

REQUEST FOR QUOTATIONS

Transnet Freight Rail a Division of Transnet SOC Ltd. invites all interested parties to respond to a request for quotation (RFQ) as indicated below. All tenders should be submitted on the appropriate tender forms and should be deposited in the **Tender Box** before 12h00 on the closing date of the Tender.

If delivered by hand, the RFQ submissions must be addressed to **The Chairman of the Acquisition Council**, **Ground Floor Queens Warehouse (Reception Area) 237 Mahatma Gandhi Road Point Durban.**

Tender documents may be obtained Free Of Charge on and after **Friday 13 June 2014** and **must be collected before 11h00 on Friday 27 June 2014** at Trai snet Freight Rail, Supply Chain Services, Queen's Warehouse, 237 Mahatma Gandhi Road, Durban during the office hours 09h00 to 15h00 during weekdays.

(NB: No tenders will be issued after this deadline)

RFQ documents may be viewed from the website by clicking on the REQ number that is highlighted in red on the website: (http://www.transnetfreightrail-tfr.net/Supplier/Pages/Tenders.aspx)

RFQ NUMBER: RME DBN 040/2014

DESCRIPTION: SUPPLY AND DELIVERY OF DOUPLE DOWNS AND VERTICAL BRACKETS

REQUIRED AT: 130 EEL ROAD BAYHEAD DURBAN

A Formal briefing session <u>will not be held</u> but should Respondents have specific queries they should e-mail these to the Transnet employee(s) indicated in the (RFQ)

CLOSING DATE: 27 JUNE 2014 AT 12 HD.

For enquiries regarding the code on the RFQ please contact:

Name: Anne Mongie

Tel: 031 361 1759

Email: anne mon securansnet.net

Transper Freicht Rail urges Clients & Suppliers to report fraud/corruption at Transpet to TIPOFFS

ANONYMOUS: 0800 003 056



Transnet Freight Rail RME, a division of

TRANSNET SOC LTD

Registration Number 1990/000900/30 [hereinafter referred to as **Transnet**]

REQUEST FOR QUOTATION [RFQ] N RME DBN-040/2014

FOR THE SUPPLY OF: OHIE BOOMS AND VERTICAL BRACKETS

FOR DELIVERY TO: 30 EEL ROAD BAYHEAD DURBAN

ISSUE DATE: 13 JUNE 2014

CLOSING DATE: 27 JUNE 2014

CLOSING TIME: 12:00

Section 1 NOTICE TO BIDDERS

Quotations which must be completed as indicated in Section 2 of this RFQ are to be submitted as follows:

METHOD: Tender Box

CLOSING VENUE: The Chairman of the Acquisition Council

Ground Floor Queens Warehouse 237 Mahatma Gandhi (Point) Road

Point, Durban

1 Responses to RFQ

Responses to this RFQ [**Quotations**] must not include decape to or reference relating to any other quotation or proposal. Any additional conditions must be embodied in an accompanying letter.

2 Broad-Based Black Economic Empowerment [BEE]

Transnet fully endorses and supports the Government's Broad-Based Black Economic Empowerment Programme and it would therefore prefer to do business with local business enterprises who share these same values. Transnet will accordingly allowed "preference" to companies who provide a valid B-BBEE Verification Certificate. All programment transactions will be evaluated accordingly.

2.1 B-BBEE Scorecard and lating

As prescribed in terms of the Preferential Procurement Policy Framework Act (PPPFA), Act 5 of 2000 and its Regulations, Respondents are to note that the following preference point system is applicable to a bids:

- the 80/20 system for requirements with a Rand value of up to R1 000 000 (all applicable taxes included).
- Bidders are to note that if the 80/20 preference point system is stipulated in this RFQand all Bids received exceed R1 000 000.00, the RFQ must be cancelled.

The value of this bid is estimated to be below R1000 000 (all applicable taxes included) and therefore the **80/20** system shall be applicable.

When Transnet invites prospective suppliers to submit Proposals for its various expenditure programmes, it requires Respondents to have their B-BBEE status verified in compliance with the Codes of Good Practice issued in terms of the Broad Based Black Economic Empowerment Act No. 53 of 2003.

The Department of Trade and Industry recently revised the Codes of Good Practice on 11 October 2013 [Government Gazette No. 36928]. The Revised Codes will replace the Black Economic Empowerment Codes of Good Practice issued on 9 February 2007. The Revised Codes provide for a one year transitional period starting 11 October 2013. During the transitional period, companies may elect to be measured in terms of the Revised Codes or the 2007 version of the Codes. After

Respondent's Signature Date & Company Stamp

the first year of the implementation of the Revised Codes, B-BBEE compliance will be measured in terms of the Revised Codes without any discretion. Companies which are governed by Sector-specific Codes will be measured in terms of those Sector Codes.

As such, Transnet will accept B-BBEE certificates issued based on the Revised Codes. Transnet will also continue to accept B-BBEE certificates issued in terms of the 2007 version of the Codes provided it was issued before 10 October 2014. Thereafter, Transnet will only accept B-BBEE certificates issued based on the Revised Codes.

Respondents are required to complete Annexure A [the B-BBEE Preference Point Claim Form] and submit it together with proof of their B-BBEE Status as stipulated in the Claim Form in order to obtain preference points for their B-BBEE status.

Note: Failure to submit a valid and original B-BBEE certificate or a certified copy thereof at the Closing Date of this RFQ will result in a score of zero being allocated for B-BBEE.

[Refer clause 19 below for Returnable Documents regard

B-BBEE Improvement Plan - Not Applicate

2.2 Supplier Development Initiatives No Applicable

3 Communication

- a) Respondents are wirned that a response will be liable for disqualification should any attempt be made by a Respondent either directly or indirectly to canvass any officer(s) or employee of Transparin respect of this RFQ between the closing date and the date of the award of the business.
- b) A Respondent may, however, before the closing date and time, direct any written enquiries lating to the RFQ to the following Transnet employee:

Name: Anne Mongie Email: anne.mongie@transnet.net

c) Respondents may also, at any time after the closing date of the RFQ, communicate with the Regional Supply Chain Manager Durban Boitumelo Manyakalle on any matter relating to its RFQ response:

Telephone 031 361 1016 Email <u>Boitumelo.manyakalle@transnet.net</u>

Tax Clearance

The Respondent's original and valid Tax Clearance Certificate must accompany the Quotation. Note that no business shall be awarded to any Respondent whose tax matters have not been declared by SARS to be in order.

4 VA	T Registration	
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The valid VAT registration number must be stated here:	[if applicable]
The valid vitt registration hamber mast be stated here:	

Respondent's Signature	Date & Company Stan

5 Legal Compliance

The successful Respondent shall be in full and complete compliance with any and all applicable national and local laws and regulations.

6 Changes to Quotations

Changes by the Respondent to its submission will not be considered after the closing date and time.

7 Pricing

All prices must be quoted in South African Rand on a fixed price basis, excluding VAT.

8 Prices Subject to Confirmation

Prices quoted which are subject to confirmation will not be considered.

9 Negotiations

Transnet reserves the right to undertake post-tender negotiation, with selected Respondents or any number of short-listed Respondents.

10 Binding Offer

Any Quotation furnished pursuant to this Request shall be deemed to be an offer. Any exceptions to this statement must be clearly and specifically indicated.

11 Disclaimers

Transnet is not committed to any course of action as a result of its issuance of this RFQ and/or its receipt of a Quotation in response to it. These note that Transnet reserves the right to:

- modify the RFCs goods recruice(s) and request Respondents to re-bid on any changes;
- reject any Quotation which does not conform to instructions and specifications which are detailed herein;
- disqualify Quatations submitted after the stated submission deadline;
- ot reconsarily accept the lowest priced Quotation;
 - eject all Quotations, if it so decides;
 - place an order in connection with this Quotation at any time after the RFQ's closing date;
- award only a portion of the proposed goods / service/s which are reflected in the scope of this RFQ;
- split the award of the order/s between more than one Supplier/Service Provider; or
- make no award at all.

Transnet reserves the right to award business to the highest scoring bidder/s unless objective criteria justify the award to another bidder.

12 Transnet's supplier integrity pact

Transnet's Integrity Pact requires a commitment from suppliers and Transnet that they will not engage in any corrupt and fraudulent practices, anti-competitive practices; and act in bad faith towards each other.

The Integrity Pact also serves to communicate Transnet's Gift Policy as well as the remedies available to Transnet where a Respondent contravenes any provision of the Integrity Pact.

Respondents are required to familiarise themselves with the contents of the Integrity Pact which is available on the Transnet Internet site [www.transnet.net/Tenders/Pages/default.aspx] or on request. Furthermore, Respondents are required to certify that they have acquainted themselves with all the documentation comprising the Transnet Integrity Pact and that they fully comply with all the terms and conditions stipulated in the Transnet Supplier Integrity Pact as follows:



Should a Respondent need to declare previous transgressions or a serious Freach of law in the preceding 5 years as required by Annexure A to the Integrity Past, such declaration must accompany the Respondent's bid submission.

13 Respondent's Samples - Not Applicable

14 Evaluation Criteria

Transnet will utilise the following criteria [not necessarily in this order] in choosing a Supplier/Service Provider, if so required:

Criterion/C	riteria	Explanation
Administrat	tive	completen s of response and returnable documents
responsiver	ness	
Final we	ighte 1	Pricing and price basis [firm] - whilst not the sole factor for consideration,
evaluation	bal ed	competitive pricing and overall level of unconditional discounts ¹ will be critical
on	80/20	B-BBEE status of company - Preference points will be awarded to a bidder for
practen e	oint	attaining the B-BBEE status level of contribution in accordance with the table
VS '∡m	as	indicated in Annexure A.
idicated	in	
paragraph	Error!	
Reference	source	
not found.		

15 Validity Period

Transnet desires a validity period	of 90 [ninety] days from	the closing	date of	this	RFQ.
This RFO is valid until			_			

¹ Only unconditional discounts will be taken into account during evaluation. A discount which has been offered conditionally will, despite not being taken into account for evaluation purposes, be implemented when payment is effected.

16	Banking Details	
	BANK:	
	BRANCH NAME / CODE:	
	ACCOUNT HOLDER:	
	ACCOUNT NUMBER:	
17	Company Registration	
	Registration number of company / C.C.	
	Registered name of company / C.C.	
18	Disclosure of Prices Quoted	
	Respondents must indicate here whether Transnet may disclose their quoted prices and	d conditions to
	other Respondents:	
	YES NO	
19	Returnable Documents	
	Returnable Documents means all the documents Sections and Annexures, as listed	d in the tables
	below.	
	a) Respondents are required to submit with the Quotations the Returnable Documer below.	1ts , as detailed
	Failure to provide all these Returnable Documents at the Closing Date and	d time of this
	RFQ may result in a Respondent's disqualification. Respondents are there	
	ensure that <u>all</u> these Documents are returned with their Quotations.	_
	All Sections as indicated in the footer of each page, must be signed, stamped and	d dated by the
	Respondent. Prase confirm submission of these Returnable Documents by so indicati	ing [Yes or No]
	in the table pelow:	
	Returnable Documents	Submitted [Yes or No]
SECT	NN 1 : Notice to Bidders	
	Valid and original B-BBEE Verification Certificate or certified copy thereof [Large Enterprises and QSEs]	
	Note: failure to provide a valid B-BBEE Verification Certificate at the closing date and time of the RFQ will result in an automatic score of zero for preference	
	Valid and original B-BBEE certificate/sworn affidavit or certified copy thereof	

from auditor, accounting officer or SANAS accredited Verification Agency

Note: failure to provide a valid B-BBEE Verification Certificate at the closing date and time of the RFQ will result in an automatic score of zero being

In the case of Joint Ventures, a copy of the Joint Venture Agreement or written confirmation of the intention to enter into a Joint Venture Agreement

[EMEs]

allocated for preference

Returnable Documents	Submitted [Yes or No]
 Original valid Tax Clearance Certificate [Consortia / Joint Ventures must submit a separate Tax Clearance Certificate for each party] 	
SECTION 2 : Quotation Form	
SECTION 3: Vendor Application Form	
Original cancelled cheque or bank verification of banking details	
Certified copies of IDs of shareholder/directors/members [as applicable]	
 Certified copies of the relevant company registration documents from Companies and Intellectual Property Commission (CIPC) 	
Certified copies of the company's shareholding/director's portfolio	
Entity's letterhead	
Certified copy of VAT Registration Certificate [RSA entities only]	
Certified copy of valid Company Registration Certificate [in applicable]	
Financial Statements signed by your Accounting Officer or Audited Financial Statements for previous 3 years	
ANNEXURE A – B-BBEE Preference Points Claim form	
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b) In addition to the requirements of paragraph a) above, Respondents are further requested to submit with their Proposals the following additional documents as detailed below.

Please confirm submission of these additional documents by so indicating [Yes or No] in the table below:

DOUBLE BOOMS

Quality Criteria	Specification	Points allocated
Previous	5 years or more	40
experience	3-5 years' experience	20
	1-3 years' experience	10
	1 year and less experience	0
Human and		
Personal qualification	Artisan qualification with structural welding codes submitted with tender	20
	Artisan qualification only	10
	No qualification submitted	0
Delivery days in	22 working days	20
lead time	23-30 working days	20 10
read time	30-50 working days	0
	30 30 Working days	O
Adequate	500sq meter and more	20
workshop facility	250-500sq meter	10
	250 and less	0

TECHNICAL EVALUATION TEAM

Mahomed Sayid.

Approved:

Allan Leaver:

Approved: =

Thobeka Sibiya

Approved : -

with the conditions related thereto.

Respondent's Signature

Section 2 OUOTATION FORM

I/We
hereby offer to supply the goods/services at the prices quoted in the Price Schedule below, in accordance

I/We agree to be bound by those terms and conditions in:

- the Standard Terms and Conditions for the Supply of Goods or Services to Transnet [available on request]; and
- any other standard or special conditions mentioned and/or embodied in this Request for Quotation.

I/We accept that unless Transnet should otherwise decide and so inform me/us, this Quotation [and, if any, its covering letter and any subsequent exchange of correspondence], together with Transnet's acceptance thereof shall constitute a binding contract between Transnet and me/us.

I/We further agree that if, after I/we have been notified of the acceptance of my/our Quotation, I/we fail to deliver the said goods/service/s within the delivery nad-time quoted, Transnet may, without prejudice to any other legal remedy which it may have, calcel the order and recover from me/us any expenses incurred by Transnet in calling for Quotations a resultant or accept any less favourable offer.

Price Schedule

I/We quote as follows for the goods required, on a "delivered nominated destination" basis, excluding VAT.

Item No	Description of Goods /Services	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
	ouble boom 10M to 14M CRS	Each	10		
	Double Boom 14M to 18M CRS	Each	3		
3	Double Boom 18M to 23M CRS	Each	7		
4	Vertical Bracket as per drawing	Each	7		

PLEASE NOTE THAT TRANSNET WILL PROVIDE THE STEEL FOR THIS TENDER.

Delivery Lead-Time from date of purchase order :	[days/weeks]

Notes to Pricing:

- a) All Prices must be quoted in South African Rand, exclusive of VAT
- b) To facilitate like-for-like comparison bidders must submit pricing strictly in accordance with this price schedule and not utilise a different format. Deviation from this pricing schedule could result in a bid being disqualified.
- c) Please note that should you have offered a discounted price(s), Transnet will only consider such price discount(s) in the final evaluation stage if offered on an unconditional basis.



	ITEM	DRAWING	MATERIAL	QUANTITY	COST EACH	TOTAL COST
1 DOUBLE BOOM	1 10M TO 14M CRS	CEE-TMC-21,SHT2	S355JR	10		
2 DOUBLE BOOM	1 14M TO 18M CRS	CEE-TMC-21,SHT1	S355JR	3		
3 DOUBLE BOOM	1 18M TO 23M CRS	CEE-TMC-21,SHT1	S355JR	7		
4 VERTICAL BRAC	CKET AS PER DRAWING	CEE-TMF-105		7		
TOTAL						

RME-ELECT-OHTE

Delivery Period :	Days from receipt of Official O			
	,			

TENDER NOTES:

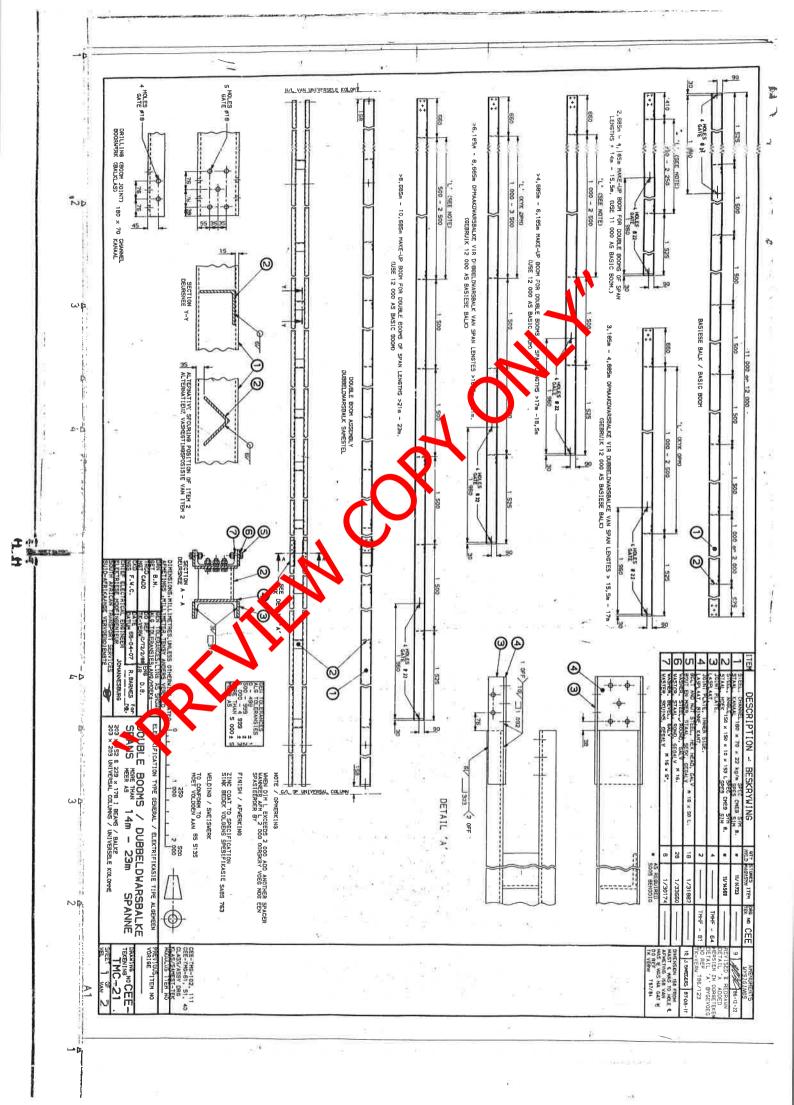
- 1 All items to be priced fabricate and deliver.
- 2 Transnet will be supplying steel for this tender.
- 3 Items will be prioritised in accordance with site requirements the time of manufacture.
- 4 Fabricated items to be hot dip galvanised (SABS Code-7 3)- Certification to be furnished on delivery.
- 5 Artisan qualification with structural welding codes o be supmitted with tender. Welding in accordance with BS 5135.
- 6 Details of previous relevant experience to be sopplied with tender.
 - Quality will be monitored by Transnet on an organing basis. All fabrications to be inspected before galvanising two days
- 7 notice required. Queries to be addressed with Mahomed Sayid 0832790438.
- 8 Delivery required 30 Working day, from date of Official Order.

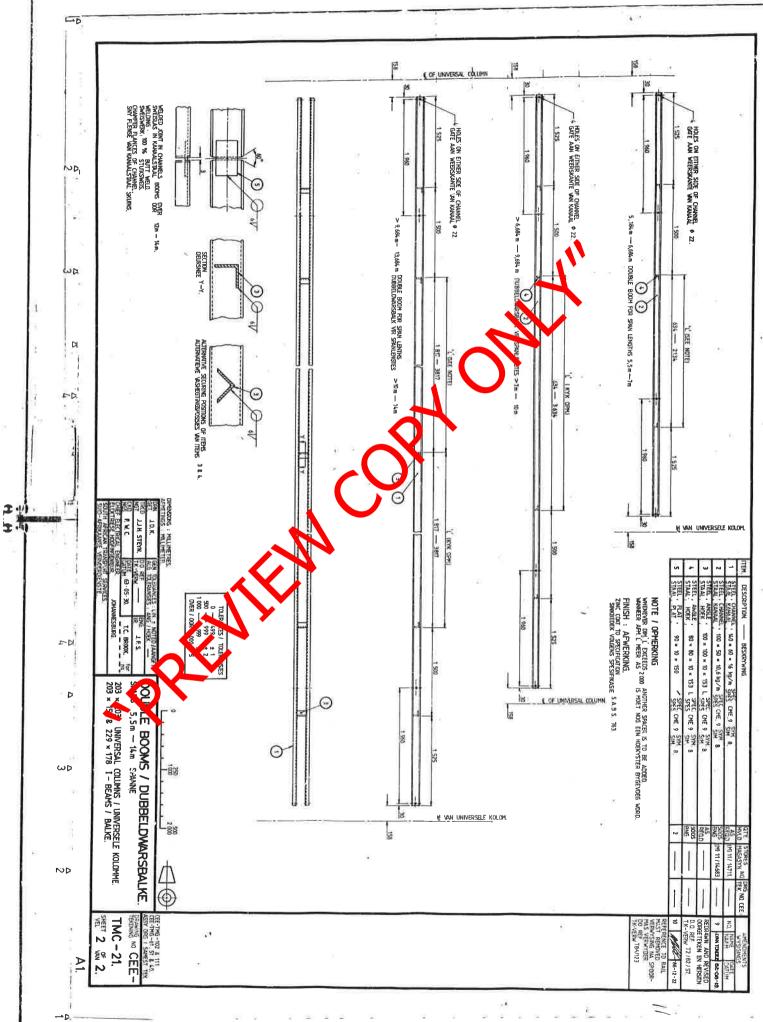
 Contractor to have Workshop with relevant machinery for drilling, cutting, minimum two welding machines (300A).
- 9 Workshop area minimum 350 squ re metres with storage yard.
- 10 Delivery at 130 Eel Road, Whead, Durban.

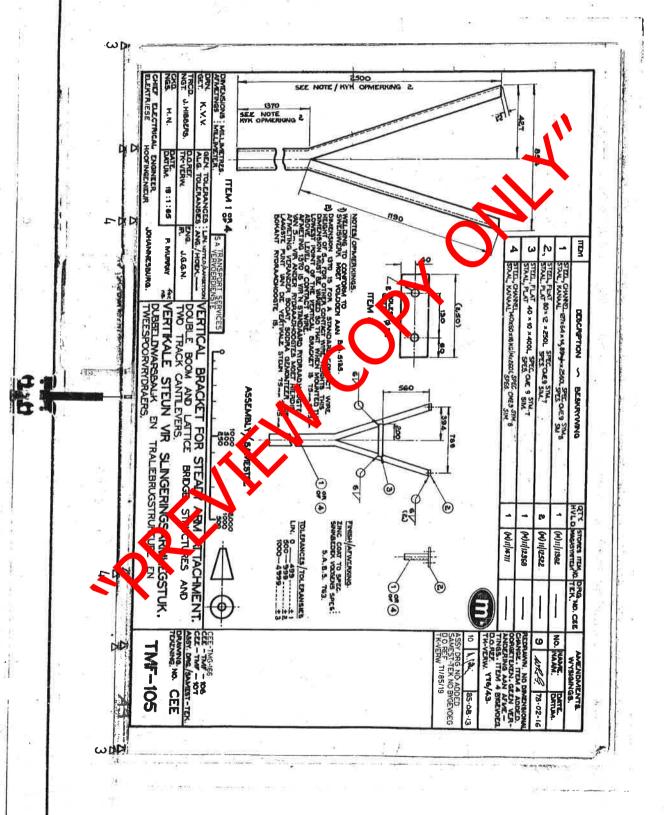
FOR A PERIOD OF ONCE OFF

ANNEXURE C: TECHNICAL/FUNCTIONALITY CRITERIA

Quality criteria	specification	Number of years	Detail of experience
Previous experience	Number of years and details of previous relevant experience		
Quality criteria	Specification	Yes Qsubmit proof)	No
Personnel qualification	Artisan qualification with structural welding codes to be submitted		
Quality criteria	Sperification	Number of days	
Delivery period	Pelivery period in working days from date of tender award		
Quality criteria	Specification	Specify sq. meter size	
Adequate workshop facility	Square meter size of current workshop facility		







Section 3 VENDOR APPLICATION FORM

Respondents are to furnish the following documentation and complete the Vendor Application Form below:

- Original cancelled cheque OR letter from the Respondent's bank verifying banking details
 [with bank stamp]
- Certified copy of Identity Document(s) of Shareholders/Directors/Members [where applicable]
- 3. **Certified copies** of the relevant company registration documents from Companies and Intellectual Property Commission (CIPC)
- 4. Certified copies of the company's shareholding/directe's portfolio
- 5. A letter on the company's letterhead confirm physical and postal addresses
- 6. Original valid SARS Tax Clearance Certificate
- 7. Certified copy of VAT Registration Certificate
- 8. **A valid and original** B-BBEE Verification Certificate / sworn affidavit **or certified copy** thereof meeting the requirements for B-BBEE compliance as per the B-BBEE Codes of Good Practice
- 9. **Certified copy** of valid corp any Registration Certificate [if applicable]

Vendor Application Form

C mpa y trad	ing name					
Company register	red name					
Company Registr	ration Numb	er or ID Nur	mber if a Sole	Proprietor		
Form of entity [√]	CC	Trust	Pty Ltd	Limited	Partnership	Sole Proprietor
VAT number [if re	egistered]					
Company telephone	e number					
Company fax	x number					
Company emai	il address					
Company website	e address					
Bank name				Branch & Bran	nch code	
Account holder			S/ME	Bank account	number	
Postal address						

Respondent's Signature Date & Company Stamp

				Code	
Discussional Addresses					
Physical Address				Code	
Contact person					
Designation					
Telephone					
Email					
Annual turnove	r range [last financial year]	< R5 m	R5 - 35 i	> R35 m	
- [Does your company provide	Products	Services	Both	
	Area of delivery	National	Provincia	Local	
	Is your company a p	ublic or private entit	Public	Private	
Does your	company have a Tax Directive	e or IRP30 Certil cate	Yes	No	
Ma	in product or services [e.g. S	tationery/C nsulting			

Complete B-BBEE Ownership Details:

% Black ownership		Disabled ack ownership	% Youth ownership
Does you	ur entity have a R-BBTE certificate	Yes	No
	What is your B-BBEE status	[Level 1 to 9 / Unknown]	
How man	y personne doesythe entity employ	Permanent	Part time

If you are an existing Vencor with Transnet please complete the following:

Transpet contact person	
Contact number	
ranshet Operating Division	

Duly authorised to sign for and on behalf of Company / Organisation:

Name	Designation	
Signature	Date	

Respondent's Signature Date & Company Stamp

RFQ FOR THE SUPPLY OF DOUBLE BOOMS AND VERTICAL BRACKETS

ANNEXURE A: B-BBEE PREFERENCE POINTS CLAIM FORM

This preference form contains general information and serves as a claim for preference points for Broad-Based Black Economic Empowerment [**B-BBEE**] Status Level of Contribution.

1. INTRODUCTION

- 1.1 A total of 20 (twenty) preference points shall be awarded for B-BBEE State Level of Contribution.
- 1.2 Failure on the part of a Bidder to fill in and/or to sign this form and submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South Anglan Accreditation System [SANAS] or a Registered Auditor approved by the Indep point Regulatory Board of Auditors [IRBA] or an Accounting Officer as contemplated in the Close Corporation Act [CCA] together with the bid will be interpreted to mean that preference points for B-BBEE Status Level of Contribution are not claimed.
- 1.3 Transnet reserves the right to require of a Bit der, either before a Bid is adjudicated or at any time subsequently, to substantiate any chim in regard to preferences, in any manner required by Transnet.

2. GENERAL DEFINITIONS

- 2.1 **"all applicable taxes"** include value-added tax, pay as you earn, income tax, unemployment insurance fund costributions and skills development levies;
- 2.2 **"B-BBEE"** nears bload-based black economic empowerment as defined in section 1 of the Broad-Based back Economic Empowerment Act;
- 2.3 "B-B LE status of contributor" means the B-BBEE status received by a measured entity based on soverall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.4 **"Bid"** means a written offer in a prescribed or stipulated form in response to an invitation by Transnet for the provision of goods, works or services;
- 2.5 **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 [Act No. 53 of 2003];
- 2.6 **"comparative price"** means the price after the factors of a non-firm price and all unconditional discounts that can utilised have been taken into consideration;
- 2.7 "consortium or joint venture" means an association of persons for the purpose of combining their expertise, property, capital, efforts, skills and knowledge in an activity for the execution of a contract;
- 2.8 "contract" means the agreement that results from the acceptance of a bid by Transnet;
- 2.9 "EME" means any enterprise with an annual total revenue of R5 [five] million or less as per the

- 2007 version of the B-BBEE Codes of Good Practice and means any enterprise with an annual total revenue of R10 [ten] million or less as per the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Gazette No. 36928;
- 2.10 "firm price" means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs and excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- 2.11 **"functionality"** means the measurement according to predetermined norms as set out in the bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability viability and durability of a service and the technical capacity and ability of a bidder;
- 2.12 "non-firm prices" means all prices other than "firm" prices;
- 2.13 "person" includes reference to a juristic person;
- 2.14 "QSE" means any enterprise with an annual total revenue between R5 [five] million and R35 [thirty five] million as per the 2007 version of the LBBEE Codes of Good Practice and means any enterprise with an annual total revenue of Letween R10 [ten] million and R50 [fifty] million as per the Revised Codes of Good Practice i sued on 11 October 2013 in terms of Government Gazette No. 36928
- 2.15 "rand value" means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- 2.16 "subcontract" means the phynary contractor's assigning or leasing or making out work to, or employing another purson to support such primary contractor in the execution of part of a project in terms of the contract,
- 2.17 "total in venile" bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Act and promulgated in the Government Gazette on 9 February 2007;
- 218 "trust" means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.19 **"trustee"** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

3. ADJUDICATION USING A POINT SYSTEM

- 3.1 The Bidder obtaining the highest number of total points for the evaluation criteria as enumerated in Section 2 of the RFP will be awarded the contract, unless objective criteria justifies the award to another bidder.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts.
- 3.3 Points scored will be rounded off to 2 [two] decimal places.
- 3.4 In the event of equal points scored, the Bid will be awarded to the Bidder scoring the highest

- number of preference points for B-BBEE.
- 3.5 However, when functionality is part of the evaluation process and two or more Bids have scored equal points including equal preference points for B-BBEE, the successful Bid will be the one scoring the highest score for functionality.
- 3.6 Should two or more Bids be equal in all respect, the award shall be decided by the drawing of lots.



4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTION

4.1 In terms of the Preferential Procurement Regulations, 2011, preference points shall be awarded to a Bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

[delete either column "Maximum 10" or "Maximum 20"]

B-BBEE Status Level of Contributor	Number of Points [Maximum 20]
1	20
2	18
3	16
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

- 4.2 Bidders who qualify as EMEs in terms of the 007 Version of the Codes of Good Practice must submit a certificate issued by an Accounting Officer as contemplated in the CCA or a Verification Agency accredited by SANAS or a kegistered Auditor. Registered auditors do not need to meet the prerequisite for IRBA's approval for the purpose of conducting verification and issuing EME's with B-BBEE Status Level Certificates.
- 4.3 Bidders who qualify as ERES in terms of the Revised Codes of Good Practice issued on 11 October 2013 in terms of Sovernment Gazette No. 36928 are only required to obtain a sworn affidavit on an annual basis confirming that the entity has an Annual Total Revenue of R10 million or less and the entity's Livel of Black ownership.
- 4.4 In texts of the 2007 version of the Codes of Good Practice, Bidders other than EMEs must submit their riginal and valid B-BBEE status level verification certificate or a certified copy thereof, sub-trantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Ventication Agency accredited by SANAS.
- 4.5 In terms of the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Gazette No. 36928, Bidders who qualify as QSEs are only required to obtain a sworn affidavit on an annual basis confirming that the entity has an Annual Total Revenue of R50 million or less and the entity's Level of Black ownership. Large enterprises must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.
- 4.6 A trust, consortium or joint venture will qualify for points for its B-BBEE status level as a legal entity, provided that the entity submits its B-BBEE status level certificate.
- 4.7 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate bid.

- 4.8 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialised scorecard contained in the B-BBEE Codes of Good Practice.
- 4.9 A person will not be awarded points for B-BBEE status level if it is indicated in the Bid documents that such a Bidder intends subcontracting more than 25% [twenty-five per cent] of the value of the contract to any other enterprise that does not qualify for at least the same number of points that such a Bidder qualifies for, unless the intended subcontractor is an EME that has the capability and ability to execute the subcontract.
- 4.10 A person awarded a contract may not subcontract more than 25% [twenty-five per cent] of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract.
- 4.11 Bidders are to note that in terms of paragraph 2.6 of Statement 000 of the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Cazette No. 36928, any representation made by an entity about its B-BBEE compliance must be supported by suitable evidence or documentation. As such, Transnet reserves the light to request such evidence or documentation from Bidders in order to verify any -BBEE recognition claimed.

5.

B-BE	BEE STATU	S AND SUBCONTRACTING	04		
5.1	Bidders	who claim points in re	pect of B-BBEE	Status Level of Cont	ribution must
	complet	e the following:			
	B-BBEE S	tatus Level of Contributo.	=	[maximum of 20 poin	ts]
	Note: Po	ints claimed in respect of the	his paragraph 5.1	must be in accordance	with the table
	reflected	in paragraph 11 above and	must be substar	ntiated by means of a B-i	BBEE certificate
	issued by	a Verification Agency accredi	ted by SANAS or	a Registered Auditor appro	ved by IRBA or
	a sworn a	ifficavitin the case of an EME	or QSE.		
5.2	Subton	racting:			
	Will anv	ortion of the contract be subc	contracted? YES/N	NO [delete which is not app	olicable]
	If Y⊾S, in	dicate:			
21	(i)	What percentage of the cont	ract will be subco	ntracted?	%
	(ii)	The name of the subcontract	tor	******************************	
	(iii)	The B-BBEE status level of the	ne subcontractor	3	error error error
	(iv)	Is the subcontractor an EME	?		YES/NO
5.3	Declaration	on with regard to Company/Fir	m		
	(i)	Name of Company/Firm			
	(ii)	VAT registration number			
	(iii)	Company registration number	er		
	(iv)	Type of Company / Firm [TICk	(APPLICABLE BO)	()	
		□ Partnership/Joint Venture/	Consortium		
		☐One person business/sole	propriety		

		□Close Corporations			
		□Company (Pty) Ltd			
	(v)	Describe Principal Business Activities			
	(vi) C	Company Classification [TICK APPLICABLE BOX]			
		□Manufacturer			
		□Supplier			
		□ Professional Service Provider			
BID DECLA		Other Service Providers, e.g Transporter, etc Total number of years the company/firm has been to business			
		signed, who warrants that he/me is day authorised to do so on behalf of the			
		ertify that points claimed, based on the B-BBEE status level of contribution indicated in			
		re, qualifies the company/fir n for the preference(s) shown and I / we acknowledge that:			
((i) T	he information furnish d is true and correct.			
(In the event of a contract being awarded as a result of points claimed as shown in paragraph 6 shove, the contractor may be required to furnish documentary proof to the satisfaction of Transnet that the claims are correct.			
(If the in PSEE status level of contribution has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, Transnet may, in addition to any other remedy it may have:			
	V.	(a) disqualify the person from the bidding process;			
		(b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;			
Y,		 (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) restrict the Bidder or contractor, its shareholders and directors, and/or associated entities, or only the shareholders and directors who acted in a fraudulent manner, from obtaining business from Transnet for a period not exceeding 10 years, after			
		the <i>audi alteram partem</i> [hear the other side] rule has been applied; and/or			
14/TT41-		(e) forward the matter for criminal prosecution.			
WITNE	SSES	•			
************		SIGNATURE OF BIDDER			

 $\mathbf{1}_{x}$

2.

	DATE:
COMPANY NAME:	
ADDRESS:	

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