



NKANGALA DISTRICT MUNICIPALITY



T2.1 LIST OF RETURNABLE DOCUMENTS

1. Failure to fully complete the **compulsory** returnable documents shall render such a tender offer unresponsive.
2. Tenderers shall note that their signatures appended to each returnable form **represents a declaration that they vouch for the accuracy and correctness of the information provided**, including the information provided by candidates proposed for the specified key positions.
3. Notwithstanding any check or audit conducted by or on behalf of the Employer, the information provided in the returnable documents is accepted in good faith and as justification for entering into a contract with a tenderer. **If subsequently any information is found to be incorrect such discovery shall be taken as wilful misrepresentation by that tenderer to induce the contract.** In such event the Employer has the discretionary right under contract condition 8.4 to terminate the contract.

The Tenderer must complete the following returnable Schedules:

Returnable Schedules required for Tender evaluation purposes

COMPULSORY BID DOCUMENTS	
FORM A	MBD 1 [PART A & B]
FORM B	COMPULSORY ENTERPRISE QUESTIONNAIRE FOR CONSORTIA OR JOINT VENTURES
FORM C	POPI NOTICE AND CONSENT FORM
FORM D	DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES
FORM E	DECLARATION OF INTEREST
FORM F	AUTHORITY OF SIGNATORY
FORM G	DECLARATION OF GOOD STANDING REGARDING TAX
FORM H	FINANCIAL REFERENCES
FORM I	MUNICIPAL UTILITY ACCOUNT
FORM J	PREFERENCE SCHEDULE
FORM K	CERTIFICATE OF INDEPENDENT BID DETERMINATION
FORM L	DECLARATION TENDERER'S LITIGATION HISTORY
FORM M	DECLARATION FOR PROCUREMENT ABOVE R10 MILLION
FORM N	PROOF OF GOOD STANDING WITH COMPENSATION COMMISSION
FORM O	PROOF OF BANK RATING FROM A BANKING INSTITUTION REGISTERED IN TERMS OF BANKS ACT, NO 94 OF 1990
FORM P	PUBLIC LIABILITY INSURANCE
FORM Q	AUDITED ANNUAL FINANCIAL STATEMENTS FOR THE IMMEDIATE PAST THREE CONSECUTIVE YEARS
RETURNABLES FOR EVALUATION PURPOSES	
FORM R	TENDER PROJECT STRUCTURE
FORM S	PROPOSED KEY PERSONNEL

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM T	SCHEDULE OF PREVIOUS EXPERIENCE
FORM U	SCHEDULE OF CURRENT PROJECTS
FORM V	SCHEDULE OF INFRASTRUCTURE AND RESOURCES
FORM W	SCHEDULE OF PROPOSED SUB-CONTRACTORS
FORM X	RECORD OF ADDENDA TO TENDER DOCUMENTS

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



COMPULSORY BID DOCUMENTS

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



PART A: INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NKANGALA DISTRICT MUNICIPALITY)

BID NUMBER: 173320/2 CLOSING DATE: 10 November 2026 CLOSING TIME: 12H00

DESCRIPTION CONSTRUCTION OF WESTERN HIGHVELD BULK WATER SUPPLY SCHEME
WORK PACKAGE 2

THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN
THE BID BOX SITUATED AT (STREET ADDRESS)

NKANGALA DISTRICT MUNICIPALITY

2A WALTER SISULU STREET

MIDDELBURG

1050

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

TAX COMPLIANCE
STATUS TCS PIN: OR CSD No:

ARE YOU THE
ACCREDITED
REPRESENTATIVE
IN SOUTH AFRICA
FOR THE GOODS
/SERVICES /WORKS
OFFERED? ☐ Yes ☐ No
[IF YES ENCLOSE PROOF]

ARE YOU A
FOREIGN BASED
SUPPLIER FOR
THE GOODS
/SERVICES
/WORKS
OFFERED? ☐ Yes ☐ No
[IF YES, ANSWER PART B:3]

TOTAL NUMBER OF
ITEMS OFFERED TOTAL BID
PRICE R

SIGNATURE OF
BIDDER DATE

CAPACITY UNDER
WHICH THIS BID IS
SIGNED

**BIDDING PROCEDURE ENQUIRIES MAY BE
DIRECTED TO:**

DEPARTMENT SCM
CONTACT PERSON SI Masilela
TELEPHONE
NUMBER 013-249-2104/5/7/2096
E-MAIL ADDRESS masilelasi@nkangaladm.gov.za

TECHNICAL INFORMATION MAY BE DIRECTED TO:

DEPARTMENT Kufanikiwa Consulting
CONTACT PERSON Ms. Sithembile Mkhize
TELEPHONE
NUMBER 063 646 8511
E-MAIL ADDRESS sithembile.m@kufanikiwa.co.za

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



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:

DATE:

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM B: COMPULSORY ENTERPRISE QUESTIONNAIRE FOR CONSORTIA OR JOINT VENTURES

SPECIAL RESOLUTION OF CONSORTIA OR JOINT VENTURES

RESOLUTION of a meeting of the duly authorised representatives of the following legal entities who have entered into a consortium/joint venture to jointly bid for the project mentioned below: *(legally correct full names and registration numbers, if applicable, of the Enterprises forming a Consortium/Joint Venture)*

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

7. _____

8. _____

Held at _____ (place)

On _____ (date)

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



RESOLVED that:

The above-mentioned Enterprises submit a Bid in Consortium/Joint Venture to the Nkangala District Municipality in respect of the following project:

Bid / Project Number: _____ {insert number}

A. Mr/Mrs/Ms: _____

in *his/her Capacity as: _____ (Position in the Enterprise)

and who will sign as follows: _____

be, and is hereby, authorised to sign the Bid, and any and all other documents and/or correspondence in connection with and relating to the Bid, as well as to sign any Contract, and any and all documentation, resulting from the award of the Bid to the Enterprises in Consortium/Joint Venture mentioned above.

B. The Enterprises constituting the Consortium/Joint Venture, notwithstanding its composition, shall conduct all business under the name and style of:

C. The Enterprises to the Consortium/Joint Venture accept joint and several liability for the due fulfilment of the obligations of the Consortium/Joint Venture deriving from, and in any way connected with, the Contract entered into with the municipality in respect of the project described under item A above.

D. Any of the Enterprises to the Consortium/Joint Venture intending to terminate the consortium/joint venture agreement, for whatever reason, shall give the Department 30 days written notice of such intention. Notwithstanding such decision to terminate, the Enterprises shall remain jointly and severally liable to the municipality for the due fulfilment of the obligations of the Consortium/Joint Venture as mentioned under item C above.

E. No Enterprise to the Consortium/Joint Venture shall, without the prior written consent of the other Enterprises to the Consortium/Joint Venture and of the municipality, cede any of its rights or assign any of its obligations under the consortium/joint venture agreement in relation to the Contract with the municipality referred to herein.

F. The Enterprises choose as the *domicilium citandi et executandi* of the Consortium/Joint Venture for all purposes arising from the consortium/joint venture agreement and the Contract with the municipality in respect of the project under item A above:

Physical address: _____

_____ (code)

Postal Address: _____



Tenderer



Witness 1



Witness 2



Employer



Witness 1



Witness 2



Telephone number: _____ (code)
Fax number: _____ (code)

NO	NAME OF ENTITY	NAME OF REPRESENTATIVE	CAPACITY	SIGNATURE
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				

Note:

1. * Delete which is not applicable
2. **NB.** This resolution must be signed by all the Duly Authorised Representatives of the Legal Entities to the Consortium/Joint Venture submitting this Bid
3. Should the number of Duly Authorised Representatives of the Legal Entities joining forces in this Bid exceed the space available above, additional names and signatures must be supplied on a separate page
4. Resolutions, duly completed and signed, from the separate Enterprises who participate in this Consortium/Joint Venture must be attached to the Special Resolution.

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



ATTACH THE FOLLOWING DOCUMENTS HERETO

1. For Closed Corporations

- CK1 or CK2 as applicable (Founding Statement)
- Copies of the ID's of the Directors

2. For Companies

- A copy of the Certificate of Incorporation
- Copies of the ID's of the Directors, and
- the shareholders register

3. For Joint Venture Agreements

- Copy of the Joint Venture Agreement between all the parties,
- as well as the documents in (1) or (2) of each Joint Venture member.

4. For Partnership

- Copies of the ID's of the partners

5. One person Business / Sole trader

- Copy of ID

6. Details Of Tax Compliance Status from South African Revenue Service

7. Duly Signed and dated original or copy of Authority of Signatory on company Letterhead

8. Specific Goals Claim in terms of the Preferential Procurement Regulations, 2022

9. Central Supplier Database (CSD) Full Report which contains ownership information

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM C: POPI NOTICE AND CONSENT FORM

- We understand that your personal information is important to you and that you may be apprehensive about disclosing it.
- Your privacy is important to us and we are committed to safeguarding and processing your information in a lawful manner.
- We also want to make sure that you understand how and for what purpose we process your information.
- If for any reason you think that your information is not processed in a correct manner, or that your information is being used for a purpose other than that for what it was originally intended, you can contact our Information Officer.

Our Information Officer/ Deputy Information Officer:

Name	Mr. M.L Mahlangu (The Municipal Manager)
Contact No.	013 249 2000/2006
Email Address	mahlangulm@nkangaladm.gov.za

Purpose for Processing your information:

- According to the Personal Protection of Information Act 4 of 2013, Nkangala District Municipality is required to get your consent to collect, store and manage the data that you provide to us. Nkangala District Municipality takes the protection of personal information seriously and is committed to complying with the Personal Protection of Information Act.
- We collect, hold, use and disclose your personal information mainly to ensure proper Supply Chain Processes in accordance with Section 217 of the Constitution of South Africa and Supply Chain Management Regulations and guidelines and all other applicable legislations to procurement processes.

Consent to Disclose and Share your information:

- We may need to share your information for a purpose you would reasonably expect, including but not limited to:
 - a) Verification of the Company status with Companies and Intellectual Property Commission (CIPC).
 - b) Verification of Company tax compliance status with South African Revenue Services (SARS).
 - c) Verification of the Company/ Company director(s)'s municipal utility account rates.
 - d) Verification of the financial status of the Company with the Financial Institutions.
 - e) Verification of the Company's Compensation Commissioner status with the Department of Labour.
 - f) Verification with the Construction Industry Development Board (CIDB).
 - g) Verification of Professional Membership of the Firm/ Project Personnel.
 - h) Vetting of the Qualifications of the proposed Project Personnel.
 - i) Verification of proof of previous Company experience.
- Where we share your information, we will take all precautions to ensure that the third party will treat your information with the same level of protection as required by us.

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



I hereby authorise and consent to Nkangala District Municipality sharing my personal information with the above mentioned Institutions/ Persons:

Please tick the Box to agree:

☐

I agree

Name & Surname of the Bidder:

Signature:

Date:

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM D: DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES (MBD8)

- 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 <i>audi alteram partem</i> 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:		

Tenderer

Witness 1

Witness 2
41

Employer

Witness 1
T1.2 Tender Data

Witness 2



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:		
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 ☐
4.7.1	If so, furnish particulars:		

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME).....

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS 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

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2

T1.2 Tender Data



FORM E: DECLARATION OF INTEREST (MBD4)

1.No bid will be accepted from persons in the service of the state¹.

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

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

No	Question	Details
3.1	Full Name of bidder or his or her representative	
3.2	Identity number	
3.3	Position occupied in the Company (director, trustee, shareholder 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 ☐
	If yes, furnish particulars:	
3.8.1	Name of director	
3.8.2	Name of state organization	
3.9	Have you been in the service of the state for the past twelve months?	Yes ☐ No ☐
	If yes, furnish particulars:	
3.9.1	Name of director	
3.9.2	Name of state organization	
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 ☐
	If yes, furnish particulars:	

Tenderer

Witness 1

Witness 2

43

Employer

Witness 1

T1.2 Tender Data

Witness 2



3.10.1	Name of person in the service of state		
3.10.2	Relationship		
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? If yes, furnish particulars:	Yes ☐	No ☐
3.11.1	Name of person in the service of state		
3.11.2	Relationship		
3.12	Are any of the company's directors, trustees, managers, principal shareholders or stakeholders in service of the state? If yes, furnish particulars:	Yes ☐	No ☐
3.12.1	Name of director/trustee/manager/principal shareholder or stakeholder		
3.12.2	Name of state organization		
3.13	Are any spouse, child or parent of the company's directors, trustees, managers, Principal shareholders or stakeholders in service of the state? If yes, furnish particulars:	Yes ☐	No ☐
3.13.1	Name of person in the service of state		
3.13.2	Relationship		
3.13.3	Name of state organization		
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. If yes, furnish particulars:	Yes ☐	No ☐
3.14.1	Name of Director(s)		
3.14.2	Name of Company(ies)		
3.14.3	CSD number of Company(ies)		

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



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

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

NB: It is compulsory for all bidders to fully complete Part 4 (Full Details of Directors / Trustees / Members / Shareholders) of the Declaration of Interest, regardless of whether the bidder is an employee of the State or not. Failure to complete this section in full may result in the bid being deemed non-responsive

Full Name	Identity Number	State Employee Number

Tenderer

Witness 1

Witness 2
45

Employer

Witness 1
T1.2 Tender Data

Witness 2



DECLARATION

I, the undersigned (name): certify that the information furnished is correct. I accept that the state may act against me in terms of paragraph 23 of the General Conditions of Contract should this declaration prove to be false.

.....
Signature

.....
Date

.....
Capacity

.....
Name of Bidder

.....
Tenderer

.....
Witness 1

.....
Witness 2

.....
Employer

.....
Witness 1

.....
Witness 2



FORM F: AUTHORITY OF SIGNATORY

Details of person responsible for tender process:

Name : _____

Contact number : _____

Office address : _____

Signatories for close corporations and companies shall confirm their authority by completing and attaching to this form a **duly signed and dated original or copy of an authority of signatory on the Company Letterhead** of the relevant resolution of their members or their board of directors, as the case may be.

PRO-FORMA FOR COMPANIES AND CLOSE CORPORATIONS:

"By resolution of the board of directors passed on *(date)*

Mr **Pro-Forma**

has been duly authorized to sign all documents in connection with the Tender for Contract Number

.....and any Contract which may arise there from on

behalf of

(BLOCK CAPITALS)

SIGNED ON BEHALF OF THE COMPANY

IN HIS CAPACITY AS

DATE

FULL NAMES OF SIGNATORY

Tenderer

Witness 1

Witness 2
47

Employer

Witness 1
T1.2 Tender Data

Witness 2



AS WITNESSES: 1.
2.

PRO-FORMA FOR JOINT VENTURES:

Certificate of Authority for Joint Ventures

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Ms, authorised signatory of the company, acting in the capacity of lead partner, to sign all documents in connection with the tender offer and any contract resulting from it on our behalf.

NAME OF FIRM	ADDRESS	DULY AUTHORISED SIGNATORY
		Signature: Name: Designation:
		Signature: Name: Designation:
		Signature: Name: Designation:

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



**ATTACH HERETO THE DULY SIGNED AND DATED ORIGINAL OR A COPY
OF AN AUTHORITY OF SIGNATORY ON COMPANY LETTERHEAD**

Tenderer

Witness 1

Witness 2

49

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM G: DECLARATION OF GOOD STANDING REGARDING TAX (MBD 2)

DETAILS OF TAX COMPLIANCE STATUS:

TAXPAYER NAME	
TRADING NAME	
TAX REFERENCE NUMBER (S)	
VAT	
PIN	
EXPIRY DATE	

TAX CLEARANCE CERTIFICATE REQUIREMENTS

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 Service (SARS) to meet the bidder's tax obligations.

1. In order to meet this requirement bidders are required to complete in full the attached form TCC 001 "Application for a Tax Clearance Certificate" and submit it to any SARS branch office nationally. The Tax Clearance Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.
2. 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.
3. The valid Tax Clearance Certificate must be submitted together with the bid. Failure to submit the valid Tax Clearance Certificate will result in the invalidation of the bid.
4. In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Clearance Certificate.
5. Copies of the TCC 001 "Application for a Tax Clearance Certificate" form are available from any SARS branch office nationally or on the website www.sars.gov.za.
6. Applications for the Tax Clearance Certificates may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website www.sars.gov.za.

--

Tenderer

--

Witness 1

--

Witness 2

--

Employer

--

Witness 1

--

Witness 2



Tenderer

Witness 1

Witness 2

51

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM H: FINANCIAL REFERENCES

DETAILS OF TENDERERS BANKING INFORMATION

Notes to tenderer:

1. The tenderer shall attach to this form a copy of a letter from the bank not older than three (3) months confirming the bank account and details. Failure to provide the required letter with the tender submission shall render the tenderer's offer unresponsive.
2. The tenderer's banking details as they appear below shall be completed.
3. In the event that the tenderer is a joint venture enterprise, details of all the members of the joint venture shall be similarly provided and attached to this form.

BANK NAME:									
ACCOUNT NAME: (e.g. ABC Civil Construction cc)									
ACCOUNT TYPE: (e.g. Savings, Cheque etc)									
ACCOUNT NO:									
ADDRESS OF BANK:									
CONTACT PERSON:									
TEL. NO. OF BANK / CONTACT:									
How long has this account been in existence:	<table border="1"><tr><td>0-6 months</td><td></td></tr><tr><td>7-12 months</td><td></td></tr><tr><td>13-24 months</td><td></td></tr><tr><td>More than 24 months</td><td></td></tr></table> (Tick which is appropriate)	0-6 months		7-12 months		13-24 months		More than 24 months	
0-6 months									
7-12 months									
13-24 months									
More than 24 months									

Name of Tenderer:

Date:

Signature:

Full name of signatory:

--

Tenderer

--

Witness 1

--

Witness 2

--

Employer

--

Witness 1

--

Witness 2



**ATTACH HERETO A STAMPED COPY OF A LETTER FROM THE
BANK TO THIS PAGE NOT OLDER THAN THREE (3) MONTHS**

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM I: MUNICIPAL UTILITY ACCOUNT

DECLARATION BY THE TENDERER

I the undersigned _____, has been duly
authorized to sign all documents with the Tender for Contract Number _____ on behalf of
_____ hereby make a declaration as follows:
(referred to herein as "the Bidder")

1. I declare that the bidder and /or any of its director(s) / member(s) does not owe the municipality, or any other municipality and/or municipal entity any amount which is in arrears in respect of any municipal rates and taxes or municipal service charges.
2. I understand and accept that in the event that this declaration is proved to be false, the bid shall be rejected forthwith. All other rights of the municipality (including but not limited to the right to claim damages where applicable) shall remain reserved in full.

SIGNED ON BEHALF OF THE COMPANY

IN HIS CAPACITY AS

DATE

FULL NAMES OF SIGNATORY

UTILITY ACCOUNT NUMBER	NAME OF MUNICIPALITY	NAME OF OWNER



Tenderer



Witness 1



Witness 2



Employer



Witness 1



Witness 2



**ATTACH AN ORIGINAL OR A COPY OF A MUNICIPAL UTILITY
ACCOUNT (NOT OLDER THAN THREE (3) MONTHS)**

Important: Note the following

- List Account(s) registered all in the name(s) of the Director(s) **OR** the Company on the declaration form attached hereto; **OR**
- Attach a copy lease agreement along with the municipal utility account of the landlord whereby the company is leasing the property for its operation from.

Tenderer

Witness 1

Witness 2

55

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM J: PREFERENCE SCHEDULE (MBD 6.1)

MBD 6.1

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

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

NB: BEFORE COMPLETING THIS FORM, BIDDERS 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 all bids:								
	- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); AND - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).								
1.2	The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore the 80/20 System shall be applicable.								
1.3	Preference points for this bid shall be awarded for: (a) Price; and (b) Specific goals in terms of the Preferential Procurement Regulations 2022								
1.3.1	The maximum points for this bid are allocated as follows: <table border="1"><thead><tr><th></th><th>POINTS</th></tr></thead><tbody><tr><td>PRICE</td><td>80</td></tr><tr><td>SPECIFIC GOALS</td><td>20</td></tr><tr><td>Total points for Price and Specific Goals</td><td>100</td></tr></tbody></table>		POINTS	PRICE	80	SPECIFIC GOALS	20	Total points for Price and Specific Goals	100
	POINTS								
PRICE	80								
SPECIFIC GOALS	20								
Total points for Price and Specific Goals	100								
1.4	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								
1.5	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								
2.1	“black people” is a generic term which means Africans, Coloureds and Indians;								

--

Tenderer

--

Witness 1

--

Witness 2

--

Employer

--

Witness 1

--

Witness 2

T1.2 Tender Data



2.2	“broad-based black economic empowerment” means the economic empowerment of all black people including women, workers, youth, people with disabilities and people living in rural areas through diverse but integrated socio-economic strategies that include. but are not limited to: • increasing the number of black people that manage, own and control enterprises and productive assets; facilitating ownership and management of enterprises and productive assets by communities, workers, cooperatives and other collective enterprises; • human resource and skills development; • achieving equitable representation in all occupational categories and levels in the workforce; • preferential procurement; and • investment in enterprises that are owned or managed by black people;
2.3	“Designated group” means Black designated groups; Black people; Women; People with disabilities; or Small enterprises, as defined in section 1 of the National Small Enterprise Act, 1996 (Act No. 102 of 1996);
2.4	“Disability” means, in respect of a person, a permanent impairment of a physical, intellectual, or sensory function, which results in restricted, or lack of, ability to perform an activity in the manner, or within the range, considered normal for a human being.
2.5	“Geographical area” means the geographical area of a municipality or province
2.6	“Historically Disadvantaged Individual (HDI)” means a South African citizen: • who, due to the apartheid policy that had been in place, had no franchise in national elections prior to the introduction of the Constitution of the Republic of South Africa Act 110 of 1983 or the Constitution of the Republic of South Africa Act 200 of 1993 (“the Interim Constitution”); and / or • who is a female; and / or • who has a disability; Provided that a person who obtained South Africa citizenship on or after the coming into effect of the Interim Constitution is deemed not to be an HDI.
2.7	“Locality” means a business enterprise registered and operating within the geographical boundaries of Nkangala District Municipality with a verifiable physical business address within the district prior to the closing date of the tender to score points for locality.
2.8	“Military veteran” means any South African citizen who rendered military service to any of the non-statutory military organisations which were involved in South Africa’s Liberation War from 1960 to 1994;
2.9	“Reconstruction and development Programme as published in Government Gazette No. 16085 dated 23 November 1994” means in terms of Section 2(1) of the PPPFA of 2000 an organ of state must implement the programmes of the RDP and provide for points to be awarded for specific goals. In particular, some of the RDP goals that need to be considered in developing the Preferential Procurement policies include: • Previously Disadvantaged Individuals; • Women; • Disabled Persons;

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



	• Youth; • Local Labour; and • Military Veterans
2.10	“specific goals” means specific goals as contemplated in section 2(1)(d) of the Act which may include contracting with persons, or categories of persons, historically disadvantaged by unfair discrimination on the basis of race, gender and disability including the implementation of programmes of the Reconstruction and development Programme as published in Government Gazette No. 16085 dated 23 November 1994;
2.11	“Targeted Enterprises” means those enterprises (suppliers, manufacturers, service providers or construction works contractors) that own, operate or maintain premises within the target area defined in the contract, for the purposes of carrying out their normal business operations.
2.12	“Targeted Labour” means those individuals employed by a contractor, or sub-contractor, in the performance of a contract, who are defined in the contract as the target group, and who permanently reside in the defined target area.
2.13	“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;
2.14	“price” means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
2.15	“rand value” means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
2.16	“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
2.17	“the Act” means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000)
2.18	“Women equity” means an organisation or company which has at least fifty one (51%) percent of women ownership.
2.19	“Youth” means persons between the ages of 14 and 35.
3.	FORMULAE FOR PROCUREMENT
3.1	POINTS AWARDED FOR PRICE
3.1.1	THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



	A maximum of 80 or 90 points is allocated for price on the following basis: 80/20 or 90/10 $P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$ Where P_s = Points scored for comparative price of bid under consideration P_t = Comparative price of bid under consideration $P_{\min}$ = Comparative price of lowest acceptable bid																														
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 bid. For the purposes of this bid, the bidder will be allocated points based on the goals stated in table below as may be supported by proof/ documentation stated in the conditions of this bid:																														
	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="background-color: #cccccc;">The specific goals allocated points in terms of this tender</th> <th colspan="2" style="background-color: #ff0000; color: white;">Number of points Allocated (80/20 system) (To be completed by the organ of state)</th> <th style="background-color: #ffcc99;">Number of points claimed (80/20 system) (To be completed by the tenderer)</th> </tr> </thead> <tbody> <tr> <td>Black ownership</td> <td style="text-align: center;">25%</td> <td style="text-align: center;">5</td> <td></td> </tr> <tr> <td>Women ownership</td> <td style="text-align: center;">15%</td> <td style="text-align: center;">3</td> <td></td> </tr> <tr> <td>Person with disabilities</td> <td style="text-align: center;">15%</td> <td style="text-align: center;">3</td> <td></td> </tr> <tr> <td>Youth ownership</td> <td style="text-align: center;">15%</td> <td style="text-align: center;">3</td> <td></td> </tr> <tr> <td>Military veterans</td> <td style="text-align: center;">15%</td> <td style="text-align: center;">3</td> <td></td> </tr> <tr> <td>Local enterprise within the Nkangala District Municipality</td> <td style="text-align: center;">15%</td> <td style="text-align: center;">3</td> <td></td> </tr> </tbody> </table>			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)	Black ownership	25%	5		Women ownership	15%	3		Person with disabilities	15%	3		Youth ownership	15%	3		Military veterans	15%	3		Local enterprise within the Nkangala District Municipality	15%	3	
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)																												
Black ownership	25%	5																													
Women ownership	15%	3																													
Person with disabilities	15%	3																													
Youth ownership	15%	3																													
Military veterans	15%	3																													
Local enterprise within the Nkangala District Municipality	15%	3																													
4.2	SPECIFIC GOALS CLAIM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022:																														
4.2.1	<u>NOTE 1 – BLACK PEOPLE IN TERMS OF PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT NO. OF 2000, CLAUSE 2.1(d)</u> It must be noted that a total points of 25% are obtainable in relation to the requirements as mentioned on the table above. Proof of in the form of Ownership Information contained in the Central Supplier Database (CSD) full report. Failure to submit evidential supporting documents (refer to Note: 1) is not an eliminating factor BUT a zero point will be scored. <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="background-color: #cccccc;">Category</th> <th style="background-color: #cccccc;">Specific goals</th> <th style="background-color: #cccccc;">Points</th> </tr> </thead> <tbody> <tr> <td>51% - 100% HDI owned companies</td> <td style="text-align: center;">25%</td> <td style="text-align: center;">5</td> </tr> </tbody> </table>			Category	Specific goals	Points	51% - 100% HDI owned companies	25%	5																						
Category	Specific goals	Points																													
51% - 100% HDI owned companies	25%	5																													

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



10% - 50% HDI owned companies	12.5%	2.5
0% - 10% HDI owned companies	0%	0

NOTE 2 - WOMEN OWNERSHIP IN TERMS OF PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT NO. OF 2000, CLAUSE 2.1(d)

It must be noted that a total points of **15%** are obtainable in relation to the requirements as mentioned on the table above. Proof of in the form of **Ownership Information** contained in the **Central Supplier Database (CSD)** full report. Failure to submit evidential supporting documents (refer to Note: 2) is not an eliminating factor BUT a zero point will be scored.

Category	Specific goals	Points
51% - 100% women owned companies	15%	3
11% - 50% women owned companies	7.5%	1.5
0% - 10% women owned companies	0%	0

NOTE 3 – PEOPLE LIVING WITH DISABILITIES OWNERSHIP IN TERMS OF PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT NO. OF 2000, CLAUSE 2.1(d)

It must be noted that a total points of **15%** are obtainable in relation to the requirements as mentioned on the table above. Proof of in the form of **Ownership Information** contained in the **Central Supplier Database (CSD)** full report. Failure to submit evidential supporting documents (refer to Note: 3) is not an eliminating factor BUT a zero point will be scored.

Category	Specific goals	Points
51% - 100% companies owned by people living with disabilities	15%	3
11% - 50% companies owned by people living with disabilities	7.5%	1.5
0% - 10% companies owned by people living with disabilities	0%	0

NOTE 4 – YOUTH OWNERSHIP IN TERMS OF RECONSTRUCTION AND DEVELOPMENT PROGRAMME (RDP)

It must be noted that a total points of **15%** are obtainable in relation to the requirements as mentioned on the table above. Proof of in the form of **Ownership Information** contained in the **Central Supplier Database (CSD)** full report. Failure to submit evidential supporting documents (refer to Note: 4) is not an eliminating factor BUT a zero point will be scored.

Category	Specific goals	Points
51% - 100% youth owned companies	15%	3
11% - 50% youth owned companies	7.5%	1.5
0% - 10% youth owned companies	0%	0

NOTE 5 – MILITARY VETERANS IN TERMS WHO RENDERED MILITARY SERVICE TO ANY OF THE NON-STATUTORY MILITARY ORGANISATIONS WHICH WERE INVOLVED IN SOUTH AFRICA'S LIBERATION WAR FROM 1960 TO 1994;

It must be noted that a total points of **15%** are obtainable in relation to the requirements as mentioned on the table above. Proof of in the form of **Ownership Information** contained in the **Central Supplier Database**

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2

T1.2 Tender Data



(CSD) full report. Failure to submit evidential supporting documents (refer to Note: 5) is not an eliminating factor BUT a zero point will be scored.

Category	Specific goals	Points
51% - 100% military veteran owned companies	15%	3
11% - 50% military veteran owned companies	7.5%	1.5
0% - 10% military veteran owned companies	0%	0

NOTE 6 – COMPANIES RESIDING WITH NDM IN TERMS OF RECONSTRUCTION AND DEVELOPMENT PROGRAMME (RDP)

It must be noted that a total points of **15%** are obtainable in relation to the requirements as mentioned on the table above. Proof of in the form of **Ownership Information** contained in the **Central Supplier Database (CSD)** full report. Failure to submit evidential supporting documents (refer to Note: 5) is not an eliminating factor BUT a zero point will be scored.

Category	Specific goals	Points
Companies residing within NDM	15%	3
Companies residing with the province	7.5%	1.5
Companies outside the province	0%	0

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3 Name of firm:.....

4.4 VAT registration number.....

4.5 Company registration number:.....

4.6 **TYPE OF FIRM** (Tick Applicable Box)

☐ Partnership/ Joint Venture/ Consortium

☐ One Person business/ sole propriety

☐ Close Corporation

☐ Company

☐ (Pty) Ltd

☐ Other : Specify _____

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 bid, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



4.8

- The information furnished is true and correct;
- The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- 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;
- 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 favorable 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:

.....

.....

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



ATTACH CENTRAL SUPPLIER DATABASE (CSD) FULL REPORT

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM K: CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)

1. This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
2. Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *per 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.

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by:

(Name of Municipality / Municipal Entity)

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

I certify, on behalf of: _____ that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
 - (a) has been requested to submit a bid in response to this bid invitation;
 - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
 - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.

Tenderer

Witness 1

Witness 2
65

Employer

Witness 1
T1.2 Tender Data

Witness 2



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.
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

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM L: DECLARATION OF TENDERER'S LITIGATION HISTORY

Does the tenderer have any litigation with which tenderer (including its directors, shareholders or other senior members in previous companies) have been involved with any organ of state or state department within the last ten years?

YES

NO

If yes, furnish your details in table below.

NB: It is compulsory for all bidders to sign this form

The tenderer shall list below details of any litigation with which the tenderer (including its directors, shareholders or other senior members in previous companies) has been involved with any organ of state or state department within the last ten years. The details must include the year, the litigating parties, the subject matter of the dispute, the value of any award or estimated award if the litigation is current and in whose favour the award, if any, was made.

CLIENT	OTHER LITIGATING PARTY	DISPUTE	AWARD VALUE	DATE RESOLVED

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

Tenderer

Witness 1

Witness 2
67

Employer

Witness 1
T1.2 Tender Data

Witness 2



FORM M: DECLARATION OF PROCUREMENT ABOVE R 10 MILLION (MBD5)

For all procurement expected to exceed R10 million (all applicable taxes included), bidder must complete the following questionnaire:

1. Are you by law required to prepare annual financial statements for auditing?

1.1. If yes, submit audited financial statements for the past three years or since the date of establishment if established during the past three years. **YES / NO**

.....
.....

2. Do you have any outstanding undisputed commitments for municipal services towards any municipal for more than three months or any other service provider in respect of which payments is overdue for more than 30 days? **YES / NO**

.....
.....

2.1 If no, this serves to certify that the bidder has no undisputed commitments for municipal services towards any municipality for more than three months or other service provider in respect of which payment is overdue for then 30 days?

.....
.....

2.2 If yes, please provide particulars

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

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



3. Has any contract been awarded to you by an organ of state during the past five years, including particulars of any material non-compliance or dispute concerning the execution of such contract?
YES / NO

.....
.....

3.1 If yes, furnish particulars

.....
.....

4. Will any portion of goods or services be sourced from outside the Republic, and, if so, what portion of payment from the municipality / municipal entity is expected to be transferred out of the Republic?
YES / NO

4.1 If yes, furnish particulars

.....
.....

CERTIFICATION

I, THE UNDERSIGNED (NAME)

.....

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS CORRECT.

I ACCEPT THAT THE STE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO BE
FALSE

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



FORM N: PROOF OF GOOD STANDING WITH COMPENSATION COMMISSION

**AFFIX PROOF OF GOOD STANDING WITH
COMPENSATION COMMISSION**

Tenderer

Witness 1

Witness 2

70

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM O: PROOF OF BANK RATING

**AFFIX PROOF OF COMPANY'S BANK RATING FROM A BANKING
INSTITUTION REGISTERED IN TERMS OF BANKS ACT, NO 94 OF 1990**

Tenderer

Witness 1

Witness 2

71

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM P: PUBLIC LIABILITY INSURANCE

**AFFIX PROOF OF PUBLIC LIABILITY INSURANCE OR LETTER OF INTENT
FROM A RECOGNISED FINANCIAL INSTITUTION**

Tenderer

Witness 1

Witness 2

72

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM Q: AUDITED ANNUAL FINANCIAL STATEMENTS

**AFFIX PROOF OF AUDITED ANNUAL FINANCIAL STATEMENTS FOR THE
IMMEDIATE PAST THREE (3) CONSECUTIVE FINANCIAL YEARS.**

Acceptable Financial Statements must reflect an average annual turnover of at least R200 million over the immediate past three (3) consecutive financial years.

Tenderer

Witness 1

Witness 2

73

Employer

Witness 1

T1.2 Tender Data

Witness 2



RETURNABLES FOR EVALUATION PURPOSES

Tenderer

Witness 1

Witness 2

74

Employer

Witness 1

T1.2 Tender Data

Witness 2

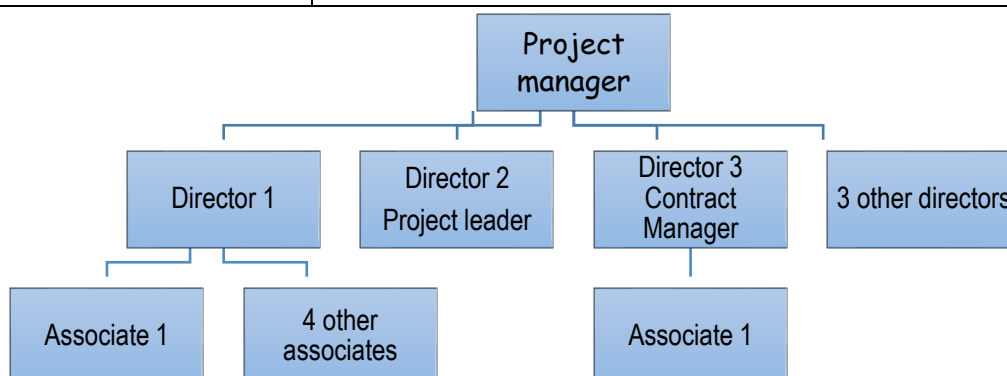


FORM R: TENDERER'S PROJECT STRUCTURE

Notes to tenderer:

1. The intention of this form is to demonstrate the tenderer's project structure, as well as the lines of responsibility between members of the project team and between the project team and the overall company structure. The tenderer must attach his own organogram to this form.
2. Tenderers which are large companies may simplify the organogram by 'rolling up' portfolios e.g. combining directors/associates into one box of the organogram. However, the individual positions of the key personnel within the structure must still be shown.
3. Joint Venture tenders will require each element of the venture to submit separate organograms that show the individual structure of each member company and the lines of responsibility of the proposed personnel involved in the project. In addition, there must also be a combined organogram that indicates how the joint venture itself will function and the proposed share of the work. Joint Venture tenderers shall note that the share of work indicated will be used in the analysis of such a tenderers preference proposed on returnable form D1, and that if awarded the share of work shall become a contractual obligation between the members of the joint venture.
4. State the city or town where the company's head office is located. The locality of regional or satellite office, regardless of degree of autonomy or size is not required. Only submit the number of offices other than the head office. Do not count offices outside RSA
5. Registered professional engineers, technicians or technologists' means those who are involved in the built industry as well as allied fields such as environmental professionals. Registered professionals of other disciplines (e.g. mechanical) are considered as employees only.

Head Office:	
Other Offices:	
Registered Professionals:	
Total Employees :	
%share in JV agreement	



SIGNED ON BEHALF OF THE TENDERER:.....

--

Tenderer

--

Witness 1

--

Witness 2
75

--

Employer

--

Witness 1
T1.2 Tender Data

--

Witness 2



FORM S: PROPOSED KEY PERSONNEL

The Tenderer shall list below the key personnel whom he proposes to employ on the project should his Tender be accepted,

No	Name	Qualification	Designation for the project tendered for

Provide two paged CV of Each key Personnel to be used in this project.
Each CV should give at least the following:

- Position in the firm and within the organisation of this assignment
- PDI Status (describing population group, gender and disabilities)
- Proof of Educational qualifications
- Proof of Professional Registrations
- Relevant experience (actual duties performed, involvement and responsibility), including locations, dates and durations of assignments, starting with the latest.
- Language proficiency and
- References (company name, individual name, position held, contact details)

(Affix the CV's and Attachments in a form of a booklet to the following Page.)

Tenderer

Witness 1

Witness 2

Employer

Witness 1

Witness 2



ATTACH CV'S OF KEY PERSONNEL TO THIS PAGE

Tenderer

Witness 1

Witness 2
77

Employer

Witness 1
T1.2 Tender Data

Witness 2



FORM T: SCHEDULE OF PREVIOUS EXPERIENCE

The procedure for the evaluation of responsive Bids will be on the average of the **previous projects** where the firm was involved. Reference of clients **MUST** be provided.

Evaluation of the Tenderer's position in terms of his previous experience. Emphasis will be placed on the following:

- **Experience in the relevant technical field**
- **Experience of contracts of similar size**
- **At least three of the references will be contacted to obtain their input.**

Provide the following information on relevant previous experience (indicate specifically projects of similar or larger size and/or which is similar with regard to type of work. **This information is material to the award of the Contract.**

Description	Value (R) VAT excluded	Period work executed		Reference		
		Appointment Date	Completion Date	Name	Organisation	Tel no

Tenderer

Witness 1

Witness 2
78

Employer

Witness 1

Witness 2

T1.2 Tender Data



FORM U: SCHEDULE OF CURRENT PROJECTS

Provide the following information on current projects

This information is material to the award of the Contract, if there is none, please insert "N/A" (Not Applicable)

Description	Value (R) VAT excluded	Appointment Date	Expected Completion Date	Reference		
				Name	Organisation	Tel no

Tenderer

Witness 1

Witness 2

79

Employer

Witness 1

T1.2 Tender Data

Witness 2



FORM V: SCHEDULE OF INFRASTRUCTURE AND RESOURCES

Provide information on the following:

Infrastructure and resources available for this project:

1. Physical facilities and Buildings.

Description	Address	Owned / leased

2. Equipment

Provide information on equipment and resources that you have available for this project.

(Include list of equipment relevant to the project and that will align to the evaluation criteria)



3. Vehicles

Provide information on vehicles that you have available for this project.

Description:	Number of units	Registration Number

5. Size of enterprise and current workload

What was your turnover in the previous financial year? -----

What is the estimated turnover for your current financial year? -----



FORM W: SCHEDULE OF PROPOSED SUB-CONTRACTORS

Are / Do you have sub-contractors?

YES

NO

If yes, complete the below

NAME OF SUB-CONTRACTOR	FULL DESCRIPTION OF WORK TO BE PERFORMED BY SUB-CONTRACTOR



FORM X: RECORD OF ADDENDA TO TENDER DOCUMENTS

Was there an addendum issued?

YES

NO

If yes, fill or attached the communication that you received.

We confirm that the following communication received from the Employer before the submission of this tender offer, amending the tender documents, have been taken into account in this tender offer:

	Date	Title of Details

An addendum is any communication issued by Nkangala District Municipality after the briefing session