



**REQUEST FOR FORMAL PRICE QUOTATION (FPQ)**  
**(VALUE BETWEEN R30 000 – R200 000 – ALL TAXES INCLUDED)**

|  |   |   |                                    |
|--|---|---|------------------------------------|
| <b>Quotation Number:</b>   | <b>FPQ202210/019</b>  |   |                                    |
| <b>Description:</b>  | <b>SUPPLY AND DELIVERY REPAIR PST BRIDGE RUN AREA</b>   |   |                                    |
| <b>CIDB Requirement</b>  | <b>N/A</b>  | <b>DTI provision (refer MBD 6.2 form)</b> | <b>APPLICABLE / NOT APPLICABLE</b> |
| <b>Bid Closing Date:</b>   | <b>20 October 2022 at 12h00</b>   |   |                                    |
| <b>Compulsory Briefing Session:</b>                                      | <b>Yes at 10h30<br/>17 October 2022</b>   |   |                                    |
| <b>Plant/Site Address:</b>   | <b>DEKEMA WCW</b><br><b>Maps to sites are on our web site: <a href="http://www.erwat.co.za">www.erwat.co.za</a>.</b>                    |   |                                    |
| <b>Contact Person</b>  | Duncan Pedlar   |   |                                    |
| <b>Contact Number</b>  | 083 460 6931  |   |                                    |
| <b>Bidders prices must be valid for a period of 30 days from closing</b> | Only firm prices will be accepted   |   |                                    |
| <b>Non-firm prices</b>   | In the case of prices not being firm due to rate of exchange factors, the MBD 3.2 form must be completed and attached to this document. |   |                                    |

**SERVICE PROVIDERS ARE HEREBY INVITED FOR THE SUPPLY AND DELIVERY REPAIR PST BRIDGE RUN AREA.**

**SCOPE OF WORKS**

| <b>ITEM</b> | <b>DESCRIPTION:</b>   | <b>QTY</b> |
|-------------|---|------------|
| 1           | Remove old plate  | 1          |
| 2           | Fill worn concrete area with concrete mix and bonding liquid  | 1          |
| 3           | Supply and install 10mm x 350mm Mild steel plate, profiled to fit area diameter                     | 1          |
| 4           | Secure plate every meter around 44m diameter with Stainless steel Anchors, both sides of the plate. | 88         |
| 5           | All plate joints should welded and Grinded smoothly   | 1          |
| 6           | All work done should have 24month Guarantee   | 1          |

**DELIVERY POINT**

DEKEMA WCW

**AWARD OF BID:**

ERWAT reserves the right to accept any bid or part thereof, to award the bid to more than one bidder and does not bind itself to accept the lowest or any bid and not to consider any bid not suitably endorsed or comprehensively completed.

**FUNCTIONALITY:**

N/A

**EVALUATION CRITERIA** followed to evaluate quotations:

Preference points system (PPS) as included in the Preferential Procurement Policy Framework Act, Regulations of 2017:

| PPS          | Contract value                                    | Formula  | Additional Considerations   |
|--------------|---|--|---|
| <b>80/20</b> | Equal to or above R 30 000.00 and up to R 200 000 | $Ps = 80(1 - (Pt - P_{min}/P))$ Where<br>Ps = Points scored for price of bid under consideration.<br>Pt = Rand value of bid under consideration.<br>P min = Rand value of lowest acceptable bid. | <ul style="list-style-type: none"> <li>Bidders may be subjected to a pre-compliance stage and functionality scoring and only bidders who score the stipulate minimum points will be illegible to proceed to PPPFA evaluation.</li> <li>Maximum of 20 points may be awarded for BEE level. Bidders are required to tick the relevant box in the table below to claim their points according to their BEE level.</li> <li>Above points must be added to points scored for price.</li> <li>Only bidder scoring the highest points will be selected for award.</li> </ul> |

| B-BBEE Status Level of Contributor | Number of points (80/20 system) | Kindly tick the applicable level and points |
|------------------------------------|---------------------------------|---|
| 1                                  | 20                              |   |
| 2                                  | 18                              |   |
| 3                                  | 14                              |   |
| 4                                  | 12                              |   |
| 5                                  | 8                               |   |
| 6                                  | 6                               |   |
| 7                                  | 4                               |   |
| 8                                  | 2                               |   |
| Non-compliant contributor          | 0                               |   |

Failure on the part of a bidder to submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS), or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or a sworn affidavit confirming annual turnover and level of black ownership in case of an EME and QSE together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

#### **QUOTATION REQUIREMENTS:**

- Work offered that **DO NOT** comply with the specifications will not be evaluated.
- The bidders name, address, detailed quote as per the pricing schedule must be completed in full, vat number (where applicable) must reflect on the quotation and must be valid for a minimum of 30 working days.

#### **PLEASE NOTE THAT FAILURE TO MEET ANY OR ALL OF THE FOLLOWING REQUIREMENTS WILL LEAD TO DISQUALIFICATION**

- MBD 1: Invitation to bid;
- MBD 2: Tax clearance certificate requirements (SARS Pin) Valid Tax Clearance Pin issued by SARS on e-filing Bidders are required to submit their SARS pin and certificate as prescribed by SARS effective from 01 April 2016. Please visit [www.sars.gov.za](http://www.sars.gov.za) or ERWAT Website: [www.erwat.co.za/procurement](http://www.erwat.co.za/procurement) for more information;
- MBD 3.1: Pricing schedule – firm prices (purchases);
- MBD 4: Declaration of Interest;
- MBD 8: Declaration of bidder's past supply chain management practices;

- MBD 9: Certificate of independent bid determination;
- Form A: Municipal services, rates and taxes clearance certificate for supply chain management purpose (not older than three months from date of closing, not in arrears for more than 90 days, or valid lease agreement signed by both parties);
- Form B: Confirmation of registration on national treasury centralised supplier database. Bidders must be registered with National Treasury's Centralised Supplier Database (CSD) and can visit [www.csd.org.za](http://www.csd.org.za) for more information and registration procedures.

**CSD Registration Number: MAAA\_\_\_\_\_**

- Valid Construction Industry Development Board Registration (CIDB): **Valid CRS number: \_\_\_\_\_ (for CIDB works where applicable).**
- Where a compulsory briefing/clarification/site meeting has been scheduled, bidders are required to attend such as indicate in the document. **Bidders whose name does not appear on the attendance register, will not be evaluated.**
- Briefing sessions must be attended by the company representative who has the technical knowledge to do so to ensure that bidders understand the requirements under the scope of works.

#### **B-BBEE COMPLIANCE:**

Bidders must submit a valid Certified copy or original BBEE Compliance Certificate to verify the above claimed points.

Failure to submit such will not render you tender invalid, however the points for BEE will be scored as 0.

#### **GENERAL NOTES**

#### **SUBMISSION OF BIDS:**

#### **FORMAL PRICE QUOTATION BOXES SUBMISSION SITUATED AT ERWAT HEAD OFFICE:**

Completed tenders / quotations must be in a **sealed envelope** clearly marked with **bid number and description** may be hand delivered and deposited in the stipulated **TENDER BOX** (marked Monday, Tuesday, Wednesday, Thursday, Friday) at ERWAT Head Office, Hartbeestfontein Office Park, Bapsfontein Road, Kempton Park. No faxed bids/proposals shall be accepted. In the event of uncertainty, kindly visit the receptionist situated at the FOYER of the main building for clarity.

Please note that bids not received on the specific time and date will be marked as late bids/proposals and such bids/proposals will, in terms of the Supply Chain Management Policy of ERWAT, not be considered by ERWAT as valid bids/proposals.

Complete quotations with supporting documents must be sealed and externally endorsed with **BID NUMBER** and marked with the full **DESCRIPTION** and placed in the relevant Bid Box as stipulated in the advertisement and/or bidding document.

**Bidders may attend the FORMAL PRICE QUOTATION opening sessions in the event of submitting a tender in the FORMAL PRICE QUOTATION boxes.**

#### **ELECTRONIC SUBMISSIONS:**

**No electronic submissions will be accepted.**

MBD 1

**INVITATION TO BID****YOU ARE HEREBY INVITED TO SUBMIT AN OFFER FOR FPQ202210/019: SUPPLY, DELIVERY AND REPAIR PST BRIDGE RUN AREA:****CLOSING DATE: 20 October 2022 AT 12:00**

The successful bidder will be required to fill in and sign a written Contract Form (MBD7).

Completed Tender documents with attached documents, if any, must be completed in Ink and submitted in a sealed envelope and clearly marked **FPQ202210/019**: to be placed in Tender Box at ERWAT Head Office, Hartebeestfontein Office Park, R25 (Bapsfontein / Bronkhorstspuit), Kempton Park.

**Bidders should ensure that bids are in the tender box at the closing time and date, including couriered documents. Any late documents will not be accepted for consideration.**

The box is generally open during office hours: 07:00 – 17:00 Mondays to Fridays.

***N.B.: Bidders must ensure that they submit the full bidding document with all the pages, all requested information completed and signed, including all supporting documents in the areas provided.***

***All bids must be submitted on the official forms – (not to be re-typed). Failure to complete the document in full may result in disqualification.***

***Bids completed in pencil, re-typed or where correction tape/fluid is used will be regarded as invalid bids.***

THIS BID IS SUBJECT TO THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT

THIS BID WILL BE EVALUATED AND ADJUDICATED ACCORDING TO THE FOLLOWING CRITERIA:

1. Relevant specifications and technical proposals
2. Value for money
3. Capability to execute the contract
4. PPPFA & related regulations (including BBBEE)
5. General conditions of contract
6. Supporting documents where required
- 7.

**NB: NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE (see definition on MBD 4 attached)**

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

*In the case of a Joint Venture – This page is to be completed and submitted in respect of each partner*

|   |                                    |  |                                     |  |           |  |  |
|---|------------------------------------|--|-------------------------------------|--|-----------|--|--|
| <b>NAME OF ENTERPRISE</b>   |                                    |  |                                     |  |           |  |  |
| <b>PHYSICAL ADDRESS:</b>  |                                    |  |                                     |  |           |  |  |
| <b>POSTAL ADDRESS:</b>  |                                    |  |                                     |  |           |  |  |
| <b>CONTACT PERSON</b>   |                                    |  |                                     |  |           |  |  |
| <b>TEL NO:</b> _____  |                                    | <b>CELL NO:</b> _____                    |                                     |  |           |  |  |
| <b>FAX NO:</b> _____  |                                    | <b>EMAIL:</b> _____                      |                                     |  |           |  |  |
| <b>COMPANY REGISTRATION NUMBER:</b>   |                                    |  |                                     |  |           |  |  |
| <b>VAT NUMBER:</b>  |                                    | <b>TAX REF NUMBER:</b>                   |                                     |  |           |  |  |
| <b>CENTRALISED SUPPLIER DATABASE (CSD) NUMBER:</b>  |                                    |  | <b>MAAA</b> _____                   |  |           |  |  |
| <b>CIDB REGISTRATION NUMBER</b>   |                                    |  |                                     |  |           |  |  |
| <b>CIDB GRADING</b>   |                                    |  |                                     |  |           |  |  |
| <b>ERWAT VENDOR NUMBER (NOT COMPULSORY):</b>  |                                    |  |                                     |  |           |  |  |
| <b>TOTAL BID PRICE/VALUE (INC. VAT) CARRIED OVER FROM BOQ/PRICING SCHEDULE: <i>(Kindly note that this price is not considered the total contract value)</i></b> |                                    |  | <b>R</b> _____ <b>INCLUDING VAT</b> |  |           |  |  |
| <b>TOTAL NUMBER OF ITEMS OFFERED</b>  |                                    |  |                                     |  |           |  |  |
| <b>* PREFERENCE POINTS CLAIMED AS PER FORM MBD 6.1</b>  | <b>B-BBEE RATING [LEVEL ____ ]</b> | <b>VALID B-BBEE CERTIFICATE ATTACHED</b> | <b>Yes</b>                          |  | <b>No</b> |  |  |
| <b>ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS/SERVICES/WORKS OFFERED?</b>  |                                    |  | <b>Yes</b>                          |  | <b>No</b> |  |  |
| <b>DISABLED [ ____ %]</b>   | <b>WOMEN [ ____ %]</b>             | <b>YOUTH [ ____ %]</b>                   |                                     |  |           |  |  |

***\*IF YES, WHO WAS THE CERTIFICATE ISSUED BY?***

A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN NATIONAL ACCREDITATION SYSTEM (SANAS) ☐

A REGISTERED AUDITOR ☐

A SWORN AFFIDAVIT ☐

***(tick applicable block)***

|                          |                          |                          |
|--------------------------|--------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|--------------------------|--------------------------|--------------------------|

**(A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE OR SWORN AFFIDAVIT (SEE MBD6.1) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE)**

**ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS/ SERVICES/ WORKS OFFERED?**

|            |  |           |  |
|------------|--|-----------|--|
| <b>YES</b> |  | <b>NO</b> |  |
|------------|--|-----------|--|

NAME AND SURNAME: \_\_\_\_\_

SIGNATURE OF BIDDER: \_\_\_\_\_

CAPACITY UNDER WHICH THIS BID IS SIGNED: \_\_\_\_\_

DATE: \_\_\_\_\_

**ANY ENQUIRIES REGARDING THE BIDDING PROCEDURE AND TECHNICAL INFORMATION MAY BE DIRECTED TO:**

**SUPPLY CHAIN BIDDING PROCEDURES:**

CONTACT PERSON: SPECIALIST: BRENDA

CONTACT DETAILS: (TEL) 011 929 7000

**TECHNICAL QUERIES MAY BE DIRECTED TO:**

CONTACT PERSON: Duncan Pedlar

CONTACT DETAILS: (TEL) 083 460 6931

**MBD 2**

**TAX CLEARANCE CERTIFICATE REQUIREMENTS**

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

**NEED A TAX CLEARANCE? GO ONLINE**

- Electronically request your Tax Compliance Status which will include a unique PIN which you can provide to any third party (if requested) to enable them to verify your tax compliance status online via e-Filing.
- Request a TCC via e-filing which will give you the option to print the TCC.
- Or request a TCC at a SARS branch where a SARS agent will be able to print or e-mail the TCC to you.
- To register for e-filing go to: [www.sarsefiling.co.za](http://www.sarsefiling.co.za)

A tax compliant status is a holistic view of your tax compliance level across all your registered tax types.

**Is your tax compliance status green?**

- Ensure all tax returns are submitted
- No outstanding debt owed to SARS
- SARS has been notified of any change of residential or business address
- Your business is registered for all required tax types e.g. PAYE, VAT, income tax.

Check your tax compliance status by logging onto your e-filing profile and viewing your "my compliance Profile" and rectify any non-compliance.

### **THIRD PARTY AUTHORISATION TO VIEW BIDDER TCS:**

To assist with the evaluation process of your bid we require your consent to check your SARS tax compliance via e-filing. Kindly complete the table below authorising ERWAT to check TCC for tender purposes only.

|                                 |        |
|---------------------------------|--------|
| <b>TCS Details</b>              |        |
| <b>Tax payer name</b>           |        |
| <b>Trading Name</b>             |        |
| <b>Purpose of request</b>       | TENDER |
| <b>Request Reference number</b> |        |
| <b>PIN</b>                      |        |
| <b>PIN EXPIRY DATE</b>          |        |

***Note: Bidders may attach their Tax compliance status printout to the bidding document.***

I, \_\_\_\_\_ in my capacity as \_\_\_\_\_ duly appointed as authorised signatory holder, hereby grant **ERWAT** permission to check the TCC status of \_\_\_\_\_ and it is duly understood that the search is for tender purposes only.

\_\_\_\_\_  
**NAME AND SURNAME**

\_\_\_\_\_  
**DESIGNATION**

\_\_\_\_\_  
**DATE**

\_\_\_\_\_  
**SIGNATURE**

**FOR ERWAT OFFICE USE ONLY:**  
**VERIFIED** ☐ YES / ☐ NO

**MBD 3.1**

### **PRICING SCHEDULE – FIRM PRICES** **(PURCHASES)**

**NOTE:** **ONLY FIRM PRICES WILL BE ACCEPTED. NON-FIRM PRICES (INCLUDING PRICES SUBJECT TO RATES OF EXCHANGE VARIATIONS) WILL NOT BE CONSIDERED**

NAME OF BIDDER: \_\_\_\_\_

FPQ202210/019: SUPPLY, DELIVERY AND REPAIR PST BRIDGE RUN AREA

CLOSING DATE: 20 October 2022 AT 12:00

OFFER TO BE VALID FOR **THIRTY (120) DAYS FROM** THE CLOSING DATE OF BID.

- 
- REQUIRED BY: **EKURHULENI WATER CARE COMPANY**
  - AT: \_\_\_\_\_ SECTION
  - BRAND AND MODEL \_\_\_\_\_ OFFERED
  - COUNTRY OF ORIGIN \_\_\_\_\_
  - DOES THE OFFER COMPLY WITH ALL SPECIFICATIONS? ***YES/NO\****
  - IF NOT TO SPECIFICATION, INDICATE DEVIATION(S) AND SUBMIT FULL TECHNICAL DETAIL AND DRAWINGS ON DEVIATIONS  
\_\_\_\_\_  
\_\_\_\_\_
  - DELIVERY PERIOD: \_\_\_\_\_ DAYS/WEEKS/MONTHS
  - DELIVERY BASIS: \_\_\_\_\_ FIRM/NOT FIRM

Bid prices must be fixed and firm for the duration of the contract period until the product/service has been delivered/finalised.



**MBD 4****DECLARATION OF INTEREST**

1. No bid will be accepted from persons in the service of the state.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.
3. A Person who is an advisor or consultant contracted with the municipality.
4. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

4.1 Full Name of bidder or his or her representative:

\_\_\_\_\_

4.2 Identity Number:

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

4.3 Position occupied in the Company (director, trustee, shareholder<sup>2</sup>):

\_\_\_\_\_

4.4 Company Registration Number: \_\_\_\_\_

4.5 Tax Reference Number: \_\_\_\_\_

4.6 VAT Registration Number: \_\_\_\_\_

4.7 The names of all directors / trustees / shareholder's members, their individual identity numbers and state employee numbers must be indicated in paragraph 5 below.

4.8 Are you presently in the service of the state?

**YES / NO**

If so, furnish particulars.

\_\_\_\_\_

\_\_\_\_\_

4.9 Have you been in the service of the state for the past twelve months?

**YES / NO**

If so, furnish particulars.

\_\_\_\_\_

\_\_\_\_\_

4.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid?

**YES / NO**

If so, furnish particulars.

\_\_\_\_\_

\_\_\_\_\_

4.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid?

**YES / NO**

If so, furnish particulars.

---



---

4.12 Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state?

**YES / NO**

If so, furnish particulars.

---



---

4.13 Are any spouse, child or parent of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state?

**YES / NO**

If so, furnish particulars.

---



---

4.14 Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract.

**YES / NO**

If so, furnish particulars.

---



---

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

| FULL NAME | IDENTITY NUMBER | STATE EMPLOYEE NUMBER |
|-----------|-----------------|-----------------------|
|           |                 |                       |
|           |                 |                       |
|           |                 |                       |
|           |                 |                       |
|           |                 |                       |
|           |                 |                       |

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

(a) A member of –

- any municipal council/entity;
- any provincial legislature; or
- the national Assembly or the national Council of provinces;

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

<sup>2</sup> Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.

### **CERTIFICATION**

**I, THE UNDERSIGNED (NAME) \_\_\_\_\_**

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

**I ACCEPT THAT THE STATE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.**

\_\_\_\_\_  
**SIGNATURE**

\_\_\_\_\_  
**DATE**

\_\_\_\_\_  
**POSITION**

\_\_\_\_\_  
**NAME OF BIDDER**

## MBD 8

**DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES**

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder, or any of its directors have:
  - a. abused the company's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
  - b. been convicted for fraud or corruption during the past five years;
  - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
  - d. Been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

| Item  | Question  | Yes                             | No                             |
|-------|---|---------------------------------|--------------------------------|
| 4.1   | Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?<br><br>(Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).<br><br>The Database of Restricted Suppliers now resides on the National Treasury's website ( <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> ) and can be accessed by clicking on its link at the bottom of the home page. | Yes<br><input type="checkbox"/> | No<br><input type="checkbox"/> |
| 4.1.1 | If so, furnish particulars:   |                                 |                                |
| 4.2   | Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?<br><br>The Register for Tender Defaulters can be accessed on the National Treasury's website ( <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> ) by clicking on its link at the bottom of the home page.  | Yes<br><input type="checkbox"/> | No<br><input type="checkbox"/> |
| 4.2.1 | If so, furnish particulars:   |                                 |                                |
| 4.3   | Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?  | Yes<br><input type="checkbox"/> | No<br><input type="checkbox"/> |
| 4.3.1 | If so, furnish particulars:   |                                 |                                |

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

**CERTIFICATION**

I, THE UNDERSIGNED (FULL NAME \_\_\_\_\_)  
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND CORRECT.

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

\_\_\_\_\_  
**SIGNATURE ON BEHALF OF BIDDER**

**MBD 9****CERTIFICATE OF INDEPENDENT BID DETERMINATION**

1. This Municipal Bidding Document (MBD) must form part of all bids<sup>1</sup> invited.
2. Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).<sup>2</sup> Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
3. Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
  - a. take all reasonable steps to prevent such abuse;
  - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
  - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.

4. This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
5. In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

I, the undersigned, in submitting the accompanying bid:

**FPQ202210/019: SUPPLY, DELIVERY AND REPAIR PST BRIDGE RUN AREA**

in response to the invitation for the bid made by:

**EKURHULENI WATER CARE COMPANY (ERWAT)**

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

I certify, on behalf of \_\_\_\_\_ (Name of Bidder) that:

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
  - (a) has been requested to submit a bid in response to this bid invitation;
  - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
  - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder
6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium<sup>3</sup> will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
  - (a) prices;
  - (b) geographical area where product or service will be rendered (market allocation)
  - (c) methods, factors or formulas used to calculate prices;
  - (d) the intention or decision to submit or not to submit, a bid;
  - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
  - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly,

to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

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

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DATE

\_\_\_\_\_  
POSITION

\_\_\_\_\_  
NAME OF BIDDER

**FORM A**

**MUNICIPAL SERVICES, RATES AND TAXES CLEARANCE CERTIFICATE FOR SUPPLY CHAIN  
MANAGEMENT PURPOSE**

The purpose of this form is to obtain prove that municipal services, rates and taxes of the service provider are **not more than three months in arrears** with the relevant municipality / landlord in the municipal area where the service provider conduct his / her business. Kindly attach the latest municipal rates and taxes account not older than 3 months from date of advertising of bid.

**Where bidders are not owners of a property and cannot submit a copy of the municipal account, the following must be completed together with a Rental/lease agreement:**

|   |            |           |
|---|------------|-----------|
| <b>( TO BE COMPLETED BY THE LANDLORD)</b>                   |            |           |
| Name of the Landlord:                                       |            |           |
| Property Physical Address:                                  |            |           |
| <b>Please tick below</b>                                    | <b>Yes</b> | <b>No</b> |
| Rental: _____ in arrears for more than 3 months             |            |           |
| Municipal services: _____ in arrears for more than 3 months |            |           |
| Landlord Signature:   |            |           |
| Date: _____   |            |           |
| <b>Landlord's business stamp here (where applicable)</b>    |            |           |

**FORM B****CONFIRMATION OF REGISTRATION ON NATIONAL TREASURY CENTRALISED SUPPLIER DATABASE**

| <b>CONFIRMATION OF CSD VENDOR INFORMATION</b> |                     |                |
|---|---------------------|----------------|
| 1   | VENDOR NAME         |                |
| 2   | CSD APPROVED NUMBER | <b>M</b> _____ |
| 3   | COMPANY REG NUMBER  |                |
| 4   | COMPANY TAX NUMBER  |                |
| 5   | COMPANY VAT NUMBER  |                |
| 6   | COMPANY BEE LEVEL   |                |
| 7   | CONTACT PERSON      |                |
| 8   | OFFICE TEL. NUMBER  |                |
| 9   | OFFICE FAX NUMBER   |                |
| 10  | E-MAIL ADDRESS      |                |
| 11  | CELL NUMBER         |                |

I, \_\_\_\_\_ in my capacity as \_\_\_\_\_ being the  
authorized signatory, hereby declare that the above information is true and correct.

\_\_\_\_\_  
**AUTHORISED SIGNATORY DESIGNATION**

\_\_\_\_\_  
**NAME AND SURNAME**

\_\_\_\_\_  
**RESOLUTION DATE: AUTHORISED SIGNATORY APPOINTMENT**

\_\_\_\_\_  
**SIGNATURE**

\_\_\_\_\_  
**DATE**

**FORM C****AUTHORITY OF SIGNATORY TO SIGN BIDS**

The bid shall be signed by a person duly authorised thereto and the following is applicable:

Company: A resolution by its board of directors authorising a director or other official of the company to sign the documents on behalf of the company.

Close Corporation: A resolution by its members authorising a member or other official of the corporation to sign the documents on each member's behalf.



Partnership: All the partners shall sign the documents unless one partner or a group of partners has been authorised to sign on behalf of each partner, in which case proof of such authorisation shall be included in the bid.

Joint Venture: Should two or more firms jointly submit a bid, the bid shall be accompanied by the document of establishment of the joint venture, duly registered and authenticated by a notary public or other official deputed to witness sworn statements, which defines the conditions under which the joint venture will function, the period of duration, the persons authorised to represent the Joint Venture and who are obligated thereby, the participation of the several firms forming the joint venture, and well as any other information necessary to permit a full appraisal of its functioning.

One Man Concern: This shall be clearly stated and all documents shall be signed accordingly.

Details of person responsible for Bid Document process:

Name : \_\_\_\_\_

Contact number : \_\_\_\_\_

Office address : \_\_\_\_\_

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

#### **PRO-FORMA FOR COMPANIES AND CLOSE CORPORATIONS:**

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

Prof./Dr/Mr/Ms \_\_\_\_\_

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

\_\_\_\_\_ and any Contract which may arise there from on

behalf of \_\_\_\_\_

(BLOCK CAPTIALS)

SIGNED ON BEHALF OF THE COMPANY \_\_\_\_\_

IN HIS CAPACITY AS \_\_\_\_\_

DATE \_\_\_\_\_

FULL NAMES OF SIGNATORY \_\_\_\_\_

**AS WITNESSES:** 1. \_\_\_\_\_

2. \_\_\_\_\_

**PRO-FORMA FOR JOINT VENTURES:  
Certificate of Authority for Joint Ventures**

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

| NAME OF FIRM | ADDRESS | DULY AUTHORISED<br>SIGNATORY                                  |
|--------------|---------|---|
|              |         | Signature: .....<br><br>Name: .....<br><br>Designation: ..... |
|              |         | Signature: .....<br><br>Name: .....<br><br>Designation: ..... |
|              |         | Signature: .....<br><br>Name: .....<br><br>Designation: ..... |
|              |         | Signature: .....<br><br>Name: .....<br><br>Designation: ..... |

**N.B.: THE DULY SIGNED AND DATED ORIGINAL OR CERTIFIED COPY OF AUTHORITY OF SIGNATORY ON COMPANY LETTERHEAD SHOULD BE INCLUDED IN THE RETURNABLE DOCUMENTS PACK.**

**2.3 PRICING SCHEDULE****PRICING INSTRUCTIONS**

Pricing instructions mean the criteria as set out below, read together with all parts of this contract document, which it will be assumed in the contract that the tenderer has taken into account when developing his/her prices.

**Bidders will be awarded in line with the provision of the PPPFA Act and PPP Regulations of 2017.**

**Add PRICING SCHEDULE TABLE**

I, the undersigned, the authorised designated signatory, undertake to carry out the works in accordance with the conditions of contract, the specifications for the tender sum as indicated and within the time for completion as specified in the Contract.

BIDDER'S name: \_\_\_\_\_

BIDDER'S signature: \_\_\_\_\_ Date: \_\_\_\_\_

Name of Firm: \_\_\_\_\_

Address \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

Cellular number: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_