



FREE STATE DEVELOPMENT CORPORATION

REQUEST FOR PROPOSAL: FACILITIES AND UTILITIES MANAGEMENT SERVICE PROVIDER FOR THE FREE STATE DEVELOPMENT CORPORATION PROPERTY PORTFOLIO FOR A PERIOD OF NINE (9) YEARS (11 MONTHS), 119 MONTHS.

BID NUMBER: FDC BID NO. 005/2024

COMPULSORY BRIEFING SESSION: 07 FEBRUARY 2025 AT 12:00

**VENUE: FDC HOUSE
33 KELLNER STREET
WESTDENE
BLOEMFONTEIN**

CLOSING DATE: 18 FEBRUARY 2025 AT 12:00 PM

PREPARED BY:

FREE STATE DEVELOPMENT CORPORATION
33 KELLNER STREET
WESTDENE BLOEMFONTEIN
9301

TECHNICAL CONTACT PERSON: TEFO MATLA

SUPPLY CHAIN MANAGEMENT CONTACT PERSON: KELEBOGILE MOKOPI

REQUEST FOR PROPOSALS

YOU ARE HEREBY INVITED TO SUBMIT A BID TO MEET THE REQUIREMENTS OF FREE STATE DEVELOPMENT CORPORATION	
BID NUMBER:	FDC BID NO. 005/2024
DATE OF ADVERTISING	24 JANUARY 2025
COMPULSORY BRIEFING SESSION DATE:	07 FEBRUARY 2025 AT 12:00
COMPULSORY BRIEFING SESSION ADDRESS	33 KELLNER STREET WESTDENE BLOEMFONTEIN
COMPULSORY BRIEFING SESSION TIME:	12H00
CLOSING DATE:	18 FEBRUARY 2025
CLOSING TIME:	12:00
CLOSING DATE FOR BID ENQUIRIES	13 FEBRUARY 2025 All enquiries must be directed to tefo@fdc.co.za
PERIOD FOR WHICH BIDS ARE REQUIRED TO REMAIN OPEN FOR ACCEPTANCE:	120 days (submissions must be valid for 120 days after the closing date)
DESCRIPTION OF BID:	REQUEST FOR PROPOSAL: FACILITIES AND UTILITIES MANAGEMENT SERVICE PROVIDER FOR THE FREE STATE DEVELOPMENT CORPORATION PROPERTY PORTFOLIO FOR A PERIOD OF NINE (9) YEARS (11 MONTHS) 119 MONTHS.
BID DOCUMENTS DELIVERY ADDRESS:	FDC BUILDING 33 KELLNER STREET WESTDENE BLOEMFONTEIN
NAME OF BIDDER:	
CONTACT PERSON:	
E-MAIL ADDRESS:	
TELEPHONE NUMBER:	
FAX NUMBER:	
BIDDER'S STAMP OR SIGNATURE	

CHECKLIST OF RETURNABLE SCHEDULES AND DOCUMENTS

Please adhere to the following instructions

- o Tick in the relevant block below.
- o Use the prescribed sequence in attaching the annexures when completing the Bid Document.
- o Ensure that the following documents are completed and signed where applicable:

NB: Should any of these documents not be included, the bidders **may** be disqualified on the basis of non-compliance.

YES	NO	
		Original Bid and a Copy – hard copies clearly marked as original and one Electronic Copy. Important: Kindly note that every document that is submitted as part of the original submission must be <u>duly authorised with the required signatures or initials on each and every page</u> . Failure to comply will result in the bid being noted as incomplete.
		Specifications, Conditions of BID and Undertakings by Bidder
		Certificate of Authority for Joint Ventures
		SBD 1 - Invitation to Bid
		SBD 4 - Declaration of Interest
		SBD 6.1 – Preference points claim form
		Bidder’s Company Profile.
		Valid SARS status pin number confirmation certificate.
		Company Registration Documents
		Professional Registration Documents (EAAB, SAPOA, SAIBPP (included but not limited to) IREM)
		SANAS accredited B-BBEE Certificate or certified sworn affidavit
		Registration with Central Supplier Database
		Business Plan
		Company structure
		Audited Financial Statements
		Proof of address
		Bank guarantee/ Investment account or unencumbered funds with a minimum of 1 billion

1. SUPPLY CHAIN MANAGEMENT UNIT

1.1 Only questions, queries clarifications which are submitted to this e-mail address tefo@fdc.co.za, will be addressed.

1.2 Bid documents must be submitted as follows:

1.2.1 Original Bid – and

1.2.2 One Soft/ electronic Copy (CD or memory stick).

2. BID TIMETABLE

This timetable is provided as an indication of the timing of the bidding process. It is indicative only and subject to change by Free Development Corporation. Bidders are to provide proposals that will allow achievement of the intended commencement date.

Activity	Date
Advertisement of bid	24 JANUARY 2025
Bid document available	24 JANUARY 2025
Closing date for bid enquiries	All enquiries must be directed to tefo@fdc.co.za by 13 February 2025
Compulsory briefing session	07 FEBRUARY 2025 at 12:00
Closing date and time	18 FEBRUARY 2025 at 12h00

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	FDC BID NO.005/2024	CLOSING DATE:	18 FEBRUARY 2025	CLOSING TIME:	12:00
DESCRIPTION REQUEST FOR PROPOSAL: FACILITIES AND UTILITIES MANAGEMENT SERVICE PROVIDER FOR THE FREE STATE DEVELOPMENT CORPORATION PROPERTY PORTFOLIO FOR A PERIOD OF NINE (9) YEARS 11 MONTHS (119 MONTHS).					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT					
FDC HOUSE, 3 KELLNER STREET, WESTDENE, BLOEMFONTEIN					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	KELEBOGILE MOKOPI		CONTACT PERSON	TEFO MATLA	
TELEPHONE NUMBER	051 400 1500		TELEPHONE NUMBER	051 400 1500	
FACSIMILE NUMBER			FACSIMILE NUMBER		
E-MAIL ADDRESS	kele@fdc.co.za		E-MAIL ADDRESS	tefo@fdc.co.za	
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED? <input type="checkbox"/> Yes <input type="checkbox"/> No [[IF YES ENCLOSE PROOF]			ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED? <input type="checkbox"/> Yes <input type="checkbox"/> No [[IF YES, ANSWER THE QUESTIONNAIRE BELOW]		
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?			<input type="checkbox"/> YES <input type="checkbox"/> NO		
DOES THE ENTITY HAVE A BRANCH IN THE RSA?			<input type="checkbox"/> YES <input type="checkbox"/> NO		
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?			<input type="checkbox"/> YES <input type="checkbox"/> NO		
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?			<input type="checkbox"/> YES <input type="checkbox"/> NO		
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?			<input type="checkbox"/> YES <input type="checkbox"/> NO		
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.					

PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
<p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</p> <p>1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.</p> <p>1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</p>
2. TAX COMPLIANCE REQUIREMENTS
<p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.</p> <p>2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</p> <p>2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</p> <p>2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."</p>

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:
(Proof of authority must be submitted e.g. company resolution)

DATE:

REQUEST FOR PROPOSAL FOR FACILITIES AND UTILITIES MANAGEMENT SERVICE PROVIDER FOR THE FREE STATE DEVELOPMENT CORPORATION FOR A PERIOD OF NINE (9) YEARS 11 MONTHS, 119 MONTHS.

Introduction

The Free State Development Corporation (FDC) is a public entity established in terms of the FDC Act 6 of 1995. In terms of the Public Finance Management Act it is classified as a schedule 3D entity.

The mandate of the FDC is to establish and develop sustainable SMMEs in the Free State Province by providing both financial and non-financial support services.

FDC Mission

To provide financial and business support services to SMME's and Cooperatives; to undertake the development and management of properties; and to facilitate and promote investments and exports in the Free State Province.

FDC Vision

To be the development and investment agency of choice in contributing to the economic growth of the Free State Province.

SPECIFICATION DETAILS

1. PURPOSE OF THE REQUEST FOR PROPOSAL

This Request for Proposal (RFP) is to request qualifying facilities management companies to submit management proposals for the Free State Development Corporation for a Period of nine (9) years 11 months, 119 months.

2. BACKGROUND

Free State Development Corporation (FDC) is the biggest property owner in the province with industrial, residential and commercial properties in excess of 900 000 m² situated in the Mangaung Metro and Thabo Mofutsanyana district as well as Fezile Dabi District.

FDC is the official economic development agency for the Free State Province, established in terms of the FDC Act No.6 of 1995. Its mandate is to play a developmental role in growing the economy of the Free State by providing support to SMMEs, manufacturing, trade, investment promotion and facilitation.

Effective management of this portfolio remains central to the FDC's ability to execute its mandate. FDC Property Portfolio is divided into four (4) categories, that is Investment portfolio, Low-Cost Housing, Owner Occupied and sold properties.

Industrial Portfolio

There are a variety of industrial property which are mainly stand-alone industrial type buildings designed for manufacturing and /or warehouse purposes.

Commercial Portfolio

Commercial portfolio is divided into urban and rural areas and typically consists of Shopping centers, office blocks, market stalls and kiosks.

Residential Portfolio

These area variety of residential properties available for rental in both Motheo and Thabo-Mofutsanyana Districts.

Property Occupancy rate

Location	Occupancy Rate		
	Industrial	Commercial	Residential
Botshabelo	77%	79%	-
Phuthaditjhaba	60%	70%	61%
Thaba-Nchu	70%	-	100%

LIST OF PROPERTIES IDENTIFIED FOR FACILITIES AND UTILITIES MANAGEMENT CONTRACT IN THABO MOFUTSANYANA DISTRICT

No	PROPERTY NAME	MDA CODE
1	Makwane Shopping Centre	726
2	Qhologhwe/Lusaka Shopping centre	722
3	Matsikeng Beehives (Makwane)	1141
4	Savemore/Charles Mopeli Shopping Centre, Charles Mopeli Kiosks	723 1147
5	Makeneng Shopping Centre	720
6	Tsheseng/LC Mota Shopping Centre	721
7	LC Mota (Tsheseng) Industrial Hives: (Metal Industries & Soft Industries)	1142 1143
8	Tseki Shopping Centre	718
9	Letho-Monontsha Shopping Centre	716
10	Midtown Shopping Centre	729
11	Mini Shopping Centre	757
12	Naledi Mall (Kopanong Shopping Centre, Naledi mall shops, New Naledi Mall Office Block, Old Naledi Mall Office Block, Consultancy building)	732, 731, 733 730, 735 735
13	Tshiame A Shopping Centre	714
14	Industrial Area 1, 2 & 3 Phuthaditjhaba	Various MDA codes

*Please refer to the attached Excel spreadsheet for the additional list.

3. PROPOSAL

The following aspects, amongst others, will be considered on assessing the suitable service provider:

- The Corporation presents an opportunity for the private sector to partner with the FDC in its management and turnaround
- Companies with sufficient capacity both financially and in terms of expertise will be invited to submit proposals for the management of the Industrial Parks.
- The appointed service provider should optimise the revenue from leasing of factory buildings.

- Interested service providers will have an option of responding to both facilities management aspects and utilities management aspects.
- FDC reserves the right to appoint a Company of its choice based on assessment of proposal.
- It should be noted that the proposals are not for outsourcing the FDC Property but for the management of the Property Portfolio.
- No rental concession will be granted on implementation of the appointed service provider.

4. Scope of Work

Scope of Work – Management of the Park

It is expected that the interested companies to propose a property and facilities management model that will ensure that revenue and other services is maximised. This will include the following aspects:

- Management of monthly rental and related charges and collection.
- Preparation of accounts statements.
- Collection of deposits and ancillary costs.
- Undertaking of financial accounting.
- Management and reporting.
- Undertaking income, expenses, and capital budgeting.
- Identifying expansion, upgrading and refurbishment opportunities. (Initiate and integrate usage and refurbishment).
- Managing and leasing vacancies
- Establishment and management of a trust account
- Managing maintenance within the industrial park (Companies employed should comply with laws, regulations and industry standards).
- Assessing the conditions of buildings and infrastructure
- Facilitating soil waste disposal, undertake housekeeping at buildings, clean and landscape the park

Scope of work – management of utilities

- Management of monthly water and electricity consumption metering, billing and revenue collection (where the service still remains with FDC)
- Where necessary, install the required / appropriate metering equipment.
- Overseeing the daily operations of wastewater treatment plant, water and electricity supply infrastructure, and ensure compliance with quality standards.
- Ensure that utilities supply infrastructure is properly maintained and secured.

- Identify and implement development of new alternative energy generation sources to limit dependence on the grid.
- Explore the possibility of buying bulk electricity directly from Eskom
- Provisioning of short-term insurance

The service provider will be expected to give an indication of the monthly management fee as a percentage of the net rental receipts collected by the service provider during the previous calendar month plus vat. This fee shall be payable on/or before the last day of the calendar month. The same will be applicable for utilities management.

The proposal should 'protect' the current revenue and human capital currently responsible for his function

5. Conditions of contract

- All accounts and records must be accessible to the FDC for the purpose of inspection and verification.
- All contracts with a value exceeding R 500 000,00 shall require co-signing by authorized signatories.

6. Technical Scoring Criteria

With regards to technicality / functionality, the following criteria shall be applicable, and the maximum points of each criterion are indicated in the table below:

	Technical / Functionality Criteria	Weightings	Score
Facilities management and/ or utilities management experience	<p>Provide relevant reference letters for similar projects. The letters should include the following information:</p> <ul style="list-style-type: none"> ▪ Name and location of the facility ▪ Brief description and how it is deemed similar ▪ Size of the project (m²) ▪ Management fees charged ▪ Name of the client and contact details ▪ Contract commencement and end dates <p>9 reference letters and more – 25 points 8 reference letters – 20 points 7 reference letters – 15 points 6 reference letters – 10 points 5 reference letters – 05 points</p>	25	
Initial operational costs quantification and proof of access to funds	Quantification of initial operational costs, funding requirements and what the funds are required for (not less than 1 billion) (Attach bank guarantee/ investment account or unencumbered funds)	15	
	Proof of access to funds to cover required initial operational expenditure (Attach bank guarantee/ investment account or unencumbered funds)	10	
Facilities/ Utilities management approach/ P	<p>Project plan with a 3 D model and rough quantities (bill of quantity) – 20 points</p> <p>Human Resource deployments and reporting structure (attach company structure) - 10 points</p> <p>Methodology to be employed for tenants' identification, signing up, establishment, revenue collection and management, park maintenance, payment – 10 points</p> <p>Recoupment of expenses and invoicing for management fees – 10 points</p>	50	
	TOTAL POINTS	100	

Note: The Minimum qualifying score for functionality is 80. All Proposals that fail to achieve the minimum qualifying score on functionality shall not be considered for further evaluation.

All proposals that will achieve the minimum qualifying score will be evaluated further in terms of the preference point system as follows:

Price 90

Specific goals 10 (please refer to SBD 6.1, page 18 table 1)

SBD 4

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

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

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

2. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state? **YES/NO**

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

Full Name	Identity Number	Name of State institution

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

2.2.1 If so, furnish particulars:
.....
.....

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

2.3.1 If so, furnish particulars:

.....
.....

3 DECLARATION

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

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

SBD 6.1

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

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

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 To be completed by the organ of state

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

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

- (a) Price; and
- (b) Specific Goals.

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	90
SPECIFIC GOALS	10
Total points for Price and SPECIFIC GOALS	100

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

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

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;

- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{P min}}{\mathbf{P min}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{P min}}{\mathbf{P min}} \right) \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{P max}}{\mathbf{P max}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{P max}}{\mathbf{P max}} \right) \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be

allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
 - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
- then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Supporting documents to be submitted with the tender document
100% Black Female ownership	05		BBBEE Certificate/ sworn affidavit
100% Black Youth ownership	05		BBBEE Certificate/ sworn affidavit

DECLARATION WITH REGARD TO COMPANY/FIRM

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

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

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

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

..... SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:
DATE:
ADDRESS: