

PART A EXPRESSION OF INTEREST SBD1

YOU ARE HEREBY INVITED TO EXPRESS INTEREST FOR REQUIREMENTS OF THE DEVELOPMENT BANK OF SOUTHERN AFRICA LIMITED

BID NUMBER:	RFR/PARLIAMENT/9GB/EOI	CLOSING DATE:	27/ 11/ 2023	CLOSING TIME:	23h55
-------------	------------------------	---------------	--------------	---------------	-------

DESCRIPTION: **PREQUALIFICATION OF CONTRACTORS FOR REPAIRS AND UPGRADES TO THE OLD ASSEMBLY AND NATIONAL ASSEMBLY BUILDINGS LOCATED IN THE PARLIAMENT PRECINCT, CAPE TOWN**

THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).

BID RESPONSE DOCUMENTS MAY BE SUBMITTED AT:

Tender Box folder for RFP via Microsoft One Drive (Refer to E1.1)

FOR ATTENTION: **Qetelo Mpanza PROCUREMENT & TENDER OFFICER**

SUPPLIER INFORMATION

NAME OF BIDDER:					
POSTAL ADDRESS:					
STREET ADDRESS:					
TELEPHONE NUMBER:	CODE:		NUMBER:		
CELLPHONE NUMBER:					
FACSIMILE NUMBER:	CODE:		NUMBER:		
E-MAIL ADDRESS:					
VAT REGISTRATION NUMBER:					
	TCS PIN:		AND/OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		<input type="checkbox"/> Yes <input type="checkbox"/> No
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	<input type="checkbox"/>	A REGISTERED AUDITOR			
		NAME:			

[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT (FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]

ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No <i>[IF YES ENCLOSE PROOF]</i>	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No <i>[IF YES ANSWER PART B:3 BELOW]</i>
SIGNATURE OF BIDDER	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY:	DEVELOPMENT BANK OF SOUTHERN AFRICA LIMITED		
CONTACT PERSON:	Refer to E1.1	CONTACT PERSON:	Refer to E1.1
TELEPHONE NUMBER:		TELEPHONE NUMBER:	Refer to E1.1
FACSIMILE NUMBER:		FACSIMILE NUMBER:	Refer to E1.1
E-MAIL ADDRESS:		E-MAIL ADDRESS:	Refer to E1.1



The Development Bank of Southern Africa has a Zero Tolerance on Fraud and Corruption.
Report any incidents of Fraud and Corruption to Whistle Blowers on any of the following:

TollFree : 0800 20 49 33
Email : dbsa@whistleblowing.co.za
Free Post : Free Post KZN 665 | Musgrave | 4062
SMS : 33490

PART B	TERMS AND CONDITIONS FOR BIDDING	SBD1
1. BID SUBMISSION:		
<p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT LOCATION AS STIPULATED IN E1.1. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED– (NOT TO BE RE-TYPED) OR ONLINE</p> <p>1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.</p> <p>1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.</p> <p>1.5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022 (PPR2022), AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT. REFER TO LAST PAGE FOR APPLICABLE CONTRACT FORM.</p>		
2. TAX COMPLIANCE REQUIREMENTS		
<p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>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.</p> <p>2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) 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.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.</p> <p>2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</p>		
3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS		
<p>3.1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.</p>		

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

PART 1 OF 3

THE TENDER

TENDER NO. RFR/PARLIAMENT/9GB/EOI DEVELOPMENT BANK OF SOUTHERN AFRICA LIMITED

Client: Parliament of the Republic of South Africa

Implementing Agent: Development Bank of Southern Africa Limited 1258 Lever Road Midrand Johannesburg Gauteng 1685 Contact: As per E1.1	Project Manager: Mr. Tshepang Senotlela – Programme Manager 1258 Lever Road Midrand Johannesburg Gauteng 1685 Contact: As per E1.1
---	---

TABLE OF CONTENTS

PART 1 OF 3

SECTION	PART E1: SUBMISSION PROCEDURES	PAGE
	Invitation to Bid (SBD 1)	1
E1.1	Tender Notice and Invitation Submit an Expression of Interest	6
E1.2	Submission Data	9

PART 2 OF 3

SECTION	PART E2: RETURNABLE DOCUMENTS	PAGE
E2.1.1	Tender Brief Attendance	17
E2.1.2	Certificate of Authority for Signatory	18
E2.1.3	Joint Venture Consortium / Disclosure Form	22
E2.1.4	Record of Addenda to Tender document	31
E2.1.5	Declaration of Non-Performance and Termination	32
E2.1.6	Bidder's Disclosure (SBD4)	34
E2.1.7	Service Provider Code of Conduct	37
E2.1.8	RFP Declaration Form	40
E2.1.9	Enterprise Questionnaire	42
E2.1.10	Certificate of Acquaintance with Tender Document	45
E2.1.11	Proof of Registration with CSD & CIDB	47
E2.1.12	Tax Requirement	48
E2.1.13	Registration Certificates / Agreements / Identity Documents	49
E2.1.14	Workmen's Compensation Registration (COIDA)	50
E2.1.15	Unemployment Insurance Fund (UIF) – Registration Certificate (Act 4 of 2002)	51
E2.1.16	Financial Standing / Bank Rating	52
E2.1.17	SBD6.1: Broad Based Black Empowerment Status Level Certificate	53
BELOW FOR SELECTION SUBJECT TO APPLICABILITY		
E2.1.18	Subcontracting Schedule	<input type="checkbox"/> 58
E2.1.19	SBD6.2: Declaration Certificate for Local Production and Content for Designated Sectors	<input type="checkbox"/> 63

PART 3 OF 3

SECTION	PROJECT INFORMATION	PAGE
E3 – E5	Project Information	73

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

The Development Bank of Southern Africa Limited (DBSA) invites tenders for **RFR/PARLIAMENT/9GB/EOI : PREQUALIFICATION OF CONTRACTORS FOR REPAIRS AND UPGRADES TO THE OLD ASSEMBLY AND NATIONAL ASSEMBLY BUILDINGS LOCATED IN THE PARLIAMENT PRECINCT, CAPE TOWN.**

For this project a Two-Phase procurement procedure will be adopted:

PHASE 1: EXPRESSION OF INTEREST (EOI)

The first phase will be based on information submitted with this EOI document.

Tenderers who wish to qualify to be issued with a Phase 2 tender document must:

- Meet all stipulated criteria as defined in the applicable evaluation stages.

PHASE 2: REQUEST FOR PRICE (RFP)

The Tender Documents for Phase 2 will only be supplied to the shortlisted/qualifying bidders after the EOI process.

This document will contain pricing data, a bill of quantities, the agreement, contract data, and specifications.


Bidders will be assessed on Price & Preference, Risk and Other Objective Criteria, to conclude in recommendation.

The Tender Document and Supporting Documents are as published and to be sourced as detailed in the applicable media.

TENDER REQUIREMENTS		
SPECIALISATION	Minimum CIDB GRADING required:	9 GB or higher
	Professional Service:	N/A

LOCAL CONTENT	Applicable to Bid?
Tenderers are required to submit a <u>fully populated and signed SBD6.2 (Declaration Certificate for Local Content)</u> as per E2.1.19 of Part 2 of the Tender Document as a condition not this tender.	As part of Phase 2
<p><u>Note:</u> Tenderers are to ensure that they have a <u>fully completed and signed Annexures C</u> fully aligned and costed with the data and Designated Sectors stipulated in SBD6.2. readily available, which will form part of the conditional appointment letter and subsequent contract if successful.</p> <p>Annexure C must contain every product as listed in the Designated Sectors stipulated in Tender Part 2, E2.1.19 – SBD6.2 Local Production and Content.</p>	

CIDB B.U.I.L.D Programme	Applicable to Bid?
Reference to the application of the CIDB's B.U.I.L.D Programme , in relation to the fact that this tender is estimated that tenderers must have a CIDB contractor grading designation of 7 GB or higher.	YES
The CIDB Standard for Developing Skills through Infrastructure Contracts Gazette Notice No 36760 is applicable on the project in question and will apply.	As part of Phase 2
The CIDB Standard for Indirect Targeting for Enterprise Development through Construction works Contracts Gazette Notice No 36190 of 25 February 2013 is applicable on the project in question and will apply.	As part of Phase 2

	<p align="center">PART 1 OF 3</p> <p align="center">TENDERING PROCEDURES</p>	<p>TENDER NO. RFR/Parliament/9GB/EOI</p> <p>PREQUALIFICATION OF CONTRACTORS FOR REPAIRS AND UPGRADES TO THE OLD ASSEMBLY AND NATIONAL ASSEMBLY BUILDINGS LOCATED IN THE PARLIAMENT PRECINCT, CAPE TOWN</p>
---	--	--

KEY ACTIVITIES AND DATES		
TENDER BRIEF	Method:	Online and Physical (Both Mandatory)
	Location:	Online Link: Click here to join the meeting Physical: Parliament of South Africa (Entrance through Visitors Centre, 120 Plein Street), Parliamentary Precinct, Cape Town. GPS Coordinate: Latitude: -33° 55' 39.83" S Longitude: 18° 25' 7.03". Attendee to bring RSA ID Document for registration, failure will result in non-attendance.
	Date:	Online: 13/ 11/ 2023 Physical: 14/ 11/ 2023
	Time:	Online: 11h00 Physical: 11h00

Instructions for TENDER BRIEF:

A. If ONLINE:

- i. Access published link (Microsoft Teams).
 - Ensure platform if accessible, through prior testing.
- ii. Stipulate *Company Name, Email, Contact Number and Attendee Name* in chat box, as proof of attendance. Failure to action will have a bidder be deemed not in attendance.
- iii. The DBSA will initiate presentation and tender discussion.
- iv. Some briefs may not allow bidders to ask verbal questions, due to quantity of attendees.
 - Irrespective of this, bidders are required to issue any questions in writing, only to the stipulated email address under E1.1 Tender Notice and Invitation to Tender.

B. If PHYSICAL:

- i. Access physical location as stipulated under E1.1 Tender Notice and Invitation to Tender.
- ii. Attendees will be required to populate and sign the Tender Brief Attendance Register, as proof of attendance. Failure to action will have a bidder be deemed not in attendance.
- iii. The DBSA will initiate presentation and tender discussion.
- iv. Some briefs may not allow bidders to ask verbal questions, due to quantity of attendees.
 - Irrespective of this, bidders are required to issue any questions in writing, only to the stipulated email address under E1.1 Tender Notice and Invitation to Tender.

BIDDER QUERIES	May only be addressed to the Procurement & Tender Officer:	Qetelo Mpanza QeteloScm@dbsa.org
	The cut-off date for tender queries is:	20/ 11/ 2023 at 12h00
	Bidders to submit written questions / clarifications . <ul style="list-style-type: none"> • Each bidder is encouraged to submit one (01) consolidated questions/ clarifications email. • No questions will be entertained post the stipulated date. 	
RESPONSE TO QUERIES	Date for query response:	22/ 11/ 2023 at 16h30
	DBSA to respond to written questions/ clarifications posed by bidders not prior to this date. <ul style="list-style-type: none"> • Such consolidated response will be issued via email to all invitees (or attendees where a compulsory brief is applicable). 	

ADDENDA NOTIFICATIONS <i>(It is the bidders responsibility to ensure all</i>	<u>OPEN TENDER</u> <ul style="list-style-type: none"> • Optional Tender Brief: <ul style="list-style-type: none"> ○ The DBSA will publish addenda via the DBSA tender website. • Mandatory Tender Brief: <ul style="list-style-type: none"> ○ The DBSA will only issue addenda directly to the email address of the brief attendee.
--	--

addenda are taken into consideration prior to tender closure)	<u>CLOSED TENDER</u> <ul style="list-style-type: none">Optional Tender Brief:<ul style="list-style-type: none">The DBSA will publish addenda via the DBSA tender website.Mandatory Tender Brief:<ul style="list-style-type: none">The DBSA will only issue addenda directly to the email address of the brief attendee.	
TENDER SUBMISSION REQUEST	Bidders to request Tender Submission Link by latest this date:	27/ 11/ 2023 at 16h30
	<ul style="list-style-type: none">Request may <u>only be issued to the email address</u> as stipulated under E1.1 Tender Notice and Invitation to Tender.Any requests post this date will not be accepted, since this date is the required advertisement lead time.	
TENDER CLOSE & SUBMISSION	Date:	27/ 11/ 2023
	Time:	23h55
	Method:	Online (MS OneDrive)
	Location:	Microsoft OneDrive Link as issued for specific RFP
	Tenders may only be submitted on the tender documentation that has been issued. Telegraphic, telephonic, telex, facsimile and late tenders will not be accepted. Tenderers should ensure that Bids are delivered timeously and to the correct address (reflected on the cover of this document). If the bid is late, or not submitted in the designated tender link, it will not be considered for evaluation.	
<u>Instructions for TENDER SUBMISSION:</u>		
<ul style="list-style-type: none">i. All bidders are required to request a Tender submission Link before the deadline stipulated under E1.1 Tender Notice and Invitation to Tender (KEY DATES AND ACTIVITIES).<ul style="list-style-type: none">Only bidders who requested a Tender submission Link as per above, will receive the link to submit a bid.Ensure platform is functional, through prior testing.ii. Bidders are required to click on the Tender Submission Link to initiate submission.iii. Bidders are required to ensure the documents as correctly named as prescribed.iv. Bidders are to ensure the documents being loaded are correct and accurate – once they are loaded, they cannot be accessed again, edited or deleted.v. Only Files can be loaded, not folders.vi. As such, Folders with all its required content should be created on the Bidders PC, then be converted to either a Compressed or Zipped Folder.vii. This will allow Bidders to easily load the whole Compressed/Zipped Folder as a file format to the Tender Submission Link.viii. Once documents have been loaded, the Bidder will receive a confirmation email of the upload, which should be kept as proof.ix. Bidders are requested to not create and submit excessively large files, but rather to break it up into its stipulated components.x. Uploading of submission must be in the structure and order as prescribed in this tender and MUST BE LABELLED CORRECTLY.		

E.1.2 SUBMISSION DATA

The conditions for calling for expressions of interest are the Standard Conditions for Calling for Expressions of Interest as contained in in Annex D of the Construction Industry Development Board Standard for Uniformity in Engineering and Construction Works Contracts, published in Government Gazette No. 42622, dated 8 August 2019 and SANS 10845-4.

The Standard Conditions for Calling for Expressions of Interest make several references to the Submission Data and shall have precedence in the interpretation of any ambiguity or inconsistency between the Submission Data and the Standard Conditions for Calling for Expressions of Interest. Each item of data given below is cross-referenced to the clause in the Standard Conditions for Calling for Expressions of Interest to which it mainly applies.

The following variations, amendments and additions to the Standard Conditions of Tender as set out in the Tender Data below shall apply to this tender:

Clause number	Tender Data
3.1	The employer for this Contract is Development Bank of Southern Africa .
3.2	<p>The Tender Documents issued by the Employer comprise the following documents:</p> <p>Part E1: Tendering procedures (Part 1 of 3) E1.1 - Tender notice and invitation to tender E1.2 - Tender data</p> <p>Part E2: Returnables documents (Part 2 of 3) E2.1 - Returnable Documents</p> <p>Part E3: Indicative Scope of Work (Part 3 of 3) E3.1 - Project Background E3.2 - Detailed description of the Scope of Work required E3.3 - Indicative drawings, including layout and selected sections</p> <p>Part E4: Contract Participation Goal E4.1 - Empowerment Impact Assessment E4.2 - Employer's Targets E4.3 - Contractor's Submission Requirements</p> <p>Part E5: Site information E5.1 - Parliament Precint Plan</p>
3.3	The submission data and additional requirements contained in the submission schedules that are included in the returnable documents are deemed to be part of these conditions for the calling for expressions of interest.
3.4	<p><u>The Employer is:</u></p> <p>Name: Development Bank of Southern Africa Limited</p> <p>Address: 1258 Lever Road, Headway Hill, Midrand, Gauteng, 1685</p> <p>Tel: (011) 313 3911</p> <p>Attention is drawn to the fact that verbal information, given by the Employer's agent during site visits/clarification meetings or at any other time prior to the award of the Contract, will not be regarded as binding on the Employer. Only information issued formally by the Employer in writing to Respondents will be regarded as amending the Expression of Interest documents.</p>
3.4	The language of communications is English.

4.1	<p>The following tenderers who are registered with the CIDB, or are capable of being so registered prior to the evaluation of submissions, are eligible to have their tenders evaluated:</p> <ol style="list-style-type: none"> contractors who have a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25 (1B) and 25(7A) of the Construction Industry Development Board Regulations, for a 9 GB class or higher of construction work; and submit an offer only if the tenderer satisfies the criteria stated in the tender data and the tenderer, or any of his principals, is not under any restriction to do business with the employer the tenderer is registered on the National Treasury Central Supplier Data Base (https://secure.csd.gov.za) the tenderer accepts that documents that have correction fluid on them will be deemed non-responsive and the documents must remain intact tenderers adhere to the pre-qualification criteria stated in the tender document, if any. <p>Joint ventures are eligible to submit tenders provided that:</p> <ol style="list-style-type: none"> the entity is registered as a JV,; every member of the joint venture is registered with the CIDB in the GB class of work; the lead partner has a contractor grading designation in the 9 GB class or higher of construction work; and the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a 9 GB class or higher of construction work or a value determined in accordance with Regulation 25 (1B) and 25(7A) of the Construction Industry Development Regulations The members / parties have signed a joint venture agreement. A consolidated B-BBEE verification certificate in the name of the joint venture must be submitted in order to qualify for the preference points
4.5	<p>The arrangements for a Tender Brief is as stated in the Tender Notice and Invitation to Tender E1.1</p> <p>Tenderers must sign the attendance register in the name of the tendering entity/ indicate attendance via online platform by communicating full details of attendee. (In case of a JV, at least one JV member must be present). Addenda will be issued to and tenders will be received only from those tendering entities appearing on the attendance list.</p>
4.7	<p>The employer's details and address for delivery of Expression of Interests and identification details that are to be shown on each tender offer package are:</p> <p>Location of tender Folder: Refer to E1.1</p> <p>Physical address: Refer to E1.1</p> <p>Identification details: Tenderers full name</p>
4.9	Telephonic, telegraphic, telex, facsimile or e-mailed tender offers will not be accepted.
4.9	The closing time for submission of tender offers is as stated in the Notice and Invitation to Submit an Expression of Interest (E1.1).
5.3	Tenders will not be opened in public. Tenders will be opened the day after the closing time (23:55hrs Telkom Time) for receipt of tenders as stated in the Tender Notice and Invitation to Tender, or as stated in any Addendum extending the closing date.
5.9	<p>The procedure for the evaluation of responsive tenders is as per below selected Method.</p> <p>Evaluation will be as per stages modified to comply with the Preferential Procurement Policy Framework Act, 2000: Preferential Procurement Regulations, 2022.</p> <p>Stage 1: Responsiveness Stage 2: Functional Evaluation Stage 3: Risk Analysis Other Objective Criteria N/A: N/A</p>

Stage 1: Responsiveness Evaluation

The Tenderer should be able to provide all the relevant information required in the Supplier Information Form (SIF) which will include but not limited criteria selected in below table.

- A. Tenderers who do not adhering to those criteria listed as **PRE-QUALIFIER**, will be **disqualified immediately**;

Responsiveness Criteria		Prequalifying Criteria
1	Attendance of Compulsory Online (Microsoft Teams) Tender Briefing	Pre-Qualifier
2	Bidders to Note that a Compulsory on site walkabout will take place on the day following the compulsory on line briefing session.	Pre-Qualifier
3	Completed Declaration of Default and Termination	Pre-Qualifier
4	A Bank Rating Letter of Grade C or above (Lead JV Partner's bank letter will be used).	Pre-Qualifier

- B. Tenderers who do not adhere to the response time indicated for clarification inquiries by the Employer **will be deemed non-responsive** and not be evaluated further.

Responsiveness Criteria		Clarification Time
1	Adherence to the Standard Conditions of Tender as required (No deviations, qualifications & deviations).	48 hours
2	Returnable Documents completed and signed	48 hours
3	Submission of Registration with National Treasury Central Supplier Database (CSD) Summary Report : - Bidder must be registered in order to do business with the DBSA.	48 hours
4	A Tax Pin issued by SARS.	48 hours
5	Recent 2 Years (3 Years view) Audited Financial Statements or Financial Statements signed off by an Accountant.	48 hours
6	BBBEE Certificate/ Affidavit . (Consortiums, Joint Venture Companies and Partnership must submit a consolidated BBBEE Certificate) Bidder will score 0 points for preference if not responded to.	48 hours
7	Tenderer's Unemployment Insurance Fund (UIF) Registration Certificate.	48 hours
8	Letter of Good Standing (COIDA).	48 hours
9	Valid & Active CIDB Contractor grading designation of 9GB or higher. Refer E2.1 of the Tender Data and Returnable T2.1.11.	48 hours

5.10

Stage 2 : Functional Evaluation

The allocation of points for the evaluation of quality/functionality is set out in the table below:

No.	Criteria	Min. Points	Max. Points
1	Track Record/ Experience	n/a	40
2	Construction Methodology & Time Frames	n/a	25
3	Key Reosurces & Project Team Experience	n/a	25
4	Financial Ratios	n/a	10
	Total evaluation points for functionality	70	100

The evaluation process to be applied in the Functional Evaluation of tenders:

- The min. points of per criteria **is not applicable**.
- Bidders must also score a min. total of **70** points out of a possible 100, to be assessed for the next evaluation stage.

Score Breakdown:

1	Track Record/ Experience	Score (40)
	Track record, comprising experience of successfully completing at least Five (5) General Building projects with a minimum value of R200m in value for each project in the past Ten (10) years.	
	5 or more General Building projects with signed Appointment Letter and signed Completion Certificates/ Take over Certificate , with a minimum value of R200 million or above per project.	40
	Four (4) General Building projects with signed Appointment Letter and signed Completion Certificates/ Take over Certificate , with a minimum value of R200 million or above per project.	30
	Three (3) General Building projects with signed Appointment Letter and signed Completion Certificates/ Take over Certificate , with a minimum value of R200 million or above per project.	25
	Two (2) General Building projects with signed Appointment Letter and signed Completion Certificates/ Take over Certificate , with a minimum value of R200 million or above per project.	10
	One (1) General Building project with signed Appointment Letter and signed Completion Certificates/ Take over Certificate , with a minimum value of R200 million or above per project.	05
	The tenderer / bidder failed to address the question and meet the minimum requirements for this section.	0
Bidders must meet a minimum threshold of 0 points out of 40 points		

2	Construction Methodology & Time-Frames	Score (25)
<p>Method Statement (MS) for implementation phase (Activity scheduling / programme for the process), which outlines & defines project specifics in sufficient detail the following MINIMUM Requirements (MR): Assessment (Confirmation and Verification of Works Quantities); Construction, Manufacture / Supply; Installation / Refurbishment; Contract Management; Quality Assurance & Control, legislative compliance. NOTE: address the methodology under the EXACT (not generic) listed headings (main & sub-headings), relevant and applicable to your specific submission.</p>		
<p>A. Detailed Method Statement concentrating on the following:</p> <ul style="list-style-type: none"> i. How will the works be programmed. ii. What safety measures will be implemented during the construction period. iii. How will the bidder manage a live parliament precinct with high pedestrian activity around the vicinity. iv. Heritage buildings management plan. v. Demolition or partial demolition plan. 		<p>= 15 other (MR)</p> <p>25</p>
<p>B. Detailed SMME Plan (Project Specific) concentrating on the following:</p> <ul style="list-style-type: none"> i. Detailed approach and methodology on dealing with SMME's. ii. Quality control and reporting process and procedures. iii. Clear organisational structure for managing SMMEs. iv. Skills transfer. v. Detailed methodology of how contracts, payments and financial assistance to SMMEs will be managed. 		<p>10-14 (MR)</p> <p>15</p>
<p>C. Project Specific Occupational Health and Safety Plan</p> <ul style="list-style-type: none"> i. Baseline H&S and H&S plan as well as H&S policies environmental and quality policies. 		<p>7-9 (MR)</p> <p>10</p>
<p>D. Project Specific Traffic Accommodation Plan that takes into consideration:</p> <ul style="list-style-type: none"> i. Traffic accommodation for all three sites. ii. The live environments within which construction will take place. iii. Traffic considerations of parliament precinct and other institutions in the area. iv. Peak and off peak flows and ways to manage construction around these. 		<p>5 to 8 (MR)</p> <p>5</p>
<p>Note: Points will only be allocated for key returnable documents submitted in the format and with the relevant information requested for as outlined above.</p>		<p>< 5 (MR)</p> <p>0</p>
<p>Bidders must meet a minimum threshold of 0 points out of 25 points</p>		
3	Key Resources and Project Team experience	Score (25)
<p>Bidder's Proposed Professional Team (CV to indicate contact person and info per role)</p>		
<p>Contracts Manager with professional registration (as Pr.CM with SACPCMP) and minimum 10 years (post professional registration) of verifiable built environment experience as Contracts Manager, of which at least 1 project must be of R200m and having remained on the same project for a min. of 1 year.</p>		<p>5 ≥ 7 years (Score 1) 7 ≥ 10 Years (Score 2) 10 ≥ 15 Years (Score 4) 15 and above (Score 7)</p>
<p>Site Agent with built environment qualification (Nat. Diploma or B.Tech.) and minimum 10 years of verifiable built environment experience as Site Agent, of which at least 1 project must be of R200m and having remained on the same project for a min. of 1 year.</p>		<p>5 ≥ 7 years (Score 1) 7 ≥ 10 Years (Score 3) 10 and above (Score 6)</p>
<p>General Foreman with minimum 10 years of verifiable built environment experience (as General Foreman, of which at least 1 project must be of R200m and having remained on the same project for a min. of 1 year.</p>		<p>5 ≥ 7 years (Score 1) 7 ≥ 10 Years (Score 3) 10 and above (Score 6)</p>
<p>Construction Health and Safety Officer (5 years' experience <u>post registration</u> with SACPCMP - (CHSO))</p>		<p>0 ≥ 2 years (Score 1) 2 ≥ 5 years (Score 3) 5 and above (Score 6)</p>
<p>Bidders must meet a minimum threshold of 0 points out of 20 points</p>		

4	FINANCIAL CAPABILITY – RATIOS	Score (10)
Latest 2 Years (3-year view) Audited Financial Statements or Financial Statements signed off by an Accountant. Will be evaluated on the following ratios. Assessment of JV: Lead partner AFS will be utilized		
Current Ratio (points for each positive ratio)		2
Return on Assets (points for each positive ratio)		2
Accounts Receivable (points for each positive ratio)		2
Operating Cash-Flow (points for each positive ratio)		2
Liquidity (points for each positive ratio)		2
Bidders must meet a minimum threshold of 0 points out of 10 points		

Stage 4 : Objective Criteria & Risk Analysis

- a) Firstly, in addition to the financial offer and preference evaluation, the Tenderers having the highest ranking / number of points, will additionally be reviewed against the following points listed as “**Other Objective Criteria**” in terms of the PPR2022, in order to ascertain suitability for award – we reserve the right to clarify any aspects listed hereunder where applicable.
- If having passed Responsiveness, the tenderer will again be checked in terms of having a Compliant Tax Status at time of recommendation to confirm that the status has not changed, based on an active and Tax Complaint Pin issued by the South African Revenue Services.
 - Fully compliant and registered with the National Treasury Central Supplier Database.
 - No misrepresentation in the tender information submitted.
 - The tenderer or any of its directors/shareholders is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector; and
 - The tenderer has completed the Compulsory Enterprise Questionnaire and there are no conflicts of interest which may impact on the tenderer’s ability to perform the contract in the best interests of the employer or potentially compromise the tender process and persons in the employ of the state are permitted to submit tenders or participate in the contract.
 - Convicted by a court of law for fraud and corruption
 - Removed from a contract between them and any organ of state on account of failure to perform on or comply with the contract.
 - Financial health of the bidder may be assessed if deemed necessary, to ensure that the service provider will be able to operate as per required deliverables (Ratios: Accounts Receivable & Payable Turnover, Liquidity & Solvency).
 - Unduly high or unduly low Tendered rates in the Tender offer. In this regard, a financial risk analysis will be performed to verify that the costs are reasonable and balanced. Tenders may be disqualified if tendered rates are found to be distorted. The market average of received bid prices excluding Outliers, as well as the DBSA QS estimate will be used as a guide to indicate financial risk.
 - In terms of unduly high Tendered amounts in the Tender offer, refer to the PPR2022.
 - PEP Check and Procure Check to be initiated and if negative, may result in exclusion.
 - A check against any other requirement as stipulated in the **Additional Conditions of EoI/Tender/ Contract**.
 - Use of adherence to the stipulated requirement of **Subcontracting** as Objective Criteria.
- b) Secondly, a further risk analysis may be performed on the Tenderers having the highest ranking / number of points to ascertain if any of the following, as relevant, presents an unacceptable commercial risk to the employer in terms of:
- The contents of project specific tender returnable will be assessed where relevant i.e. project specific resources, professional indemnity insurance other insurance required, professional registration, approach and methodology which are to be included in the contract.

The Additional Conditions of this Eol are:

- i. The resources tendered will be assessed to ensure that they are not offered on another project with less than 85% completion. Should such an occurrence transpire, a clarification will be issued to allow the tenderer to replace the applicable resource/s within 48 hours, failing which, the bid will be excluded from further evaluation due to material risk.
- ii. Use of adherence to the stipulated requirement of **Subcontracting** as Objective Criteria.

The Additional Conditions of Tender are (applicable to all bidders shortlisted through the Eol process and invited to take part in the second phase of the tender process):

- i. DBSA reserves the right to award one bidder per RFP in respect of the two tender to be advertised.
- ii. Should a bidder be recommended for award in respect of either these RFP's, and the bidder has bid for both RFP's, the bidder agrees to withdraw their remaining bid/s if successful in one.
- iii. The offer of award will be informed by the best Value for Money, Risk Allocation and Risk Profile of the bidder.
 - *Value for Money* = Improved total cost.
 - *Risk Allocation* = Considering other awards, including the logistical allocation of other projects.
 - *Risk Profile* = Considering the profiles of entities, such as Procure Check, PEP Checks and Directorship to name a few.
- iv. The DBSA reserves the right to not award any bidder that has a **cumulative** order book totaling to **6GB=R40m/ 7GB= R60m/ 8GB=R200M/ 9GB=R500m** (whichever CIDB level is applicable to this tender).
- v. The DBSA reserves the right to not award any bidder that has a **total of three (3)** active awards/ orders with an outstanding value. If the outstanding value is 10% or less, indicating the project is nearing completion, or reached practical completion, the DBSA reserves the right to recommend.
- vi. The DBSA reserves the right to disqualify a tenderer with unrealistic price offers, in line with CIDB prescripts.
- vii. The DBSA reserves the right to negotiate to ensure the value for money principle is not compromised.
- viii. The DBSA reserves the right to award the scope in full or part thereof, subject to budget availability.
- ix. In the event of a partial award, the DBSA reserves the right for items excluded from the award, to be retendered in a new tender process.
- x. Tenderer is required to price the whole Pricing document for the project and non-adherence is non-compliance, resulting in disqualification.
- xi. Use of adherence to the stipulated requirement of **Local Content Declaration and Subcontracting** as Objective Criteria.
- xii. Letter of Intent from a Financial Institution to provide a Construction guarantee. The security to be provided by the Contractor shall be a Performance Guarantee of 10% of the Contract Sum and a 10% Retention reducing to 5% of the Contract Sum.

Additional Conditions of Contract are (applicable to the successful bidder during the second phase of the tender process, after shortlisting invitation through the Eol process):

- i. All subcontractors need to be from the Local area, i.e. Province of project location, to be sourced through a localised procurement process post award. Subcontracting more than 25% of the value of the contract to any other person not qualifying for at least the points that the tenderer qualifies for, unless the intended subcontractor is an EME that can execute the subcontract, may not score for preference.
- ii. SMMEs locality must be prioritized from the immediate locality of the project, i.e. ward/village, expanding to the local municipality, to district and then to province.
- iii. SMMEs need to be construction entities preferably registered on CIDB (if construction works) and professional service providers/ suppliers (if services/ supply works).
- iv. Both the cidb Standard for Skills Development and cidb Standard for Indirect Targeting for Enterprise Development will be applicable.
 - i. N/A

The following documents are relevant to this Expression of Interest and/ or to the proceeding Tender and Tenderers are advised to obtain their own copies thereof:

#	Document
1.1	The JBCC PRINCIPAL BUILDING AGREEMENT, Edition 4.1 CODE2101 March 2005 published by the Joint Building Contracts Committee <i>(The tenderer must familiarise himself with the document in order to determine the full intent and meaning. DBSA may include an additional addendum to the Principal Building Agreement, such addendum will be provided to successful tenderers during the second phase (RFT). Note: The tenderer is advised that should there be any conflict between clauses in the Principal Building Agreement and Addendum and the Preliminaries of the Principal Agreement, those of the DBSA 'Addendum to the Principal Building Agreement' will prevail as no claim of whatever nature arising out of his failure to comply therewith will be entertained.)</i>
2	Standardized Specifications for Civil Engineering Construction SANS 1200
3	Code of Practice for the application of the National Building Regulations" SABS 0400-1990
4	The Occupational Health and Safety Act No 85 and Amendment Act No 181 of 1993, Edition 23(latest edition) including the Code of Practice: Managing exposure to SARS-CoV-2 in the workplace.
5	Safety, Health, Environmental and Quality Policy for Construction and Maintenance Programmes
6	The conditions of tender are the Standard Conditions of Tender as contained in Annexure C of the cidb Standard for Uniformity in Construction Procurement in Board Notice 423 of 2019 as published in Government Gazette No.42622 of 8 August 2019 (See www.cidb.org.za),, which contains references to the Tender Data for details that apply specifically to the Tender.
7	In addition, Tenderers are advised, in their own interest, to obtain their own copies of the following acts, regulations and standards referred to in this document as they are essential for the Tenderer to get acquainted with the basics of construction management, the implementation of preferential construction procurement policies and participation of targeted enterprise and labour.
7.1	The Construction Industry Development Board Act No 38 of 2000 and the Regulations in terms of the cidb Act 38/2000, Government Gazette Notice No 42622 of 10 August 2019
7.2	SANS 1921:2004 Construction and Management:
7.2.1	Part 1 : General Engineering and Construction Works;
7.2.2	Part 2 : Accommodation of Traffic on Public Roads occupied by the Contractor;
7.2.3	Part 3 : Structural Steelwork;
7.2.4	Part 5 : Earthworks Activities which are to be performed by hand.
7.3	Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000) and its Regulations as published in the Government Gazette No. 40553 of 2022
7.4	cidb Standard for Skills Development
7.5	cidb Standard for Indirect Targeting for Enterprise Development
7.6	cidb Competence Standard for Contractors Gazette No. 41237, 10 November 2017 under 7.1

PART 2 OF 3

RETURNABLE DOCUMENTS

COMPILATION INSTRUCTIONS

Tenderers are to refer to the table of contents, for applicability of Returnables. to ensure that all information in the Tender Document is read, completed, and signed in full by the Tenderer.

- 1) All forms must be properly completed and signed as required and the document shall not be taken apart or altered in any way whatsoever.
- 2) With reference to the above, it is however required that:
 - Any attachments and/or supporting documents to be annexed to these Returnables, **must be compiled in a separate file, and indexed in the same format as the Returnables Checklist.**
- 3) Any Returnables not selected as applicable, is irrelevant to this tender process and do not need to be completed.
- 4) Tenderers must ensure each of the listed Returnables are populated and signed in full.
- 5) All forms must be duly completed as required.



The Development Bank of Southern Africa has a Zero Tolerance on Fraud and Corruption.
Report any incidents of Fraud and Corruption to Whistle Blowers on any of the following:

TollFree : 0800 20 49 33
Email : dbsa@whistleblowing.co.za
Free Post : Free Post KZN 665 | Musgrave | 4062
SMS : 33490

PART E2.1.1: TENDER BRIEF ATTENDANCE

This returnable is to be read in conjunction with the information under E1.1, PART 1 of 3.

A. If Brief is Online:

- i. Access published link (Microsoft Teams).
- ii. Stipulate **Company Name, Email, Contact Number and Attendee Name** in chat box, as proof of attendance. *(Failure to comply may result in bidders attendance not being recorded and subsequently disqualified from further evaluation).*

B. If Brief is Physical:

- i. Access physical location as stipulated under E1.1 Tender Notice and Invitation to Tender.
- ii. Attendees will be required to populate and sign the **Tender Brief Attendance Register**, as proof of attendance. *(Failure to comply may result in bidders attendance not being recorded and subsequently disqualified from further evaluation).*

This is to certify that (Tenderer).....
was represented at the Tender Brief held as stipulated in E1.1.

- The original Brief Attendance Register *(if physical brief)*, or the MS Teams registration proof *(if online brief)* will be utilised as formal proof of tenderers attendance.
- Tenderer is welcome to attach a photo of signed attendance register as proof, however the original attendance register will still be utilised for accuracy.

I/We hereby acknowledge that I/We have acquainted ourselves with the conditions likely to influence the work and all aspects that could influence either the cost or the construction of the services prior to determining our rates and prices.

I/We further certify that I/we are satisfied with the description of the work and explanations given at the brief and that I/We perfectly understand the work to be done, as specified and implied, in the documentation and information provided.

TENDERER'S REPRESENTATIVE(S):

Name: Signature

Capacity:

PART E2.1.2: CERTIFICATE OF AUTHORITY FOR SIGNATORY

Indicate the status of the Tenderer by ticking the appropriate box hereunder. The Tenderer must complete the certificate set out below for the relevant category.

(I) COMPANY	(II) CLOSE CORPORATION	(III) PARTNERSHIP	(IV) JOINT VENTURE	(V) SOLE PROPRIETOR

Signatories for Companies, Close Corporations, Partnerships, Joint Ventures or Sole Proprietors must establish their authority thereto by attaching a copy of the relevant resolution of their Board of Directors, Members or Partners duly signed and dated. Examples are shown below if tenderer want to create own form.

(I) CERTIFICATE FOR COMPANY

I, chairperson of the Board of Directors/
Company Secretary of, hereby confirm that by
resolution of the Board (copy attached) taken on 20....., Mr/Ms
....., acting in the capacity of,
was authorized to sign all documents in connection with the Tender and any contract resulting from it,
on behalf of the company.

Chairman:, or;

Company Secretary:.....

As Witness: 1.

2.

Date:

(II) CERTIFICATE FOR CLOSE CORPORATION

We, the undersigned, being the key members in the business trading as
.....hereby authorise Mr/Ms.....
acting in the capacity of
to sign all documents in connection with the Tender and any contract resulting from it, on our behalf.

NAME	ADDRESS	SIGNATURE	DATE

Note: This certificate is to be completed and signed by all the key members upon whom rests the directions of the affairs of the Close Corporation as a whole.

(III) CERTIFICATE FOR PARTNERSHIP

We, the undersigned, being the key members in the business trading as
.....hereby authorise Mr/Ms.....
acting in the capacity of
to sign all documents in connection with the Tender and any contract resulting from it, on our behalf.

NAME	ADDRESS	SIGNATURE	DATE
Lead partner			

Note: This certificate is to be completed and signed by all the key members upon whom rests the direction of the affairs of Partnership as a whole.

(IV) CERTIFICATE FOR SOLE PROPRIETOR

I, hereby confirm that I am the sole owner of
the business trading as

Signature of Sole Owner:

As Witnesses:

1.

2.

Date:

(V) CERTIFICATE JOINT VENTURE

We, the undersigned, being the key members in the business trading as
.....hereby authorise Mr/Ms.....
acting in the capacity of
to sign all documents in connection with the Tender and any contract resulting from it, on our behalf.

This authorization is evidenced by the attached power of attorney signed by legally authorized signatories of all the partners to the Joint Venture.

NAME OF FIRM	ADDRESS	DULY AUTHORISED SIGNATORY
Lead Partner		Signature
		Name
CIDB Registration No.		Designation
Lead Partner		Signature
		Name
CIDB Registration No.		Designation
Lead Partner		Signature
		Name
CIDB Registration No.		Designation

Note: This certificate is to be completed and signed by all the key partners upon whom rests the direction of the affairs of the Joint Venture as a whole.

PART E2.1.3: JOINT VENTURE/CONSORTIUM DISCLOSURE FORM

**TO BE COMPLETED ONLY IF TENDER IS SUBMITTED IN A
JOINT VENTURE OR CONSORTIUM**

GENERAL

- i) All the information requested must be filled in the spaces provided. If additional space is required, additional sheets may be used and attached to the original documents.
- ii) A copy of the joint venture agreement must be attached to this form, to demonstrate the Affirmable, Joint Venture Partner's share in the ownership, control, management responsibilities, risks and profits of the joint venture, the proposed joint venture agreement must include specific details relating to:
 - a) the contributions of capital and equipment
 - b) work items to be performed by the Affirmable Joint Venture Partner's own forces
 - c) work items to be performed under the supervision of the Affirmable Joint Venture Partner.
- iii) Copies of all written agreements between joint venture partners concerning the contract must be attached to this form including those, which relate to ownership options and to restrictions/limits regarding ownership and control.
- iv) Affirmable Business Enterprise (ABE) partners must complete ABE Declaration Affidavits.
- v) The joint venture must be formalised. All pages of the joint venture agreement must be signed by all the parties concerned. A letter/ notice of intention to formalise a joint venture once the contract has been awarded will not be considered.
- vi) Should any of the above not be complied with, the joint venture tenderer will be deemed null and void and will be considered non-responsive.

1. JOINT VENTURE PARTICULARS

- a) Name
- b) Postal address.....
.....
- c) Physical address
- d) Telephone
- e) Fax

2. IDENTITY OF EACH NON-AFFIRMABLE JOINT VENTURE PARTNER

2.1. (a) Name of Firm

Postal Address

Physical Address

Telephone

Fax

Contact person for matters pertaining to Joint Venture Participation Goal requirements.....

2.2. (a) Name of Firm

Postal Address

Physical Address

Telephone

Fax

Contact person for matters pertaining to Joint Venture Participation Goal requirements.....

(Continue as required for further non-Affirmable Joint Venture Partners)

3. IDENTITY OF EACH AFFIRMABLE JOINT VENTURE PARTNER

3.1. (a) Name of Firm

Postal Address

Physical Address

Telephone

Fax

Contact person for matters pertaining to Joint Venture Participation Goal requirements.....

3.2. (a) Name of Firm

Postal Address

Physical Address

Telephone

Fax

Contact person for matters pertaining to Joint Venture Participation Goal requirements.....

3.3. (a) Name of Firm

Postal Address

Physical Address

Telephone

Fax

Contact person for matters pertaining to Joint Venture Participation Goal requirements.....

(Continue as required for further Affirmable Joint Venture Partners)

4. BRIEF DESCRIPTION OF THE ROLES OF THE AFFIRMABLE JOINT VENTURE PARTNERS IN THE JOINT VENTURE

.....

.....

.....

5. OWNERSHIP OF THE JOINT VENTURE

- a) Affirmable Joint Venture Partner ownership percentage(s) %
- b) Non-Affirmable Joint Venture Partner ownership percentage(s)..... %
- c) Affirmable Joint Venture Partner percentages in respect of: *
- (i) Profit and loss sharing.....
- (ii) Initial capital contribution in Rands.....
-
-
- (*Brief descriptions and further particulars should be provided to clarify percentages).
- (iii) Anticipated on-going capital contributions in Rands
-
-
- (iv) Contributions of equipment (specify types, quality, and quantities of equipment) to be provided by each partner.
-
-
-

6. RECENT CONTRACTS EXECUTED BY PARTNERS IN THEIR OWN RIGHT AS PRIME CONTRACTORS OR AS PARTNERS IN OTHER JOINT VENTURES

	NON-AFFIRMABLE JOINT VENTURE PARTNERS	PARTNER NAME
a)		
b)		
c)		
d)		
e)		
	AFFIRMABLE JOINT VENTURE PARTNERS	PARTNER NAME
a)		
b)		
c)		
d)		
e)		

7. CONTROL AND PARTICIPATION IN THE JOINT VENTURE

(Identify by name and firm those individuals who are, or will be, responsible for, and have authority to engage in the relevant management functions and policy and decision making, indicating any limitations in their authority e.g., co-signature requirements and Rand limits).

(a) Joint Venture payment approvals

.....

.....

.....

(b) Authority to enter contracts on behalf of the Joint Venture

.....

.....

.....

(c) Signing, co-signing and/or collateralising of loans

.....

.....

.....

(d) Acquisition of lines of credit

.....

.....

.....

(e) Acquisition of performance guarantees

.....

.....

.....

(f) Negotiating and signing labour agreements

.....

.....

.....

8. MANAGEMENT OF CONTRACT PERFORMANCE

(Fill in the name and firm of the responsible person).

(a) Supervision of field operations

.....

(b) Major purchasing

.....

(c) Estimating

.....

(d) Technical management

.....

9. MANAGEMENT AND CONTROL OF JOINT VENTURE

(a) Identify the “managing partner”, if any,

.....

.....

.....

- (b) What authority does each partner have to commit or obligate the other to financial institutions, insurance companies, suppliers, subcontractors and/or other parties participating in the execution of the contemplated works?

.....

.....

.....

- (c) Describe the management structure for the Joint Venture's work under the contract

MANAGEMENT FUNCTION / DESIGNATION	NAME	PARTNER*

* Fill in "ex Affirmable Joint Venture Partner" or "ex non-Affirmable Joint Venture Partner".

10. PERSONNEL

- (a) State the approximate number of operative personnel (by trade/function/discipline) needed to perform the Joint Venture work under the Contract.

TRADE/FUNCTION/ DISCIPLINE	NUMBER EX AFFIRMABLE JOINT VENTURE PARTNERS	NUMBER EX NON-AFFIRMABLE JOINT VENTURE PARTNERS

(Fill in "ex Affirmable Joint Venture Partner" or "ex non-Affirmable Joint Venture Partner").

(b) Number of operative personnel to be employed on the Contract who are currently in the employ of partners.

(i) Number currently employed by Affirmable Joint Venture Partners

.....

(ii) Number currently employed by the Joint Venture

.....

(c) Number of operative personnel who are not currently in the employ of the respective partner and will be engaged on the project by the Joint Venture

.....

(d) Name of individual(s) who will be responsible for hiring Joint Venture employees

.....

.....

(e) Name of partner who will be responsible for the preparation of Joint Venture payrolls

.....

.....

11. CONTROL AND STRUCTURE OF THE JOINT VENTURE

Briefly describe the way the Joint Venture is structured and controlled.

.....

.....

.....

.....

.....

The undersigned warrants that he/she is duly authorised to sign this Joint Venture Disclosure Form and affirms that the foregoing statements are true and correct and include all material information necessary to identify and explain the terms and operations of the Joint Venture and the intended participation of each partner in the undertaking.

The undersigned further covenants and agrees to provide the Employer with complete and accurate information regarding actual Joint Venture work and the payment therefore, and any proposed changes in any provisions of the Joint Venture agreement, and to permit the audit and examination of the books, records, and files of the Joint Venture, or those of each partner relevant to the Joint Venture, by duly authorised representatives of the Employer.

Signature

Duly authorised to sign on behalf of.....

Name

Address

Telephone

Date

Signature

Duly authorised to sign on behalf of.....

Name

Address

Telephone

Date

Signature

Duly authorised to sign on behalf of.....

Name

Address

Telephone

Date

Signature

Duly authorised to sign on behalf of.....

Name

Address

Telephone

Date

Signature

Duly authorised to sign on behalf of.....

Name

Address

Telephone

Date

Signature

Duly authorised to sign on behalf of.....

Name

Address

Telephone

Date

PART T2.1.4: RECORD OF ADDENDA TO EXPRESSION OF INTEREST

I/We confirm that the following communications amending the Expression of Interest (Eoi) documents, received from the Employer or his representative before the closing date of submission of this Eoi offer, have been considered in this Eoi offer.

ADD NO.	DATE	TITLE OR DETAILS
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

PART E2.1.5: DECLARATION OF DEFAULT AND TERMINATION

It is a condition of this tender that bidders declare all project, default and/ or terminations in full with the DBSA within the last 5 years.

This declaration MUST be signed, whether any declaration is applicable or not.

If no declaration is applicable, tenderers MUST either strikethrough or indicate Not Applicable.

The DBSA will disqualify the tenderers bid, should this declaration prove to be false.

NAME OF PUBLIC ENTITY	PROJECT DESCRIPTION & VALUE	DATE OF AWARD	DOCUMENTED DEFAULT AND/ OR TERMINATION

❖ Bidders may recreate the above table and submit if insufficient space is available
(This Declaration must however be signed in full).

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and confirm that the information provided is accurate and complete.

(Signature)

(Date)

PART E2.1.6: BIDDER'S DISCLOSURE – SBD 4

1. PURPOSE OF THE FORM

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

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

2. BIDDER'S DECLARATION

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise,

employed by the state?

YES/NO

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

Full Name	Identity Number	Name of State institution

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

2.2.1 If so, furnish particulars:

.....
.....

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

YES/NO

- 2.3.1 If so, furnish particulars:

.....
.....

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium¹ will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

¹ 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.

- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

.....

Signature

.....

Date

.....

Position

.....

Name of bidder

PART E2.1.7: SERVICE PROVIDER CODE OF CONDUCT

DBSA aims to achieve the best value for money when buying or selling goods and obtaining services. This however must be done in an open and fair manner that supports and drives a competitive economy. Underpinning our process are several acts and policies that any service provider dealing with DBSA must understand and support. These are:

- The DBSA Procurement Policy – A guide for Tenderers;
- Section 217 of the Constitution of the Republic of South Africa, 1996 - the five pillars of Public Procurement and Supply Chain Management: fair, equitable, transparent, competitive, and cost effective;
- The Public Finance Management Act, Act 1 of 1999 (PFMA);
- The Broad Based Black Economic Empowerment Act, Act 53 of 2003 (B-BBEE);
- The Companies Act, Act 71 of 2008;
- The Prevention and Combating of Corrupt Activities Act, Act 12 of 2004 (PRECCA);
- The Protected Disclosures Act, Act 26 of 2000;
- The Construction Industry Development Board Act, Act 38 of 2000 (CIDB Act);
- The Preferential Procurement Policy Framework Act, Act 5 of 2000; and
- The Protection of Personal Information Act 4 of 2013 ("POPIA"), regulates the processing, management, storage, and protection of personal information in order to protect an individual's right to privacy. Please refer to the DBSA website for the Privacy Statement (Contractors, Consultants and Service Providers).

The Privacy Statement sets out:

- Information which we may collect from you.
- How we collect information.
- How we may use, transfer and disclose your information.

The DBSA takes your privacy and the protection of your personal information very seriously, and we will only use your personal information in accordance with the Privacy Statement and applicable laws. We have implemented reasonable technical and operational measures to keep your personal information secure. It is important that you read the Privacy Statement carefully before submitting any personal information to the DBSA.

By submitting any personal information or documentation requested or any other information that may be requested pursuant to this RFP, you provide consent to the processing of your personal information as set out in the Privacy Statement. You also consent that any information, either written or verbal, may be made available to third parties strictly for the purpose of oversight to this tenders' appointment. Further, you declare that you have obtained all consents required by the POPIA or any other applicable laws.

Thus, you hereby indemnify and hold the DBSA harmless from any loss, damages or injury that you may incur as a result of any unintentional disclosures of your personal information to unauthorized persons or the provision of incorrect or incomplete personal information to the DBSA.

This code of conduct has been included in this contract to formally appraise DBSA Service providers of DBSA's expectations regarding behaviour and conduct of its Service providers. The tenderer will share this code of conduct with its subcontractor(s) prior to submitting the tender and ensure adherence to it by the subcontractor(s).

Prohibition of Bribes, Kickbacks, Unlawful Payments, and Other Corrupt Practices

DBSA's aim is to become a world class, profitable and sustainable organisation. As such, our transformation is focused on adopting a performance culture and to adopt behaviours that will enable this transformation.

1. *DBSA will not participate in corrupt practices in any form or guise. Therefore, it expects its service providers to act in the same manner.*

- DBSA and its employees will adhere the laws of this country and keep accurate business records that reflect actual transactions with, and payments to, our service providers.
- DBSA Employees must not accept or request, agree or promise to accept, money, or anything of value, or any form of gratification, either directly or indirectly, from service providers or anyone linked to them in return for a benefit or other advantage to accrue to a service provider or other linked 3rd party;
- Employees may not receive anything that is intended to:
 - In an irregular or untoward manner, influence their judgement or conduct to ensure a specific or pre-conceived desired outcome of a sourcing activity;
 - In an irregular or untoward manner, win or retain business or influence any act or decision of any person involved in sourcing decisions; or
 - Gain an improper advantage.
- There may be times when a service provider is confronted with fraudulent or corrupt behaviour of DBSA employees. We expect our Service providers to use our "Tip-offs Anonymous" Hot line to report these acts – 0800 204 933 or email dbsa@tip-offs.com.

2. *DBSA is firmly committed to the concept of free and competitive enterprise.*

- Service providers are expected to comply with all applicable laws and regulations regarding fair competition and antitrust practices.
- DBSA does not engage with non-value adding agents or representatives solely for the purpose of increasing BBBEE spend (fronting).

3. DBSA's relationship with service providers requires us to clearly define requirements, to exchange information and share mutual benefits.

- Generally, service providers have their own business standards and regulations. Although DBSA cannot control the actions of our service providers, we will not tolerate any illegal activities. These include, but are not limited to:
 - Misrepresentation of their product (origin of manufacture, specifications, intellectual property rights, etc.);
 - Collusion in whatever form that is intended to influence procurement decisions;
 - Failure to disclose accurate information required during the sourcing activity (ownership, financial situation, BBBEE status, etc.);
 - Corrupt activities listed above; and
 - Harassment, intimidation, or other aggressive actions towards DBSA employees.
- Service providers will be evaluated and approved before any materials, components, products, or services are purchased from them. A rigorous due diligence is conducted, and the service provider is expected to participate in an honest and straight forward manner.
- Service providers must record and report facts accurately, honestly, and objectively. Financial records must be accurate in all material respects.

4. Conflicts of Interest

A conflict of interest arises when personal interests or activities influence (or appear to influence) the ability to act in the best interests of DBSA.

- Doing business with family members or close associates.
- Having a financial or beneficial interest in another company in our industry or environment

Where possible, contracts will be negotiated to include the above in the terms of such contracts. To the extent such terms are not included in contractual obligations and any of the above code is breached, then DBSA reserves its right to review doing business with these service providers.

I, _____ of _____,
(Authorised Signatory) (Company Name)

hereby acknowledge having read, understood, and agree to the terms and conditions set out in the "DBSA Service Provider Code of Conduct."

(Signature)

(Date)

PART E2.1.8: EOI DECLARATION FORM

We do hereby certify that:

1. DBSA has supplied and we have received appropriate responses to any/all questions (as applicable) which were submitted by ourselves for bid clarification purposes;
2. we have received all information we deemed necessary for the completion of this Expression of Interest (Eoi);
3. at no stage have we received additional information relating to the subject matter of this Eoi from DBSA sources, other than information formally received from the designated DBSA contact(s) as nominated in the Eoi documents;
4. we are satisfied, insofar as our company is concerned, that the processes and procedures adopted by DBSA in issuing this Eoi and the requirements requested from bidders in responding to this Eoi have been conducted in a fair and transparent manner; and
5. furthermore, we acknowledge that a direct relationship exists between a family member and/or an owner / member / director / partner / shareholder (unlisted companies) of our company and an employee or board member of the DBSA as indicated below: *[Respondent to indicate if this section is not applicable]*

FULL NAME OF OWNER/MEMBER/DIRECTOR/ PARTNER/SHAREHOLDER:

ADDRESS:

Indicate nature of relationship with DBSA:

[Failure to furnish complete and accurate information in this regard may lead to the disqualification of your response and may preclude a Respondent from doing future business with DBSA]

We declare, to the extent that we are aware or become aware of any relationship between ourselves and DBSA (other than any existing and appropriate business relationship with DBSA) which could unfairly advantage our company in the forthcoming adjudication process, we shall notify DBSA immediately in writing of such circumstances.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

PART E2.1.9: ENTERPRISE QUESTIONNAIRE

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

Section 1: Name of enterprise:

Section 2: VAT registration number, if any:

Section 3: CIDB registration number, if any:

Section 4: Particulars of sole proprietors and partners in partnerships

Name	Identity number	Personal income tax number

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

Section 5: Particulars of companies and close corporations

Company registration number

Close corporation number

reference number

Section 6: Record in the service of the state

Indicate by marking the relevant boxes with a cross, if any sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months in the service of any of the following:

- | | |
|--|---|
| <input type="checkbox"/> a member of any municipal council | <input type="checkbox"/> an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999) |
| <input type="checkbox"/> a member of any provincial legislature | <input type="checkbox"/> a member of an accounting authority of any national or provincial public entity |
| <input type="checkbox"/> a member of the National Assembly or the National Council of Province | <input type="checkbox"/> an employee of Parliament or a provincial legislature |
| <input type="checkbox"/> a member of the board of directors of any municipal entity | |
| <input type="checkbox"/> an official of any municipality or municipal entity | |

If any of the above boxes are marked, disclose the following:

Name of sole proprietor, partner, director, manager, principal shareholder, or stakeholder	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

*insert separate page if necessary.

Section 7: Record of spouses, children, and parents in the service of the state

Indicate by marking the relevant boxes with a cross, if any spouse, child or parent of a sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months been in the service of any of the following:

- | | |
|--|---|
| <input type="checkbox"/> a member of any municipal council | <input type="checkbox"/> an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999) |
| <input type="checkbox"/> a member of any provincial legislature | <input type="checkbox"/> a member of an accounting authority of any national or provincial public entity |
| <input type="checkbox"/> a member of the National Assembly or the National Council of Province | <input type="checkbox"/> an employee of Parliament or a provincial legislature |
| <input type="checkbox"/> a member of the board of directors of any municipal entity | |
| <input type="checkbox"/> an official of any municipality or municipal entity | |

Name of spouse, child, or parent	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

*insert separate page if necessary.

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

- i) authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;
- ii) confirms that the neither the name of the enterprise or the name of any partner, manager, director, or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act, No 12 of 2004;
- iii) confirms that no partner, member, director, or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;
- iv) confirms that I / we are not associated, linked, or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and
- v) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the information submitted are true and accurate.

(Signature)

(Date)

PART E2.1.10: CERTIFICATE OF ACQUAINTANCE WITH EOI DOCUMENT

I/we do hereby certify that I/we acquainted myself/ourselves with all the documentation comprising this RFP and all conditions contained therein, as laid down by DBSA for the carrying out of the proposed supply/service/works for which I/we submitted my/our Proposal.

2. I/we furthermore agree that DBSA shall recognise no claim from me/us for relief based on an allegation that I/we overlooked any RFP/contract condition or failed to take it into account for the purpose of calculating my/our offered prices or otherwise.
3. I/we understand that the accompanying Tender will be disqualified if this Certificate is found not to be true and complete in every respect.
4. For the purposes of this Certificate and the accompanying Tender, I/we understand that the word "competitor" shall include any individual or organisation, other than the Tenderer, whether affiliated with the Tenderer, who:
 - a) has been requested to submit a Tender in response to this Tender invitation;
 - b) could potentially submit a Tender in response to this Tender invitation, based on their qualifications, abilities, or experience; and
 - c) provides the same Services as the Tenderer and/or is in the same line of business as the Tenderer.
5. The Tenderer has arrived at the accompanying Tender independently from, and without consultation, communication, agreement, or arrangement with any competitor. However, communication between partners in a joint venture or consortium will not be construed as collusive tendering.
6. In particular, without limiting the generality of paragraph 5 above, there has been no consultation, communication, agreement, or arrangement with any competitor regarding:
 - a) prices;
 - b) geographical area where Services 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 Tender;
 - e) the submission of a Tender which does not meet the specifications and conditions of the RFP; or

f) tendering with the intention not winning the Tender.

7. 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 Services to which this RFP relates.
8. The terms of the accompanying Tender have not been, and will not be, disclosed by the Tenderer, directly or indirectly, to any competitor, prior to the date and time of the official Tender opening or of the awarding of the contract.
9. I/We am/are aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to tenders and contracts, Tenders 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 South African Police Services, or National Prosecuting Authority [NPA] for criminal investigation and/or may be restricted from conducting business with the public sector for a period not exceeding 10 [ten] years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I, _____ of _____,
(Authorised Signatory) (Company Name)

hereby acknowledge having read, understood, and agree to the terms and conditions set out in this
Returnable

(Signature) (Date)

PART T2.1.11: PROOF OF REGISTRATION WITH CSD & CIDB

**IT IS A CONDITION OF THIS EOI THAT THE TENDERER MUST BE REGISTERED WITH CSD AND
VALID/COMPLIANT WITH CIDB AT EOI CLOSURE AND FURTHER;**

**THE SUCCESSFUL TENDERER POST THE EOI STAGE, MUST BE IN COMPLIANT STANDING
WITH CIDB AND CSD PRIOR TO CONDITIONAL APPOINTMENT.**

The Tenderer shall attach hereto its:

- i. Registration of the National Treasury Central Supplier Database (CSD).
- ii. Valid Registration Certificate of the Construction Industry Development Board (CIDB).
- iii. In the case of Consortium/Joint Venture Tenders, each partner shall provide their own valid CIDB registration certificate and CSD registration, including for the Consortium/Joint Venture.

Failure to submit the above will result in the **invalidation/ disqualification** of the EOI submission as per stipulated criteria in the Responsiveness Evaluation.

Registration on the Central Supplier Database (CSD) site of the National Treasury is a compulsory requirement for a tenderer to conduct business with the DBSA. The onus is on each tenderer to register on the CSD site and provide proof of registration on the CSD site in the form of a report as prescribed in this returnable.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

PART E2.1.12: TAX REQUIREMENT

IT IS A CONDITION OF THIS EOI THAT THE TAXES OF THE SUCCESSFUL TENDERER POST THE EOI STAGE, MUST BE IN ORDER PRIOR TO CONDITIONAL APPOINTMENT.

- i. The Tax Pin issued by the South African Revenue Services must be submitted together with this tender and appended to this page. Failure to submit the Tax Pin will result in the **invalidation/ disqualification** of the tender submission as per stipulated criteria in the Responsiveness Evaluation.
- ii. Valid Tax Compliance is a mandatory requirement for the successful bidder prior to appointment, to be awarded a contract in terms of this tender.
- iii. Where Joint Ventures/ Consortia/ Associations, etc. are involved, the Tax Compliance status will be based on all the Joint Venture Partners status. The Tax Compliance status documentation of all the Joint Venture Partners is to be appended to this page. Any tax non-compliance of any party will require a bidder to provide fully compliant tax status for any award to be made.
- iv. Bidders are expected to have their tax affairs in order, to be able to do business with the DBSA.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

PART E2.1.13: REGISTRATION CERTIFICATES/ AGREEMENTS/ IDENTITY DOCUMENTS

The DBSA reserves the right to request the following documents, and shall be retained as per the POPIA Act:

- i. Certified copies of **Identity Documents** for Partnerships, Sole proprietors etc.;
- ii. Signed **Agreements and Powers of Attorney** for Joint Venture / Consortium/ Partnership if applicable.
- iii. Complete disclosure of **Shareholding** of the tenderer.
- iv. Any other relevant information to risk mitigation.

If the above documentation is not included in the tender submission, the tenderer will not be disqualified.

Utilisation thereof forms part of the ***Risk Analysis and Other Objective Criteria***.

Therefore applicable bidders will be required to provide such within 48 hours of request.

Non-submission hereof will deem your tender non-responsive at ***Risk Analysis and Other Objective Criteria***.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

PART E2.1.14: WORKMEN'S COMPENSATION REGISTRATION (COIDA)

IT IS A CONDITION OF THIS EOI THAT THE COIDA OF THE SUCCESSFUL TENDERER POST THE EOI STAGE, MUST BE IN ORDER PRIOR TO CONDITIONAL APPOINTMENT.

Attach hereto copy of:

- i. Proof of **Workmen's Compensation Registration**;
- ii. Note that proof of **payment of contributions in terms of the Compensation of Occupational Injuries and Diseases Act, No. 130 of 1993**) is not an acceptable form of proof for COIDA registration.

If the above documentation is not included in the tender submission, the tenderer will not be disqualified.

Non-submission hereof will deem your tender non-responsive, subject to stipulated criteria at **Stage 1**.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

**PART E2.1.15: UNEMPLOYMENT INSURANCE FUND (UIF) – REGISTRATION CERTIFICATE
(ACT 4 OF 2004)**

IT IS A CONDITION OF THIS EOI THAT THE SUCCESSFUL TENDERER POST THE EOI STAGE,
MUST HAVE A VALID UIF REGISTRATION CERTIFICATE PRIOR TO CONDITIONAL
APPOINTMENT.

Attach hereto copy of:

- i. Proof of Tenderer's **Unemployment Insurance Fund (UIF) Registration Certificate**;

If the above documentation is not included in the tender submission, the tenderer will not be disqualified.

Non-submission hereof will deem your tender non-responsive, subject to stipulated criteria at **Stage 1**.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this
Returnable and warrant that the documents submitted are true and accurate copies of the originals.

(Signature)

(Date)

PART E2.1.17: FINANCIAL STANDING / BANK RATING

Two (2) Full Years Audited Financial Statements or Two (2) Full Years Financial Statements signed off by an Accountant, will be evaluated on, but not limited to the following ratios: Current Ratio, Return on Assets, Current Ratio, Accounts Receivable, Operating Cash-Flow, Liquidity.

Such Financial Statements must be from the most recent period and provide a full three (3) year view of operations.

Management Reports are not accepted, nor partial Financial Statements.

The Tenderer shall make enquiries to obtain a Bank Rating from their bank if asked upon either in the tender criteria, or in addition as part of the Risk Analysis. The Tenderer is to provide the details of his banker and bank account that he intends to use for the project:

The Employer undertakes to treat the information thus obtained as confidential, strictly for the use of evaluation of the Tender submitted by the Tenderer.

- Additionally, refer to Part 1, Submission Data, and Part 3 for functional evaluation criteria if applicable.

I, _____ of _____,
(Authorised Signatory) (Company Name)

Hereby acknowledge having read, understood, and agree to the terms and conditions set out in this Returnable and warrant that the information submitted are true and accurate.

(Signature)

(Date)

PART E2.1.17: SBD6.1: BROAD BASED BLACK EMPOWERMENT STATUS LEVEL CERTIFICATE

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

1.2 To be completed by the organ of state (Tick applicable Threshold):

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

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

- (a) Price; and
- (b) Specific Goals (namely, BBBEE status level of contributor).

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as selected:

Tick applicable Threshold: ☐ ☐

	POINTS	POINTS
PRICE	80	90
SPECIFIC GOALS	20	10
Total points for Price and SPECIFIC GOALS	100	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 OR 90/10 PREFERENCE POINT SYSTEMS

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

$$P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$$

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

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

3.2.1. POINTS AWARDED FOR PRICE

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

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

80/20 or 90/10

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{max} = Price of highest 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:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

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

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Number of points claimed (80/20 system) (To be completed by the tenderer)	Number of points allocated (90/10 system)	Number of points claimed (90/10 system) (To be completed by the tenderer)
1	20		10	
2	18		9	
3	14		6	
4	12		5	
5	8		4	
6	6		3	
7	4		2	
8	2		1	
Non-compliant contributor	0		0	

(Note: Bidders are required to submit their BBBEE certificates or sworn affidavits (in the case of EMEs/QSEs) in order to be eligible to claim points)

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

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

- i) The information furnished is true and correct;

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

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

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

.....

PART E2.1.18: SUBCONTRACTING SCHEDULE

The Development Bank of Southern Africa (DBSA), as a state-owned enterprise, is tasked with achieving government socio-economic transformation and development initiatives through its procurement spend. The DBSA therefore endeavours to promote such initiatives through its procurement, by means of one or a combination of the following:

1. Application of Subcontracting as an *Objective Criteria*.

1.1 The basis and conditions for sub-contracting as a *Objective Criteria*, is further detailed below.

The Tenderer if successful in this bid offer, will be provided specific time stipulated in the Conditional Appointment Letter from communication of the Conditional Appointment Letter, to provide the Signed Subcontracting Agreement(s) and Supporting Documents, in line with the information detailed in this Returnable. Failure to adhere to this will result in the immediate retraction of the Conditional Appointment Letter, without an option to rectify.

ACCEPTANCE OF PREQUALIFIER (NON-AGREEMENT WILL RESULT IN DISQUALIFICATION)

THE TENDERER HEREBY FORMALLY CONFIRMS THAT **IF SUCCESSFUL** IN THIS BID OFFER, THE TENDERER WILL **FULLY COMPLY AND ADHERE IN FULL**, TO ALL THE REQUIREMENTS STIPULATED IN THIS **TENDER RETURNABLE E2.1.18** IN ITS ENTIRITY.

I ACCEPT THAT, IF THESE REQUIREMENTS ARE NOT MET IN FULL, OR IF FALSELY PORTRAYED, THE DBSA MAY, IN ADDITION TO DISQUALIFICATION OF THE TENDER SUBMISSION, OR CANCELLATION OF A CONTRACT; TAKE LEGAL ACTION.

I, THE UNDERSIGNED (*FULL NAME OF AUTHORISED PERSON*)

ON BEHALF OF (*FULL NAME OF TENDERING ENTITY*)

SIGNATURE: _____ DATE: _____

Additional information to subcontracting requirement:

- i. It is the responsibility of the tenderer to select competent subconsultants that meet all the requirements of the tender. The fact that the DBSA/Employer may make a list of potential subconsultants available as registered on the National Treasury CSD or on a DBSA Client database does not result in any liability of the DBSA/Employer or a warranty that the listed suppliers are competent.
- ii. Subconsultants may not be allocated work which contradicts any regulations, regulatory body and/or compliance requirements relevant to the work being sub-contracted for i.e., requirements by CIDB

Regulations, accreditations, and registrations to professional / regulatory institutions in the case of professional services etc.

- iii. The lead tenderer will be responsible for all due diligence on the selected subconsultants and will be held liable for any non-performance.
- iv. *A person awarded a contract may not subcontract more than 25% of the value of the contract to any other enterprise, that does not have an equal or higher B-BBEE status level of contributor than the person concerned.*
 - “Unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract”.
 - Or the tenderer may not be awarded points for B-BBEE status level of contribution.
- v. The successful tenderer is to provide formal proof of the subcontracting arrangement/s (Signed/ Proposed Subcontracting Agreement(s)), also stipulating the percentage and equivalent Rand value being subcontracted once appointed – Conditional Appointment Letter.
- vi. The successful tenderer is to provide the following documentation for each of the relevant subconsultants, as a minimum, in support of the Signed/ Proposed Subcontracting Agreement(s) when appointed – Conditional Appointment Letter:

Supporting Documents to Subcontracting Agreement/s
Certified Copy of valid B-BBEE Certificate/ Affidavit.
Copy of valid/ active CIDB registration in the case of construction work.
Copy of valid/ active registration to application regulatory institutions (where stipulated) in the case of professional services work.
A valid and active Tax Compliance Status Pin issued by SARS.
Submission of National Treasury Central Supplier Database (CSD) Summary Report.

Note: It is incumbent and expected that the Tenderer will apply the same due care and diligence in selecting and managing its sub-contractors / joint venture partner as would have been the case in their own appointment.

1. SUBCONTRACTING AS AN OBJECTIVE CRITERIA

NR.	CATEGORIES FOR SUBCONTRACTING	TICK IF APPLICABLE
1	A tenderer subcontracting a minimum of 30% of the value of the contract to:	<input checked="" type="checkbox"/>
1.1	An EME or QSE which is at least 51% owned by black people; or	<input checked="" type="checkbox"/>
1.2	an EME or QSE which is at least 51% owned by black people who are youth; or	<input checked="" type="checkbox"/>
1.3	an EME or QSE which is at least owned by black people who are women; or	<input checked="" type="checkbox"/>
1.4	an EME or QSE which is at least 51% owned by black people with disabilities; or	<input checked="" type="checkbox"/>
1.5	an EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships; or	<input checked="" type="checkbox"/>
1.6	a cooperative which is at least 51% owned by black people; or	<input checked="" type="checkbox"/>
1.7	an EME or QSE which is at least 51% owned by black people who are military veterans; or	<input checked="" type="checkbox"/>
1.8	an EME or QSE.	<input checked="" type="checkbox"/>

Tenderers are formally required to allow for subcontracting of the allocated work as set out in the Scope of 30% of the Tender Value offered.

I, THE UNDERSIGNED (FULL NAME OF AUTHORISED PERSON)

ON BEHALF OF (FULL NAME OF TENDERING ENTITY)

FORMALLY CONFIRM THAT THIS TENDER SUBMISSION IS FULLY COMPLIANT AND ADHERES IN FULL, TO ALL THE REQUIREMENTS STIPULATED IN THIS RETURNABLE IN ITS ENTIRITY.

I ACCEPT THAT, IF THESE REQUIREMENTS ARE NOT MET IN FULL, OR IF FALSELY PORTRAYED, THE DBSA MAY, IN ADDITION TO DISQUALIFICATION OF THE TENDER SUBMISSION, OR CANCELLATION OF A CONTRACT; TAKE LEGAL ACTION.

SIGNATURE: _____

DATE: _____

2. BASIS AND CONDITIONS FOR SUBCONTRACTING AS AN OBJECTIVE CRITERIA

The basis and conditions for sub-contracting as a condition of tender is detailed as follow:

- 2.1. The advancement of certain designated groups in terms of **PPPFA 2000**;
- 2.2. The advancement of suppliers or enterprises in the geographical area or Province where the project site is located;
- 2.3. To utilize suppliers or enterprises contracted by other organs of state contracted in terms of framework agreements, including especially the organ of state to whom DBSA acts as Implementing Agent.

I, THE UNDERSIGNED (*FULL NAME OF AUTHORISED PERSON*)

ON BEHALF OF (*FULL NAME OF TENDERING ENTITY*)

FORMALLY CONFIRM THAT THIS TENDER SUBMISSION IS FULLY COMPLIANT AND ADHERES IN FULL, TO ALL THE REQUIREMENTS STIPULATED IN THIS RETURNABLE IN ITS ENTIRITY.

I ACCEPT THAT, IF THESE REQUIREMENTS ARE NOT MET IN FULL, OR IF FALSELY PORTRAYED, THE DBSA MAY, IN ADDITION TO DISQUALIFICATION OF THE TENDER SUBMISSION, OR CANCELLATION OF A CONTRACT; TAKE LEGAL ACTION.

SIGNATURE: _____

DATE: _____

3. SUBCONTRACTING AFTER AWARD OF TENDER

After Award, the following are contractual obligations for notification:

- 3.1** A person awarded a contract may only enter into a subcontracting arrangement with the approval of the organ of state.
- 3.2** A person awarded a contract in relation to a designated sector, may not subcontract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 3.3** A person awarded a contract may not subcontract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level of contributor than the person concerned, unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract.

I, THE UNDERSIGNED (FULL NAME OF AUTHORISED PERSON)

ON BEHALF OF (FULL NAME OF TENDERING ENTITY)

FORMALLY CONFIRM THAT THIS TENDER SUBMISSION IS FULLY COMPLIANT AND ADHERES IN FULL, TO ALL THE REQUIREMENTS STIPULATED IN THIS RETURNABLE IN ITS ENTIRITY.

I ACCEPT THAT, IF THESE REQUIREMENTS ARE NOT MET IN FULL, OR IF FALSELY PORTRAYED, THE DBSA MAY, IN ADDITION TO DISQUALIFICATION OF THE TENDER SUBMISSION, OR CANCELLATION OF A CONTRACT; TAKE LEGAL ACTION.

SIGNATURE: _____

DATE: _____

PART E2.1.19: DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS (SBD6.2)

LOCAL CONTENT & Applicable Annexures C, D & E

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.5. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - x / y] * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) on the date of advertisement of the bid as indicated in paragraph 3.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on [http://www.thedti.gov.za/industrial development/ip.jsp](http://www.thedti.gov.za/industrial%20development/ip.jsp) at no cost.

1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation.

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

Item	Description	Stipulated Minimum Threshold %
	Applicable post Eol	

3. Does any portion of the goods or services offered have any imported content?

(Tick applicable box)

YES		NO	
-----	--	----	--

NOTE:

- where import decreases the Stipulated Minimum Threshold % (local content percentage) for a specific item, the tenderer is required to seek exemption from DTI and provide approval thereof as part of the tender submission.

- 3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.resbank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

LOCAL CONTENT DECLARATION

(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

ISSUED BY: (Procurement Authority / Name of Institution):
.....

NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- 2 Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on http://www.thedti.gov.za/industrial_development/ip.jsp. Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names),
do hereby declare, in my capacity as
of(name of bidder entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
 - (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 3.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

(The DBSA requests bidders to populate the above table, irrespective of whether the bid is for more than one product, as to ensure the bidder is cognisant of all designated items applicable to the price offer).

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.

The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 3.1 above and the information contained in Declaration D and E.

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.
- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

NOTE:

- The duly completed and signed **SBD 6.2 (Declaration Certificate for Local Content)** must form part of the bid/ tender documentation.
- The bid price to be added to the table under above **Clause 2(c) on page 53**, must include all designated items listed in table under **Clause 2 on page 50**.
- The Declaration Certificate for Local Contents (SBD 6.2) corresponding **Annexure C** must be completed duly signed and form part of the conditional appointment letter and subsequent contract if successful.
 - ⊖ *Annexure C must be numbered, signed, populated and costed in full for each separate tender (RFP#).*

SATS 1286.2011

Local Content Declaration - Summary Schedule

Note: VAT to be excluded from all calculations

[illegible]

SATS 1286.2011

Annex D

Imported Content Declaration - Supporting Schedule to Annex C

(D1)	Tender No.		Note: VAT to be excluded from all calculations	
(D2)	Tender description:			
(D3)	Designated Products:			
(D4)	Tender Authority:			
(D5)	Tendering Entity name:			
(D6)	Tender Exchange Rate:	Pula	EU R 9.00	GBP R 12.00

A. Exempted imported content

Calculation of imported content

Summary

Tender item no's	Description of imported content	Local supplier	Overseas Supplier	Foreign currency value as per Commercial Invoice	Tender Exchange Rate	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Tender Qty	Exempted imported value
(D7)	(D8)	(D9)	(D10)	(D11)	(D12)	(D13)	(D14)	(D15)	(D16)	(D17)	(D18)
(D19) Total exempt imported value										R 0	

This total must correspond with Annex C - C 21

B. Imported directly by the Tenderer

Calculation of imported content

Summary

Tender item no's	Description of imported content	Unit of measure	Overseas Supplier	Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Tender Qty	Total imported value
(D20)	(D21)	(D22)	(D23)	(D24)	(D25)	(D26)	(D27)	(D28)	(D29)	(D30)	(D31)
(D32) Total imported value by tenderer										R 0	

SATS 1286.2011

Annex D - Continued

Imported Content Declaration - Supporting Schedule to Annex C

C. Imported by a 3rd party and supplied to the Tenderer

Calculation of imported content

Summary

Description of imported content	Unit of measure	Local supplier	Overseas Supplier	Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT	Quantity imported	Total imported value
(D33)	(D34)	(D35)	(D36)	(D37)	(D38)	(D39)	(D40)	(D41)	(D42)	(D43)	(D44)
(D45) Total imported value by 3rd party										R 0	

D. Other foreign currency payments

Calculation of foreign currency payments

Summary of payments

Type of payment	Local supplier making the payment	Overseas beneficiary	Foreign currency value paid	Tender Rate of Exchange	Local value of payments
(D46)	(D47)	(D48)	(D49)	(D50)	(D51)

(D52) Total of foreign currency payments declared by tenderer and/or 3rd party

Signature of tenderer from Annex B

(D53) Total of imported content & foreign currency payments - (D32), (D45) & (D52) above

#REF!

Date:

This total must correspond with Annex C - C 23

Annex E

Local Content Declaration - Supporting Schedule to Annex C

(E1)	Tender No.					Note: VAT to be excluded from all calculations
(E2)	Tender description:					
(E3)	Designated products:					
(E4)	Tender Authority:					
(E5)	Tendering Entity name:					

Local Products (Goods, Services and Works)	Description of items purchased	Local suppliers	Value
	(E6)	(E7)	(E8)
	(E9) Total local products (Goods, Services and Works)		

(E10)	Manpower costs	(Tenderer's manpower cost)			R C
-------	-----------------------	-----------------------------	--	--	-----

(E11)	Factory overheads (Rental, depreciation & amortisation, utility costs, consumables etc.)	R 0
-------	---	-----

(E12)	Administration overheads and mark-up	(Marketing, insurance, financing, interest etc.)	R C
-------	---	--	-----

(E13) Total local content		R C
This total must correspond with Annex C		
C24		

Signature of tenderer from Annex B

Date:

PART 3 OF 3

E3 – E5: PROJECT INFORMATION

Parliament Precinct

Parliament precinct is defined as a National Key Point in terms of the National Key Points Act. The Parliament of the Republic of South Africa is situated in Cape Town, Western Cape Province. The Parliament precinct currently constitutes 130 404.8m² including approximately 920 parking bays and as such it is obligated to provide office space to political parties (i.e executives, members, support staff. Presiding Officers and Parliamentary Administration as well as members of the Media.

Urban context of Parliament Buildings

The parliament precinct is a campus of buildings which accommodates various parliamentary functions. The campus is situated in the proximity of the historic Company Gardens and St, Georges Cathedral where various public institutions of local and national significance are located. The main access points to the Parliament precinct are on Plein Street, Parliament Street and Roeland Street.

The precinct is also strategically located at the juncture of two main axes or routes which structure the city, namely, Adderley Street, on the main historical North-South axis which runs through the centre of the city and Roeland Street which provides the main access to the city from the east.

Severely Fire Damaged Buildings

The severely fire damaged buildings are as follows:

- The New Assembly Building
- The Link Building situated between the New Assembly Building and Old Assembly Building.
- The Old Assembly Building

New Assembly Building

The project consist of approximately 23 237m² gross area. Lower Basement parking, 2135m², Basement 2453 m² and six storey building with a total area of 18 649m².

The scope of works would entail largely leaving the spatial configuration intact and rehabilitating, stabilizing and reinstating structural systems to recreate the previously existing building. A new design attitude would also be considered to re-appraise all finishes and details to reflect a new design ethos in tandem with the adjacent New Assembly Building including services that would be upgraded to current standards and specifications. This will allow reconstruction the original interior with a new design aesthetic.

The complete demolition of the fire damaged portions of the building and redesign of the building internally. The restoration of the building will need to carefully ensure that the building complies with statutory requirements regarding fire safety measures.

The Link Building

The Link building ,situated between the New Assembly and Old Assembly Building has been severely damaged and only the walls remain. Its restorative measures will be restoration like -for-like as the most desirable option given the significant heritage value of the building.

Old Assembly Building

The building consist of approximately 16342m² gross area. Basement 955m² ,Ground Floor 3585 m²and Four storey floors with a total area of 11 802m².

The scope of works would entail largely leaving the spatial configuration intact and rehabilitating, stabilizing and reinstating structural systems to recreate the previously existing building. A new design attitude would also be considered to re-appraise all finishes and details to reflect a new design ethos in tandem with the adjacent New Assembly Building including services that would be upgraded to current standards and specifications. This will allow reconstruction the original interior with a new design aesthetic.

The interior design features, finishes and materials are of particular heritage significance and will need to be preserved or restored to the best possible quality. The scope of works includes and is not limited to the following:

- General Building Works
- Civil and structural
- Electrical,
- Mechanical systems
- Electronics
- Fire compliance

Pre-Qualification Information and Instructions

The purpose of the pre-qualification process is to invite Contractors to pre-qualify for the proposed alterations, demolitions, and refurbishment of the fire remedial works at New Assembly, Link building and Old Assembly in the parliament precinct, Cape Town.

Potential contractors are required to undergo a pre-qualification process that is designed to provide DBSA with information to assist in the selection of potential contractors to tender for the works. The pre-qualification will be evaluated in accordance with DBSA's procedures. DBSA intends that those who have adequately demonstrated that they have sufficient financial, economic, technical capacity, experience and ability to execute the project, be included in the Phase 2 tender process. The information requested will assist DBSA in assessing each Contractor's capabilities.

The project is anticipated to start January 2024 and Practical Completion is anticipated to be November 2025.

Bidders to Note that a compulsory on site walkabout will take place as scheduled, following the compulsory on line briefing session.