NATIONAL TRANSMISSION COMPANY SOUTH AFRICA SOC LTD

INVITATION TO TENDER (ITT)

FOR

PROVISION OF WASTE MANAGEMENT.

Tender number	**E3875NTCSAMWP**
Issue date	**23 November 2026**
Closing date and time	**15 December 2026 at 11h00 am**
Tender validity period	**120 days from the closing date and time**
Non-compulsory clarification meeting **Date: 02 December 2026** **Time: 11:00 am via MS Teams** **Microsoft Teams meeting** **Microsoft Teams meeting** **Join: https://teams.microsoft.com/meet/340025742533745?p=psG0eJh4SGVr6pQGzR** **Meeting ID: 340 025 742 533 745 0** **Passcode: Mi6hK9Kc**	
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time. ***Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time***	**Closing date: 15 December 2026 at 11h00 am** **Tenders are to be submitted electronically via Eskom E- tendering site.**

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Invitation to Tender/Request for Proposal

National Transmission Company South Africa SOC Ltd (hereinafter "NTCSA") invites you to submit a **Ermelo Lines and Servitudes Office Lease**.

The enquiry documents are supplied to you on the following basis:

1. Free of charge

NTCSA has delegated the management of this enquiry to the NTCSA Representative whose name and contact details are set out in the Tender Data. The submission of a tender by you in response to this enquiry will be deemed as your acceptance of the Standard Conditions of Tender which may be accessed at www.ntcsa.co.za.

All queries and clarifications relating to the enquiry documents must be addressed in writing to the NTCSA *Representative.*

Tenderers must refrain from communicating issues related to this enquiry with any person within the NTCSA environment other than the NTCSA *Representative* named in the Tender Data. Tenderers must not in any way contact any NTCSA employee who is involved in the tender during the tender process, either telephonically, by email or through private appointments before and after submitting tenders. NTCSA employees not involved in this enquiry process are not allowed to contact those that are involved in this process or share enquiry related information with potential tenderers.

Where a potential tenderer or a tenderer has any question or query on the contents of the enquiry or any issue related to the enquiry, the first point of contact is the NTCSA *Representative* whose name and contact details are stated in the Tender Data of this enquiry document.

Should the tenderer not be satisfied with a response from the NTCSA *Representative* stated in the enquiry document, and would like to escalate, the tenderer may refer the issue to the Procurement Manager identified in the Tender Data through the NTCSA *Representative*. Should the tenderer still be dissatisfied, they can then escalate the matter to the Middle Manager or Senior Manager Procurement.

Escalation of enquiry issues to NTCSA Chief Executive or Eskom Group Chief Executive is an avenue of last resort and tenderers should refrain from escalating enquiry issues to this level without following the escalation process set out above

Yours faithfully

Procurement Manager

Magcino Zuma

Date: 23 November 2026

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1.1 Annexures and Returnable Documents to the Tender

The documents listed in this paragraph are either attached to this enquiry or should be submitted by the tenderer.

The tenderer must submit the returnable set out hereunder as part of its tender at the stipulated deadline.

NOTE THE FOLLOWING: -

*** Returnables required at Tender closing (disqualifiable): -**

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with the tender at Tender closing date and time. If not fully completed, signed (if required on the returnable) and/or submitted by tender closing, the tenderer will be disqualified.

**** Returnable required at Tender closing (non-disqualifiable): -**

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with Tender at Tender closing date and time; however, if not submitted by Tender closing, or submitted with incomplete information or without a required signature, the Procurement Practitioner will, in writing, request the tenderer to submit the returnable within 5 working days. If the returnable is not fully completed, signed if required and/or received by the Procurement Practitioner within 5 working days of the request, the tenderer will be disqualified.

 # Returnables required at Tender Closing date and time for evaluation: -

These returnables are required to be submitted at tender closing date and time. These returnables will not be requested by the Procurement Practitioner. A tenderer that does not submit the required returnable at stipulated deadline or submits an incomplete returnable; will not be disqualified but will score zero.

No.	Description	Annexure	Attached (Y / N / N/A)	Returnable required at Tender closing (disqualifiable) *	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
1.1.1	Basic Compliance Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The upload size per document is 500		Y	√		

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	megabytes and total submission is restricted to 4 gigabytes))					
1.1.2	*Authorisation Form	Annexure A	Y		√	
1.1.3	*Acknowledgement form	Annexure B	Y		√	
1.1.4	*Tenderer's particulars	Annexure C	Y		√	
1.1.5	*Integrity Declaration Form (refer to www.ntcsa.co.za for the Supplier Integrity Pact that suppliers are required to download and read)	Annexure D	Y		√	
1.1.6	*CPA Requirements for Local Goods/Services	Annexure E	Y		√	
1.1.7	*CPA(IG) for Foreign Goods/Services	Annexure F	N/A			
1.1.8	SBD 6.2 Declaration Certificate for Local Production and Local Content Annexure C Local Content Declaration-Summary Schedule Annexure D Imported Content Declaration – Supporting Schedule to Annexure C Annexure E Local Content Declaration-Supporting Schedule to Annexure C	Annexure G1 Annexure G2 Annexure G3 Annexure G4	N/A			
1.1.9	SBD 1 Invitation to Bid must be filled out by all tenderers.	Annexure H	Y		√	
1.1.10	Tax Clearance Certificates		Y		√	

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	A certified copy of a tax clearance certificate is required from foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) and local tenderers (that have not provided their SARS e-filing PIN number for verification by NTCSA and/or their CSD profile / CSD number). Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.					
1.1.11	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE .		Y			√
1.1.12	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations .	Annexure I	Y		√	
1.1.13	# Specific Goals A tenderer's failure to submit proof that it meets the specific goals will not result in its disqualification. The tenderer will, however, be scored zero for Specific Goals for purposes of PPPFA scoring and ranking.		Y		√	

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1.1.14	Compliance with Employment Equity Act To the extent that the tenderer falls within the definition of a "designated Employer" as contemplated in the Employment Equity Act 55 of 1998, the tenderer is required to furnish the Employer with proof of compliance with the Employment Equity Act, including proof of submission of the Employment Equity report to the Department of Labour. (South African tenderers only)		Y			√
1.1.15	**SBD 4 – Bidders Disclosure	Annexure J	Y		√	
1.1.16 Additional Documents required in event of JV:-						
1.1.16 .1	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.				√	
1.1.16 .2	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract, or this may be included as an obligation within the JV agreement.				√	
1.1.16 .3	Details and confirmation of a single designated bank account in the name of					√

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	the JV and independent of the individual JV partners, as set out in the joint venture agreement.					
1.1.17	Reverse e-auction training acknowledgement form	Not applicable.				
1.1.18	Reverse e-auction process	Not applicable.				
1.1.19	E-tendering Help Manual acknowledgement form	Attached in the t ender advert.	Y		√	
1.1.20	E-tendering Help Manual for supplier	Attached in the tender advert.				
1.1.21	CIDB registration and contractor grading designation	Not applicable.				
1.1.22	CIDB Contract Skills Development Goals (CSDG)	Not applicable.				
1.1.23	Engineering and Construction Works: Contract Skills Development Goals (CSDG)	Not applicable.				
1.1.24	CIDB: Indirect Targeting for Enterprise Development through Construction Works Contracts.	Not applicable.				
1.1.25	Contract Participation Goals (CPG)	Not applicable.				
1.1.26	Scope of Work	Attached in the tender advert.				
1.1.27	NEC Contract	Attached in the tender advert.	Y		√	
1.1.28	Pricing Schedule	Attached in the tender advert.	Y	√		
1.1.29	Additional documents required (ECSA/ SACPCMP/CVs/		Y	Refer to the technical evaluation criteria.		

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	permits/licenses/ specific registration documents (if applicable to scope of work)					
1.1.30	Standard Terms and Conditions		Y		√	
1.1.31	Supplier Non-Disclosure Agreement		Y		√	
1.1.32	SDL&I Undertaking		Y		√	
1.1.33	Insurance Deductibles	Not applicable.				
1.1.34	List of Acceptable Guarantors	Not applicable.				
MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE [applicable to all tenders]						
1.1.35	Mandatory Contractual Requirement Proof of valid and current CSD Registration (CSD number/CSD Report) [applicable to all tenderers of local origin and foreign tenderers with local footprint]					√
ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE						
1.1.36	Safety COIDA - Original certificate of good standing or proof of application issued by the Compensation Fund (COID) or a licensed compensation insurer (South African tenderers only)		Y			√
1.1.37	Quality As per Quality requirements attached in the tender advert.		Y			√
1.1.38	Other safety/quality documents as required per scope of works. As per safety/quality requirements attached in the tender advert.		Y			√
1.1.39	Environmental		Y			√

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	As per Environmental requirements attached in the tender advert.					
1.1.40	Due Diligence/financial analysis Audited Financial Statements of the tenderer for the previous 18 months, or to the extent that such statements are not available for the last year. In the case of a joint venture or special purpose vehicle (SPV) specially formed for this tender, audited financial statements for each participant in the JV / SPV must be submitted. Start-up enterprises formed within the last 12 months are not required to submit audited financial statements, but if successful in this enquiry; will be required to furnish statements for the first year once available.					√
DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA						
1.1.41	Functionality/Technical Refer to the technical evaluation criteria attached in the tender advert.	Attached in the tender advert.		√		

1.2. Tender Data

The Tender Data makes several references to the Standard Conditions of Tender and in those instances, the clause numbers are referenced hereunder. If the Standard Conditions of Tender are not attached to the enquiry, then tenderers are required to download this from www.ntcsa.co.za. The *"Tender Data"* as

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detailed herein shall take precedence over the Standard Conditions of Tender in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	The *Employer* is **NTCSA SOC Ltd** The NTCSA *Representative* is: Name: Matshipi Mosima Tel: 053 830 5623 E-mail: MosimaMa@ntcsa.co.za 1st Escalation: Procurement Manager Name: Magcino Zuma Email address: ZumaMP@ntcsa.co.za 2nd Escalation: Middle Manager Name: Vongani Hlungwani Email address: HlungwVC@ntcsa.co.za
1.3 Enquiry documents	The Invitation to tender is **E3875NTCSAMWP** See the content list above for the enquiry documents.
1.4 Type of enquiry	This enquiry is: **1.** An open invitation to tender
1.6 NTCSA's rights to accept or reject any tender	The tender shall be for the whole of the contract.
2.1 Eligibility	Tenderers (whether a single company or an incorporated or unincorporated joint venture or consortium) must meet the eligibility criteria stated in the Tender Data. The tenderer, or any of its principles, must not be under any restriction to do business with NTCSA or State-Owned Companies. **<u>Tenderers are ineligible to submit a tender if:</u>** **1.** Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be found to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services. **2.** Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium, except on an E-Tendering

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	system where there is a limit size (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). **3.** Tenders submitted by a joint venture or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. **4.** A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Prima facie evidence that a tenderer has a conflict of interest with one or more parties in this [tendering/RFP] process is: (a) they have a controlling partner or majority shareholder in common; or (b) they have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender of another tenderer, or to influence the decisions of the Employer regarding this bidding process; **5.** Tenders signed by non- authorised persons. **6**. Any tenderer that is restricted by National Treasury. **7**. Any tenderer on the Tender Defaulters list. **8.** A tenderer that sub-contracts 100% of the Scope of Work. **9.** Flagged **Ineligible of the flagged suppliers/tenderers will be due to the following reasons:** a) Those suppliers implicated in serious misconduct by the Zondo Report or the SIU pending the finalisation of supplier disciplinary measures against these suppliers; and b) Other suppliers implicated in serious misconduct and a breach of the Eskom Supplier Integrity Pact by a forensic report or other source of credible information, such as the SAPS, the NPA, the SIU or other related source. c) List of Restricted Suppliers and Defaulters as per PRECCA as issued by National Treasury The implications of this “flag” are as follows: o No new contracts or extension of existing contracts may be awarded to the supplier pending finalisation of supplier disciplinary processes against the supplier. Where a As such, the supplier’s bid should be removed from any tender evaluation at the “eligibility” or “compliance” assessment stage of the evaluation. **NTCSA will disqualify tenderers that are found not to have met the eligibility criteria.**
2.2 -2.5 Tender Closing	The deadline for tender submission is: Date: **15 December 2026** Time: **11h00 AM** **Late Tenders will not be accepted.**

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	Tenders are uploaded via NTCSA Tender bulletin site on the Eskom E-tendering page.
2.9 Submitting a tender -Original tender and copy	For Electronic Tender Submissions The tenderer must upload the tender via NTCSA Tender bulletin site on the Eskom E- tendering page. The documents need to be uploaded under the folder Technical, Commercial, Financial, and other. All documents need to be submitted in a PDF and Excel format (The limit is 50MB per file and total submission of 900MB per submissions). The price list needs to be submitted in PDF and a copy in excel format No Zip/condense files can be uploaded. No hard copy will be accepted. If for some reason you resubmit your tender, then the latest version of the tender submitted will only be accepted and all previous submission/s will be null and void. Please ensure that the submission status is indicated as complete. Supplier Help Manual guide and video can be found on Eskom E-Tendering page.
2.12 Tender Validity Period	The tender validity period is **120** days. **NTCSA may extend the validity period for a specified additional period. Should extension of validity be required by NTCSA, tenderers agreeing to the request will not be required or permitted to modify a tender. If a tenderer modifies a tender, such a tender will be disqualified from the evaluation process.**
2.15 Site visit and/or clarification meeting	A non-compulsory clarification meeting will take place as follows: Date: **02 December 2026** Time: **11h00 AM** Venue**: MS Teams** **Microsoft Teams meeting** **Join:https://teams.microsoft.com/meet/3400257425337450?p=psG0eJh4SGVr6pQGzR** **Meeting ID: 340 025 742 533 745 0** **Passcode: Mi6hK9Kc** Tenderers must confirm their intention to attend with the NTCSA Representative on MosimaMa@ntcsa.co.za, stating the name, position and contact details of each proposed attendee.

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	This is not a compulsory clarification meeting. Therefore, those suppliers who do not attend the clarification meeting will not be disqualified and will be evaluated.
2.16 Seeking clarification	The tenderer will notify NTCSA of any clarifications required before the closing time for clarification queries, which is **10** working days before the deadline for tender submission. This includes the requests for extension for tender closing date. Any addenda or clarifications to the Invitation to Tender (ITT) will be posted on the e-tender portal and the Tender Bulletin. Tenderers must review these platforms for updates before finalizing their bid submissions. NTCSA will not be responsible for any disadvantages or disqualifications resulting from Tenderers not accessing the latest ITT information.
2.22 Alternative tenders	Alternative tenders are not allowed.
2.33 Cataloguing	Not applicable.
2.34 Provision of Security for Performance	Not applicable.
3.4 Tender Opening	There will be no public opening of tenders. Tenders will be downloaded electronically.
3.5 Prices to be read out or not	Prices will not be read out.
3.9 Basic Compliance	Basic compliance with this enquiry requires a tenderer to meet all the following requirements: Basic compliance for this invitation to tender are: 1. Meet the eligibility criteria for a tenderer 2. Submit a complete tender with commercial, financial and technical information 3. Submission of the mandatory commercial tender returnables as at stipulated deadlines. For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.
3.10 Mandatory tender returnables	A tenderer that does not submit mandatory documents or the complete information required in mandatory documents by the deadlines stipulated in the Tender Returnable section will be deemed non-responsive.
3.13 Functionality requirements	**Technical Evaluation criteria are as follows:** **STAGE 1: MANDITORY EVALUATION CRITERIA`** Mandatory criteria (gatekeepers) are 'must meet' criteria. There criteria are not weighted, or point scored, but are assessed on Yes / No basis as to whether or not the criteria are met. An assessment of 'No' against any criteria shall

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technically disqualify the tender and shall not be further evaluated against Qualitative Criteria.

Mandatory Technical Evaluation Criteria				
No.	**Mandatory Technical Criteria Description**	**Tender Returnable**	**Meet (Yes or No)**	**Evidence Reference**
	Compliance Certificate / Letter of confirmation Tenderer to submit the "Updated Confirmation Letter" from the Provident Fund & UIF institution that states the organization is up to date for monthly contributions. The letter must not be older than a month to the tender's closing date. NB: The document will be subject for verification before points allocation.	Updated Compliance Certificate / Letter of Confirmation or Updated account statement from the UIF and Provident Fund Institution.		Updated compliance / confirmation letter or updated account statement (Indicating latest status) or Updated account statement from the UIF and Provident Fund Institution.
	Waste Management Permits The tenderer to submit the following updated Waste Management Permits: (1) Waste Accreditation Permit (2) Waste Management Permit	Updated / Valid Waste Management Permits		Valid / Updated Waste Management Permits: (1) Waste Accreditation Permit (2) Waste Management Permit (3) Waste Transport Permit

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	(3) Waste Transport Permit			

Note: *A response of **"NO"** to any of the Mandatory Evaluation Criteria would result in immediate disqualification of the Tender and discontinue further evaluation.*

STAGE 2: QUALITATIVE TECHNICAL EVALUATION CRITERIA

Qualitative Evaluation Criteria are weighted evaluation criteria used to identify the highest technically ranked tender after determining that all the Mandatory Evaluation Criteria have been met. The Qualitative Evaluation Criteria are weighted to reflect the relevant importance of each criterion. **The minimum weighted final score (threshold) required for a tenderer to be consider from a technical perspective is 80%.**

No	Factor	Weight (W)	Sub-factor	Score	Actual Score	Comments
1.	**Company Profile:** Provide a company profile relevant for the Waste Management Services	20%	Submission of Waste Management profile.	20%		
			No submission of Waste Management profile.	0%		
2.	**Company Track Record:** • Provide 4 Waste Management Services' Contracts completed for the last 5 years. • Contract value, name and scope of work must be submitted. • Contracts must be for an airport, and a tertiary	40%	4 x or more contracts compliant with all stated requirements	40%		
			3 x contracts compliant with all stated requirements	30%		
			2 x contracts compliant with all stated requirements	20%		
			1 x contract compliant with all stated requirements.	10%		

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		institution, Municipalities and State-Owned Companies. • Signed-off completion certificates must be submitted. • Contactable references for each contract must be submitted (client work landline, and email address)		No submission or submitted contracts not compliant with all stated requirements.	0%		
	3.	**Competency** Site Waste Supervisors • 2 x Waste Supervisors with Waste Management Certificates • 2 x Matric Certificates • 2 x CVs with 3 years relevant experience for waste management services. • 2 CVs must have contactable reverences (work landline, and email address) • Training service provider's certificates must be accredited by Sector Education Training Authority (SETA).	20%	2 x Waste Supervisors meeting all stated requirements	20%		
				1 x Waste Supervisors all stated requirements	10%		
				Waste Supervisors not meeting all stated requirements	0%		

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	4.	• 2 x CVs with 3 years relevant experience for waste management services. • 2 CVs must have contactable reverences (work landline, and email address)	10%	2 x waste sorters meeting all stated requirements	10%		
				1 x waste sorters all stated requirements	5%		
				Waste sorters not meeting all stated requirements	0%		
	5.	**Waste Management Plan:** • The tenderer to provide a specific waste management plan for the provision of waste management services at Transmission (Gauteng Area).	10%	Submission of specific waste management plan.	10%		
				No submission or no specific waste management plan	0%		
3.14 Evaluation of Price	Prices will be evaluated as follows: **1.** Inclusive of VAT; **2.** Corrected for arithmetical errors; **3.** Excluding contingencies in any bill of quantities or activity schedule' **4.** Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and **5.** Making a comparison of the Net Present Value of each adjusted tender based on the tendered programme (if provided) and prices, on the estimated effect of Price Adjustment Factors and rate of exchange fluctuations (if applicable) and on other evaluation parameters relating to uncertainty and risk, where applicable. **6.** Unconditional discounts will be taken into account for evaluation purposes. **7.** Conditional discounts will not be taken into account for evaluation purposes but will be implemented when payment is effected. Prices will be scored out of **80** points						
3.18 Evaluation of Specific Goals	Specific goals will be scored out of **20** points in accordance with the PPPFA.						

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	If a tenderer fails to submit evidence of its points claim for a Specific Goal, it will not be disqualified. However, it will be awarded 0 points for that Specific Goal.
3.19 Ranking of tenders	Tenderers will be ranked by applying the preferential point scoring for the **80/20** system. NTCSA will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest. 80/20 for tender with rand value equal to or below R50 million.
3.2 Objective Criteria	**Objective Criteria** The inclusion of objective criteria in an enquiry is not mandatory but a condition for contract award, and if included, this must align with the requirements of the PPPFA [clause 2(1)(f)] and be clearly stated in the enquiry together with the consequence of such objective criteria (i.e., if the tenderer does not meet objective criteria; it may lead to the second-ranked tenderer being recommended for award). NB: The following documents are required to claim preference points, • Valid B-BBEE certificate issued by a SANAS accredited verification agency / sworn affidavit / CIPC affidavit • “proof of B-BBEE status level of contributor” means- • (a) the B-BBEE status level certificate issued by an authorised body or person; or • (b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or • (c) any other requirement prescribed in terms of the Broad-Based Black Economic • Empowerment Act **Other SDL&I Objectives in line with RDP Goals:** **Designated Sectors** Not applicable. **CIDB Skills Development** Not applicable. **Subcontracting** Not applicable. **Other SDL&I Objectives in line with Reconstruction and Development Programme (RDP) Goals** **Transformation – BBBEE Improvement or Retention Plan**

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	Transformation remains an area of focus, where NTCSA continuously strives to align itself with national transformation imperatives to unlock growth, drive industrialization, create employment and contribute to skills development. NTCSA encourages its suppliers to constantly strive to improve their B-BBEE rating. Whereas Tenderer/s will be allocated points in terms of a preference point system based on specific goals, NTCSA also requests that tenderer/s submits their B-BBEE improvement or retention plan within 30 days of signing the contract. Tenderer/s are therefore requested to indicate the extent to which they will maintain (only if the respondent is a Level 1) or may improve/maintain their B-BBEE status over the contract period if their B-BBEE status is level 2 or 3. Tenderer/s with a B-BBEE status level 4 at the time of contract award, shall migrate and achieve as a non- negotiable a milestone of B-BBEE Level 3 by the end of the first year of the contract and thereafter improve their B-BBEE status level or migrate by one level higher. Tenderer/s with a B-BBEE recognition status of Level 5 to Level 8 or non-compliant at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of Level 4 by the end of the first year of the contract and thereafter improve at least one B-BBEE Level higher of each year from the second year of the contract. Tenderer/s are requested to submit their B-BBEE Improvement Plan as an essential document within 30 days of signing the contract. **NB:** A valid B-BBEE certificate or Sworn Affidavit is a condition for contract award, if your company's annual Total Revenue is R10 Million or less you qualify as an Exempted Micro Enterprise therefore you can submit Sworn Affidavit. If your annual Total Revenue is R50 Million or less, you qualify as Qualifying Small Enterprise and must comply with all of the elements of QSE score card relevant to your sector unless an entity is at least 51% Black owned you are required to obtain a Sworn affidavit. If your Annual Total Revenue is above R50m you need to submit a Valid B-BBEE certificate **<u>Local Procurement Content</u>** "Local Procurement Content" refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the tender response must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spending minus the imported component. Tenderers are required to submit their proposals in the table below:

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Local Procurement Content	NTCSA target	Tenderer Proposal
	100%	

Skills development

Skills Type	NTCSA Target	Supplier's Proposal
Waster Collector	3	
Waste Picker	3	
Refuse removal Operator	3	

***Preference for skills development candidates shall be sourced from previously disadvantaged with preference given to local to site communities**

Note: That these targets for skills development candidates categorically exclude Eskom employees and registered learners. The tenderers are required to take full responsibility for the total cost of developing the requisite skills, and Eskom shall not make any financial contribution towards the fulfilment of this obligation. Tenderers also are advised to approach their relevant SETAs to access grants, subsidies, and incentives as well as South African Revenue Services for tax rebates that are earmarked for skills development initiatives

Procurement spend on entities with a minimum 51% black ownership.

Activities, as a proportion of the local procurement content, which may be subcontracted to designated black owned enterprises must be submitted in a table below.

Procurement from Designated Group	NTCSA Target	Tenderer Proposal
Black Owned	4.0%	
Black Women Owned	3.0%	
Black Youth Owned	2.0%	
Black Persons with Disability	1.0%	

Tenderers who complete and submit the undertaking as required, but who do not meet NTCSA's targets, will not be disqualified. SDL&I undertakings do not form part of scoring, but commitments will form part of contractual obligations.

BBBEE requirements: All tenderers must at a minimum maintain their B-BBEE status throughout the contract period.

Job Opportunities

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Type of Jobs to be created	Number of Jobs to be created

Type of Jobs to be retained	Number of Jobs to be retained

SDL&I Penalty and Performance Security

NTCSA will apply a penalty of 2.5% of the invoice amount for failure to meet SDL&I obligations.

For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon:

- Eskom receives the SDL&I progress report/s from the contractor
- Fulfilment of all SDL&I obligations by the contractor
- Submission of an approved compliance report by SDL&I Department

Reporting and Monitoring:

- The suppliers shall on a quarterly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above
- Eskom shall review the SDL&I reports submitted by the suppliers within 30 (thirty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met
- Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked
- Every contract shall be accompanied by the SDL&I Implementation Schedule, which must be completed by the suppliers and returned to SDL&I representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SDL&I commitments

General Information on Validity of Sworn Affidavits

Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:

- Name/s of deponent as they appear in the identity document and the identity number.

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	• Designation of the deponent as the director, owner or member must be indicated in order to know that person is duly authorised to depose of an affidavit. (Mark the applicable option). • Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address. • Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black beneficiaries must be reflected. (No blank spaces to be left). • Indicate total revenue for the year under review and whether it is based on audited financial statements or management account. (Mark the applicable option). • Financial year end as per the enterprise's registration documents, which was used to determine the total revenue. (Financial year end to be stipulated by day/month/year). • B-BBEE Status level. An enterprise can only have one status level. (Tick applicable level). • Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status. • Date deponent signed and date of Commissioner of Oath must be the same. (The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp). Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest.
3.21 Reverse e-auction	Reverse e-auction is not applicable.
Contractual Requirements	Proof of Central Supplier Database (CSD) registration (MAA……). <u>Additional Contractual Requirements that may be included if applicable</u>: • SHEQ requirements; • Financial viability (submission of financial statements); and/or • Security Screening. **<u>Due Diligence (Financial statements analysis).</u>** Audited Financial Statements of the tenderer for the previous 18 months, or to the extent that such statements are not available, for the last year. In the case of a joint venture or special purpose vehicle (SPV) specially formed for this tender, audited financial statements for each participant in the JV / SPV must be submitted. Start-up enterprises formed within the last 12 months are not required to submit audited financial statements, but if successful in this enquiry; will be required to furnish statements for the first year once available.

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SAFETY/ OHS REQUIREMENTS:

- Annexure B;
- OHS Plan;
- Costing for Health and Safety management;
- Baseline OHS Risk Assessment (BRA) (BRA);
- Letter of good standing (COIDA or equivalent);
- OHS policy signed by CEO; and
- OHS Competency.

QUALITY REQUIREMENTS

Category 4

SECTION A: Quality Management System Requirements ISO 9001

- A.1 Quality Method statement based on scope (Method Statement Template-Ref 240-126469599).
- A.2 Quality Policy Approved by top management.
- A.3 Quality Objectives Approved by top management.

Section A Score Option 3

SECTION B: Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)

- B.1 Documented information for defined roles, responsibilities and authorities –
  Organization chart and Responsibility matrix (must include but not limited to quality management function/role) (Clause 5.3 of ISO 9001:2015).
- B.2 Documented information for Control of Externally Provided Processes, Products
  and Services - Must include criteria for evaluation, selection, monitoring of performance, and re-evaluation of external providers (Clause 8.4 of ISO 9001:2015).

Section B Score 2

SECTION E: User defined additional Requirements & miscellaneous (Ref 240-105658000)

- E.1 Form A is completed and signed.
- E.2 Proof of similar and/ or previous work done as per the scope of work and/ or
  specification.

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	Section B Score 2 **ENVIRONMENTAL REQUIREMENTS** SECTION A: Environmental Management System Requirements as per ISO 14001:2015. (OPTION 2) Objective evidence of documented EMS that is not certified but conforms with ISO 14001. Ref- Environmental Requirements for Contractors and / or Suppliers (240-180100134). **Weight: 30%** • A.1 EMS Manual or a document that defines and describes the EMS and its scope • A.2 Environmental Policy Signed and Authorized by Company Owner/CEO/MD: • A.3 Project environmental objectives and planning to achieve them • A.4 Project Roles, Responsibilities and Authorities Environmental Rep/Environmental officer/SHEQ Rep, Environmental management organogram within the Company) • A.5 Organisation Interested Parties - Needs and expectations • A.6 Environmental Communication • A.7 Nonconformity and Corrective action • A.8 Environmental Emergency Preparedness and Response • A.10 Internal Audit and Internal Audit Programme • A.11 Management Review **SECTION A score 11** SECTION B: Environmental Management Programme and Environmental Authorisation. Ref-Tender & Contract Scope of Work and Environmental Requirements for Contractors and / or Suppliers (240-180100134). **Weight: 20%** • B.1 Handling of Hazardous Chemical Substances (including contaminated waste or materials) • B.3 Site establishment • B.4 Water Management (Consumption, Uses, Water Source, Storm Water, Testing, construction and drinking water) • B.7 Environmental Noise Control (Management controls) • B.8 Environment ambient Air Quality (i.e., Dust Control/ Management) • B.9 Rehabilitation • B.12 Resources, Competence and Awareness (Proof of training and skills of persons performing significant activities, Training matrix) • B.13 Environmental Incident Reporting (i.e., oil spills, fire, biodiversity) • B.14 Complaints/Grievance management

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	• B.15 Environmental Compliance Obligations • B.16 Environmental Human Resources (CV and competences of person based on site full time who will be responsible for environmental monitoring, reporting and incident management) **SECTION B Score 11** SECTION C: Waste Management Plan Ref-Tender & Ref: National Environmental Management: Waste Act (Act No. 59 of 2008) and Transmission Industry Waste Management Plan. **Weight: 20%** A draft/example Waste Management Plan in line with the Scope of Work. • C.1 Possible Waste types and/or streams to be generated. • C.2 Applicable waste management legislation. • C.3 Waste segregation and minimization. • C.4 Waste handling and disposal on site. • C.5 Waste reporting template. **SECTION C Score 5** SECTION D: Aspect and Impact Register (240-)-Tender Enquiry or Project Scope as per Invitation for Tender & Environmental Requirements for Contractors and/or Suppliers (240-180100134). **Weight: 20%** • D.1 Environmental Aspect and Impact Register (Project Specific/SOW) (including ratings of aspects and impacts). **SECTION D Score 1** SECTION E: Employer defined additional requirements & miscellaneous Ref-Tender & Contract Scope of Work, EMPr, EA and Environmental Requirements for Contractors and/or Suppliers (240-180100134). **Weight: 10%** • E.1a Waste management activities. • E.1b Pollution control measures (e.g. dust suppression, building of bund walls, building of wash bays and workshops). • E.1d Land Management (e.g., Rehabilitation costs, Erosion control/ berms, maintenance of access roads, No Go fencing, vegetation clearing) • E.1e Human Resources (Environmental Officer) • E.2 Environmental Requirements Proforma • E.2a Environmental Requirements Proforma: 240-110600836 completed and signed (by the Contractor) **SECTION E Score 5**

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Note: The shortfalls will be communicated upfront to the tenderer/s who will then be requested to attend a session (if needed) where the functional specialist will assist the tenderer/s to understand the outstanding requirements. The tenderer will then be afforded an opportunity to correct 7 calendar days after the clarification session or within 7 days of receiving an email to re-submit the outstanding requirements.

Note: Contractual Requirements are not evaluation criteria. They will be assessed after the evaluation and ranking of the tenders. Proof that the tenderer recommended for award has met the stipulated contractual requirements must be submitted prior to contract award.

Failure to meet stipulated Contractual Requirements by the stipulated deadlines may result in the tenderer being regarded as non-responsive and ineligible for contract award.

POST CONTRACT TENDER AWARD SHEQ REQUIREMENT

Requirement	Project Requirement ✓	Compliance ✓ ✗	**Comments**
Contractor OHS policy	✓		
Issued tender SHE Specification	✓		
Issued tender Annexure B	✓		
Copy Letter of Good Standing	✓		
Contract SHE Plan	✓		
Signed 37 (2) Agreement	✓		
Appointment Letters			
Appointment letter: Appointment 16 (2) with Legal liability and incident investigation management competency	✓		
Principal contractor appointment	✓		
Appointment letter: Appointment of the contractor	✓		

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Appointment letter: Site manager/ Responsible manager OHS Act Sec 8 with Legal liability and incident investigation competency	✓			
Appointment letter: Assistant Site manager/ Responsible manager with Legal liability and incident investigation competency	✓			
Appointment letter: Supervisor OHS Act Sec 8(2) with Legal liability, supervisory training, incident investigation, HIRA	✓			
Appoint letter: Safety Officer with National Diploma in Safety Management or Advanced SAMTRAC and HIRA	✓			
Appointment letter: Risk assessor	✓			
Appointment letter: Incident investigator GAR 9 (2) including Section 24 and 25 Incident	✓			
Appointment letter: First Aider attendant (Level 2)	✓			
Appointment letter: vehicle operator and inspector	✓			
Appointment letter: SHE Rep if more than 20 employees	✓			
Registers/checklists				
Company's Safety induction attendance registers and training contents	✓			
PPE issue register	✓			
PPE Matrix	✓			
PPE Awareness Attendance Register	✓			
Toolbox talk register	✓			

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First aid register	✓			
Vehicle checklist	✓			
Fire Equipment checklist	✓			
Head count/total manpower	✓			
Training Matrix	✓			
OHS Site Specific organogram	✓			
Incident management procedure	✓			
Method statement/safe work procedure	✓			
Risk assessment monitoring and review Plan	✓			
Base Line Risk Assessment as per issued scope of work	✓			
OHN Medical Fitness for Duty Certificate and Annexure 3	✓			
Emergency Management Plan	✓			
Proof of competency (Certificates/Qualifications)	✓			
Job description/ job profile and proof of communication	✓			
SHE Communication System	✓			
Pre start job assessment / talk process	✓			
COID Act applicable documents	✓			
ENVIRONMENTAL MANAGEMENT REQUIREMENTS				
Waste Management Plan	✓			
Environmental Management Plan and compliance obligations	✓			
Scope specific Environmental Aspect and Impact register	✓			
Environmental Policy	✓			

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Environmental law/ relevant environmental training	✓			
Environmental Officer	✓			
Waste transporter registration certificate	✓			
License for waste treatment facilities and registration	✓			
Waste manifesto template	✓			
Environmental Incident Management Procedure	✓			
Non-compliance procedure	✓			
Waste Management and handling of Hazardous Waste Training for the Sorters	✓			
Authorization letter form municipalities for operation within jurisdiction	✓			
Issued tender signed Environmental Requirements Proforma Form	✓			
QUALITY MANAGEMENT REQUIREMENTS				
Signed Quality Policy	✓			
Quality Method Statement	✓			
Quality Objectives signed by Top Management	✓			
Control of Documented Information	✓			
Signed Roles and Responsibilities	✓			
Proof of previous work completed	✓			
Quality Plan	✓			
Quality Organogram signed by Top Management	✓			
Management Review Schedule	✓			

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	Work instruction checklist	✓			
Payment Terms	**Tenderers are requested to bear in mind NTCSA's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with NTCSA:** For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying Suppliers within 30 days of receipt of undisputed invoices. For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying suppliers within 60 days of receipt of undisputed invoices.				
2.29-2.30 Contract Skills Development Goal (CSDG) and Contract Participation Goals (CPG)	Not applicable.				
2.28 CIDB Requirements	Not applicable.				
3.24 Sign Form of Agreement	The conditions of contract will be the NEC3 Term Service Contract (TSC3).				

Please note:

Tenderers are requested to bear in mind NTCSA's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with NTCSA:

For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying Suppliers within 30 days of receipt of undisputed invoices.

For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying suppliers within 60 days of receipt of undisputed invoices.

NTCSA reserves the right to negotiate with preferred bidders after a competitive bidding process or price quotations should the tendered prices not be market-related.

Main contractors/ suppliers are discouraged from subcontracting with their subsidiary companies as this may be interpreted as subcontracting with themselves and / or using their subsidiaries for fronting. Where a main contractor subcontracts with a subsidiary, this must be declared in its tender documents.

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A report containing a list of potential sub-contractors may be drawn by accessing the following link: www.csd.gov.za

"proof of B-BBEE status level of contributor" means-

(a) the B-BBEE status level certificate issued by an authorised body or person; or
(b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
(c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act

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ANNEXURE A

AUTHORISATION FORM

Indicate the status of the *tenderer* by ticking the appropriate box below.

A COMPANY	B CLOSE CORPORATION	C PARTNERSHIP	D JOINT VENTURE	E SOLE PROPRIETOR

The *tenderer* must complete the appropriate certificate set out below for its category of organisation. If the *tenderer* is a company, close corporation or joint venture, the *tenderer* must attach a certified copy the document that is proof of the contents of the certificate (resolution of the board of directors of a company, members' resolution of a close corporation, or power of attorney in the case of a joint venture).
Note further that the authorised representative of the *tenderer* will in addition be required to sign the form at the end in addition to the relevant certificate for category of organisation.

A. Certificate for company

I,_ _ _ _

B. Certificate for close corporation

I,_ _ _ _

D. Certificate for Joint Venture

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Ms _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _, an authorised signatory of the company _ , being the lead member in the Joint Venture, to sign all documents in connection with the tender and any contract that may result from it on behalf of all the members in the Joint Venture.

This authorisation is evidenced by the attached power of attorney signed by the legally authorised signatories of all the members in the Joint Venture.

Furthermore we attach to this Form a copy of the Joint Venture Agreement which incorporates a statement that all members in the Joint Venture are liable jointly and severally for the execution of the contract, a term that indicates the member that will be the lead member, and terms that indicate the ratios according to which work and payment will be divided amongst the members.

Name of JV member	**Address**	**Authorised signature, name and capacity**
Lead partner		

E. Certificate for sole proprietor

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

NOTE: The table hereunder to also be fully completed by all *tenderers* irrespective of the category of organisation selected and completed above.

Name of tenderer:	
Full names of authorised signatory:	
Designation and capacity:	
Signature of authorised signatory	
Date of signature:	

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ANNEXURE B

ACKNOWLEDGEMENT FORM

We are in receipt of the Invitation to Tender/Proposal from NTCSA SOC Ltd and the following addenda issued by NTCSA:

We confirm that the documentation received by us is: ***(Indicate by ticking the box)***

Correct as stated in the Invitation to Tender Content List, and that each document is complete. ☐

Or: Incorrect or incomplete for the following reasons: ☐

Cataloguing Acknowledgement:

Please select the relevant statement by ticking the appropriate box below:

1. We agree to provide the cataloguing information as described in the enquiry ☐
2. We have already supplied NTCSA with the cataloguing information pertaining to this enquiry in a previous contract/order [***insert previous contract/order number***] ☐
3. We do not intend to provide the required cataloguing information for the reasons stated hereunder: ☐
4. We are a Distributor/Importer/Agent and our Principal, being the Original Equipment Manufacturer (OEM), is or is not [***delete whichever is not applicable***] in the position to supply cataloguing information for items. We attach the letter from the OEM confirming its position. ☐

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Invitation to Tender No: _____

Name of Tenderer:_____

Country of registration: _____

Full names of contact person: _____

Contact details:

Tel (landline):
Cell phone:
e-mail address:

Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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ANNEXURE C

TENDERER'S PARTICULARS

The tenderer must furnish the following particulars where applicable:

Indicate the type of tendering structure by marking with an **'X'** (where applicable provide registration number)**:**	
Individual tenderer	
Unincorporated Joint venture (registration number for each member of the JV)	
Incorporated JV	
Other	

Please complete the following:

Name of lead partner/member in case of JV	
CIPC Registration Number or CIPC disclosure certificate (for individual companies and each JV member)	
VAT registration number (for individual companies and each JV member)	
CIDB registration number (for individual companies and each JV member), contractor grading designation (for individual companies and each JV member) and combined cidb contractor grading designation (for JVs)	
Contact person	
Telephone number	
E-mail address	
Postal address (also of each member in the case of a JV)	
Physical address (also of each member in the case of a JV)	

If subcontractors are to be used, indicate the following for the main sub-contractor(s). Add to the list of applicable.

Name of contractor	
CIPC Registration number or CIPC disclosure certificate	
VAT registration number	
CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	

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Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

1. If you are currently registered as a vendor with NTCSA, please provide your Vendor registration number with NTCSA._____

2. If you are currently registered as a vendor on the National Treasury's Central Supplier Database (CSD), please provide your supplier registration number with Treasury_____

3. Please note that it is not mandatory for you to be registered on National Treasury's CSD at the time of responding to this tender. It is, however, a mandatory requirement that you be registered on CSD prior to award.

4. You may register online at National Treasury website on www.treasury.gov.za

5. If you are registered on SARS E-filing system, please provide your PIN number in order to verify your tax compliance status _____

6. If you are required to be tax compliant as per SBD 1 but are not registered on CSD (foreign suppliers) or have not provided your SARS E-filing PIN, please confirm that you have attached or will furnish a copy of a current valid tax compliance certificate as a tender returnable by contract award stage.

YES		NO	

7. **If sub-contracting is prescribed in the enquiry, tenderers must complete 7.1 to 7.9.**

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7.1 Confirm if you intend sub-contracting

YES		NO	

7.2 What percentage will you be sub-contracting? _____%

7.3 To whom do you intend sub-contracting? _____

7.4 Is the said sub-contractor registered on CSD?

YES		NO	

7.5 If yes to 7.4, please provide CSD number._____

7.6 Please confirm B-BBEE level of said sub-contractor_____

7.7 Please confirm that you have attached your signed intention to sub-contract document.

YES		NO	

Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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ANNEXURE E

CONTRACT PRICE ADJUSTMENT (CPA) REQUIREMENTS FOR LOCAL GOODS AND SERVICES.

The application of contract price adjustment (CPA) to tender submissions

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- CPA conditions may apply if the contractual duration is to be longer than 12 months.
- If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from sixteen (16) months from the base date onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed and firm and the contract price will be treated as fixed for the duration of the contract.
- NTCSA will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

NTCSA Proposed CPA breakdown for Local Goods and Service

Formula A						
Index Reference	***Proposed portions/Weightings of each index***	***Description of Index***	***Full Title of Index as published***	***Source Publisher of Index***	***Base Month***	**Base Price/Base Index Figure**
A1	*15%*	*C3*	*Labour*	*SEIFSA*		
A2	*45%*	*L2*	*Fuel*	*SEIFSA*		
A3	*25%*	*D2*	*CPI*	*SEIFSA*		
	15%	***Fixed portion not subject to CPA***				
Total	***100%***					

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Note: Tenderers to take note that, if the NTCSA proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for NTCSA's proposed CPA breakdown.

NTCSA CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to NTCSA's proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from NTCSA's CPA proposal, and this will be considered if deemed acceptable to NTCSA;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed, and the contract price will be deemed as fixed for the duration of the contract.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: NTCSA reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the Enquiry closes.

- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the Enquiry closes should be used as the Base Price.

4. CPA FOR PROFESSIONAL SERVICES

- The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.

- The price adjustment factor will be effective from each contractual anniversary of the contract date. This must be the average of the country specific CPI Headline index figures published for the last twelve-month period (cycle) ending before the contract anniversary date.

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Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

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ANNEXURE F

CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

The application of contract price adjustment (CPA) to tender submissions

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- CPA conditions may apply if the contractual duration is to be longer than 12 months.
- If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from year two (2) onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed.
- NTCSA will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

NTCSA Proposed CPA breakdown for Local Goods and Service

Formula A						
Index Reference	***Proposed portions/Weightings of each index***	***Description of Index***	***Full Title of Index as published***	***Source Publisher of Index***	***Base Month***	**Base Price/Base Index Figure**
A1						
A2						
A3						
	15%	***Fixed portion not subject to CPA***				
Total	***100%***					

Note: Tenderers to take note that, if the NTCSA proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for NTCSA's proposed CPA breakdown.

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NTCSA CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to NTCSA's proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from NTCSA's CPA proposal and this will be considered if deemed acceptable to NTCSA;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed and firm.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: NTCSA reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the Enquiry closes

- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the Enquiry closes should be used as the Base Price.

4. CPA FOR PROFESSIONAL SERVICES

- The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.

- The price adjustment factor will be effective from each contractual anniversary of the contract date. This must be the average of the country specific CPI Headline index figures published for the last twelve-month period (cycle) ending before the contract anniversary date.

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PAYMENT OF FOREIGN COMMITMENTS

PART 1: The application of importation payment requirements to tender submissions.

Where foreign exchange is involved, NTCSA will take measures to mitigate any exposure to foreign currency exposure or exchange rate risk.

Tenderers:-

- Who wish to submit tenders with pricing in foreign currency for imported goods/services must establish **prior** to tender close (via the Procurement Practitioner), that the foreign currency that is being priced in the submission, is an acceptable foreign currency to NTCSA.
- Who are pricing for imported goods/services in a foreign currency or linking their pricing of goods to a foreign currency exchange rate, **must be the direct importers** of the goods/services. For payment purposes, NTCSA will require proof of importation.
- Who import goods into stock, for delivery to various customers, including NTCSA, the price quoted must be in South African Rand. In such cases, NTCSA will not undertake any foreign exchange commitment or arrange forward cover.
- Who have submissions where pricing for imported goods/services in a foreign currency or linked to a foreign currency exchange rate, must ensure that their pricing indicates the foreign currency and the foreign currency values.

Tenderers should note that all domestic value-added process, i.e., costs incurred in the Republic of South Africa, for example, transport costs will only be paid in Rands.

Tenderers who have submitted tenders, which have goods/services priced, are linked to a foreign currency or exchange rate, are required to select one of the payment methods indicated below for the payment relating to those imported goods/services:

Payment of NTCSA's foreign commitment in foreign currency will be made either:

Payment Method 1A:
To a nominated bank account in a foreign country in a foreign currency
(Payment will be made to the party and account nominated by the supplier
In the contract, and not to any other party).

Please note that the contracting party OR NTCSA SOC Limited must be the direct importer of the goods

Documentation to be submitted with payment:

- Commercial invoice (from the foreign supplier)

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Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company
- Marine/ ocean bill of lading

Any one of the following documents as per the mode of transportation:-

- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt "goods despatched".
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the relative goods to the Republic of South Africa

Service- related payments

Documents to submit with payment:

- Commercial invoice (invoice from the overseas supplier)

OR

Payment Method 1B;

To a valid SARB approved CFC account in South Africa, in a foreign currency (payment will be made to the contracting party)

Please note:

- The contracting party must be the direct importer.
- For payment purposes, NTCSA will require both the foreign (commercial) invoice and the local tax invoice.
- The foreign currency values on both the commercial and local invoice must match. NTCSA will not pay any profit in foreign currency. (Please note that the commercial invoice used in the clearance of the imported goods must be from the country of origin)

- If Payment Method 1B is the option selected for the payment for any imported goods/services, then the following documentation is to be submitted with your submission:
  - Copy of tenderers bankers' initial application to the Reserve Bank requesting approval to invoice a local entity or NTCSA, and for NTCSA to pay the invoiced currency into the contracting party's CFC account.
  - Copy of the response from the Reserve Bank regarding the initial application, on the Reserve Bank's letterhead
  - Copy of the latest application to the Reserve Bank to renew the approval.

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- Copy of the response from the Reserve Bank to the application to renew the approval to invoice NTCSA in foreign currency.

Documents to submit with payment:

- Commercial invoice (from the foreign supplier, country of origin and used to clear the goods)
- Local invoice or Tax invoice
- Both the commercial invoice and local invoices must match

Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation:-

- Marine/ ocean bill of lading
- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the relative goods to the Republic of South Africa
All documents submitted to NTCSA should not have any alterations.
The information on the documents should be as originally issued from the authorities, freight companies and overseas suppliers.

Service-related payments

- Should a supplier select this option, they are required to provide proof that the South African Reserve Bank has given them approval to invoice NTCSA in foreign currency for services related payments and to receive foreign currency proceeds into that CFC account. The proof would consist of:-
  - A copy of a letter from the supplier's bankers to the Reserve Bank requesting authority to receive services related payments to be made into a CFC account.
  - A copy of the official response from the Reserve Bank authorising payments to be made into the supplier's CFC account. The supplier's documents to the Reserve Bank must make specific reference to NTCSA.
- This approval is only valid for a period of 1 year or as per SARB approval period.

Documents to submit with payment:

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- Commercial invoice (invoice from the overseas supplier to proof that we have foreign currency exposure)
- Local Tax invoice (from the local supplier)
- Both the commercial invoice and local invoices must match

NB: If a supplier is unable to produce or provide NTCSA with a commercial invoice, the contract will be concluded in rands. The contract cannot be linked to any Exchange Rate.

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ANNEXURE G1

SBD 6.2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

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

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

1. General Conditions

1.1. Dtic makes provision for the promotion of local production and content.

1.2. Dtic prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.

1.3. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.

1.4. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

LC = [1 - x / y] * 100

Where:
x is the imported content in Rand
y is the bid price in Rand excluding value added tax (VAT)
Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

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

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1.5. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted at the stipulated deadlines.

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

Description of services, works or goods	Stipulated minimum threshold
_____	_____%
_____	_____%
_____	_____%

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

(***Tick applicable box***)

YES		NO	

3..1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

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

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

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

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

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

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LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

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

IN RESPECT OF BID NO. .....

ISSUED BY: NTCSA .....
NB

1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.

2 Guidance on the Calculation of Local Content is accessible on http://www.thdti.gov.za/industrial development/ip.jsp.

3 Local Content Declaration Templates (Annex C, D and E) is attached to this enquiry and must be submitted at the stipulated deadline.

4 Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted at the stipulated deadline of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

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

(a) The facts contained herein are within my own personal knowledge.

(b) I have satisfied myself that:

(i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and

(c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

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

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.
The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

(d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.

(e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 9.1 of the Preferential Procurement Regulations, 2022 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____ **DATE:** _____

WITNESS No. 1 _____ **DATE:** _____

WITNESS No. 2 _____ **DATE:** _____

Annexure G2- _Local content Declaration-Summary Schedule (annex C)

Adobe Acrobat Document

Annexure G3 - Imports Declaration-Supporting schedule to Annex C (annex D)

Adobe Acrobat Document

Annexure G4 - Local Content Declaration-Supporting Schedule to Annex C (annex E)

Adobe Acrobat Document

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ANNEXURE H

SBD 1

PART A
INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (*NAME OF DEPARTMENT/ PUBLIC ENTITY*)					
BID NUMBER:	E3875NTCSAMWP	CLOSING DATE:	15 December 2026	CLOSING TIME:	11:00 am
DESCRIPTION	Provision of waste management.				
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					

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

SUPPLIER INFORMATION				
NAME OF BIDDER				
POSTAL ADDRESS				
STREET ADDRESS				
TELEPHONE NUMBER	CODE		NUMBER	
CELLPHONE NUMBER				
FACSIMILE NUMBER	CODE		NUMBER	
E-MAIL ADDRESS				
VAT REGISTRATION NUMBER				
	TCS PIN:		**OR** CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	☐ Yes ☐ No
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?				
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	☐	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)		
	☐	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)		
	☐	A REGISTERED AUDITOR		
		NAME:		
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]				

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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 BELOW]
SIGNATURE OF BIDDER	……	**DATE**	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		**TOTAL BID PRICE (ALL INCLUSIVE)**	

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		**TECHNICAL INFORMATION MAY BE DIRECTED TO:**	
DEPARTMENT/ PUBLIC ENTITY		CONTACT PERSON	
CONTACT PERSON		TELEPHONE NUMBER	
TELEPHONE NUMBER		FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	
E-MAIL ADDRESS			

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PART B
TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

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

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

3. **BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION (NAMELY, BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.**

4. **WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION (NAMELY. BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS) MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.**

5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.

2. TAX COMPLIANCE REQUIREMENTS

1. BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
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.
3. APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
4. BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
5. IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.
6. 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

1.	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? YES ☐ NO	☐
2.	DOES THE BIDDER HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO
3.	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO
4.	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? YES ☐ NO	☐

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

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

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ANNEXURE I **SBD 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

1.2 **To be completed by the organ of state**

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

b) The 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.

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

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	
SPECIFIC GOALS	
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).

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3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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 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 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 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 and the 80/20 preference point system.

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

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***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)

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm…….

4.4. Company registration number: ……...

4.5. TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

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

i) The information furnished is true and correct;

ii) The preference points claimed are in accordance with the General Conditions as

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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: .....

.....

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ANNEXURE J **SBD 4**

TENDERER'S DISCLOSURE

1. PURPOSE OF THE FORM

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

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

2. TENDERER'S DECLARATION

2.1 Is the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise, employed by the state?

[YES/NO]

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

Full Name	Identity Number	Name of State Institution

2.2 Do you, or any person connected with the tenderer, have a relationship with any person who is employed by the procuring institution?

[YES/NO]

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If so, furnish particulars:

……

……

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

[YES/NO]

If so, furnish particulars:

……

……

3. DECLARATION

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

3.1 I have read and I understand the contents of this disclosure;

3.2 I understand that the accompanying tender will be disqualified if this disclosure is found not to be true and complete in every respect;

3.3 The tenderer has arrived at the accompanying tender independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium will not be construed as collusive bidding.

3.4 **T**here have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the tender, tendering with the intention not to win

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the tender and conditions or delivery particulars of the products or services to which this tender invitation relates.

3.5 The terms of the accompanying tender have not been, and will not be, disclosed by the tenderer, directly or indirectly, to any competitor, prior to the date and time of the official tender opening or of the awarding of the contract.

3.6 There have been no consultations, communications, agreements or arrangements made by the tenderer with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the tender submitted where so required by the institution, and the tenderer was not involved in the drafting of the specifications or terms of reference for this tender.

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

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

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

……	……
Signature	Date
……	……
Position	Name of bidder

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