check sheets, paint check sheets, factory release forms and test reports confirming the operational assessment condition of the equipment post repair / maintenance / replacement. JW may also, at their discretion, request the copies of valid calibration certificates for the pump test loop instruments and any other instruments used in the routine testing of the pump.
- v) The detailed quality control forms must also include Warrantee Certificates for every repair and replacement work.
- vi) Where scope of work includes installation or site work, the detailed quality control forms must also include site acceptance forms approved by JW authorised representative.
- vii) On request by JW, the detailed invoice (referred to herein Clause 10.3 (i)) must be accompanied by **All** replaced parts upon delivery of the equipment to the respective JW sites.

Failure to do so shall result in the non-signing of the Delivery Note (i.e. the JW Representative will not endorse the work done by the service provider) and will result in non-payment of the service provider.

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viii) Equipment must be rendered of “good condition” in whole and not in parts.

ix) The comprehensive job card (referred to herein in Clause 10.3 (i)) must include the equipment serial number, equipment type, make and size of equipment.

10.4 In an Emergency, work will be authorised by JW official email or a letter instructing the service provider to undertake specified work and Overtime rates will be charged.

The email or letter must be written by the JW Regional Maintenance Manager or Mechanical Manager or JW official with equivalent or higher authority.

i) Payment for all emergency work must conform to the requirements of Clause 10.3

10.5 For any additional work (not covered under the contract scope) that might be required on the equipment at the time of repairs / maintenance, the service provider shall only commence upon receipt of JW official purchase order for that repair.

10.6 All equipment repaired by the service provider must be pre-filled with oil and greased by the service provider prior to delivering the equipment to JW.

Only oil and grease that is recommended by the relevant equipment manufacturer may be used. JW reserves the right to sample the grease and oil filled in the delivered equipment for laboratory testing to confirm suitability and compliance with OEM specifications.

The authorised JW representative will confirm that this has been done when signing the equipment collection and delivery form.

11. WARRANTY:

11.1 The provisions of this contract shall be subject to the warranties that apply to new parts supplied by the service provider for repairs of pumps for the duration of the contract.

Therefore, if the rectification of a defect in these assets or the replacement of a part is covered by warranty, such rectification/replacement shall be done at no cost to JW.

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- 11.2 The warranty period referred herein Clause 11.1 above, will be for a period of six (6) months from the time that the equipment is installed at the applicable JW site and is in use.
- 11.3 For the equipment that has a run hour meter, the warranty will be equivalent to operational hours as per run hour meter from the time of installation.
- 11.4 For replacement pumps and valves, warranty shall be 12 months from date of commissioning.

12. QUANTITIES:

- 12.1 No quantities are given due to the nature of this contract.
- It is the tenderer's responsibility to conduct thorough assessment to understand the condition and age of the equipment to be repaired or maintained.
- Also, the tenderer is encouraged to familiarise themselves with all JW Bulk Wastewater Treatment Plant and the distances to be travelled when collecting and delivering equipment as well as when conducting site work.

13. VALIDITY OF TENDER:

- 13.1 The Tender shall be valid for a period of ninety (90) days from the date of closing of Tenders.

14. ADJUDICATION OF TENDERS:

- 14.1 The highest, lowest or any tender will not necessarily be accepted by JW. JW reserves the right to adjudicate the Tender to its best interest and will not necessarily award the tender in whole or in part and to more than one tenderer.
- 14.2 JW will inspect the premises of the tenderers for the purpose of adjudication.

16. PAYMENT:

- 15.1 The method and conditions of payment to be made to the service provider(s) under this contract shall be in accordance to JW's conditions of payment.
- The attention of the service provider is brought to the following additional requirements:
- i) The service provider is required to submit a comprehensive job card and detailed invoice as prescribed under Clause 10.3 and all its requirements. Failure to provide these documents will result in non-payment of the invoices.

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- ii) The service provider shall submit the invoice for work done as well as the statement to the relevant JW site and representative for which services were rendered for.

Payment will be processed based on 30 days from the date of statement subject to any adjustment by the Regional Maintenance Manager or authorised JW Representative in respect of errors, downtime, penalties or any other claim that 'JW' may have in respect of this contract.

17. INSPECTIONS:

- 16.1 The Regional Maintenance Manager or any official of JW on their behalf may at any time by appointment with the service provider inspect the material and workmanship relating to maintenance work performed by the service provider.

18. REPLACEMENT PARTS:

- 17.1 All spare parts used for repairs, must be parts approved by the Original Equipment Manufacturer (OEM).

No **machined parts** shall be allowed for pumps.

- 17.2 All spare parts used for repairs, must not be of inferior quality. Where they may be found to be defective prior to the prescribed.

Warranty period (herein referred to in Clause 11.1 and Clause 11.2) will be applied.

19. RESPONSE TIMES:

- 18.1 The service provider's response times for collection of equipment for normal repairs will be **24 hours** and **3 hours** for emergency work; from the time of receiving the request from JW.

20. TURNAROUND TIMES:

- 19.1 The turnaround time for repairing equipment shall be **24 hours** for emergencies and a maximum of **1 (one) month** for normal repairs. Delivery of replacement pumps and valves must be within **12 weeks** after purchase order is issued.

21. PENALTIES:

- 20.1 Instead of exercising its rights in terms of Clause 22 of the General Conditions of Contract (JW 13), the relevant Manager may, at his discretion impose the following penalties:

- i) If the service provider fails to meet the 3 hours (for emergencies) and to 24 hours (for normal work) response times from the official time of order, the service provider will incur penalties amounting to 10% (ten percent) of their total invoice for that specific job.

This 10% penalty will be charged per day of delay in returning the repaired equipment to JW up to a maximum of 5 days.

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- ii) If the Service provider fails to meet the 24 hours (for emergencies) to maximum of 1 (one) month (for normal work) turnaround times from the official time of order, the service provider will incur penalties amounting to 15% (fifteen percent) of their total invoice for that specific job.

This 15% penalty will be charged per day of delay in returning the repaired equipment to JW up to a maximum of 5 days.

- iii) In all cases where there are delays in completing the job (normal jobs or emergency jobs), the Service provider must supply written explanations prior to the job deadline, indicating the cause thereof.

If in the opinion of the Regional Maintenance Manager, Senior Manager or other Authorised JW representative the delay was unavoidable, no penalties will be deducted in effecting payment for that invoice and the deadline will be extended as per agreement with the Regional Maintenance Manager, Senior Manager or Authorised JW representative.

- iv) Where, in the opinion of the relevant Regional Maintenance Manager, Senior Manager or other Authorised JW representative any delays could reasonably have been avoided, the penalties shall be exercised as stipulated above on Clauses 21.1 (i) and (ii).

22. FURTHER INFORMATION:

- 21.1 For technical enquiries, contact the below:

Mr Thabiso Thabeng

Email: thabiso.thabeng@jwater.co.za

Tel: (011) 510 2602

23. NOTICE:

- 22.1 Any NOTICE or communication required or permitted to be given in terms of this agreement shall be valid and effective only if in writing and may be given in one or more of the following manners:-

- 22.1.1 Sent by prepaid registered post (by airmail if appropriate) in an envelope correctly addressed to it at an address chosen as its *domicilium citandi et executandi* to which post it is delivered, in which event such notice shall be deemed to have been received on the 7th (seventh) business day after posting (unless the contrary is proved);

Or

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22.1.2 Delivered by hand to a responsible person during ordinary business hours at the physical address chosen as its *domicilium citandi et executandi*, in which event such notice shall be deemed to have been received on the day of delivery;

Or

22.1.3 Sent by telefax to its chosen telefax number, in which event such notice shall be deemed to have been received on the date of dispatch (unless the contrary is proved).

22.2 Notwithstanding anything to the contrary herein contained a written notice or communication actually received by a party shall be adequate written notice or communication to it notwithstanding that it was not sent to or delivered at its *domicilium citandi et executandi*.

PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

- 1.1. BIDS MUST BE SUBMITTED BY THE STIPULATED TIME . LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION
- 1.2. **ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR ONLINE**
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.

2. TAX COMPLIANCE REQUIREMENTS

- 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
- 2.3 APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
- 2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.
- 2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.

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2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.

2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?
☐ YES ☐ NO

3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?
☐ YES ☐ NO

3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?
☐ YES ☐ NO

3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?
☐ YES ☐ NO

3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?
☐ YES ☐ NO

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

GENERAL CONDITIONS OF CONTRACT (GCC) WILL BE APPLICABLE TO THIS RFP.

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

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

DATE:

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PRICING SCHEDULE – FIRM PRICES (PURCHASES)

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

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

Name of Bidder.....	Bid Number.....
Closing Time	Closing Date

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

ITEM NO.	QUANTITY	DESCRIPTION	BID PRICE IN RSA CURRENCY **(ALL APPLICABLE TAXES INCLUDED)
----------	----------	-------------	--

- | | | |
|---|--|--------------------------|
| - | Required by: | |
| - | At: | |
| | | |
| - | Brand and Model | |
| - | Country of Origin | |
| - | Does the offer comply with the specification(s)? | *YES/NO |
| - | If not to specification, indicate deviation(s) | |
| - | Period required for delivery | |
| | | *Delivery: Firm/Not firm |
| - | Delivery basis | |

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

** "all applicable taxes" includes value- added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies.

*Delete if not applicable

SIGNATURE(S) OF AUTHORIZED PERSON

DATE:

**Name of
bidder.....
.....**

Name of authorized person (in block letters)

MBD 4

DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state¹.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.

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

3.1 Full Name of bidder or his or her representative:.....

3.2 Identity Number:

3.3 Position occupied in the Company (director, trustee, hareholder²):.....

3.4 Company Registration Number:

3.5 Tax Reference Number:.....

3.6 VAT Registration Number:

3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.

3.8 Are you presently in the service of the state? **YES / NO**

3.8.1 If yes, furnish particulars.

.....

¹MSCM Regulations: "in the service of the state" means to be –

- (a) a member of –
 - (i) any municipal council;
 - (ii) any provincial legislature; or
 - (iii) the national Assembly or the national Council of provinces;
- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) an employee of Parliament or a provincial legislature.

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

3.9 Have you been in the service of the state for the past twelve months?**YES / NO**

3.9.1 If yes, furnish particulars.....

.....

3.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.10.1 If yes, furnish particulars.

.....
.....

3.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.11.1 If yes, furnish particulars

.....
.....

3.12 Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state? **YES / NO**

3.12.1 If yes, furnish particulars.

.....
.....

3.13 Are any spouse, child or parent of the company's directors trustees, managers, principle shareholders or stakeholders in service of the state? **YES / NO**

3.13.1 If yes, furnish particulars.

.....
.....

3.14 Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract. **YES / NO**

3.14.1 If yes, furnish particulars:

.....
.....

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

Full Name	Identity Number	State Employee Number

.....
Signature

.....
Date

.....
Capacity

.....
Name of Bidder

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

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

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

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

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

1.2 The applicable preference point system for this tender is the 80/20 preference point system.

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

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

1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

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

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

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

2. DEFINITIONS

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

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1 POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{min} = Price of lowest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1 In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in Table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Number of points claimed (80/20 system) (To be completed by the tenderer)
SMME (EME or QSE) owned by 51% or more - Black People	10	
Business owned by 51% or more –Women	10	
Total	20	

5. DECLARATION WITH REGARD TO COMPANY/FIRM

5.1 Name of company/firm.....

5.2 Company registration number:

5.3 TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

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

- i) The information furnished is true and correct.
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a

result of that person's conduct;

- (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

.....
SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

.....

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

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

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

4.3.1	If so, furnish particulars:		
Item	Question	Yes	No
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.7.1	If so, furnish particulars:		

CERTIFICATION

**I, THE UNDERSIGNED (FULL NAME)
CERTIFY THAT THE INFORMATION FURNISHED ON THIS
DECLARATION FORM TRUE AND CORRECT.**

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

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

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

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by:

(Name of Municipality / Municipal Entity)

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

I certify, on behalf of:_____that:

(Name of Bidder)

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

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

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

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

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder