

## REQUEST FOR PROPOSAL (RFP)

<b>RFP REFERENCE NUMBER</b>	<b>RFP 04-03-2024</b>	
<b>PROJECT NAME/ DESCRIPTION OF GOODS, WORK OR SERVICES</b>	<b>APPOINTMENT OF A SERVICE PROVIDER FOR PROPOSAL FOR PROVISION OF AUTOMATIC NUMBER PLATE RECOGNITION SYSTEM (ANPR)..</b>	
<b>COMPULSORY BRIEFING SESSION DETAILS</b>	<b>DATE</b>	<b>TIME</b>
	N/A	
<b>RFP CLOSING DETAILS</b>	<b>Date: 16 April 2024</b>  <b>Time: 11h00 a.m.</b>  <b>Email: <a href="mailto:Quotes@cbrta.co.za">Quotes@cbrta.co.za</a></b>	
<b>RFP VALIDITY PERIOD</b>	60 Working days (Commencing from the official RFP closing date)	
<b>ENQUIRIES</b>	<a href="mailto:morwamoche.sekhukhune@cbrta.co.za">morwamoche.sekhukhune@cbrta.co.za</a>	

**PROSPECTIVE BIDDERS MUST REGISTER ON NATIONAL TREASURY'S CENTRAL SUPPLIER DATABASE PRIOR TO SUBMITTING BIDS.**

## SECTION A: SBD 1

### PART A: INVITATION TO BID

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:		<b>OR</b>	CENTRAL SUPPLIER DATABASE No:	MAAA
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No	
<b>[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES &amp; QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]</b>					
<i>ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		<i>ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?</i>	<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
<b>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.</b>					

**PART B :TERMS AND CONDITIONS FOR BIDDING**

<b>1. BID SUBMISSION:</b>
1.1. BIDS MUST BE SUBMITTED BY THE STIPULATED TIME TO THE CORRECT EMAIL ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. <b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</b>
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
<b>2. TAX COMPLIANCE REQUIREMENTS</b>
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
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.
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."

**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:

.....

DATE:

.....

## **SECTION B: TERMS OF REFERENCE**

### **1. Introduction to C-BRTA**

The Cross-Border Road Transport Agency (C-BRTA) is PFMA Schedule 3A Agency established through the Cross-Border Road Transport Act 4 of 1998 and provides advice, regulation, facilitation and law enforcement in respect of commercial cross border road transportation. The Act gives the C-BRTA mandate to licence commercial cross border road transport operators by issuing permits to operate. The provision of cross-border transport services in South Africa is subject to the provisions of the Cross-Border Road Transport Act. In terms of the Act, any person or organisation wishing to provide cross-border transport services must apply to the Cross-Border Road Transport Agency's Regulatory Committee for a Permit to conduct cross-border business.

The Cross-Border Road Transport Agency's (C-BRTA) thus exists, amongst others, to improve the flow of passengers and freight road transport in the region, introduce regulated competition in cross-border road transport, reduce operational constraints for the cross-border road transport industry, provide oversight and monitoring functions, and to improve the unimpeded transport flow by road of freight and passengers.

### **2. General rules and instructions**

- 2.1. Bidders or their agents shall not make any news releases concerning this RFQ or the awarding of the same or any resulting agreement(s) without the consent of, and then only in co-ordination with, C-BRTA and its Client.
- 2.2. Any bidder who has reasons to believe that the RFQ specification is based on a specific brand must inform C-BRTA within five (5) days after the publication of the RFQ.
- 2.3. This RFB is subject to Government Procurement: General Contract Conditions – July 2011, Special Contract Conditions and any other contract conditions to be finalised during contracting.

### **3. Instructions for submitting bids**

- Bidders should submit their bid responses strictly to [Quotes@cbrta.co.za](mailto:Quotes@cbrta.co.za). Bid responses received outside this email address will NOT be considered.
- Bid responses will NOT be considered if submitted after the closing date and time.

#### **4. RFQ Returnable**

4.1. Bidders shall submit response in accordance with the response format below. Failure to do so shall result in the rejection of the bidder's RFQ response.

#### **4.2. Schedule Index:**

- Schedule 1:** Completed and signed SBD 1
- Schedule 2:** Central Supplier Database (CSD) Registration Report
- Schedule 3:** Bidder's Tax Compliance System PIN and / or valid Tax Clearance Certificate (TCC)
- Schedule 4:** Sworn Affidavit or valid B-BBBEE Certificate
- Schedule 5:** Completed and signed SBD 4 – Bidder's Disclosure
- Schedule 6:** Completed and signed SBD 6.1 – Preference Points Claim
- Schedule 7:** Pricing / Costing

## **SECTION C: SCOPE OF WORK/SERVICES**

### **TERMS OF REFERENCE FOR THE APPOINTMENT OF A SERVICE PROVIDER FOR PROVISION OF AUTOMATIC NUMBER PLATE RECOGNITION SYSTEM (ANPR)..**

Terms of reference guidelines should cover the following areas:

#### **1. PROJECT TITLE**

The supply, fitment and maintenance of Automated Number Plate Recognition Systems and Electronic Vehicle Identification System (EVI) capabilities.

#### **2. BACKGROUND AND MOTIVATION**

- 2.1. The Cross-Border Road Transport Agency (C-BRTA) is a schedule 3A Agency established through the Cross-Border Road Transport Act 4 of 1998 and provides advice, regulation, facilitation, and law enforcement in respect of commercial cross border road transport. The Act gives the C-BRTA mandate to licence commercial cross border road transport operators by issuing permits to operate. The Act further implores the Agency to eliminate constraints and reduce operational impediments for the Operators.
- 2.2. The Act determines that the Road Transport Inspectorate must, from time to time, submit a report to the Regulatory Committee containing the following: -
  - a. law enforcement information on a route basis
  - b. general information on traffic flows and tendencies; or
  - c. any other matters as may be prescribed by the Committee.
- 2.3. Section 25 of the Act prohibits any person from undertaking cross-border road transport without a valid permit. The C-BRTA is further mandated to enforce the provisions of the Act, through law enforcement to ensure that permit holders operate within the within the prescribed legal parameters/permit conditions.
- 2.4. The Agency, amongst other things collects intelligence from various sources (internal / external) about operators, traffic flows and tendencies, including behavioural patterns; and then present detailed reports to the Regulatory Committee of the Agency. Collection of information is done through:
  - Law enforcement inspections;
  - Cross Easy permit system statistical reports;
  - Route profiling;
  - Operator profiling;
  - Intelligence gathering;
  - Analysis of documents; and
  - External stakeholders

2.5. The objective of the request is to invite suitable qualified and a reputable professional service provider to quote for the supply, fitment and maintenance of Automated Number Plate Recognition Systems and Electronic Vehicle Identification System (EVI) capabilities in two vehicles procured outside this tender.

### **3. SCOPE OF WORK**

- 3.1. Bidders must quote on supply, fitment and maintenance of Automated Number Plate Recognition Systems and Electronic Vehicle Identification System (EVI) capabilities in two vehicles procured outside this tender.
- 3.2. The Static Automatic Number Plate Recognition (ANPR) Vehicle is used to identify wanted vehicles and drivers on a data file, making use of ANPR cameras and captured information.
- 3.3. Each camera unit must have its own integrated Infra-Red (IR) illuminator making it possible to deploy the vehicle at any time, day, or night.
- 3.4. Each camera unit must be supported by additional lighting at the front of the vehicle to increase higher levels of illumination during night.
- 3.5. Captured plate data must be sent by 3G connectivity in real time to a central database where it is compared against Cross Easy permit system, National databases (Unicode, NaTIS, SAPS stolen vehicles, etc.) as well as on board databases.
- 3.6. Any vehicle, which links to a wanted record, must be clearly identified within the shortest possible time to the vehicle operator.
- 3.7. The ANPR system must be able to query local databases like Cross Easy, National Traffic Contravention Management System (NTCMS) and other hotlists in real time to identify vehicles with cross border permit violations.
- 3.8. Notification of data matches must be automatically linked to key personnel via remote monitoring systems or the on-board communications systems.
- 3.9. The in-car system must be simple to operate.
- 3.10. Notifications must be done by Telegram to pre-programmed cell numbers on every vehicle read and sought which matches on any of the queried databases.
- 3.11. At least two cameras must be installed to capture the number plate information.
- 3.12. The GPS coordinates of the location as well as date and time stamp of each vehicle read must be automatically linked to the information stored and relayed to the central database in real time. This facility ensures other Authorities searching for a vehicle that was sighted by the roaming vehicles can identify where and when it was last sighted.
- 3.13. Manual queries must be possible to query the centralized database from the vehicle. The query can be made based on at least number plate, ID Number or VIN number.
- 3.14. Specifications of the 2 X ANPR systems (to be fitted on 2 vehicles to be supplied by the CBRTA) is as follows:

ANPR: 2 x ANPR CAMERAS able to read parked as well as moving vehicles
at high speed and must be able to operate when its dark (places where there are no lights).
SOFTWARE All required drivers and Windows Operating System Mobile License Plate Recognition Engine software license License Plate recognition license
PC Industrial Vehicle PC Built-in sound 250GB HDD 8GB RAM 10" High Brightness Touch Screen
Dual SIM 3G Router
Vehicle mounted printer
High Brightness LED Illuminators for night operations
GPS Receiver
Camera Mounting Arrangement: Camera covert installation
The system must be able to integrate with CBRTA systems including Cross Easy, Contravention Systems and other hotlists databases.
CBRTA will make available the vehicles for fitment of systems.

#### 4. EXPECTED OUTCOMES

- 4.1. The offer must be inclusive of hardware, software, solution, and storage requirements installed in a designated area to be manned by C-BRTA staff and must interface with the technology currently in use by the C-BRTA.
- 4.2. Proposed Methodology and Project plan in line with the phases and requirements.
- 4.3. The successful service provider will be required to sign a service level agreement prior to execution of work.
- 4.4. Terms of reference /specifications for provision of ANPR system, support, and maintenance.
- 4.5. The hardware /equipment tool remain the property of the CBRTA at the end of the agreed term of contract.



**5. DURATION**

It is expected that the service be provided for a period of 36 (thirty-six) months.

**6. INTELLECTUAL PROPERTY**

The C-BRTA will take ownership of any reports, any work and other intellectual property that will arise out of this project.

**7. PROJECT MANAGEMENT**

A Joint Monitoring Management task team, consisting of CBRTA Executive: Law Enforcement and Provider will be established. This committee will meet on monthly basis.

**8. MANDATORY REQUIREMENTS**

Requirement	Comply	Not comply
<p>Accredited Service Provider who makes use of a Quality Management System based on the International Standards (ISO9001:2015):</p> <p>Proof of an agreement to access eNaTIS.</p> <p>Proof of an agreement to access SAPS systems for the purpose of enquiring for stolen / wanted vehicles.</p> <p>Note: Attach certificate(s) as proof.</p>		

**9. EVALUATION CRITERIA**

Evaluation Criteria	Comply	Not comply
<p><b>1. Company experience</b></p> <p>Bidders must demonstrate relevant experience and track record in ANPR installation, support, and maintenance.</p> <p>Details of ANPR systems the bidder previously installed, supported, and maintained successfully over the last 5 years.</p> <p>The information required should include client name, project scope, description and relevance to the</p>		

<p>tendered project, project cost as well as duration of project (indicate start and end date).</p> <p>Provide company profile that clearly indicates the number of years' experience of the firm/company (experience must be relevant to scope of work.)</p>		
<p><b>2. Resource experience</b></p>		
<p>The competence, qualifications and certification of key resources that will implement, support, and maintain the system, emphasis must be on the skills and experience in technical areas comparable to the project. Team Leader must have at least five (5) years' experience in implementation of ANPR solutions and associated processes.</p> <p>Provide CV detailing experience and relevant qualifications of resource.</p>		
<p><b>3. References</b></p>		
<p>Provision of ANPR, support and maintenance by the company.</p> <p>Provide at least 3 reference letters of successful projects completed. The information required should include :</p> <ul style="list-style-type: none"> <li>○ Client name and contact information;</li> <li>○ Project scope;</li> <li>○ Duration of project (indicate start and end date);</li> </ul> <p><b>NB:</b> Only letters relevant to project scope will be considered.</p> <p>Only reference letters (on the client's letterhead) will be considered, not purchase orders or appointment letters.</p>		

4. Methodology		
<p>The prospective service providers must provide the following in accordance with the scope of work:</p> <ul style="list-style-type: none"> <li>• Project implementation schedule with an outline of key deliverables per milestone and related resource allocation (project scope must be delivered in not more than 3 months).</li> <li>• Key project dependencies must also be clearly indicated.</li> <li>• Proposed Quality Assurance approach for the deliverables.</li> <li>• Support model for provision of the system support and maintenance services.</li> </ul>		

## 10. PRICING

Service providers are expected to complete the following table as part of the proposal:

NO	DESCRIPTION	QUANTITY	RATE PER HOUR/ UNIT RATE	PRICE IN RSA CURRENCY (INCLUDING VAT)
1.	Installation of the ANPR system	2		R
2.	Support and maintenance	2		R
<b>TOTAL COST INCLUDING VAT</b>				<b>R</b>

## SECTION D: STANDARD BIDDING DOCUMENTS

### BIDDER'S DISCLOSURE

**SBD4**

#### 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 interest<sup>1</sup> 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:  
.....  
.....

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:  
.....  
.....

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<sup>1</sup> 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.

**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 consortium 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.
- 3.5 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.
- 3.6 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.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, 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 ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

..... Signature	..... Date
..... Position	..... Name of bidder

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

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

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

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**1. GENERAL CONDITIONS**

- 1.1 The following preference point systems are applicable to invitations to tender:
- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
  - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).
- 1.2 The applicable preference point system for this tender is the **80/20** preference point system.
- 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 The maximum points for this tender are allocated as follows:
- |                                                  | <b>POINTS</b> |
|--------------------------------------------------|---------------|
| <b>PRICE</b>                                     | <b>80</b>     |
| <b>SPECIFIC GOALS</b>                            | <b>20</b>     |
| <b>Total points for Price and SPECIFIC GOALS</b> | <b>100</b>    |
- 1.5 Points for specific goals for this tender will be allocated on the basis B-BBEE Status Level as shown in Table 1 below.
- 1.6 In order to claim points for specific goals, bidders must submit B-BBEE Certificate and/or sworn affidavit, as the case may be.
- 1.7 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.

- 1.8 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:

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

Where

$P_s$  = Points scored for price of tender under consideration

$P_t$  = Price of tender under consideration

$P_{min}$  = 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:

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 P_s = 80 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) & \text{or} & P_s = 90 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right)
 \end{array}$$

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 tenderers: The tenderer must indicate how they claim points for each preference point system. Thus, tenderers are required to indicate number of points in line with their B-BBEE Status Level and Ownership***



No	The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Means of verification	Number of points claimed (80/20 system) (To be completed by the tenderer)
A	BBBEE Level 1 - 4	10	BBBEE or Sworn affidavit submitted with the bid	
B	Women owned Enterprises	5	Central Supplier Database	
C	Enterprises owned by Disable people	5	Medical report	
<b>D</b>	<b>Total point claimed</b>	<b>D= A + B + C</b>		

## 5. SUBMISSIONS BY CONSORTIUMS AND JOINT VENTURES

5.1 If a submission is made by a consortium or Joint Venture, the points claimed for ownership must be detailed separately on an attachment showing the following:

- The percentage (%) of the contract allocated to each JV member or consortium member. This should also be included in an agreement to be made available on request by C-BRTA
- The percentage ownership by race category of each JV member or consortium member in each of the specific goals relevant to this bid.
- The total points claimed will be the sum of the percentage contract allocation for each partner multiplied by the percentage weighting for the race category, multiplied by the percentage ownership in the relevant specific goal.

## 6. DECLARATION WITH REGARD TO COMPANY/FIRM

6.1. Name of company/firm.....

6.2. Company registration number: .....

6.3. 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]

6.4. 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.

<p>..... <b>SIGNATURE(S) OF TENDERER(S)</b></p>	
<b>SURNAME AND NAME:</b>	.....
<b>DATE:</b>	.....
<b>ADDRESS:</b>	.....
	.....
	.....
	.....