PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL **DEPARTMENT OF HEALTH**



BILLS OF QUANTITIES

with GCC for Construction Works - Second Edition 2010

RETURNABLE DOCUMENT

ONE VOLUME APPROACH

MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION

Engineer/Principal Agent	Civil Engineer
Black Balance Projects (Pty) Ltd P.O. Box 1142, Hyper By the Sea Durban 4053	Black Balance Projects (Pty) Ltd P.O. Box 1142, Hyper By the Sea Durban 4053
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Employer:	
Department of Health	

Private Bag X 9051 **PIETERMARITZBURG**

3201

Tel Number:

(033) 395 2111

Fax Number:

Tender Number:

ZNB 5002/2022-H

CIDB Grading:

8GB

or Higher

Project Code:

Document Date:

30-Aug-2022 Contract Period:

ECDP Number: N/A	Contract Period:	31 Calendar Months	
Contracting Party:			
CIDB Registration number:	-		
Central Suppliers Database Registration Number:	8		

PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL DEPARTMENT OF HEALTH

BILLS OF QUANTITIES

FOR

MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION

Architects

Black Balance Projects
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Employer

Department of Health Private Bag X 9051 PIETERMARITZBURG

3201

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N/A

Structural Engineer

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IMPORTANT NOTICE TO TENDERERS

Any reference to words Tender or Tenderder herein and/or in any other documentation shall be construed to have the same meaning as the words Tender or Tenderer. These forms are for internal and external use for the Department of Health, Provincial Administration of KwaZulu-Natal.

"Quality" shall mean totality of features and characteristics of a product or service that bears on the ability of the product or service to satisfy stated or implied needs.

No alternativeTenders will be accepted.

The Total (Including Value Added Tax) on the Final Summary of the Bill of Quantities must be carried to the "Offer" part only of the Form of Offer and Acceptance - T2.21

"Enterprise" shall mean the legal Tenderding Entity or Tenderder who, on acceptance of the Offer, would become the contractor"



THE Tender



PART T1. - TENDER PROCEDURES



T1.1 - TENDER NOTICE AND INVITATION TO TENDER

		TENDER NOTICE AND		
Proje	THE DEPA	MADADENI PROVINC		PROVISION OF: GRADE TO STUDENT
Tend	er no:	ZNB 5002/2022-H	Project Code:	7
Advertisement date:		22 July 2022	Closing date:	30 August 2022
Closi	ng time:	11:00	Validity period:	84 Calender Days
It is es work, a	es refered to in Clause It is estimated that F	e 25(3)(a)(i) of the CIDB Regulatio	ns, as amended, is anticip hould have a CIDB contra	actor grading of (N/A) and satisfy
-	assist potentially eme All Tenderer's should Tenderer with a PE : an Official Mentorshi	d have a CIDB Class of Construct status can be considered If "N/A" p Programme in place to assist a F	ion Contractor Grading Discontracted above because of the contracted above because of the contract of the cont	esignation as indicated above. No use the Department does not have rprise.
Only T		responsive to the following responsive to the		
x	submissions, in a condetermined in accord 25(7A) of the Constru	contractor grading designation e	qual to or higher than a value determined in acco lations for a :	eing so prior to the evaluation of a contractor grading designation ordance with Regulation 25(1B) or uated.
	_	ble to submit tenders provided that: of the joint venture is registered wit	h the CIDB:	
	•	•		alone of construction work: Or
x	not lower than o considerations a 3 the combined Development F	and possess the required recognition contractor grading designation of	g designation in the class on status calculated in accordance	of works construction works under with the Construction Industry ading designation determined in
	8GB	or a value determined in accordar Industry Development Regulation		3) or 25 (7A) of the Construction
X			before the tender closing	g date and time specified on the ender).
X	Submission of Comp	oulsory Returnable Schedules docu	ments as per List of retur	nable documents.
X	Tax Compliance Stat	tus (TCS) PtN number and Tender	der's or entity tax reference	ce number,
X	Contractor's Safety,	Health and Environmental Declara	tion.	
X	Complete priced Bill	of Quantities to be submitted on th	ne day of the Tender closi	ng date.
X	for Occupation Injur		enderer may not be awa	tion 84(1)(b) of the Compensation arded a contract if he/she is not
X		id Municipal Rates and Taxes (Att	ach)	
		Registration (Not Applicable)	1 0	
X		nd other resources of Business De	eclaration	
x		et the minimum qualifying score	e for functionality criteri	a first before they can be
x	considered for price Invitation to Tender -			

THE FOLLOWING PARTICULARS MUST BE FURNISHED (FAILURE TO DO SO MAY RESULT IN YOUR TENDER BEING DISQUALIFIED)

Name o	of Tenderer:	:					
Postal A	Address:						
Street A	Address:						
Telepho	one Number	CODE	NUMBER				
Cellpho	ne Number:						
Facsimi	ile Number:	CODE	NUMBER				
E-mail /	Address:	_					
VAT Re	egistration Number:	_					
TAX COM	MPLIANCE STATUS (TCS) PIN	TO VERIFY ON LINE C	OMPLIANCE SUPPLIER STA	TUS VIA SARS e-FILING (T2.19)	YES 🗍	or NO
HAS A	B-BBEE STATUS LEVEL	VERIFICATION C	ERTIFICATE BEEN SU	BMITTED? (T2.9)		YES [or NO
	, WAS THE CERTIFICAT			, ,			
BY SAN		2100023 37111	2, 11, 10, 11, 10, 1, 10, 2, 10, 1		Applicable Box		
٨	Verification Agency Accre	adited by the South	African Accreditation S	•	Approadic Son	YES	or NO
		•		, ,			
	DU THE ACCREDITED RI S OFFERED? [If yes, enc		IN SOUTH AFRICA FOI	R THE GOODS / SERVIC	ES/	YES	or NO
				procurement model in	n the Preferen	itial Procure	ment Policy
Frame	ework Act, 2000: Pref	erential Procure	ement Regulations, 2	2017:			
	80/20 Prefe	erence point sc	oring system	X 90	0/10 Preferenc	e point scori	ng system
NOTI	E	Refer to T2.36	6 - Functionality Crite	eria		Transie -	Y5-1 3
Func	tionality requireme	ent:			60	Points	
Price	:				90	points	
_	ence point scoring sy	stem will be ba				ponno	
Dr-f-			sed on the following	points:		pointo	
1	erence points sys	stem:					1
Prefe	erences are offer	stem: ed to Tende	rder's who have	points:			level of
Prefe	•	stem: ed to Tende ance with th	rder's who have	attained the follo	owing B-BB		
Prefe contr	erences are offer	stem: ed to Tende ance with th	rder's who have ne table below:	attained the follo	owing B-BB	EE status	
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Prefe contr 1.	crences are offer ributor in accord Level 1 Level 2 Level 3	stem: ed to Tende ance with th	rder's who have ne table below:	attained the follo	owing B-BB No. 10 9 6	Points Points Points	
Prefe control 1. (a) (b) (c) (d)	Level 1 Level 2 Level 3 Level 4	stem: ed to Tende ance with th	rder's who have ne table below:	attained the follo	0wing B-BB No. 10 9 6 5	Points Points Points Points Points Points	
Prefe control 1. (a) (b) (c) (d) (e)	Level 3 Level 4 Level 5	stem: ed to Tende ance with th	rder's who have ne table below:	attained the follo	0wing B-BB No. 10 9 6 5 4	Points Points Points Points Points Points Points Points	
(a) (b) (c) (d) (e) (f)	Level 1 Level 2 Level 3 Level 4 Level 5 Level 6	stem: ed to Tende ance with th	rder's who have ne table below:	attained the follo	0wing B-BB Ni	Points	
(a) (b) (c) (d) (e) (f) (g)	Level 1 Level 2 Level 3 Level 4 Level 5 Level 6 Level 7	stem: ed to Tende ance with th	rder's who have ne table below:	attained the follo	0 No 10 9 6 5 4 3 2	Points	
(a) (b) (c) (d) (e) (f)	Level 1 Level 2 Level 3 Level 4 Level 5 Level 6	stem: ed to Tende ance with th B-BBEE Statu	rder's who have ne table below:	attained the follo	0wing B-BB Ni	Points	

2.	Other specific goals (according to the PPPFA):		
(a)	Contract participation goal by awarding contracts to targeted enterprises	0	Points
(b)	[insert specific goal]	0	Points
(c)	[insert specific goal]	0	Points
(d)	[insert specific goal]	0	Points
Total	must equal 10 or 20 points	10	Points

Notes:

- 1 The successful Tenderder will be required to fill in and sign a written GCC 2010 2nd Edition Contract.
- 2 Tenderders should ensure that Tenders are delivered timeously to the correct address. If the Tender is late, it will not be accepted for consideration.
- 3 The requirements in respect of the application of either 80/20 and 90/10 preference points scoring system, will apply and the points reflected above for preferences will be adjusted accordingly on a pro-rata basis if required.
- 4 The Tender box is generally open during official working hours.
- 5 All Tenders must be submitted on the official forms (Not to be re-typed)
- 6 THIS Tender IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT FOR CONSTRUCTION WORKS (GCC2010) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT
- 7 (A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE)
- Where stated in the tender data that a two-envelope system has been followed, open only the non-financial proposal of valid tenders in the presence of tenderer's agents, who choose to attend, at the time and place stated in the tender data and announce the name of each tenderer whose technical proposal is opened.

Evaluate that non-financial proposals offered by tenderers, then advise tenderers who remain in contention for the award of the contract of the time and place when the financial proposals are to be opened.

Open only the financial proposals of tenderers who, in the Functionality evaluation score, have more than the minimum number of points for Functionality stated in the tender data, and announce the score obtained for the non-financial proposals and the total price and any preferences claimed. Return unopened financial proposals to tenderers whose non-financial proposals failed to achieve the minimum number of points for Functionality.

THE PHYSICAL ADDRESS FOR COLLECTION OF TENDER DOCUMENTS:

Tender documents may be collected during working hours at the following address:

As per Tender Advertisement

COMPULSORY CLARIFICATION MEETING

A Compulsory clarification Meeting with representatives of the Employer will take place as follows:

Date of Meeting: 11 August 2022 (Thursday)

Time: 11:00am

Venue: Madadeni Hospital, Nurses' Home Boardroom

QUERIES REGARDING THE TENDERING PROCEDURE OR TECHNICAL INFORMATION MAY BE DIRECTED TO:

DOH Project Manager:	Ms Lindelwa Madonsela	Telephone no:	(033) 940 2574
Cell no:	(033) 940 2574	Fax no:	
E-mail:	lindelwa.madonsela@kznhealth	n.gov.za	

DEPOSIT / RETURN OF TENDER DOCUMENTS:

Telegraphic, telephonic, telex, facsimile, electronic and / or late tenders will not be accepted.

Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the <u>Tender Data document</u>.

All tenders must be submitted on the official forms – (not to be re-typed)

TENDER DOCUMENTS MAY BE:

DEPOSITED IN THE TENDER BOX AT:
Department of Health
Central Supply Chain Management Directorate
310 Jabu Ndlovu Street
Pietermaritzburg
3201



T1.2 - TENDER DATA

		T1	.2 TENDER DATA		
Project	title:	MADADENI PROVINCIA ACCOMMODATION	L HOSPITAL UPGRADE TO	STUDENT	
Project	Code:				
Tender	no:	ZNB 5002/2022-H	Closing date:	30 Aug	gust 2022
Closing	time:	11:00	Validity period:	84	Calender Days
Clause number:					
	Standa Govern Condition	rd for Uniformity in Engineering ment Gazette 42622 of 8 Aug ons of Tender as bound into thi andard Conditions of Tender	make several references to the	cts as per Boar o time. (see <u>wv</u> e Tender Data	d Notice 423 of 2019 in ww.cidb.org.za) Refer to a for details that apply
	inconsi	stency between it and the Stan	er Data shall have precedence in dard Conditions of Tender. s-referenced to the clause marked		
ĺ	Condition	ons of Tender.			
C.1.1		nployer is the (Department of F contract the <u>single volume</u> app	Health-Province of KwaZulu-Natal)		
	Works The lis submitt includir and Ac was wh	Contracts." t of Returnable Documents in a Tender The Tenderder The Tenderder The priced Final Summary of the priced Final Summary of the work of the two the senit was received.	e CIDB's "Standard for Uniformity dentifies which of the documenter must submit his Tender by countities, signing the bole of the procurement document	ts a Tenderde ompleting the ne "Offer" section t back to the De	r must complete when Returnable Documents on in the "Form of Offer epartment bound up as it
C.1.2			ment issued by the Employer comp	rises the follow	ving:
	T1.1 - T1.2 - T1.3 -	: Tendering procedures Tender Notice and Invitation t			
	T2.1 -	List of returnable documents			
) N	T2.2 -		ifferent forms listed in T2.1 - Retui	rnable Schedu	le)
	Part C ² C1.1 -	Form of Offer and Acceptance Contract Data			
	C1.3 -	Form of Guarantee			
		Pricing data Pricing Instructions Bills of Quantities			
		3: Scope of works			
	C3.2 -	Scope of Works Specification for HIV/AIDS av HIV/STI Compliance report	vareness		
	C3.4 -		Safety, Health and Environmental	Specification	

Fai	+ C4	: Site informatio	in.
CA		Site Information	
		Builders Lien Ag	reement
Par	t 5:	List of Drawings	s/Annexure's
		List of Drawings	
			bles for all Trades (Rev 3) - DOH 2009
		General Electrica	
		Detailed Electric	
		Mechanical Eng	·
		Joint Venture Ag	
C5.	7 -	Health and Safe	ty Specification
C5.	8 -	Health and Safe	ty Bill of Quantities
C5.	9 -	Builders Lien Ag	reement
C5.	10	Geotechnical Inv	vestigation Report (If applicable)
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		EPWP Scope of	
C5.		Baseline Risk As	
03.	10	Daseille Hisk As	33C33HIGH
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		ployer's agent (E	ngineer/Principal Agent) is:
Nan			Black Balance Projects (Pty) Ltd
	pacit		Principal Agent/Engineer
Tel:	dress	3:	P.O. Box 1142, , Hyper By the Sea , Durban , 4053
Fax			(031) 201 1338 086 635 0089
E-m			rolandl@blackbalance.co.za
		sible person:	Mr. Roland Lesaoana
1 1 1 1 0	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	iona sentence sn	all read "Communications can be in any of the official languages recognised in
			all read "Communications can be in any of the official languages recognised in English, Afrikaans or Zulu but writing is preferred in English as this is generally
Kwa	aZuli		English, Afrikaans or Zulu but writing is preferred in English as this is generally
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	See end of T2.3 AUTHORITY FOR CONSORTIA OR JOINT VENTURES TO SIGN TENDER for combinations of JV's arrangements.			
C.2.7	For particulars regarding a pre-tender site inspection meeting (clarification meeting), see T1.1 Tender Notice and Invitation to Tender.			
C.2.12	Alternative tender offer permitted: Yes No			
	If a tenderer wishes to submit an own alternative tender offer, the only criteria permitted for such alternative tender offer is that it demonstrably satisfies the Employer's standards and requirements. A tenderer may submit alternative tender offers only if a main tender offer, strictly in accordance with all the requirements of the tender documents, is also submitted. Provided that the tenderer's main tender offer is according to specification and would under normal circumstances be recommended for acceptance, his alternative tender offer may also be considered for the purpose of the award of the contract.			
	Calculations, drawings and all other pertinent technical information and characteristics as well as modified or proposed Pricing Data must be submitted with the alternative tender offer to enable the Employer to evaluate the efficacy of the alternative and its principal elements, to take a view on the degree to which the alternative complies with the Employer's standards and requirements and to evaluate the acceptability of the pricing proposals. Calculations must be set out in a clear and logical sequence and must clearly reflect all design assumptions. Pricing Data must reflect all assumptions in the development of the pricing proposal.			
	Acceptance of an alternative tender offer will mean acceptance in principle of the offer. It will be an obligation of the contract for the tenderer, in the event that the alternative is accepted, to accept full responsibility and liability that the alternative offer complies in all respects with the Employer's standards and requirements.			
	The modified Pricing Data must include an amount equal to 5% of the amount tendered for the alternative offer to cover the Employer's costs of confirming the acceptability of the detailed design before it is constructed.			
	Only the complete Service as per the Bills of Quantities			
C.2.13.2	Tenderers are to ensure that their company details appear on the entire relevant Tender documentation and must be legible.			
C.2.13.3	Part of each tender offer communicated on paper shall be submitted as an original, plus ONE copy of the tender document including supporting documents and priced Bill of Quantities where applicable, scanned onto a readable compact disk (CD) in pdf format, at the Tenderders own cost. The CD must be clearly marked with the tender information and company details.			
C.2.13.4	The second sentence shall read as follows "The Employer will hold all authorised signatories jointly and severally liable on behalf of the tenderer". Tenderders proposing to contract as a Joint Venture shall submit a valid Joint Venture Agreement before the Joint Venture's offer could be accepted. Individuals, Partnerships and Companies proposing to contract as a party to a Joint Venture shall be jointly and severally liable on behalf of the Joint Venture.			
C.2.13.5	The Employer's address for delivery of tender offers and identification details to be shown on each tender offer package are as per T1.1 Tender Notice and Invitation to Tender . A Open Procedure will be followed			
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0.2.15	The closing time for submission of tender offers is as per T1.1 Tender Notice and Invitation to Tender.			
C.2.16	The tender offer validity period is as per T1.1 Tender Notice and Invitation to Tender.			
C.2.17	Sub-clause C2.17 does not preclude the negotiation of the final terms of the contract with the preferred tenderer, following a competitive selection process, should the Employer elect to do so and provided that the competitive position of the preferred tenderer is not affected.			
	The tenderer is to submit the Priced Bills of Quantities with the Returnable's at the closing of the tender.			
	The tenderer must submit to the Employer, names of all management and supervisory staff that will be employed to supervise the labour-intensive portion of the works together with satisfactory evidence that			
C.2.19	Access shall be provided for inspections, tests and analysis as may be required by the Employer.			
C.2.22	Tenderers do not have to return all retained tender documents within 28 days after expiry of the Tender validity period.			
	Tenderers are to refer to List of Returnable Schedules and Scope of Works to establish what is required to be submitted with this tender.			
C.3.4	The location for opening of the tender offers, immediately after the closing time thereof shall be at: Department of Health Kzn, Central Supply Chain Management Directorate, 310 Jabu Ndlovu Street, Pietermaritzburg, 3201 at the time indicated on T1.1 Notice & Invitation to Bid.			

The employer must determine, on opening and before detailed valuation, whether each Tender offer properly C.3.8 received: a) complies with the requirements of the Conditions of Tender. b) has been properly and fully completed and signed, and c) is responsive to the other requirements of the Tender documents. A responsive tender is one that conforms to all the terms, conditions and specifications of the tender documents without material deviation or qualification. A material deviation or qualification is one which, in the Employer's opinion, would: a) detrimentally affect the scope, quality, or performance of the Works, services or supply identified in the Scope of Work or b) significantly change the Employers or the Tenderers risks and responsibilities under the contract, c) affect the competitive position of other Tenderers presenting responsive tenders, if it were to be Reject a non-responsive tender offer, and not allow it to be subsequently made responsive by correction or withdrawal of the non-conforming deviation or reservation. C.3.13 Tender offers will only be accepted if: Tenderers must be registered on Government's Central Supplier Database (CSD) and include their master registration number (MAAA number) on the cover page of the tender document in order to enable the institution to verify the tenderers tax status on the CSD the Tenderer is registered with the Construction Industry Development Board in an appropriate contractor grading designation is required for this tender and the Tenderder has submitted a CIDB certificate of registration which clearly indicates the status "Active" the Tenderer is not in arrears for more than 3 months with municipal rates and taxes and municipal (c) services charges. the Tenderer has completed the Compulsory Enterprise Questionnaire and there are no conflicts of (d) interest which may impact on the Tenderder's ability to perform to the contract in the best interests of the employer or potentially compromise the Tender process. the tenderer or any of its directors is not listed on the Register of Tender Defaulters in terms of the (e) Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004) as a person prohibited from doing business with the public sector; and (f) the Tenderer has not: abused the Employer's Supply Chain Management System; or i) ii) failed to perform on any previous contract and has been given a written notice to this effect. the Tenderer is registered with: (g) the Unemployment Insurance Fund (UIF); and i) ii) the Workmen's Compensation Fund (h) the Tenderer submitted Authority to Sign the tender. the Tenderer submitted Financial standing & other resources of Business Declaration. (i) the Tenderer submitted Equipment Schedules, if applicable. (i) the Tenderer signed the Form of Offer that is part of the Form of Offer and Acceptance. (k)the Tenderer submitted Preference Certificate, if applicable. (l) (m) the Tenderer submit Final Summary of Bill of Quantities at tender closing. the Tenderer submitted Declaration of Interest. (n) the Tenderer submitted Site Inspection Certificate from the Compulsory Briefing Meeting (0) All information required to assess 'Functionality" as per Tender Data scheduled requirements Providing the form of offer and acceptance does not contain any qualifying statements, it will constitute the formation of a contract between the employer and the successful Tenderder as described in the form of offer and acceptance. C.3.15 Tenderers are informed that any formal dispute shall be resolved by being referred to Arbitration only. C.3.17 Provide to the successful Tenderder one copy of the signed contract document and one copy of an unpriced bills of quantities



T1.3 - Annexure C - Standard Conditions of Tender

T1.3 - Annexure C - Standard Conditions of Tender

Note: Where this document refers to Bid or Bidder it shall be read as tender or tenderer

C.1 General

C.1.1 Actions

- C.1.1.1 The employer and each tenderer submitting a tender offer shall comply with these conditions of tender. In their dealings with each other, they shall discharge their duties and obligations as set out in F.2 and F.3, timeously and with integrity, and behave equitably, honestly and transparently and comply with all legal obligations and not engage in anticompetitive practices.
- C.1.1.2 The employer and the tenderer and all their agents and employees involved in the tender process shall avoid conflicts of interest and where a conflict of interest is perceived or known, declare any such conflict of interest, indicating the nature of such conflict. Tenderer's shall declare any potential conflict of interest in their tender submissions. Employees, agents and advisors of the employer shall declare any conflict of interest to whoever is responsible for overseeing the procurement process or as soon as they become aware of such conflict, and abstain from any decisions where such conflict exists or recuse themselves from the procurement process, as appropriate.
 - Note: 1)

 A conflict of interest may arise due to a conflict of roles which might provide an incentive for improper acts in some circumstances. A conflict of interest can create an appearance of impropriety that can undermine confidence in the ability of that person to act properly in his or her position even if no improper acts result.
 - 2) Conflicts of interest in respect of those engaged in the procurement process include direct, indirect or family interests in the tender or outcome of the procurement process and any personal bias, inclination, obligation, allegiance or loyalty which would in any way affect any decisions taken.
- C.1.1.3 The employer shall not seek and the tenderer shall not submit a tender without having a firm intention and the capacity to proceed with the contract.

C.1.2 Tender Documents

The documents issued by the employer for the purpose of a tender offer are listed in the tender data.

C.1.3 Interpretation

- **C.1.3.1** The **tender data** and additional requirements contained in the tender schedules that are included in the returnable documents are deemed to be part of these conditions of tender.
- **C.1.3.2** These conditions of tender, the **tender data** and tender schedules which are required for tender evaluation purposes, shall form part of any contract arising from the invitation to tender.
- C.1.3.3 For the purposes of these conditions of tender, the following definitions apply:
 - a) conflict of interest means any situation in which:
 - i) someone in a position of trust has competing professional or personal interests which make it difficult to fulfil his or her duties impartially;
 - ii) an individual or tenderer is in a position to exploit a professional or official capacity in some way for their personal or corporate benefit; or
 - iii) incompatibility or contradictory interests exist between an employee and the tenderer who employs that employee.
 - b) **comparative offer** means the price after the factors of a non-firm price and all unconditional discounts it can be utilised to have been taken into consideration;
 - c) **corrupt practice** means the offering, giving, receiving or soliciting of anything of value to influence the action of the employer or his staff or agents in the tender process;
 - d) **fraudulent practice** means the misrepresentation of the facts in order to influence the tender process or the award of a contract arising from a tender offer to the detriment of the employer, including collusive practices intended to establish prices at artificial levels.

C.1.4 Communication and employer's agent

Each communication between the employer and a tenderer shall be to or from the employer's agent only, and in a form that can be read, copied and recorded. Communication shall be in the English language. The employer shall not take any responsibility for non-receipt of communications from or by a tenderer. The name and contact details of the employer's agent are stated in the **tender data**.

C.1.5 Cancellation and Re-Invitation of Tenders

C.1.5.1 An employer may, prior to the award of the tender, cancel a tender if-

- a) due to changed circumstances, there is no longer a need for the engineering and construction works specified in the inviteation;
- b) funds are no longer available to cover the total envisaged expenditure; or
- c) no acceptable tenders are received.
- d) there is a material irregularity in the tender process.
- C.1.5.2 The decision to cancel a tender invitation must be published in the same manner in which the original tender invitation was advertised.
- **C.1.5.3** An Employer may only with the prior approval of the relevant treasury cancel a tender invitation for the second time.

C.1.6 Procurement procedures

C.1.6.1 General

Unless otherwise stated in the **tender data**, a contract will, subject to F.3.13, be concluded with the tenderer who in terms of F.3.11 is the highest ranked or the tenderer scoring the highest number of tender evaluation points, as relevant, based on the tender submissions that are received at the closing time for tenders.

C.1.6.2 Competitive negotiation procedure

C.1.6.2.1

Where the **tender data** requires that the competitive negotiation procedure is to be followed, tenderers shall submit tender offers in response to the proposed contract in the first round of submissions. Notwithstanding the requirements of F.3.4, the employer shall announce only the names of the tenderers who make a submission. The requirements of F.3.8 relating to the material deviations or qualifications which affect the competitive position of tenderers shall not apply.

C.1.6.2.2

All responsive tenderers, or at least a minimum of not less than three responsive tenderers that are highest ranked in terms of the evaluation criteria stated in the **tender data**, shall be invited to enter into competitive negotiations based on the principle of equal treatment, keeping confidential the proposed solutions and associated information. Notwithstanding the provisions of C.2.17, the employer may request that tenders be clarified, specified and fine-tuned in order to improve a tenderer's competitive position provided that such clarification, specification, fine-tuning or additional information does not alter any fundamental aspects of the offers or impose substantial new requirements which restrict or distort competition or have a discriminatory effect.

C.1.6.2.3

At the conclusion of each round of negotiations, tenderers shall be invited by the employer to revise their tender offer based on the same evaluation criteria, with or without adjusted weightings. Tenderers shall be advised when they are to submit their best and final offer.

C.1.6.2.4

The contract shall be awarded in accordance with the provisions of C.3.11 and C.3.13 after tenderers have been requested to submit their best and final offer.

C.1.6.3 Proposal procedure using the two stage-system

C.1.6.3.1

Option 1

Tenderers shall in the first stage submit technical proposals and, if required, cost parameters around which a contract may be negotiated. The employer shall evaluate each responsive submission in terms of the method of evaluation stated in the **tender data**, and in the second stage negotiate a contract with the tenderer scoring the highest number of evaluation points and award the contract in terms of these conditions of tender.

F.1.6.3.2

Option 2

- C.1.6.3.2.1 Tenderers shall submit in the first stage only technical proposals. The employer shall invite all responsive tenderes to submit tender offers in the second stage, following the issuing of procurement documents.
- C.1.6.3.2.2 The employer shall evaluate tenders received during the second stage in terms of the method of evaluation stated in the **tender data**, and award the contract in terms of these conditions of tender.

C.2 Tenderer's obligations

C.2.1 Eligibility

- **C.2.1.1** Submit a tender offer only if the tenderer satisfies the criteria stated in the **tender data** and the tenderer, or any of his principals, is not under any restriction to do business with employer.
- C.2.1.2 Notify the employer of any proposed material change in the capabilities or formation of the tendering entity (or both) or any other criteria which formed part of the qualifying requirements used by the employer as the basis in a prior process to invite the tenderer to submit a tender offer and obtain the employer's written approval to do so prior to the closing time for tenders.

C.2.2 Cost of tendering

- **C.2.2.1** Accept that, unless otherwise stated in the **tender data**, the employer will not compensate the tenderer for any costs incurred in the preparation and submission of a tender offer, including the costs of any testing necessary to demonstrate that aspects of the offer complies with requirements.
- C.2.2.2 The cost of the tender documents charged by the employer shall be limited to the actual cost incurred by the employer for printing the documents. Employers must attempt to make available the tender documents on its website so as not to incur any costs pertaining to the printing of the tender documents.

C.2.3 Check documents

Check the tender documents on receipt for completeness and notify the employer of any discrepancy or omission.

C.2.4 Confidentiality and copyright of documents

Treat as confidential all matters arising in connection with the tender. Use and copy the documents issued by the employer only for the purpose of preparing and submitting a tender offer in response to the invitation.

C.2.5 Reference documents

Obtain, as necessary for submitting a tender offer, copies of the latest versions of standards, specifications, conditions of contract and other publications, which are not attached but which are incorporated into the tender documents by reference.

C.2.6 Acknowledge addenda

Acknowledge receipt of addenda to the tender documents, which the employer may issue, and if necessary apply for an extension to the closing time stated in the **tender data**, in order to take the addenda into account.

C.2.7 Clarification meeting

Attend, where required, a clarification meeting at which tenderers may familiarize themselves with aspects of the proposed work, services or supply and raise questions. Details of the meeting(s) are stated in the **tender data**.

C.2.8 Seek clarification

Request clarification of the tender documents, if necessary, by notifying the employer at least five (5) working days before the closing time stated in the **tender data**.

C.2.9 Insurance

Be aware that the extent of insurance to be provided by the employer (if any) might not be for the full cover required in terms of the conditions of contract identified in the **contract data**. The tenderer is advised to seek qualified advice regarding insurance.

C.2.10 Pricing the tender offer

- C.2.10.1 Include in the rates, prices, and the tendered total of the prices (if any) all duties, taxes (except Value Added Tax (VAT)), and other levies payable by the successful tenderer, such duties, taxes and levies being those applicable 14 days before the closing time stated in the tender data.
- C.2.10.2 Show VAT payable by the employer separately as an addition to the tendered total of the prices.
- **C.2.10.3** Provide rates and prices that are fixed for the duration of the contract and not subject to adjustment except as provided for in the conditions of contract identified in the **contract data**.
- **C.2.10.4** State the rates and prices in Rand unless instructed otherwise in the **tender data**. The conditions of contract identified in the contract data may provide for part payment in other currencies.

C.2.11 Alterations to documents

Do not make any alterations or additions to the tender documents, except to comply with instructions issued by the employer, or necessary to correct errors made by the tenderer. All signatories to the tender offer shall initial all such alterations.

C.2.12 Alternative tender offers

- C.2.12.1 Unless otherwise stated in the tender data, submit alternative tender offers only if a main tender offer, strictly in accordance with all the requirements of the tender documents, is also submitted as well as a schedule that compares the requirements of the tender documents with the alternative requirements that are proposed.
- **C.2.12.2** Accept that an alternative tender offer must be based only on the criteria stated in the **tender data** or criteria otherwise acceptable to the employer.
- C.2.12.3 An alternative tender offer must only be considered if the main tender offer is the winning tender.

C.2.13 Submitting a tender offer

- C.2.13.1 Submit one tender offer only, either as single tendering entity or as a member in a joint venture to provide the whole of the works, services or supply identified in the contract data and described in the scope of works, unless stated otherwise in the tender data.
- **C.2.13.2** Return all returnable documents to the employer after completing them in their entirety, either electronically (if they were issued in electronic format) or by writing legibly in non-erasable ink.
- C.2.13.3 Submit the parts of the tender offer communicated on paper as an original plus the number of copies stated in the tender data, with an English translation of any documentation in a language other than English, and the parts communicated electronically in the same format as they were issued by the employer.
- **C.2.13.4** Sign the original and all copies of the tender offer where required in terms of the **tender data**. The employer will hold all authorized signatories liable on behalf of the tenderer. Signatories for tenderers proposing to contract as joint ventures shall state which of the signatories is the lead partner whom the employer shall hold liable for the purpose of the tender offer.

- C.2.13.5 Seal the original and each copy of the tender offer as separate packages marking the packages as "ORIGINAL" and "COPY". Each package shall state on the outside the employer's address and identification details stated in the tender data, as well as the tenderer's name and contact address.
- C.2.13.6 Where a two-envelope system is required in terms of the tender data, place and seal the returnable documents listed in the tender data in an envelope marked "financial proposal" and place the remaining returnable documents in an envelope marked "technical proposal". Each envelope shall state on the outside the employer's address and identification details stated in the tender data, as well as the tenderer's name and contact address.
- C.2.13.7 Seal the original tender offer and copy packages together in an outer package that states on the outside only the employer's address and identification details as stated in the tender data.
- C.2.13.8 Accept that the employer will not assume any responsibility for the misplacement or premature opening of the tender offer if the outer package is not sealed and marked as stated.
- **C.2.13.9** Accept that tender offers submitted by facsimile or e-mail will be rejected by the employer, unless stated otherwise in the **tender data**.

C.2.14 Information and data to be completed in all respects

Accept that tender offers, which do not provide all the data or information requested completely and in the form required, may be regarded by the employer as non-responsive.

C.2.15 Closing time

- **C.2.15.1** Ensure that the employer receives the tender offer at the address specified in the **tender data** not later than the closing time stated in the tender data. Accept that proof of posting shall not be accepted as proof of delivery.
- **C.2.15.2** Accept that, if the employer extends the closing time stated in the **tender data** for any reason, the requirements of these conditions of tender apply equally to the extended deadline.

C.2.16 Tender offer validity

- **C.2.16.1** Hold the tender offer(s) valid for acceptance by the employer at any time during the validity period stated in the **tender data** after the closing time stated in the **tender data**.
- **C.2.16.2** If requested by the employer, consider extending the validity period stated in the **tender data** for an agreed additional period with or without any conditions attached to such extension.
- C.2.16.3 Accept that a tender submission that has been submitted to the employer may only be withdrawn or substitutes by giving the employer's agent written notice before the closing time for tenders that a tender is to be withdrawn or substituted. If the validity period lapses before the employer evaluating the tender offer(s), the contractor reserves the right to review the price based on Consumer Price Index (CPI)
- **C.2.16.4** Where a tender submission is to be substituted, a tenderer must submit a substitute tender in accordance with the requirements of C.2.13 with the packages clearly marked as "SUBSTITUTE".

C.2.17 Clarification of tender offer after submission

Provide clarification of a tender offer in response to a request to do so from the employer during the evaluation of tender offers. This may include providing a breakdown of rates or prices and correction of arithmetical errors by the adjustment of certain rates or item prices (or both). No change in the competitive position of tenderers or substance of the tender offer is sought, offered, or permitted.

Note: Sub-clause C.2.17 does not preclude the negotiation of the final terms of the contract with a preferred tenderer following a competitive selection process, should the Employer elect to do so.

C.2.18 Provide other material

- C.2.18.1 Provide, on request by the employer, any other material that has a bearing on the tender offer, the tenderer's commercial position (including notarized joint venture agreements), preferencing arrangements, or samples of materials, considered necessary by the employer for the purpose of a full and fair risk assessment. Should the tenderer not provide the material, or a satisfactory reason as to why it cannot be provided, by the time for submission stated in the employers request, the employer may regard the tender offer as non-responsive.
- C.2.18.2 Dispose of samples of materials provided for evaluation by the employer, where required.

C.2.19 Inspections, tests and analysis

Provide access during working hours to premises for inspections, tests and analysis as provided for in the tender data.

C.2.20 Submit securities, bonds and policies

If requested, submit for the employer's acceptance before formation of the contract, all securities, bonds, guarantees, policies and certificates of insurance required in terms of the conditions of contract identified in the **contract data**.

C.2.21 Check final draft

Check the final draft of the contract provided by the employer within the time available for the employer to issue the contract.

C.2.22 Return of other tender documents

If so instructed by the employer, return all retained tender documents within 28 days after the expiry of the validity period stated in the **tender data**.

C.2.23 Certificates

Include in the tender submission or provide the employer with any certificates as stated in the tender data.

C.3 The employer's undertakings

C.3.1 Respond to request from the tenderer

- C.3.1.1 Unless otherwise stated in the tender data, respond to a request for clarification received up to five
 (5) working days before the tender closing time stated in the tender data and notify all tenderers who collected tender documents.
- C.3.1.2 Consider any request to make a material change in the capabilities or formation of the tendering entity (or both) or any other criteria which formed part of the qualifying requirements used to prequalify a tenderer to submit a tender offer in terms of a previous procurement process and deny any such request if as a consequence:
 - a) an individual firm, or a joint venture as a whole, or any individual member of the joint venture fails to meet any of the collective or individual qualifying requirements;
 - b) the new partners to a joint venture were not prequalified in the first instance, either as individual firms or as another joint venture; or
 - c) in the opinion of the Employer, acceptance of the material change would compromise the outcome of the prequalification process.

C.3.2 Issue Addenda

If necessary, issue addenda that may amend or amplify the tender documents to each tenderer during the period from the date that tender documents are available until three (3) days before the tender closing time stated in the **tender data**. If, as a result a tenderer applies for an extension to the closing time stated in the **tender data**, the Employer may grant such extension and, shall then notify all tenderers who collected tender documents.

C.3.3 Return late tender offers

Return tender offers received after the closing time stated in the **tender data**, unopened, (unless it is necessary to open a tender submission to obtain a forwarding address), to the tenderer concerned.

C.3.4 Opening of tender submissions

- C.3.4.1 Unless the two-envelope system is to be followed, open valid tender submissions in the presence of tenderers' agents who choose to attend at the time and place stated in the tender data. Tender submissions for which acceptable reasons for withdrawal have been submitted will not be opened.
- **C.3.4.2** Announce at the meeting held immediately after the opening of tender submissions, at a venue indicated in the **tender data**, the name of each tenderer whose tender offer is opened and, where applicable, the total of his prices, number of points claimed for its BBBEE status level and time for completion for the main tender offer only.
- C.3.4.3 Make available the record outlined in C.3.4.2 to all interested persons upon request.

C.3.5 Two-envelope system

- C.3.5.1 Where stated in the tender data that a two-envelope system is to be followed, open only the technical proposal of valid tenders in the presence of tenderer's' agents who choose to attend at the time and place stated in the tender data and announce the name of each tenderer whose technical proposal is opened.
- C.3.5.2 Evaluate the functionality of the technical proposals offered by tenderers, then advise tenderers who remain in contention for the award of the contract of the time and place when the financial proposals will be opened. Open only the financial proposals of tenderers, who score in the functionality evaluation more than the minimum number of points for functionality stated in the **tender data**, and announce the score obtained for the technical proposals and the total price and any points claimed on BBBEE status level. Return unopened financial proposals to tenderers whose technical proposals failed to achieve the minimum number of points for functionality.

C.3.6 Non-disclosure

Not disclose to tenderers, or to any other person not officially concerned with such processes, information relating to the evaluation and comparison of tender offers, the final evaluation price and recommendations for the award of a contract, until after the award of the contract to the successful tenderer.

C.3.7 Grounds for rejection and disqualification

Determine whether there has been any effort by a tenderer to influence the processing of tender offers and instantly disqualify a tenderer (and his tender offer) if it is established that he engaged in corrupt or fraudulent practices.

C.3.8 Test for responsiveness

- **C.3.8.1** Determine, after opening and before detailed evaluation, whether each tender offer properly received:
 - a) complies with the requirements of these Conditions of Tender,
 - b) has been properly and fully completed and signed, and
 - is responsive to the other requirements of the tender documents.
- **C.3.8.2** A responsive tender is one that conforms to all the terms, conditions, and specifications of the tender documents without material deviation or qualification. A material deviation or qualification is one which, in the Employer's opinion, would:
 - a) detrimentally affect the scope, quality, or performance of the works, services or supply identified in the Scope of Work,
 - b) significantly change the Employer's or the tenderer's risks and responsibilities under the contract, or
 - affect the competitive position of other tenderers presenting responsive tenders, if it were to be rectified.

Reject a non-responsive tender offer, and not allow it to be subsequently made responsive by correction or withdrawal of the non-conforming deviation or reservation.

C.3.9 Arithmetical errors, omissions and discrepancies

- C.3.9.1 Check Responsive tenders for discrepancies between amounts in words and amounts in figures. Where there is a discrepancy between the amounts in figures and the amount in words, the amount in words shall govern.
- **C.3.9.2** Check the highest ranked tender or tenderer with the highest number of tender evaluation points after the evaluation of tender offers in accordance with F.3.11 for:
 - a) the gross misplacement of the decimal point in any unit rate;
 - b) omissions made in completing the pricing schedule or bills of quantities; or
 - c) arithmetic errors in:
 - i) line items totals resulting from the product of a unit rate and a quantity in bills of quantities or schedules of prices; or
 - ii) the summation of the prices.
- **C.3.9.3** Notify the tenderer of all errors or omissions that are identified in the tender offer and either confirm the tender offer as tendered of accept the corrected total of prices
- C.3.9.4 Where the tenderer elects to confirm the tender offer as tendered, correct the errors as follows:
 - a) If bills of quantities or pricing schedules apply and there is an error in the line item total resulting from the product of the unit rate and the quantity, the line item total shall govern and the rate shall be corrected. Where there is an obviously gross misplacement of the decimal point in the unit rate, the line item total as quoted shall govern, and the unit rate shall be corrected.
 - b) Where there is an error in the total of the prices either as a result of other corrections required by this checking process or in the tenderer's addition of prices, the total of the prices shall govern and the tenderer will be asked to revise selected item prices (and their rates if bills of quantities apply) to achieve the tendered total of the prices.

C.3.10 Clarification of a tender offer

Obtain clarification from a tenderer on any matter that could give rise to ambiguity in a contract arising from the tender offer.

C.3.11 Evaluation of tender offers

The Standard Conditions of Tender standardize the procurement processes, methods and procedures from the time that tenders are invited to the time that a contract is awarded. They are generic in nature and are made project specific through choices that are made in developing the Tender Data associated with a specific project.

Conditions of tender are by definition the document that establishes a tenderer's obligations in submitting a tender and the employer's undertakings in soliciting and evaluating tender offers. Such conditions establish the rules from the time a tender is advertised to the time that a contract is awarded and require employers to conduct the process of offer and acceptance in terms of a set of standard procedures

Requirement	Qualitative interpretation of goal
Fair	The process of offer and acceptance is conducted impartially without bias, providing simultaneous and timel access to participating parties to the same information.
Equitable	Terms and conditions for performing the work do not unfairly prejudice the interests of the parties.
Transparent	The only grounds for not awarding a contract to a tenderer who satisfies all requirements are restrictions from doing business with the employer, lack of capability or capacity, legal impediments and conflicts of interest
Competitive	The system provides for appropriate levels of competition to ensure cost effective and best value outcomes
Cost effective	The processes procedures and methods are standardized with sufficient flexibility to attain best value outcomes in respect of quality, timing and price, and least resources to effectively manage and control procurement processes

The activities associated with evaluating tender offers are as follows:

- a) Open and record tender offers received
- b) Determine whether or not tender offers are complete
- c) Determine whether or not tender offers are responsive
- d) Evaluate tender offers
- e) Determine if there are any grounds for disqualification
- f) Determine acceptability of preferred tenderer
- g) Prepare a tender evaluation report
- h) Confirm the recommendation contained in the tender evaluation report

C.3.11.1 General

The employer must appoint an evaluation panel of not less than three persons conversant with the proposed scope of works to evaluate each responsive tender offer using the tender evaluation methods and associated evaluation criteria and weightings that are specified in the tender data.



PART T2 - RETURNABLE DOCUMENTS

T2.1 LIST OF RETURNABLE DOCUMENTS

Project title:	MADADENI PROVINCIAL HOSPITAL UPO ACCOMMODATION	GRADE TO STUI	DENT
Project Manager:	Ms Lindelwa Madonsela	Tender no:	ZNB 5002/2022-H

1. RETURNABLE SCHEDULES REQUIRED FOR TENDER EVALUATION PURPOSES

(Tenderer to Insert a tick ($\sqrt{}$) in the "Returnable document" column to check which documents he/she returned with the tender)

Tender document name		Returnable document	
Declaration of Interest - SBD 4	Yes		
Authority to Sign Tender	Yes		
Authority for Consortia or Joint Venture's to Sign Tender	Yes		
Special Resolution of Consortia or Joint Venture's	Yes		
Schedule of Proposed Sub-Contractors	Yes		
Joint Venture Involvement Declaration	Yes		
Capacity of Tenderer	Yes		
Annual Financial Statement for past financial year	Yes		
Site Inspection Certificate as proof for attendance of compulsory briefing meeting	Yes		
Preference Certificate	Yes		
Compulsory Enterprise Questionnaire.	Yes		
Financial Standing and other resources of Business Declaration	Yes		
Contractor's Safety, Health and Environmental Declaration.	Yes		
Complete Priced Bill of Quantities	Yes		
Certificate of Independent Tender Determination - SBD 9 (NOT APPLICABLE)	No	N/A	
Certified Proof of CIDB Registration Number	Yes		
Contract Form - Purchase of Goods/Works - Part 1	Yes		
Contract Form - Purchase of Goods/Works - Part 2	Yes		
Functionality Criteria	Yes		
nvitation to Tender - SBD 1	Yes		

2. RETURNABLE SCHEDULES REQUIRED FOR TENDER EVALUATION PURPOSES BUT TO BE SUPPLIED BY THE TENDERER

(Tenderer to Insert a tick ($\sqrt{}$) in the "Returnable document" column to check which documents he/she returned with the tender)

Tender document name		Returnable document	
Tax Compliance Status (TCS) PIN to verify on line Compliance Supplier Status via e-Filing	Yes		
Certified Proof of Good Standing with the Compensation Commissioner (Attach)	Yes		
Proof of payment of Tender deposit	Yes		
Certified Proof of Paid Municipal Rates and Taxes (Attach)	Yes		
Certified Proof of UIF Registration (Not Applicable)	No	N/A	
Certified Proof of Registration Number on the Central Suppliers Database	Yes		
Annual Financial Statement for past financial year	Yes		
Entire tender document including returnable and supporting documents, scanned as PDF onto a CD, clearly marked with the Tender information.	Yes		

3. RETURNABLE SCHEDULES THAT WILL BE INCORPORATED INTO THE CONTRACT

(Tenderder to Insert a tick (N) in the "Returnable document" column to check which documents he/she returned with the Tender)

Tender document name	Returnable document	
Form of Offer and Acceptance (Bound into Section 1 of 2)	Yes	
Record of Addenda to Tender Documents	Yes	
Particulars of Electrical Contractor	Yes	
Equipment Schedules-Mechanical / Electrical / Security Material	Yes	
Schedule of Imported Materials and Equipment	Yes	
Confirm Receipt of Offer and Acceptance	Yes	

4. OTHER DOCUMENTS THAT WILL BE INCORPORATED INTO THE CONTRACT

(Tenderder to Insert a tick (√) in the "Returnable document" column to check which documents he/she returned with the Tender)

Tender document name	Returnable document	
Bill of Quantities	Yes	
Form of Guarantee	Yes	
Declaration of Tenderders Past SCM Practices - SBD 8 (NOT APPLICABLE)	No	N/A
List of Drawings/Annexure's	Yes	
The National Industrial Participation Programme	Yes	
Required Structure of Contractor's detailed OHSE Plan	Yes	
Client's specific requirements for the Contractor's detailed OHSE Plan	Yes	
Base line Risk Assessment	Yes	
Declaration Certificate for local production and content for designated sectors - SBD 6.2	Yes	

5. DOCUMENTS REQUIRED FOR THE EVALUATION OF FUNCTIONALITY

(Tenderder to Insert a tick (√) in the "Returnable document" column to check which documents he/she returned with the Tender)

Tender document name		rnable
Proof of working capital of at least 10% of project value	Yes	
Letters of credit reference from suppliers and credit limits to be stipulated with supporting documents	Yes	
nnual/Audited Financial Statement/Management Account/income and Expenditure Statements	No	N/A
Detailed schedule of resources at all levels	Yes	
Schedule of years of experience on similar projects	Yes	
Schedule of experience on projects of similar value and duration (Past 5 years) – letters of award to be attached and practical completion certificate for all work completed in the preceding 5 years	Yes	
Demonstrated ability to work on an accelerated programme	Yes	
Experience in projects that have operational challenges i.e. public interface	Yes	
Submission of a detailed organogram	Yes	
All key project resources have more than (5) years' experience in the construction industry. All key project resources have experience in projects of a similar value and nature	Yes	
Detailed CV. Traceable reference. Certificates of qualified professionals in their full employment to be attached.	Yes	
Detailed CV of each team member (Category) and Traceable references to be detailed	Yes	
All key project resources are dedicated full time for the duration of the project including proof of UIF contributions	Yes	

Tenderer to demonstrate key/resource deployment over the various work package	Yes	
Letter from a registered financial institution confirming intention to issue a provision of a guarantee	Yes	
Site establishment indicating proposed layout for all prescribed facilities, hoarding, etc.	Yes	
Resourcing strategy for the various work breakdown structures including resource deployment plan (PS)	Yes	
Material storage, handling and distribution	Yes	
Productivity, programming, resource investment, progress tracking, corrective action plans, etc.	Yes	
Working Programme detailing on the sequence of works and indicating milestones	Yes	
OHS Management, compliance and reporting	Yes	
Quality Assuarance indicating how quality of works, reporting, filing and site document control will be maintained	Yes	
Queries and information required approach	Yes	
Procurement of outsourced resources e.g. sub-contractors	Yes	
Tenderer's proof of business address	Yes	
Methodology Statement indicating how works will be exucuted	Yes	
Programme and progress reporting, including tracking of long lead procurement items	Yes	
	No	N/A
	No	N/A
	No	N/A

T2.2 AUTHORITY TO SIGN TENDER		
RESOLUTION of a meeting of the Board of *Directors / Members / Par	tners of:	
(Legally correct full name and registration number, if applicable, of the Enterprise)		
held at (town):	on (date):	
RESOLVED that:		
1. The Enterprise submits a Tender to the KZN Department of Health	in respect of the following project:	

Tender Number: ZNB 5002/2022-H		
2. *Mr./Mrs./Ms:		
in *his/her capacity a	s:	(Position in the Enterprise)
and who will sign as follo	ows:	(Authorised Signatory)

be, and is hereby, authorised to sign the Tender, and any and all other documents and/or correspondence in connection with and relating to this Tender, as well as to sign any Contract, and any and all documentation, resulting from the award of the Tender to the Enterprise mentioned above.

	Name	Capacity	Signature
1			
2			
3			
4			
5			
6			
7			
8			

Note: 1. * Delete which is not applicable. 2. NB. This resolution / Power of Attorney must be signed by all the Directors / Members / Partners of the Legal Tendering Enterprise authorising the Representative to make this Offer. 3. Should the number of Directors / Members/Partners exceed the space available above, additional names and signatures must be supplied on a separate page. 4. In the case of the tendering Enterprise being a Close Corporation, a certified copy of the Founding Statement of such corporation must be attached to this tender.

T2.3 AUTHORITY FOR CONSORTIA OR JOINT VENTURES TO SIGN TENDER

RI	RESOLUTION of a meeting of the Board of *Directors / Members / Partners of:			
(Le	egally correct full name and re	gistration number, if applicable, of the Enterprise)		
he	eld at (town):	on (date):		
RI	ESOLVED that:			
1.	The Enterprise submits	s a Tender, in consortium/Joint Venture with the following Enterprise	es:	
	(List all the legally correct full name	es and registration numbers, if applicable, of the Enterprises forming the Consortium/Joint Venture)		
	to the Department of H	ealth in respect of the following project:		
	MADADENI PROVINC	IAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION		
	Tender Number:	ZNB 5002/2022-H		
2.	* Mr. / Mrs. / Ms.:		in	
	*his/her Capacity as:		(Position in the Enterprise)	
	above, and any and	llows: thorised to sign a consortium/joint venture agreement with the partial all other documents and/or correspondence in connection e, in respect of the project described under item 1 above.		
3.	3. The Enterprise accepts joint and several liability with the parties listed under item 1 above for the due fulfilment of the obligations of the joint venture deriving from, and in any way connected with, the Contract to be entered into with the Department in respect of the project described under item 1 above.			
4. The Enterprise chooses as its <i>domicilium citandi et executandi</i> for all purposes arising from this joint vagreement and the Contract with the Department in respect of the project under item 1 above:				
	Physical address:			
	D. I.I.A.I.I.		(Postal Code)	
	Postal Address:			
			(Postal Code)	

Telephone number:	(Dialling Code followed by num	ber)		
Fax number:	(Dialling Code followed by num	ber)		
Email Address:				
*BOARI	O OF DIRECTORS / MEMBI	ERS / PARTNERS in	Consortium	of Joint Venture
	Name	Capacit	у	Signature
1		·		
2				
3				
4				
5				
1 7				
8				
9				
10		i e		
11				
12			-	
13				
14				
[15]				
Note:		ENTERPRISE STAMP (If Any)		
1. * Delete which is not applicable. 2. NB. This resolution / Power of Attorney must be signed by all the Directors / Members / Partners of the Tendering Enterprise.				
Should the number of Directors / Members/Partners exceed the space available above, additional names and signatures must be supplied on a separate page.				
Deemed to satisfy joint venture Grading 2 + Grading 2 + Grading 3 + Grading 3 + Grading 4 + Grading 4 + Grading 4 + Grading 5 + Grading 5 + Grading 5 + Grading 6 + Grading 6 + Grading 6 + Grading 6 + Grading 7 + Grading 7 + Grading 7 + Grading 8	ding 2 ding 3 ding 3 ding 4 ding 5 ding 7	Designation = 3 = 4 = 5 = 5 = 6 = 6 = 7 = 7 = 8 = 9	shall complete	no envisage entering into a Joint Venture a submit a Joint Venture Agreement (see s agreement elsewhere in this document) with this Tender.

T2.4 SPECIAL RESOLUTION OF CONSORTIA OR JOINT VENTURES

con	RESOLUTION of a meeting of the duly authorised represents consortium/joint venture to jointly tender for the project mentithe Enterprises forming a Consortium/Joint Venture)	atives of the following legal entities winned below: (legally correct full names a	ho have entered into a and registration numbers, of		
2.	2.				
3.	3.				
4.	4.				
5	5.				
6.	6.				
7⊚	7.				
8.1	8				
	held at:	(place) on	(date)		
RE	RESOLVED that:				
A.	A. The above-mentioned Enterprises submits a Tender in respect of the following project:	Consortium/Joint Venture to the D	epartment of Health in		
	MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION				
	Tender Number: ZNB 5002/2022-H				
	Project Code: 0				

В.	Mr/Mrs/Ms;	ir				
	*his/her Capacity a	(Position in the Enterprise)				
	connection with a	as follows: 7, authorised to sign the Tender, and any and all other documents and/or correspondence in and relating to the Tender, as well as to sign any Contract, and any and all documentation award of the Tender to the Enterprises in Consortium/Joint Venture mentioned above.				
C.		Enterprises constituting the Consortium/Joint Venture, notwithstanding its composition, shall conduct all ness under the name and style of:				
D.	obligations of the	ises to the Consortium/Joint Venture accept joint and several liability for the due fulfilment of the f the Consortium/Joint Venture deriving from, and in any way connected with, the Contract entered into artment in respect of the project described under item A above.				
E.	Any of the Enterprises to the Consortium/Joint Venture intending to terminate the consortium/joint venture agreement, for whatever reason, shall give the Department 30 days written notice of such intention. Notwithstanding such decision to terminate, the Enterprises shall remain jointly and severally liable to the Department for the due fulfilment of the obligations of the Consortium/Joint Venture as mentioned under item labove.					
F.	No Enterprise to the Consortium/Joint venture shall, without the prior written consent of the other Enterprises to the Consortium/Joint Venture and of the Department, cede any of its rights or assign any of its obligations under the consortium/joint Venture and of the Department, cede any of its rights or assign any of its obligations under the consortium/joint venture agreement in relation to the Contract with the Department referred to herein.					
G.		hoose as the <i>domicilium citandi et executandi</i> of the consortium/joint venture for all purposes onsortium/joint venture agreement and the Contract with the Department in respect of the projecte:				
	Physical address:					
		(Postal Code)				
	Postal Address:					
		(Postal Code)				
Telephone number:		(Dialling Code followed by number)				
Fax	number:	(Dialling Code followed by number)				
Ema	ail Address :					

*BOARD OF DIRECTORS / MEMBERS / PARTNERS in Consortium of Joint Venture

	Name	Capacity	Signature
1			
2			
3			
4			Ç4
5			
6			
7			
8			
9			
10			
11			
12	/		
13			
14			
15			

Note:

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

T2.5 JOINT VENTURES INVOLVEMENT DECLARATION								
Project title: MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION								
Tender no:	ZNB 5	002/2022-H	Project Code:					
DECLARATION RE	LATING TO	A TENDER SUBM	ITTED BY A JOINT VENTU	JRE :				
I/We the undersigned tender by Joint Vent			that our respective involve	ement in the Works, of which I/we				
Party No. 1								
С	ENTRAL S	UPPLIERS DATAB/	ASE REGISTRATION NO:					
	TE	NDERERS CIDB R	EGISTRATION NUMBER:					
Name								
Address								
Percentage involven	nent	%						
Party No. 2								
С	ENTRAL S	UPPLIERS DATAB	ASE REGISTRATION NO:					
			EGISTRATION NUMBER:					
Name								
Address								
Percentage involven	nent	%						
Party No. 3								
С	ENTRAL S	UPPLIERS DATAB	ASE REGISTRATION NO:					
	TE	NDERERS CIDB R	EGISTRATION NUMBER:					
Name								
Address								

%

Percentage involvement

Signed - Party No. 1			
I/We (Full Name)			
duly authorised in my capacity as of (Enterprise name): do jointly and severally accept responsibility for the due performance of the Works contained in the above project should such Tender submitted by the Joint Venture be accepted. Signed by Authorised Representative Date NWe (Full Name) duly authorised in my capacity as			
of (Enterprise name):			
		e project	
Signed by Authorised Representative	Date		
Signed - Party No. 2			
I/We (Full Name)			
duly authorised in my capacity as			
of (Enterprise name):			
		e project	
Signed by Authorised Representative	Date		
Signed - Party No. 3			
I/We (Full Name)			
duly authorised in my capacity as			
Of (Enterprise name):			
do jointly and severally accept responsibility for should such tender submitted by the Joint Vent	the due performance of the Works contained in the above ure be accepted.	e project	
Signed by Authorised Representative	Date		

	T2.6 SCHEDULE OF P	ROPOSED SUBCONTRACTORS	TARREST AND A SERVICE
Project title:	MADADENI PROVINCIAL	HOSPITAL UPGRADE TO STUDENT ACCO	OMMODATION
Tender no:	ZNB 5002/2022-H	Project Code:	

We notify you that it is our intention to employ the following Subcontractors for work in this contract. The Subcontractors will all be CIDB registered and their CIDB Registration number shall be submitted below.

If we are awarded a contract we agree that this notification does not change the requirement for us to submit the names of proposed subcontractors in accordance with requirements in the contract for such appointments. If there are no such requirements in the contract, then your written acceptance of this list shall be binding between us.

We confirm that all subcontractors who are contracted to construct a house are registered as home builders with the National Home Builders Registration Council.

No	Name and address of proposed Subcontractor	Nature and extent of work	Year Completed	Value (R):	Contact Tel No:	Previous experience with Subcontractor
1						
	CIDB Registration Number:					
2	9.					
	CIDB Registration Number:					
3						
	CIDB Registration Number:					
4						
	CIDB Registration Number:					
5						
	CIDB Registration Number:					
Nam	e of authorised representative	Signature			Capacity	Date
Nam	e of Enterprise:	<u>* </u>	*			

T2.7 CAPACITY OF TENDERER						
Project title:	MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMO	DATION				
Tender no:	ZNB 5002/2022-H	Project Code:				

- 1. **WORK CAPACITY**: (The Tenderer is requested to furnish the following capacity particulars and to attach additional pages if more space is required. Failure to furnish the particulars may result in the Tender being disregarded.)
 - 1.1. Artisans and Employees: (Artisans and Employees to be ,or are ,employed for this project)

Categories of Employee - Key Personnel (part of Business Enterprise)	Professional Registration No.	Date of Employment	Number
Site Agent			
Project Manager			
Foreman			
Quality Control & Safety Officer-Construction Supervisor			
Artisans			
Unskilled employees			
Others			

1.2. Provide full particulars of the following Assets: (Assets owned and to be hired - Indicate owned assets)

Machinery	Plant	Equipment	Vehicles
			1

1.3.	Workshops:

Address of Main Workshop:	Address of Regional Workshop (If Applicable):
	2

1.4. Other offers submitted at time of this tender for which results are pending:

XW(5550)	- 11 11-	4		-1	4.4	Taxable Maria	90
(Any other	ciient's	tenaer	must	aiso	Dе	inciuded	1

Tender No.	Project Name	Client Name & Contact No.	Value Tendered in R's	Date Tender submitted	Contact Detail
					-

2. PARTICULARS OF THE TENDERERS CURRENT AND PREVIOUSLY COMPLETED COMMITMENTS:

2.1. Current private sector projects: (List the 5 projects closest to the contractor grading designation of this project)

	Z.1. Garrent private	projector (Electrice o projecto electrica del commentar girening ele		
	Project Name		Date of commencement	
1	Place (town)		Contract Amount (R)	
	Reference / Contact person		Contract period	
	Contact Tel_No_		Scheduled date of completion	
	Project Name		Date of commencement	
	Place (town)		Contract Amount (R)	
2	Reference / Contact person		Contract period	
	Contact Tel No		Scheduled date of completion	
	Project Name		Date of commencement	
3	Place (town)		Contract Amount (R)	
3	Reference / Contact person		Contract period	
	Contact Tel. No.		Scheduled date of completion	
	Project Name		Date of commencement	
	Place (town)		Contract Amount (R)	
4	Reference / Contact person		Contract period	
l	Contact Tel. No.		Scheduled date of completion	
	Project Name		Date of commencement	
_	Place (town)		Contract Amount (R)	
5	Reference / Contact person		Contract period	
	Contact Tel. No.		Scheduled date of completion	

2.2. Current Government sector projects: (List the 5 projects closest to the contractor grading designation of this project)

	Project Name	Date of commencement	
4	Place (town)	Contract Amount (R)	
1	Reference / Contact person	Contract period	
	Contact Tel. No.	Scheduled date of completion	
	Project Name	Date of commencement	
0	Place (town)	Contract Amount (R)	
2	Reference / Contact person	Contract period	
	Contact Tel. No.	Scheduled date of completion	
	Project Name	Date of commencement	
2	Place (town)	Contract Amount (R)	
3	Reference / Contact person	Contract period	
	Contact Tel. No.	Scheduled date of completion	
	Project Name	Date of commencement	
	Place (town)	Contract Amount (R)	
4	Reference / Contact person	Contract period	
	Contact Tel. No.	Scheduled date of completion	
T T	Project Name	Date of commencement	
	Place (town)	Contract Amount (R)	
5	Reference / Contact person	Contract period	
	Contact Tel- No-	Scheduled date of completion	

2.3. Previously completed projects: (List the 5 projects closest to the contractor grading designation of this project)

Name of Tenderer

	Project Name	Date of commencement	
1	Place (town)	Contract Amount (R)	
'	Reference / Contact person	Contract period	
	Contact Tel. No.	Date completed	
	Project Name	Date of commencement	
2	Place (town)	Contract Amount (R)	
2	Reference / Contact person	Contract period	
	Contact Tel No.	Date completed	
	Project Name	Date of commencement	
3	Place (town)	Contract Amount (R)	
3	Reference / Contact person	Contract period	
	Contact Tel. No.	Date completed	
	Project Name	Date of commencement	
4	Place (town)	Contract Amount (R)	
4	Reference / Contact person	Contract period	
	Contact Tel. No.	Date completed	
	Project Name	Data of commencement	
5	Place (town)	Contract Amount (R)	
J	Reference / Contact person	Contract period	
	Contact Tel. No.	Date completed	

Signature of authorised representative

Date

T2.8 FIN	IANCIAL STANDING AND DECL	OTHER RESOURCE ARATION	S OF BUSINESS
Project title:	MADADENI PROVINCIA ACCOMMODATION	L HOSPITAL UPGRADE	E TO STUDENT
Tender no:	ZNB 5002/2022-H	Project Code:	

(a) Based on the track record determined on the Minimum Average Annual Turnover coupled to the assessed Works Capabilities of Contracting Enterprises, the Construction Industry Development Board (CIDB) awards Grading Designations and accordingly registers it on the system.

This confirms that a Contractor has, at the time of registration, in the absence of any supply side interventions, sufficient working capital to commence the Works for a single contract and render due performance.

- (b) However, it regularly occurs that a Contractor will at the same time submit tenders for a number of projects that are advertised during an overlapping period. Moreover, the Contractor may be busy with a Contract that is of the registered CIDB Grading Designation (value) or is even attending to a number of smaller valued Contracts.
- (c) It therefore becomes the prerogative of a Tenderer in such instances to prove to the Department that the Enterprise has the capacity in every respect to attend to more than one (1) contract at a time.
- (d) A Tenderer who wishes to be considered for this tender Contract award, over and above other tenders that they have submitted, shall submit when requested by the DoH the necessary proof that:
 - (i) he/she has access to additional finance (inclusive of a PERFORMANCE GUARANTEE BY A REGISTERED FINANCIAL INSTITUTION).
 - (ii) he/she has additional Human Resources available to successfully complete this project.
 - (iii) he/she has adequate Equipment, Plant and Machinery that all of the above can, undoubtedly, be sourced for this tender. (Please submit to the DoH the name and contact details of the supplier if the Tenderer is going to hire Equipment, Plant or Machinery, when requested.)
- (e) Tenderer to submit their latest 12 months audited financial statements with the returnable documents.

I, the undersigned,	
i, the didersigned,	(name of person authorized to sign on behalf of the Tenderer
understand that it is the responsibility of the Te good Financial Standing of the Business to com	nderer to prove and provide when requested by the DoH, evidence of the plete the Contract successfully.
paragraphs (d)(i)(ii) AND (iii) above will not enal	provide when requested by DoH, at least the information as stated in the Evaluation Team to assess the CURRENT financial standing of the tion when requested will, therefore, invalidate the Tender.
·	of Health, as representative of the Provincial Administration of KwaZulu- the Tenderer, jointly and severally, should this declaration and/or any
Duly signed at	on this the day of 201
Full Name of Signatory	Name of Enterprise
Capacity of Signatory	Signature of authorised representative

T2.9 PREFERENCE CERTIFICATE						
Project title:	Project title: MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION					
Tender no:	ZNB 5002/2022-H Project Code:					

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution.

BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to all Tenders:
 - the 80/20 system for requirements with a Rand value of up to R 50 000 000 (all applicable taxes included); and
 - the 90/10 system for requirements with a Rand value above R 50 000 000 (all applicable taxes included).
- 1.2 For this project the 90% preference point system shall be applicable.
- 1.3 Preference points for this Tender shall be awarded for:

(a)	Price points and	90
(b)	Functionality points	60
		150

(c) B-BBEE Status Level of Contribution

1.3.1	PRICE			90			
1.3.2	SPECIFIC CONTRACT PARTICIPATION GOALS						
1.3.3	1.3.3.1 Broad-Based Black Economic Empowerment (B-BBEE)						
		(i)	Level 1	10			
		(ii)	Level 2	9			
		(iii)	Level 3	6			
		(iv)	Level 4	5			
		(v)	Level 5	4			
		(vi)	Level 6	3			
		(vii)	Level 7	2			
i i		(vii)	Level 8	1			
		(vii)	Non-compliant contributor	0			

Total points for Price and B-BBEE Status Level of Contribution must not exceed 100

- 1.4 Failure on the part of a tenderer to fill in and/or to sign this form and <u>submit a B-BBEE Construction Sector Verification Certificate</u> from a Verification Agency accredited by the South African Accreditation System (SANAS) or Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or an Accounting Officer as contemplated in the Close Corporation Act (CCA) together with the tender, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.5 The tenderer shall be a Value Adding Enterprise. A Value Adding Enterprise is defined in the BBBEE Code of good practice as an organisation that is VAT registered and whose net profit before tax summed with its total labour cost exceeds 25% of the value of its total revenue.
- 1.6 The Department 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 Department.

2 GENERAL DEFINITIONS

- 2.1 "All applicable taxes" includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies.
- 2.2 **"B-BBEE"** means broad-based black empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- 2.3 **"B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.4 "proof of B-BBEE status level of contributor" means
 - a) the B-BBEE status level certificate issued by an authorised body or person;
 - 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
- 2.5 **"black designated groups"** has the meaning assigned to it in the codes of good practice issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act.
- 2.6 **"black people"** has the meaning assigned to it in section 1 of the Broad-Based Black Economic Empo
- 2.7 "**Tender**" means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods, works or services, through price quotations, advertised competitive Tenderding process or proposals.
- 2.8 **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act 53 of 2003);
- 2.9 **"co-operative"** means a co-operative registered in terms of section 7 of the Co-Operatives Act, 2005 (Act No 14 of 2005)
- 2.10 "designated group" means
 - a) black designated groups;
 - b) black people;
 - c) women;
 - d) people with disabilities; or
 - e) small enterprises, as defined in section 1 of the National Small Enterprise Act, 1996 (Act No 102 of 1996)
- 2.11 "designated sector" means a sector, sub-sector or industry or product designated in terms of regulation 8(1)(a).

- 2.12 **"Comparative price"** means the price after the factors of a non-firm price and all unconditional discounts that can be utilised have been taken into consideration.
- 2.13 "functionality" means the ability of a tenderer to provide goods or services in accordance with specifi set out in the tender documents.
- 2.14 "Consortium or joint venture" means an association of persons for the purpose of combining their expertise, property, capital, efforts, skills and knowledge in an activity for the execution of a contract.
- 2.15 **"military veteran"** has the meaning assigned to it in section 1 of the Military Veterans Act, 2011 (Act No 18 of 2011).
- 2.16 "Contract" means the agreement that results from the acceptance of a Tender by an organ of state.
- 2.17 **"National Treasury"** has the meaning assigned to it in section 1 of the Public Finance Management Act, 1999 (Act No 1 of 1999)
- 2.18 "EME" means any enterprise with an annual total revenue of R10 million or less;
- 2.19 "QSE" means any enterprise with an annual total revenue between R10 million and R50 million;
- 2.20 **"people with disabilities"** has the meaning assigned to it in section 1 of the Employment Equity Act, 1998 (Act No 55 of 1998).
- 2.21 "Firm Price" means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from change, imposition or abolition of customs or excise duty and any other duty, levy or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- 2.22 "price" includes all applicable taxes less all unconditional discounts.
- 2.23 "Quality" shall mean totality of features and characteristics of a product or service that bears on the ability of the product or service to satisfy stated or implied needs.
- 2.24 "Non-firm prices" means all prices other than "firm" prices;
- 2.25 **"Person"** includes reference to a juristic person.
- 2.26 **"Rand value"** means the total estimated value of a contract in Rand denomination that is calculated at the time of Tender invitations and includes all applicable taxes and excise duties.
- 2.27 **"stipulated minimum threshold"** means the minimum threshold stipulated in terms of regulation 8(1)(b).
- 2.28 **"Sub-contract"** means the primary contractor's assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract;
- 2.29 "Total revenue" bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the Government Gazette on 9 February 2007;
- 2.30 "trust" means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.31 "trustee" means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.
- 2.32 "rural area" means
 - a) a sparsely populated area in which people farm or depend on natural resources, including villages and small towns that are dispersed through the area; or
 - b) an area including a large settlement which depends on migratory labour and remittances and government social grants for survival, and may have a traditional land tenure system.

- 2.33 **"township"** means an urban living area that anytime from the late 19th century until 27 April 1994, was reserved for black people, including areas developed for historically disadvantaged individuals post 27 April 1994.
- 2.34 **"treasury"** has the meaning assigned to it in section 1 of the Public Finance Management Act, 1999 (Act No 1 of 1999)
- 2.35 "youth" has the meaning assigned to it in section 1 of the National Youth Development Agency Act, 2008 (Act No 54 of 2008)

3 ADJUDICATING USING A POINT SYSTEM

- 3.1 The tenderer obtaining the highest number of total points will be awarded the contract.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts;.
- 3.3 Points scored must be rounded off to the nearest 2 decimal places.
- 3.4 In the event that two or more tenders have scored equal total points, the successful tender must be the one scoring the highest number of preference points for B-BBEE.
- 3.5 Should two or more tenders be equal in all respects, the award shall be decided by the drawing of lots.

4 POINTS AWARDED FOR PRICE

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

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

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

$$Ps = 90 \left(1 - \frac{Pt - P \min}{P \min}\right)$$

Where:

P_s = Points scored for cooperative price of Tender under consideration

P_t = Comparative price of Tender under consideration
P_{min} = Comparative price of lowest acceptable Tender

5 POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

5.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a Tenderder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-Compliant contributor	0	0

5.2 Tenderders who qualify as EMEs in terms of the B-BBEE Act must submit a sworn affidavit confirming their annual total revenue of R10 million or less and level of black ownership or a B-BBEE level verification certificate to claim points as prescribed by regulation 6 and 7 of the Preferential Procurement Regulations 2017.

- 5.3 Tenderders who qualify as QSEs in terms of the B-BBEE Act must submit a sworn affidavit confirming their annual total revenue of between R10 million and R50 million and level of black ownership or a B-BBEE level verification certificate to claim points as prescribed by regulation 6 and 7 of the Preferential Procurement Regulations 2017.
- 5.4 A trust, consortium or joint venture, will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.
- 5.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate Tender.
- 5.6 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 5.7 A person will not be awarded points for B-BBEE status level if it is indicated in the Tender documents that such a Tenderder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a Tenderder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 5.8 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

6 TENDER DECLARATION

6.1 Tenderders who claim points in respect of B-BBEE Status Level of Contribution must complete the following.

			STATUS LEVEL OF CONTRIBUTION CLAIMED ID 5.1 ABOVE	IN TEI	RMS OF	PARAGR	APHS
7	.1	B-BBE	E Status Level of Contribution:] :			
			[B-BBEE Status level of Contribution]		[M	ax of points 10 or 2	0]
			claimed in respect of paragraph 7.1 must be in accordance ust be substantiated by means of a B-BBEE certificate issue S				
8 S	SUE	3-CON	TRACTING				
	.1		y portion of the contract be sub-contracted?	Yes		No	
8	.1.	If yes, i	indicate:				
'		(i)	what percentage of the contract will be subcontracted?				%
		(ii)	the name of the sub-contractor?				
		(iii)	the B-BBEE status level of the sub-contractor?				
		(iv)	whether the sub-contractor is an EME?	Yes		No	
9 C	E	CLARA	ATION WITH REGARD TO COMPANY/FIRM				
9	.1	Name (of company/firm:				
9	.2	VAT re	gistration number:				
9	.3	Compa	ny registration number:				

9.4	Type c	of company/fir	m: (insert a X in the	applicable box)					
	Joint	tnership/ Venture/ nsortium	One person business/Sole Proprietor	Close Corporation	Company	(Pty) Ltd			
9.5	DESC	RIBE PRINCI	PAL BUSINESS ACT	IVITIES					
9.6	COMP	PANY CLASS	FICATION						
	Man	ufacturer	Contractor	and/or Supplier	Professional service provider	Other service providers,			
9.7	Total r	number of yea	rs the company/firm h	as been in business?					
9.8	I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraph 7 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:								
	(i) (ii)	The prefere	tion furnished is true ance points claimed are of this form.		e General Conditions as ir	ndicated in			
	 (iii) In the event of a contract being awarded as a result of points claimed as shown in paragraph 7, the (iv) If the B-BBEE status level of contribution has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have – 								
		(b) re		m the Tenderding prod damages it has incurr	cess; ed or suffered as a result o	of that person's			
		, ,		claim any damages what rangements due to suc	nich it has suffered as a re ch cancellation;	sult of having to			
		sh ar th	areholders and direct by organ of state for a e other side) rule has	ors who acted on a fra period not exceeding 1 been applied; and	olders and directors, or on udulent basis, from obtain IO years, after the audi alte	ing business from			
		(e) fo	orward the matter for o	criminal prosecution					
	WITNE	ESSES:							
	1.	A							
	2.								
	Date:	=							
	Addres	ss:		 :	CICNATURE(C) OF	TondorDED(C)			
					SIGNATURE(S) OF	Tendernek(2)			

	T2.10 SITE IN	SPECTION N	EETING CERTI	FICATE			
Project title:		MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION					
Tender no:	ZNB 5002/2022	-H	Project Code:				
	Site Inspection	on Date:	11	August 2022			
This is to certify	that I.						
representing				(Name of authorised Representative)			
visited the site o	n:			(Name of Enterprise) (Date)			
thereof. I furthe	r certify that I am saction meeting and the	atisfied with the	description of the	ence the work and the cost work and explanations given ne, as specified and implied,			
party agent an	d that my represe	entative's atten	ding of this site	presentative and <u>not</u> a third meeting, shall be deemed said and discussed at this			
Name o	of Tenderer	Sig	gnature	Date			
	5						
Name of DOI	H Representative	Sig	gnature	Date			
	ly to be completed ig has been called.		ole to the tender a	and if a Compulsory			
		Departmental Sta	mp:				

	T2.11 DECLARATION OF INTE	REST - SBD 4
Project title:	MADADENI PROVINCIAL HOSPITA ACCOMMODATION	AL UPGRADE TO STUDENT
Tender no:	ZNB 5002/2022-H	Project Code:

- Any legal person, including persons employed by the state*, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority and/or take an oath declaring his/her interest, where- competitive Tender, limited Tender or proposal). In view of the possible allegations of favouritism, should the resulting Tender/quotation, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the Tenderder or his/her/their authorized representative declare his/her/their position in relation to the evaluating/adjudicating authority and/or take an oath declaring his/her/their interest, where-
 - 1.1 the bidder is employed by the state; and/or
 - 1.2 the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.

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

2.1	Full Name of bidder or his or	her representative:		
2.2	Identity Number:			
2.3	Position occupied in the Com	pany (director, shareholde	er, etc.):	
2.4	Company Registration No:			
2.5	Tax Reference Number:			
2.6	VAT Registration Number:			

- (a) any National or Provincial department, National or Provincial public entity or Constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;
- (c) Provincial Legislature;
- (d) National Assembly or the National Council of Provinces; or
- (e) Parliament.

2.7 Are you or any person connected with the Bidder presently employed by the state?

YES / NO

^{1&}quot;State" means -

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

2.7.1	if so, furnish the following particulars:	
	Name or person / director / shareholder / member:	.m.m.m.m.m
	Name of state institution to which the person is connected:	
	Position occupied in the state institution:	*******
	Any other particulars:	

2.8	Did you or your spouse, or any of the company's directors / shareholders / members of their spouses conduct business with the state in the previous twelve months?	YES / NO
2.8.1	If so, furnish particulars:	
2.9	Do you, or any person connected with the Bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this Bid?	
2.9.1	If so, furnish particulars:	YES / NO
	1	
		7535444445454544
2.10	Are you, or any person connected with the Bidder, aware of any relationship (family, friend, other) between the Bidder and any person employed by the state who may be involved with the evaluation and or adjudication of this Bid?	YES / NO

Position	——————————————————————————————————————		Name of Bidder	
Signature			Date	
			ON PROVE TO BE FALSE.	ENERAL
			ERMS OF PARAGRAPH 23 OF THE GE	
	ERSIGNED (NAME) :	FURNISHED IN PARA	AGRAPHS 2.1 TO 2.11.1 ABOVE IS CO	RRECT.
DECLARA	TION			
		anamanamanamanamana		
	711744474474474474444444444444444444444	.,		
	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~			***************************************
2.11.1	If so, furnish particula	ars:		
2.11	-	ny other related com	ers / members of the company panies whether or not they are	YES / NO
				***************************************
				*******
				********
2.10.1	If so, furnish particula	ars:		

T2.12 RECORD OF ADDENDA TO TENDER DOCUMENTS				
Project title: MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION				
Tender no:	ZNB 5002/2022-H		Project Code:	
	ed confirm that the following comr this tender offer, amending the ter			
Date	Title or Details			No. of Pages
1				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13	1			
Attach Additional	Pages if more space is required			
Tenderer to atta	ach proof of receipt of above listed	l addenda		
Signed		Date		
Name		Position		
Tenderer				

T2.13 PARTICULARS OF ELECTRICAL CONTRACTOR					
Project title:	MADADENI PROVINCIAL HOSPITAL UPGRADE TO STUDENT ACCOMMODATION				
Tender no:	ZNB 5002/202	2-H	Project Code:		
Name of Electrical	Contractor:				
Address:					
Telephone Numbe	r:	(Area Code)(Number)			
Fax Number:		(Area Code)(Number)			
Registration numb	per at the Electrical I of S.A.:				
Name of authoris	ed representative	Signatu	re	Date	

#### T2.14 SCHEDULE FOR IMPORTED MATERIALS AND EQUIPMENT

Project title:	MADADENI PROVINCIAL HOSPI ACCOMMODATION	TAL UPGRADE TO STUDENT
Tender no:	ZNB 5002/2022-H	Project Code:

This schedule should be completed by the tenderer. (Attach additional page(s) if more space is required)

Item	Material / Equipment	Quotation (Excluding VAT)
1		R
2		R
3		R
4		R
5		R
6		R

The Contractor shall list imported items, materials and/or equipment which shall be excluded from the Contract Price Adjustment Provisions (if applicable) and shall be adjusted in terms of currency fluctuations only. Copies of the supplier's quotations for the items, materials or equipment (provided that such costs shall not be higher than the relevant contract rate as listed above) should be lodged with the Principal Agent / Engineer of the Department of Health within 60 (sixty) days from the date of acceptance of the tender. No adjustment of the local VAT amount, nor the contractor's profit, discount, mark-up, handling costs, etc. shall be allowed. (See P&G E16)

These net amounts will be adjusted as follows:

#### FORMULA:

The net amount to be added to or deducted from the contract sum:

$$A = V \left( \underline{Z} - 1 \right)$$

A = the amount (R) of adjustment

V = the net amount (supplier's quotation) (R) of the imported item

Y = exchange rate 14 days prior to closing date of tender submission

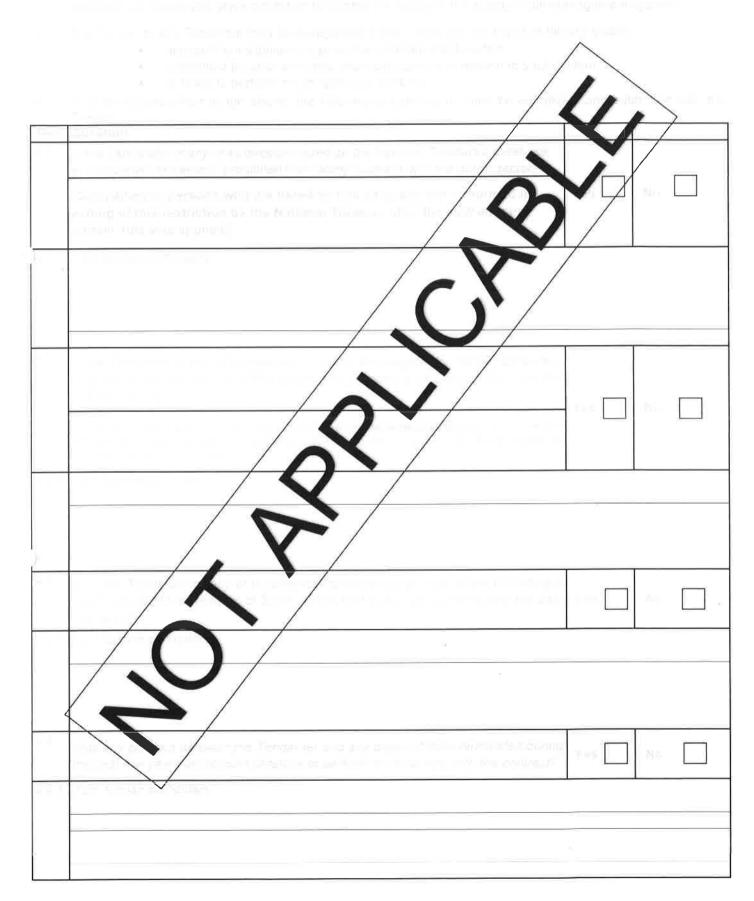
Z = exchange rate on the date of the Bill of Lading* of exporters invoice.

* A bill of lading (sometimes abbreviated as B/L or BoL) is a document issued by a carrier which details a shipment of merchandise and gives title of that shipment to a specified party. Bills of lading are one of three important documents used in international trade to help guarantee that exporters receive payment and importers receive merchandise. A straight bill of lading, which is referred to above, is used when payment has been made in advance of shipment and requires a carrier to deliver the merchandise to the appropriate party. It is therefore the date of the paid up invoice when the shipment leaves the exporter's location. [http://en.wikipedia.org/wiki/Bill_of_lading]

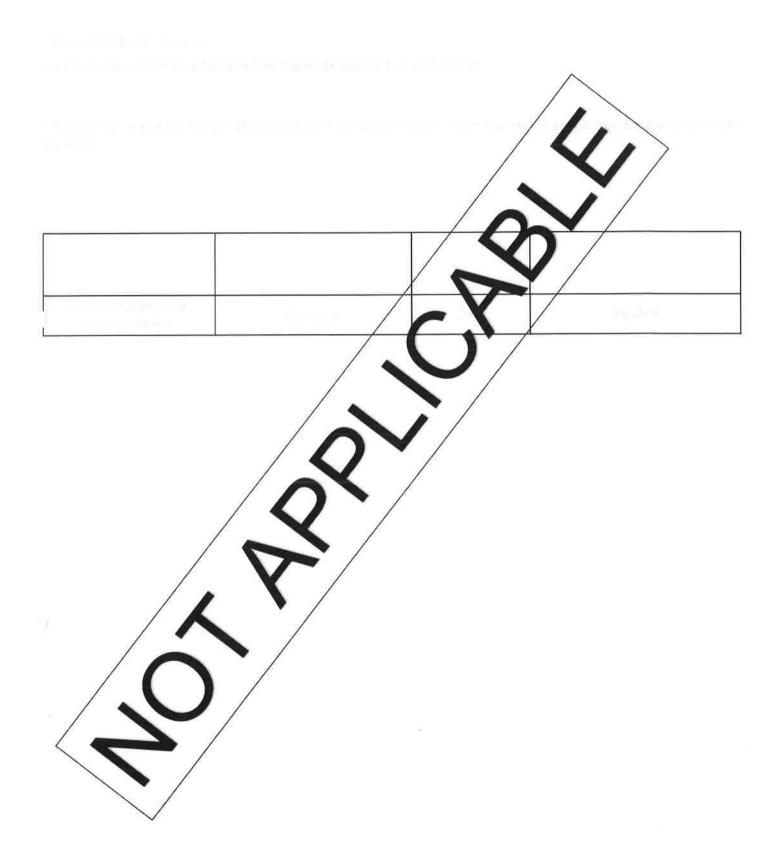
Name of authorised representative	Signature	Date

# T2.15 DECLARATION OF TENDERER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES - SBD 8

- This Standard Tendering Document must form part of all tenders invited.
- It serves as a declaration to be used by institutions in ensuring that when goods and services are being



#### **CERTIFICATION**



T2.15	Sa LATEST 12 MONTH AN	INUAL FINANCIAL STATEMENT	
Project title:	MADADENI PROVINCIA ACCOMMODATION	AL HOSPITAL UPGRADE TO STUDENT	
Tender no:	ZNB 5002/2022-H	Project Code:	

# ATTACH A COPY OF THE ANNUAL FINANCIAL STATEMENT OF THE COMPANY FOR THE PAST FINANCIAL YEAR TO THIS PAGE FOR ADJUDICATION PURPOSES

#### **NOTE**

In the case of a Tender by a Joint Venture, copies of the annual financial statements of the past financial year in respect of each party to the Joint Venture must be attached to this page

ATTACH COMPANY LATEST 12 MONTHS ANNUAL FINANCIAL STATEMENTS TO THIS PAGE

	T2.16 EQUIPME	ENT SCHEDULES	
Project title:	MADADENI PROVINCIAL ACCOMMODATION	HOSPITAL UPGRADE TO STUDENT	
Tender no:	ZNB 5002/2022-H	Project Code:	

The Tenderer shall complete the following schedules giving details of the various items of materials or equipment that he includes in his offer.

TECHNICAL DATA:	STANDBY	GENERATOR
Manufacturer:		
Model number:	1	
Serial number:		
Voltage		
KVA		
Frequency		
RPM		
Cylinder/stroke		
Fuel capacity and consumption		
Sound pressure level		
Condenser air flow rate		
Attenuation type		
Battery Type		
AMF Change Over Panel Type		
Starter Motor Type and Voltage		
Standard Compliance		

Manufacturer

# **EQUIPMENT SCHEDULES**

TECHNICAL DATA: UNINTERRUPTABLE POWER SUPPLY UPS

Model	
Frequency	
Harmonic Distortion Reduction	
Operating Temperature	
Range of Protection – Lightning Strike	
KVA	
Maximum current, cooling mode	
Agent	
Telephone number of Agent	
Brochure enclosed	Yes/No
TECHNICAL DATA: PARCEL	X-RAY UNITS
Manufacturer	
Manufacturer Model	
Model	
Model Dimension /Size	
Model Dimension /Size Resolution	
Model  Dimension /Size  Resolution  Zoom ranges	
Model Dimension /Size Resolution Zoom ranges External Radiation Levels	Volts
Model Dimension /Size Resolution Zoom ranges External Radiation Levels Standard Compliance	Volts
Model Dimension /Size Resolution Zoom ranges External Radiation Levels Standard Compliance Electrical nominal voltage	Volts
Model  Dimension /Size  Resolution  Zoom ranges  External Radiation Levels  Standard Compliance  Electrical nominal voltage  Monitor Type and size	Volts

# **EQUIPMENT SCHEDULES**

**TECHNICAL DATA:** 

Manufacturer

**WALK THROUGH DETECTOR** 

Model	
Timer mode	
No of sequential settings per time switch	(3)
No of N/O and N/C contacts per setting	
Adjustable time lapse between settings	
Operating voltage	
Operating current	
Agent	
Telephone number	
Brochure enclosed	Yes/No
TECHNICAL DATA: TURNST	LE T
Manufacturer	
Size	
Range	
Voltage	
Battery Back Up Time	
Battery Back Up Time Finish	
Finish	
Finish Agent	Yes/No

# **EQUIPMENT SCHEDULES**

**TECHNICAL DATA:** 

**PARAPLEGIC LIFT** 

Manufacturer	
Panel thickness	
Load	
Stops	
Car Size	
Door Opening	
Door Type	
Speed	
Type of Drive	
Speed Control	
Type of Car and Landing Buttons	
Type of Landing Door Frames	
Type of Door	
Internal Finishes	
Pit	
Head Room	
Battery Type	
Method of joining panels	
Floor construction	
Standard Compliance	
Agent	
Telephone number of Agent	
Brochure enclosed	Yes/No

# **EQUIPMENT SCHEDULES**

**TECHNICAL DATA:** 

#### AIR-CONDITIONING AND VENTILATION INSTALLATION

Area:		
Manufacturer:		
Model number:	WCPU	
	Cooling Tower	
Serial number:	WCPU	
	Cooling Tower	
√oltage		V
Starting amps		А
Running amps		Α
System supply gauge pressure		kPA
System return gauge pressure		kPA
Condenser water inlet temperature		°C
Condenser water outlet temperature		°C
Condenser water flow rate		l/s
Blower unit air inlet temperature		°C
Blower unit air outlet temperature		°C
Blower unit air flow rate		m³/s
Conditioned room air temperature after 1 hour, Design		°C
Conditioned room air temperature after 1 hour, Actual		°C