

TRANSNET



TENDER NO. : EFT-1112476-002

**Transnet Freight Rail (RME)
Procurement Reception Area
Cnr. North Reef and Jet Park Road
ELANDSFONTEIN**

NAME OF TENDERER : _____

ADDRESS : _____

TEL : _____ **FAX :** _____

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NEC3 Term Service Contract (TSC)

entered into by and between

Transnet SOC Ltd

Registration Number 1990/000900/30
(hereinafter referred to as the "*Employer*")

and

TBA

(hereinafter referred to as the "*Contractor*")

Description of the works: Provision of OHTE Resources and Substation Upgrade at Port Elizabeth on an as and when required basis.

Contract Number: EFT-112476-002 E

“PREVIEW COPY ONLY”



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Transnet SOC Ltd
Enquiry number: EFT-112476-002 E
Description of Works: Provision of OHTE Resources and Substation Upgrade –Port Elizabeth

T1.1 Tender Notice and Invitation to Tender

Transnet SOC Ltd invites tenderers to bid for a tender for Provision of OHTE Resources and Substation Upgrade at Port Elizabeth.

Preferences are offered to tenderers who are in possession of a valid SANAS approved BBBEE certificate.

The physical address for collection of tender documents is:

Transnet Freight Rail (RME)
Cnr. North Reef & Jet Park Road
Elandsfontein
1406

Documents may be collected during working hours after **08h00 on Monday 3rd December 2012.**

Queries relating to the issue of these documents may be addressed to

Mrs Estelle Dunn
Tel No 011 878 7111
Vax No. 086 683 3442
Email Estelle.dunn@transnet.net

A **compulsory clarification** meeting with representatives of the Employer will take place at:

Transnet Freight Rail(RME)

Cnr. North Reef and Jet Park Road

Elandsfontein

On Friday 7th December 2012 starting at 10h00.

The closing time for receipt of tenders is **12h00 on Wednesday 9th January 2013.**

Telegraphic, telephonic, facsimile, e-mail and late tenders will not be accepted.

Tenders may only be submitted on the tender documentation that is issued.

Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the Tender Data.



Transnet SOC Ltd
Enquiry number: EFT-112476-002 E
Description of Works: Provision of OHTE Resources and Substation Upgrade –Port Elizabeth

**ACKNOWLEDGMENT OF RECEIPT OF DOCUMENTS
AND INTENTION TO TENDER**

(To be returned within 3 days after receipt)

VAX TO: Transnet Freight Rail	Project No.:	C.112476
Vax No. 086 683 3442	Tender No.:	EFT-112476-002 E
Attention: Robert Magolego	Closing Date:	

For: Provision of OHTE Resources and Substation Upgrade at Port Elizabeth

We: Do wish to tender for the work and shall return our tender by the due date above **Check Yes**

Do not wish to tender on this occasion and herewith return all your documents received **No**

REASON FOR NOT TENDERING:

COMPANY'S NAME, ADDRESS, CONTACT, PHONE AND FAX NUMBERS

SIGNATURE : _____

TITLE: _____

T1.2 Tender Data

The conditions of tender are the Standard Conditions of Tender as contained in Annex F of the CIDB Standard for Uniformity in Construction Procurement (January 2009) as published in Government Gazette No 31823, Board Notice 12 of 2009 of 30 January 2009, subsequently amended (May 2010), Board Notice 86 of 2010. (See www.cidb.org.za)

The Standard Conditions of Tender make several references to Tender Data for details that apply specifically to this tender. This Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the Standard Conditions of Tender.

Each item of data given below is cross-referenced in the left hand column to the clause in the Standard Conditions of Tender to which it mainly applies.

Clause	Data
F.1.1	The <i>Employer</i> is Transnet SOC Ltd (Reg No. 1990/000900/30)
F.1.2	The tender documents issued by the <i>Employer</i> comprise: <ul style="list-style-type: none"> Part T1: Tendering procedures <ul style="list-style-type: none"> T1.1 Tender notice and invitation to tender T1.2 Tender data Part T2 : Returnable documents <ul style="list-style-type: none"> T2.1 List of returnable documents T2.2 Returnable schedules C2.2 Activity schedules / Bill of Quantities Part C: The contract <ul style="list-style-type: none"> Part C1: Agreements and contract data <ul style="list-style-type: none"> C1.1 Form of offer and acceptance C1.2 Contract data (Part 1 & 2) C1.3 Form of Guarantee C1.4 Adjudicator's Contract Part C2: Pricing data <ul style="list-style-type: none"> C2.1 Pricing instructions Part C3: Scope of work <ul style="list-style-type: none"> C3 Works Information Part C4: Site information <ul style="list-style-type: none"> C4 Site information
F.1.4	The <i>Employer's agent</i> is: <ul style="list-style-type: none"> Name: Transnet Freight Rail (RME) Address: Estelle Dunn Tel No. Cnr. North Reef & Jet Park Road, Elandsfontein Fax No. 011 878 7017 E – mail 011 826 6912 Estelle.Dunn@transnet.net
F1.6	The competitive negotiation procedure may be applied.

F.2.7 The arrangements for a compulsory clarification meeting are as stated in the Tender Notice and Invitation to Tender.

Tenderers must sign the attendance list in the name of the tendering entity. Addenda will be issued to and tenders will be received only from those tendering entities appearing on the attendance list.

F.2.12 No alternative tender offers will be considered

F.2.13.3 Parts of each tender offer communicated on paper shall be as an original, plus 1 (one) copies.

F.2.13.5 The Employer's details and address for delivery of tender offers and identification details that are to be shown on each tender offer package are:

Location of tender box

Physical address: TRANSNET FREIGHT RAIL (RME)

Identification details: Cnr. North Reef & Jet Park Road,
Elandsfontein

The tender documents must be submitted in a sealed envelope labelled with:

- The Project Name: OHTE Upgrade
- The Tender Number: EFT 112476-002
- The Tender Description: Provision of OHTE Resources and Substation Upgrade-Port Elizabeth

Documents must be marked for the attention of: The Contracts Administrator: Estelle Dunn

F.2.13.9 Telephonic, telegraphic, facsimile or e-mailed tender offers will not be accepted. Prior arrangement on the submittal of large tender documents should be made with the Contracts Administrator.

F.2.15 The closing time for submission of tender offers is as stated in the Tender Notice and Invitation to Tender.

F.2.16 The tender offer validity period is 8 weeks

F.2.18 Provide, on request by the *Employer*, any other material information that has a bearing on the tender offer, the tenderer's commercial position (including notarized joint venture agreements), preferencing arrangements, or samples of materials, considered necessary by the *Employer* for the purpose of a full and fair risk assessment. Should the tenderer not provide the material, or a satisfactory reason as to why it cannot be provided, by the time for submission stated in the *Employer's* request, the *Employer* may regard the tender offer as non-responsive.

F.2.20 If requested, submit for the *Employer's* acceptance before formation of the contract, all securities, bonds, guarantees, policies and certificates of insurance required in terms of the conditions of contract identified in the Contract Data. (The format is included in Part T2.2 of this procurement document).

F.2.22 Return all retained tender documents within 28 day after the expiry of the validity period

- F.2.23 The tenderer is required to submit with his tender:
1. an **original** or a **certified copy** of a **valid** Tax Clearance Certificate issued by the South African Revenue Services;
 2. A valid SANAS B-BBEE accreditation certificate, and
 3. Letter of good standing with the compensation commissioner.

Note: Refer to Section T2.1 for List of Returnable Documents

F.3.4 The time and location for opening of the tender offers are:
 Time 12h05 on 9th January 2013.
 Location : Cnr. North Reef & Jet Park Road, Elandsfontein.

F.3.11.5 The procedure for the evaluation of responsive tenders is Method 4

The value of W_2 is 60. The score for financial offer is calculated using Formula 2 (Option 2) where W_1 is the percentage score given to financial offer and equals 100 minus W_2 .

The score for quality and financial offer is to be combined, before the addition of the score for preference, as follows:

$$W_C = W_3 \times \frac{(1 + (S - S_m))}{S_m}$$

Where W_3 is the number of tender evaluation points for quality and financial offer and equals:

- 1) 90 where the financial value inclusive of VAT of all responsive tenders received have a value in excess of R1 000 000; or
- 2) 80 where the financial value inclusive of VAT of one or more responsive tender offers equals or is less than R1 000 000.

S is the sum of score for quality and financial offer of the submission under consideration

S_m is sum of the score for quality and financial offer of the submission scoring the highest number of points

Up to 100 minus W_3 tender evaluation points will be awarded to tenderers who complete the preferencing schedule and who are found to be eligible for the preference claimed.

F.3.11.3 The quality criteria and maximum score in respect of each of the criteria are as follows:

Quality criteria	Maximum number of points
Availability of Equipment	25
Management and CVs of Key Persons	25
Health and Safety	25
Previous Experience	25
Maximum possible score for quality (W_Q)	100

Each evaluation criteria will be assessed in terms of six indicators – no response, poor, less than acceptable, acceptable, above acceptable and excellent. Scores of 0, 20, 40, 60, 80 or 100 will be allocated to no response, poor, satisfactory, good and very good, respectively. The scores of each of the evaluators will be averaged, weighted and then totalled to obtain the final score for quality. (See CIDB Best Practice Guideline #4)

Score	Prompt for judgement
0	Failed to address the question / issue
20	A detrimental response / answer / solution – limited or poor evidence of skill / experience sought or high risk that relevant skills will not be available
40	Less than acceptable – response / answer / solution lacks convincing evidence of skill / experience sought or medium risk that relevant skills will not be available.
60	Acceptable response / answer / solution to the particular aspect of the requirements and evidence given of skill / experience sought
80	Above acceptable – response / answer / solution demonstrating real understanding of requirements and evidence of ability to meet it.
100	Excellent – response / answer / solution gives real confidence that the tenderer will add real value.

The scores of each of the evaluators will be averaged, weighted and then totalled to obtain the final score for quality.

Should the BBBEE rating not be provided, Transnet reserves the right to award no points and/or declare the tender void. Transnet also reserves the right to carry out an independent audit of the tenderers scorecard components at any stage from the date of close of the tenders until completion of the contract.

Tenderers with no accreditation will score zero points for preferencing.

Tender offers will only be accepted if:

- a) the tenderer submits **an original valid** Tax Clearance Certificate issued by the South African Revenue Services or has made arrangements to meet outstanding tax obligations;
- b) the tenderer submits a letter of intent from an insurer undertaking to provide the Performance Bond to the format included in Part T2.2 of this procurement document
- c) the tenderer is registered with the Construction Industry Development Board in an appropriate contractor grading designation;
- d) the tenderer or any of its directors/shareholders is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector;
- e) the tenderer has not:
 - i) abused the Employer's Supply Chain Management System; or
 - ii) failed to perform on any previous contract and has been given a written notice to this effect;
- f) the tenderer has completed the Compulsory Enterprise Questionnaire and there are no conflicts of interest which may impact on the tenderer's ability to perform the contract in the best interests of the Employer or potentially compromise the tender process and persons in the employ of the state are permitted to submit tenders or participate in the contract;
- g) the tenderer is registered and in good standing with the compensation fund or with a licensed compensation insurer;
- h) the Employer is reasonably satisfied that the tenderer has in terms of the Construction Regulations, 2003, issued in terms of the Occupational Health and Safety Act, 1993, the necessary competencies and resources to carry out the work safely.

F.3.18 The number of paper copies of the signed contract to be provided by the Employer is 1 (one).
