TWK 2 CLOSED QUOTATION

(R 30 000.01 – R 300 000.00)

JMV 01/2026/27 – SUPPLY, REPAIR AND REPLACE VARIOUS BUILDING WORKS AT THUSONG CENTRE, GRABOUW.

CLOSING DATE: 20 NOVEMBER 2026	CLOSING TIME: 12:00

NAME OF BIDDER* : .....

ADDRESS* : .....

: .....

: .....

TEL NUMBER* : .....

FAX NUMBER* : .....

E MAIL* : .....

CENTRAL SUPPLIER DATABASE REG NO* : .....

B-BBEE LEVEL OF CONTRIBUTION* : .....

QUOTATION AMOUNT (VAT INCLUDED) * :.....

Prepared by:
Theewaterskloof Municipality
6 Plein Street
P.O.Box 24
Caledon
7230
Telephone: +27 (28) 2143300
Fax: +27 (28) 2141289
Website: www.twk.org.za

Theewaterskloof Municipality
P.O. BOX 24 CALEDON 7230
TEL: 028 – 214 3300

TWK 2

Dear Sir / Madam

REQUEST FOR FORMAL WRITTEN PRICE QUOTATIONS
QUOTATION NUMBER: JMV 01/2026/27

Kindly provide us with a written quotation for:

SUPPLY, REPAIR AND REPLACE VARIOUS BUILDING WORKS AT THUSONG CENTRE, GRABOUW.

The detailed project description and schedules are attached or can be obtained from **Mrs. J. Marzec-Visagie** at Tel: **028 214 3300** or e-mail: joannadi@twk.gov.za, as well as technical enquiries.

A formal quotation must be submitted on the letterhead of your business and must have attached all relevant signed schedules and additional information as requested. Failure to do so will result in the quotation to be rejected. The quotation must be in a sealed envelope and clearly marked: **Tender Box No. 2**, for attention: **JOANNA MARZEC-VISAGIE**, **QUOTATION NO: JMV 01/2026/27** and the service provider's name and address. Quotations will not be accepted if they don't comply with the marking instructions. Quotations must be placed in tender box **No. 2** at the **Main Entrance** of Theewaterskloof Municipality, 6 Plein Street, Caledon by no later than **12:00** on **Friday, 20 November 2026, immediately after which the quotations will be opened, and the opening results will be published.**

N.B Compulsory Site Meeting:

- **A compulsory site meeting will be held on Wednesday, 11 November 2026.**
- **Attendees are to meet at the Grabouw Thusong Centre, Old Cape Road, Grabouw at 10:00am,**
- **A 15-minute grace period will be allowed till 10:15 for bidders to join.**

1. Standard Conditions of Quotation:

The following conditions will apply:

a) Prices must be valid for at least sixty (60) days from date of your offer.
b) Price(s) quoted must be firm and must be inclusive of VAT, clearly indicating Price, VAT and Total Price.
c) The works must commence within two (2) months of date of official order.
d) This quotation will be evaluated in terms of the 80/20 preference point system as prescribed in the Preferential Procurement Regulations of 2022 and for this purpose the **MBD 2, MBD 4, MBD 6.1, MBD 8 & MBD 9** forms which are available on the Municipal Website **www.twk.gov.za** must be completed and submitted together with your quotation subject to the test for administrative compliance.
e) The successful provider will be the one scoring the highest points.
f) A **Valid Tax Compliance Pin Certificate** and a copy of your **latest Municipal Account / Lease Agreement** must be attached to your quotation subject to the test for administrative compliance.
g) The municipality reserves the right to accept a quotation in full, partially or not at all and is not obligated to accept the lowest quotation received.
h) Payments will be made not later than 60 days, after the receipt of a tax invoice.
i) Invoices must not be issued before goods / services have been supplied / rendered.
j) Calculation errors will be corrected by the Municipality by using the unit prices.
k) The General Conditions of Contract will apply to this quotation.
l) If a valid certified B-BBEE certificate, EME or QSE affidavit is not attached, it will be interpreted that the preference points for B-BBEE status level or contribution are not claimed.
m) If a valid certified B-BBEE certificate, EME or QSE affidavit is attached and points are not claimed in terms of the MBD 6.1, it will be interpreted that the preference points for B-BBEE status level or contribution are not claimed.
n) Please note that the Municipality will not request a valid certified B- BBEE certificate or Sworn Affidavits if such is not attached to the bidders tender at closing date of this tender.
o) If the bidder fails to produce proof of an Municipal Account of lease Agreement in the name of the bidder, where locality points are claimed, it will be interpreted that locality points will not be claimed.

p) The municipality reserves the right to appoint the bidder scoring first, second and third highest preference points at any time during the duration of the contract. When the tenderer scoring the highest points cannot perform on the contract, the municipality has the right to purchase from the tenderer scoring the second highest points and if the second highest points scorer cannot perform on the contract, the municipality reserves the right to purchase from the tenderer scoring the third highest points.

q) No Alternative offers will be accepted.

2. Bidders Obligations:

2.1 Eligibility Criteria

Only bidders who satisfy the following criteria are eligible to submit an offer **(This is a requirement on the submission of bid).**:

2.1.1 Pricing Instructions

- In order to be considered for a contract in terms of this quotation, the bidder must price on all the items in the schedule of services required and sign to declare compliance.
- Where no price is charged, bidders must indicate a zero (0) rate. Any items left blanked or marked with anything other than a written zero rate will be considered incomplete and the tenderer may be disqualified.

2.1.2 Specification

- In order to be considered for a contract in terms of this quotation, bidders must sign and declare compliance by **schedule 2.**

2.1.3 Special Conditions of Contract

- In order to be considered for a contract in terms of this quotation, bidders must sign and declare compliance by **schedule 3.**

2.1.4 Scope of Works

- In order to be considered for a contract in terms of this quotation, bidders must sign and declare compliance by **schedule 4.**

2.1.5 CIDB Grading

- In order to be considered foe a contract in terms of this quotation, bidders must be registered at the Construction Industry Development Board (CIDB) and must have a minimum Grading of 1 GB as well as 1SQ. Proof of registration must be attached to **schedule 5.**

2.1.6 Attendance Compulsory Site Meeting

- In order to be considered for a contract in terms of this quotation, bidders are required to attend the Compulsory Site Meeting. Failure to do so will result in being disqualified for further evaluation.

2.1.7 Previous Experience

- In order to be considered for a contract in terms of this quotation, bidders must complete and sign and declare compliance by **Schedule 6.**
- Bidders must be complete the table provided in **Schedule 6** with at least 2 references of Municipalities / Local Government entities where services were provided. Failure to do so will result in being disqualified for further evaluation. Proof must be attached.

2.1.8 Letter of Good Standing

- In order to be considered for a contract in terms of this quotation, bidders must be registered at the Department of Labour for Compensation for Occupational Injuries and Diseases. A valid Letter of Good Standing must accompany your Quotation, the bidders must sign and declare compliance by **Schedule 7.**

2.1.9 Public Liability Insurance

- In order to be considered for a contract in terms of this quotation, bidders must have Public Liability Insurance of R 300 000.00 per claim. Proof of having Public Liability Insurance must accompany your Quotation, the bidders must sign and declare compliance by **Schedule 8.**

3. The Employer's Undertakings

3.1 Administrative Compliance

Bidders may be found non-compliant if, inter alia: (these documents may be requested)

- The bidder has failed to complete and sign and attach requested information to all
- Schedules not excluded in responsiveness criteria;
- The bidder has failed to submit the MBD 2, MBD 4, MBD 8 and MBD 9 forms;
- The bidder has failed to submit a municipal account of where the head office of the company is registered or in case where the premise is leased, the bidder has failed to provide a copy of the lease of the premise;
- The bidder has failed to submit a valid Tax Compliance Status Pin Certificate, a valid Tax Compliance Status Pin Certificate may be requested; and
- The bidder has failed to submit a certified B-BBEE certificate, EME or QSE affidavit, whereas points were claimed and a copy of certificate or affidavit was supplied, a certified copy of the B-BBEE certificate, EME or QSE affidavit may be requested.

NB: No quotations will be considered from persons in the service of the state
Failure to comply with these conditions may invalidate your offer.

Yours faithfully

SIGNATURE **DATE: 06 November 2026**
SUPPLY CHAIN MANAGEMENT

SCHEDULE 1:
SCHEDULE OF SERVICES REQUIRED

No.	DESCRIPTION	QUANTITY (A)	UNIT PRICE (B)		PRICE (A x B)	
			R	c	R	c
THUSONG CENTRE ROOF & VARIOUS CEILLINGS						
1	Replace IBR roof ridging	**9m**				
2	Replace wall flashing	**9m**				
3	Replace galvanised window slates	**22 each**				
4	Replace suspended ceiling installation section	**32 m²**				
5	Prepare and repaint ceiling surfaces (Ground Hall)	**178m²**				
6	Replace suspended ceiling tiles	**8 each**				
7	Repair and repaint ceiling surfaces (Main Hall)	**243m²**				
8	Repair and repaint wall surfaces (Main Hall)	**256m²**				
9	Refill beam filling	**9m**				
10	Paint passage celling	**125m²**				
11	Apply undercoat on library ceiling	**5m²**				
12	Paint library ceiling	**54m²**				
THUSONG BOUNDRY FENCE						
13	Repair and reinstate galvanised palisade fencing	**111m**				
14	Replace 75 x 75 mm galvanised fence uprights/posts complete including excavation	**21 each**				
15	Repair cement block boundary wall structure at the rear of the Thusong Hall	**19m²**				
			Sub Total			
			15% VAT			
			TOTAL			

***NB: Prices must be inclusive of all associated costs.**

DELIVERY ADDRESS: Theewaterskloof Municipality
Grabouw Town Municipal Depot
Industrial Road,
Grabouw
7160

I/We, the undersigned, do hereby declare that these are the properly priced Bill / Schedules of Quantities forming part of this Contract Document containing Pages in consecutive order upon which my/our Quotation No. **JMV01/2026/27: SUPPLY, REPAIR AND REPLACE VARIOUS BUILDING WORKS AT THUSONG CENTRE, GRABOUW,** has been based.

My/our total Contract Price for this work and above items (Total) is (in words)

.....

.....

.....
SIGNED ON BEHALF OF BIDDER:

_____
NAME OF BIDDER:

_____
DATE:

SCHEDULE 2:
SPECIFICATIONS

Thusong Centre Roof & various ceilings
Item 1:
Replace IBR roof ridging complete including all fixing components, waterproofing, sealing and installation in accordance with manufacturer specifications, accepted roofing installation practices and all applicable safety protocols
Item 2:
Replace wall flashing complete including cutting, fitting, waterproof sealing, fixing components and installation in accordance with accepted roofing installation practices and manufacturer specifications
Item 3:
Replace galvanised window slates or similar approved material to match existing coverings complete, including all fixing components and installation in accordance with accepted building practices
Item 4:
Replace suspended ceiling installation section – Ground Floor Entrance Hall complete including suspension grid, ceiling boards, fixing components, brandering and all associated fittings in accordance with SANS10400 requirements and accepted building practices
Item 5:
Prepare and repaint ceiling surfaces – Ground Floor Entrance Hall
Item 6:
Replace suspended ceiling tiles
Item 7:
Repair and repaint ceiling surfaces – Main Hall complete including scaffolding, surface preparation, crack repairs where required, and all applicable safety protocols in accordance with accepted building practices
Item 8:
Prepare and repaint wall surfaces – Main Hall (water-stained walls only)
Item 9:
Do beam filling
Item 10:
Paint passage ceiling
Item 11:
Apply undercoat to library ceiling
Item 12:
Paint ceiling library
Boundary Fence
Item 13:
Repair and reinstate galvanised palisade fencing complete including straightening, welding, securing and reinstatement of damaged sections, and repair and reuse of existing palisade inserts where reasonably possible
Item 14:
Replace 75 x 75 mm galvanised fence uprights/posts complete including excavation, concrete foundations, alignment, securing and reinstatement in accordance with accepted fencing installation practices
Item 15
Repair cement block boundary wall structure at the rear of the Thusong Hall complete including rebuilding of damaged sections, crack repairs, reinstatement in accordance with SANS10400 requirements

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the Specifications and therefore will be regarded as being not eligible.

I hereby declare that I comply with the Specifications.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

SCHEDULE 3:
SPECIAL CONDITIONS OF CONTRACT

Successful bidder to be able to commence work 2 months from issued order
Contractor to liaise with Technical Officer, in writing, if service cannot be completed according to schedule
Invoice to be submitted to the Senior Foreman: Grounds and Buildings after a site inspection was conducted
The Contractor shall be responsible to manage his team and provide the municipality with a clear list of workers who will be working on the contract.
The contractor to provide all materials (e.g paint, doors, ceiling boards, etc)
Prices submitted must include labour and material.

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the Special Conditions Of Contract and therefore will be regarded as being not eligible.

I hereby declare that I comply with the Special Conditions Of Contract.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

SCHEDULE 4:
SCOPE OF WORKS

The Supply, Repair and Replace Various Building Works at Thusong Centre, Grabouw is needed.

Payments are to be completed after period and the contractor to ensure a municipal official, preferably Senior Foreman: Grounds and Buildings to complete an inspection before payment is made.

The contractor will be liable for all machinery and equipment needed for the uptake of the works.

The Contractor must abide by the Health and Safety Practise and take full responsibility for the job, public and personnel appointed.

PROJECT SPECIFICATIONS

1 PROJECT SPECIFICATIONS

SCOPE

This Project Specification covers a general description of the project, the facilities available and required, special features of the contract and the requirements to be met by the Contractor.

STATUS

Should any requirement or provision of the Project Specification conflict with any requirement or provision of any other specification section or clause that are applicable to the contract, the requirement or provision of the Project Specification shall prevail.

PS1 DESCRIPTION OF THE CONTRACT AND WORKS

The Contractor is to provide Labour (80% Unskilled Local Labour) and Small Plant for the preparatory works as well as clearing.

The Work is funded by and undertaken for the Theewaterskloof Municipality.

PS2 DESCRIPTION OF SITE AND ACCESS

PS2.1 Locality

- Grabouw

PS2.2 Access to the Site of Works

Access roads are available to all the sites.

PS3 SITE FACILITIES AVAILABLE

PS3.1 HOUSING FACILITIES

No housing is available and the Contractor shall make his own arrangements to house his employees and tools and for their transport to and from the Site of Works.

PS3.2 OFFICE ON SITE

No office facility is available on site and the contractor shall make his own arrangements for office facilities, if required.

PS3.3 POWER SUPPLY

The contractor will be accountable for all small plants and no power supply will be made available for small plants, whilst work is being completed at the site.

PS3.4 TELEPHONE FACILITIES

The Contractor shall make his own arrangements for telephone facilities at the site, if required. The contractor should note that Cell Phone reception is generally available on the site.

PS3.5 ABLUTION AND LATRINE FACILITIES

Ablution facilities available at the Centre.

PS4 FEATURES OF THE CONTRACT REQUIRING SPECIAL ATTENTION

PS4.1 AUTHORITIES AND THE COMMUNITY

The Contractor shall comply with all the requirements of the Theewaterskloof Municipality insofar as the execution of the contract may affect or may be effected by the requirements and/or regulations of the said Authorities.

PS4.2 TIDYING

The Contractor shall ensure that when works are completed the site is left neat and tidy

PS4.3 EXTENT OF WORK

The approximate extent of the work is listed below to assist the Contractor in understanding the contract.

PS4.4 HOURS OF OPERATION

The following operating hours shall be applicable:

Mondays – Thursdays:	08h00 – 16h00 (Excludes public holidays)
Fridays:	08h00 – 15h00 (Excludes public holidays)
Saturdays and Sundays:	Closed

PS4.5 OPERATION

The Service Provider shall:

- Order and ensure the safe keeping of all the materials needed

PS4.6 PLANT

The Contractor will be responsible for all the planning and supply of the necessary plant and the Contractor must at all times have sufficient plant on site to carry out the required operations according to the Operational Manual. The contractor will be responsible for any delays due to small plant breakages.

PS4.7 EMERGENCIES

The Contractor must be available for all emergency services and situations. The Contractor must at all times be in contact with the operators on site, either by telephone or by radio.

PS4.9 PERSONNEL

The Contractor must submit a form indicating all personnel that will be present on site as well as their official duties.

The municipality has the power to request the removal of any personnel on site that acts negligently or is not complying with his/her duties.

PS5 EMPLOYER'S REQUIREMENTS

PS5.1 Commencement and Time for Completion

The work must commence within 15 calendar days from date of official order or as prescribed times and must be completed as per schedule**.**

PS6 MEASUREMENT AND PAYMENT

The Contractor shall submit to the Employer an invoice for the execution of the Works. Payment of such invoices shall be paid within 30 days of receipt thereof.

I am aware that I must request the municipal representative to approve and measure any work done that will subsequently be covered by later work, before commencement of further work. Failure to adhere to this requirement will result in non-payment of the payment item in question.

Typical payment items falling within this category are the various cutting periods. The onus lies with the service provider to familiarize him/her with the quantity measurement approval requirements of all payment items before commencement of any work.

I am aware that payment will be made according to rate multiplied by the actual work done, measured in terms of the specified quality and unit of measurement description of the payment items. No payment will be affected for substandard quality.

Invoices must be submitted together with our municipal prescribed payment certificate format. Failure to comply with this requirement will result in non-payment until such stage that the payment certificate is submitted.

1.1 Additional Services

Act as the Employers agent in terms of the Occupational Health and Safety Act

The Service Provider, in submitting a tender for this contract, shall be deemed to have acknowledged acceptance of the appointment as the client's agent in terms of the Occupational Health and Safety Act, 1993 (Act No 85 of 1993) and the Construction Regulations of 2014, should the Employer accept the tender. The Service Provider shall, as such, execute all of the duties of the client as contemplated in the Construction Regulations.

If the Service Provider considers it necessary to employ the services of a safety specialist in order to execute the abovementioned duties, the cost thereof must be included in the fee tendered for this project.

The Service Provider shall, apart from conducting his own activities in compliance with the Occupational Health and Safety Act, 1993 (Act No 85 of 1993) and Construction Regulations of 2014, ensure that any sub-consultants/sub-contractors employed by the Service Provider also comply with the requirements of the Act and Regulations. The Service Provider shall enter into an agreement with the Employer in this regard before the commencement of any work related to this contract (Form C1.3, Part C1, Page 8 refers).

1.2 Implementation of a Quality Assurance System

The Service Provider shall develop and implement a quality assurance system which will ensure that the final product meets the requirements of the Employer**.**

2 APPROVALS

The Service Provider shall be responsible for obtaining the following approvals:

- Approval of the workplan (work program)

Notwithstanding any approval received from the Employer, the Service Provider shall remain responsible for all work carried out by the Service Provider in terms of this contract.

The Employer may withdraw approval of the workplan (work program) and quality assurance system at any time and require the Service Provider to review them. The service provider shall provide revised documents in accordance with the Employers wishes within two weeks of the withdrawal notice. The Technical Officer shall have the right to stop all work on the site should the Service Provider fail to provide a new workplan (work program) the substantially address the concerns of the Employer within the time limits above. The Service Provider shall have no right to recompense in the event of such a work stoppage.

3 FORMAT OF COMMUNICATION

All requests for formal approval from the Employer, or any other body, shall be submitted in writing in hardcopy format. Interim payment claims shall be submitted in the same format, accompanied by an original tax invoice. Ad-hoc communication between the Employer and the Service Provider may be conducted per facsimile or in electronic format (e-mail).

All plans and contract documents submitted for approval shall be in both hardcopy format and agreed electronic format.

4 KEY PERSONNEL

The Service Provider is to have in its employment at the site, personnel with sufficient relevant experience in the operation of such a site.

5 SITE MEETINGS

There will be an initial site meeting before the commencement of works and a close-off meeting with respect of this project.

6 EMPLOYERS RIGHT TO WITHOLD PAYMENT

The Employer reserves the right to withhold payment in the event of the contractor not complying with the provisions of the permit.

The employer reserves the right to deduct any penalties as applied from any moneys due to the Service Provider.

PROJECT SPECIFIC NOTES TO BIDDER:

1. Contractor needs to ensure that all work is carried out in compliance with the Occupational Health and Safety Act, as well as the relevant Construction Regulations of 2014.

2. The General Conditions of Contract are the General Conditions of Contract for Construction Works (2015) as published by the South African Institution of Civil Engineering.

3. Damage to any services must be repaired by the contractor, at his own cost.

4. Special attention must be given to the protection of private property.

5. All necessary public safety measures must be taken in terms of OHS Act.

6. Special care must be given to ensure accessibility of properties at all times.

7. The contractor must keep the owners of the relevant properties informed of their weekly program.

8. This information must first be submitted to the client 3 working days before commencement of any activity on site.

9. An updated program will be submitted each time when falling behind the program, giving sufficient detail to the steps to be taken to ensure completion of the work by the completion date. Failure to adhere to this requirement will result in the termination of the contract.

10. The Contractor must ensure that his work program takes into consideration other Contractors working on site.

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the Scope of Works and therefore will be regarded as being not eligible.

I hereby declare that I comply with the Scope of Works.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

SCHEDULE 5:
CIDB GRADING

In order to be considered foe a contract in terms of this quotation, bidders must be registered at the Construction Industry Development Board (CIDB) and must have a minimum Grading of 1 GB as well as 1SQ. Proof of registration must be attached to **schedule 5.**

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the CIDB Grading and therefore will be regarded as being not eligible.

I hereby declare that I comply with the CIDB Grading.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

SCHEDULE 6:
PREVIOUS EXPERIENCE

EMPLOYER		**Nature of Work / Project**	**Value of Work / Project**	**Contract Period**
Company				From:
Tel				
E-mail				To:
Contact Person				
Company				From:
Tel				
E-Mail				To:
Contact Person				
Company				From:
Tel				
E-mail				To:
Contact Person				

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the Previous Experience and therefore will be regarded as being not eligible.

I hereby declare that I comply with the Previous Experience.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

SCHEDULE 7:
LETTER OF GOOD STANDING

In order to be considered for a contract in terms of this quotation, bidders must be registered at the Department of Labour for Compensation for Occupational Injuries and Diseases. A Valid Letter of Good Standing must accompany your Quotation, the bidder must sign and declare compliance by **Schedule 7.**

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the Letter of Good Standing and therefore will be regarded as being not eligible.

I hereby declare that I comply with the Letter of Good Standing.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

SCHEDULE 8:
PUBLIC LIABILITY INSURANCE

In order to be considered for a contract in terms of this quotation, bidders must have Public Liability Insurance of R 300 000.00 per claim. Proof of having Public Liability Insurance must accompany your Quotation, the bidders must sign and declare compliance by **Schedule 8.**

If the bidder fails to sign this schedule, it will be interpreted that the bidder does not comply with the Public Liability Insurance and therefore will be regarded as being not eligible.

I hereby declare that I comply with the Public Liability Insurance.

_____	_____	_____
Name of Bidder	**Signature on Behalf of Tenderer**	**Date**

PART A
INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE THEEWATERSKLOOF MUNICIPALITY					
Bid Number:	**JMV01/2026/27**	Closing Date:	**20 November 2026**	Closing Time:	**12:00**
Description:	**SUPPLY, REPAIR AND REPLACE VARIOUS BUILDING WORKS AT THUSONG CENTRE, GRABOUW.**				

THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (CONTRACT FOR THE RENDERING OF SERVICES)

Bid Response Documents may be Deposited in the Bid Box **NO. 2** situated at:

MUNICIPAL HEAD OFFICE
06 PLEIN STREET
CALEDON
7230

SUPPLIER INFORMATION

NAME OF BIDDER				
CONTACT PERSON				
POSTAL ADDRESS				
STREET ADDRESS				
TELEPHONE NUMBER	CODE		NUMBER	
CELLPHONE NUMBER				
FACSIMILE NUMBER	CODE		NUMBER	
E-MAIL ADDRESS				
VAT REGISTRATION NUMBER				
TAX COMPLIANCE STATUS	TCS PIN:		**OR** CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	☐ Yes ☐ No

[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]

1. ARE YOU THE ACCREDITED REPRESENTATIVE **IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?**	☐Yes ☐No [IF YES ENCLOSE PROOF]	**2.** ARE YOU A FOREIGN BASED SUPPLIER FOR **THE GOODS /SERVICES /WORKS OFFERED?**	☐Yes ☐No [IF YES, ANSWER PART B:3]
3. TOTAL NUMBER OF ITEMS OFFERED		**4. TOTAL BID PRICE**	**R**
5. SIGNATURE OF BIDDER	……	**6. DATE**	
7. CAPACITY UNDER WHICH THIS BID IS SIGNED			

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		**TECHNICAL INFORMATION MAY BE DIRECTED TO:**	
DEPARTMENT	**SCM**	CONTACT PERSON	**J Marzec-Visagie**
CONTACT PERSON	**Ruhan Andries**	TELEPHONE NUMBER	**028 2143300**
TELEPHONE NUMBER	**028 214 3395**	FACSIMILE NUMBER	**N/A**
FACSIMILE NUMBER	**N/A**	E-MAIL ADDRESS	**joannadi@twk.gov.za**
E-MAIL ADDRESS	**Ruhanan@twk.gov.za**		

PART B
TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.

1.2. **ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR ONLINE**

1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.

2. TAX COMPLIANCE REQUIREMENTS

2.1 Bidders must ensure compliance with their tax obligations.

2.2 Bidders are required to submit their unique personal identification number (pin) issued by sars to enable the organ of state to view the taxpayer's profile and tax status.

2.3 Application for the tax compliance status (tcs) certificate or pin may also be made via e-filing. In order to use this provision, taxpayers will need to register with sars as e-filers through the website www.sars.gov.za.

2.4 Foreign suppliers must complete the pre-award questionnaire in part b:3.

2.5 Bidders may also submit a printed tcs certificate together with the bid.

2.6 In bids where consortia / joint ventures / sub-contractors are involved, each party must submit a separate tcs certificate / pin / csd number.

2.7 Where no tcs is available but the bidder is registered on the central supplier database (csd), a csd number must be provided.

3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

3.1.	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	☐ YES ☐ NO
3.2.	DOES THE ENTITY HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO
3.3.	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO
3.4.	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	☐ YES ☐ NO
3.5.	IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	☐ YES ☐ NO

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

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.
NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.

SIGNATURE OF BIDDER: ……

CAPACITY UNDER WHICH THIS BID IS SIGNED: ……

MBD 2 – TAX CLEARANCE CERTIFICATE REQUIREMENTS AND APPLICATION FORM

It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with South African Revenue Services (SARS) to meet the bidder's tax obligations.

1. In order to meet this requirement, bidders are required to complete in full the TCC 0001 form, "Application for a Tax Clearance Certificate" and submit it to any SARS branch office nationally or on the website www.sars.gov.za. The Tax Clearance Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.

2. Applications for the Tax Clearance Certificates 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

3. SARS will then furnish the bidder with a Tax Clearance Certificate that will be valid for a period of 1 (one) year from the date of approval.

4. In bids where Consortia / Joint Ventures / Sub-Contractors are involved, each party must submit a separate Tax Clearance Certificate.

5. Tax Compliance Status (TCS) Pin as of 18 April 2016

a. In terms of the new Tax Compliance Status System implemented by SARS on 18 April 2016, taxpayers are now able to issue the municipality with a TCS Pin which can be used to verify a bidder's tax status online via SARS E-filing.
b. The taxpayer must issue the municipality with the following:

Bidders who are not in possession of an original Tax Clearance Certificate must provide at least 2 of the 3 numbers listed below in order to verify the Tax Clearance Certificate via SARS e-filing.

1. Tax Reference Number	
2. Tax Compliance Status Pin	
3. Tax Clearance Certificate Number:	

c. If a bidder is registered on the Theewaterskloof Municipality Supplier's Database and the Municipality is already in possession of an original tax clearance certificate which is valid on closing date of bid, it MUST be indicated as such on this page, whereby the attaching of a new tax clearance certificate to this page will not be needed.

6. Should a Tax Clearance Certificate not be verifiable on the SARS e-filing system, the bidder will be afforded an opportunity to submit a valid, verifiable Tax Clearance Certificate. It will result in the invalidation of the bid, should the bidder fail to provide a valid, verifiable Tax Clearance Certificate.

MBD 4 – DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state[1].

2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.

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

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

3.2 Identity Number: …….

3.3 Position occupied in the Company (director, trustee, hareholder[2]):……..

3.4 Company Registration Number: …….

3.5 Tax Reference Number:……

3.6 VAT Registration Number: ……

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

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

3.8.1 If yes, furnish particulars. ……

……..

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

(a) a member of –
  (i) any municipal council;
  (ii) any provincial legislature; or
  (iii) the national Assembly or the national Council of provinces;

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

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

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

3.9.1 If yes, furnish particulars.……..……..

……

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

3.10.1 If yes, furnish particulars.

……

……

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

3.11.1 If yes, furnish particulars

……

…….....

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

3.12.1 If yes, furnish particulars.

……..

……..

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

3.13.1 If yes, furnish particulars.

……..

……..

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

3.14.1 If yes, furnish particulars:

……..

……..

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

Full Name	Identity Number	State Employee Number

……..
Signature

……..
Date

……
Capacity

……
Name of Bidder

MBD 6.1 – 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

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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***

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.

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

The maximum points for this tender are allocated as follows:

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

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

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

2. DEFINITIONS

(a) **"tender"** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;

(b) **"price"** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;

(c) **"rand value"** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

(d) **" tender for income-generating contracts"** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and

(e) "**the Act**" means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

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

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

Where

Ps = Points scored for price of tender under consideration Pt

= Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

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

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration Pmax

= 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.

POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

B-BBEE status level of contributor	Number of points allocated in terms of B-BBEE score card (80/20)	Number of points allocated in terms of B-BBEE score card (90/10)
1	10	5
2	9	4.5
3	8	4
4	6	2.5
5	4	2
6	3	1.5
7	2	1
8	1	0.5
Non-Compliant contributor	0	0

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

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

The specific goals allocated points in terms of this tender	Number of points Allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer and proof thereof attached)
BBBEE (10)	LEVEL POINTS ÷ 2 **(For example, Level 1 = 20 Points ÷ 2 = 10)**	
LOCALITY (10) **(Latest Municipal account/ Lease agreement in the name of the company must be attached to claim points)**	Within the boundaries of Theewaterskloof Municipality 10 Within the boundaries of Overberg District 6 Within the boundaries of the Western Cape 4 Outside of the boundaries of the Western Cape 0	

POINTS WILL BE ALLOCATED AS FOLLOWS BETWEEN R 30 000.01 - R 300 000.00 (80/20)	
	POINTS
PRICE	80
SPECIFIC PARTICIPATION GOALS	
Within the boundaries of Theewaterskloof Municipality	10
Within the boundaries of Overberg District	6
Within the boundaries of the Western Cape	4
Outside of the boundaries of the Western Cape	0
BBBEE SCORE CARD	
BBBEE points	10
Total	100

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. ***Sub-Contractor***

4.6.1 Will any portion of the contract be sub-contracted? [TICK APPLICABLE BOX]

YES		NO	

4.6.2 If yes, indicate:

i) What percentage of the contract will be sub- contracted……%

ii) The name of the sub-contractor……..

iii) The B-BBEE status level of the sub- contractor……

iv) Whether the sub-contractor is an EME or QSE [TICK APPLICABLE BOX]

YES		NO	

4.7. 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**: …… …… …… ……

MBD 8 – DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

1 This Municipal Bidding Document must form part of all bids invited.

2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.

3 The bid of any bidder may be rejected if that bidder, or any of its directors have:

a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
b. been convicted for fraud or corruption during the past five years;
c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).

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

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the *audi alteram partem* rule was applied). **The Database of Restricted Suppliers now resides on the National Treasury's website (www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.**	Yes ☐	No ☐
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? **The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.**	Yes ☐	No ☐
4.2.1	If so, furnish particulars:		

4.3	Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐
4.3.1	If so, furnish particulars:		

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

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME)

……

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM TRUE AND CORRECT.

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

…….. **……..**

Signature **Date**

…… **……..**

Position **Name of Bidder**

MBD 9 – CERTIFICATE OF INDEPENDENT BID DETERMINATION

1 This Municipal Bidding Document (MBD) must form part of all bids[1] invited.

2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).[2] Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.

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

a. take all reasonable steps to prevent such abuse;

b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and

c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.

4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.

5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

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

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

_____

(Bid Number and Description)

in response to the invitation for the bid made by:

_____

(Name of Municipality/Municipal Entity)

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

I certify, on behalf of:_____that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word “competitor” shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:

   (a) has been requested to submit a bid in response to this bid invitation;
   (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
   (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium[3] will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
   (a) prices;
   (b) geographical area where product or service will be rendered (market allocation)
   (c) methods, factors or formulas used to calculate prices;
   (d) the intention or decision to submit or not to submit, a bid;
   (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
   (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

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

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

……	……
Signature	Date
……	……
Position	Name of Bidder