NGAKA MODIRI MOLEMA DISTRICT MUNICIPALITY

BID DESCRIPTION: SUPPLY OF BULK CHEMICALS FOR WATER AND WASTEWATER TREATMENT AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS.

BID NUMBER: NMMDM 19/20/02 PWBS

TENDER SUBMITTED BY: ...............................................................

NAME OF COMPANY: ..................................................................

ADDRESS: ...................................................................................

....................................................

........................................

ISSUED BY:

Municipal Manager
Ngaka Modiri Molema District Municipality
Private Bag X 2167
Mafikeng
2745
Tel: (018) 381 9400

CLOSED DATE: 04 NOVEMBER 2019 @ 11H00AM
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NGAKA MODIRI MOLEMA DISTRICT MUNICIPALITY

SUPPLY OF BULK CHEMICALS FOR WATER AND WASTEWATER TREATMENT AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS.

TENDER NO: NMMDM 19/20/02 PWBS

INVITATION TO BID

Prospective service providers are hereby invited to bids for the SUPPLY OF BULK CHEMICALS FOR WATER AND WASTEWATER TREATMENT AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS.


Tenders completed as prescribed shall be sealed in an envelope marked "BID NO: NMMDM 19/20/02 PWBS - SUPPLY OF BULK CHEMICALS FOR WATER AND WASTEWATER TREATMENT AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS" and deposited in the bid box at Ngaka Modiri Molema District Municipality, Cnr Carrington and 1st Avenue, Industrial Sites, Mahikeng, to reach its destination not later than 04 NOVEMBER 2019 AT 11H00AM when tenders shall be opened in public.

Bids will be adjudicated based on the Preferential Procurement Regulations 2017 using compliance, functionality and 80/20 points system.

The validity period for this tender is 90 days.

Any enquiries regarding the bidding procedure may be directed to Mr P. Tauetsile / Mr P. Masumbuka (018) 381 9400, e-mail tauetsilep@nmmdm.gov.za / masumbukap@nmmdm.gov.za
Any enquiries regarding technical information may be directed to Mr V. Maboka 0183819400, mabokav@nmmdm.gov.za

SIGNED
O.A LOSABA
MUNICIPAL MANAGER
# PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE NGAKA MODIRI MOLEMA DISTRICT MUNICIPALITY

<table>
<thead>
<tr>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).</td>
</tr>
<tr>
<td>BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS) TENDER/QUOTATION BOX SITUATED NEXT TO THE MAIN ENTRANCE</td>
</tr>
</tbody>
</table>

## SUPPLIER INFORMATION

<table>
<thead>
<tr>
<th>Name of Bidder</th>
</tr>
</thead>
<tbody>
<tr>
<td>Postal Address</td>
</tr>
<tr>
<td>Street Address</td>
</tr>
<tr>
<td>Telephone Number</td>
</tr>
<tr>
<td>Code</td>
</tr>
<tr>
<td>Number</td>
</tr>
<tr>
<td>Cellphone Number</td>
</tr>
<tr>
<td>Code</td>
</tr>
<tr>
<td>Number</td>
</tr>
<tr>
<td>Facsimile Number</td>
</tr>
<tr>
<td>Code</td>
</tr>
<tr>
<td>Number</td>
</tr>
<tr>
<td>E-mail Address</td>
</tr>
<tr>
<td>VAT Registration Number</td>
</tr>
</tbody>
</table>

## TAX COMPLIANCE STATUS

- TCS PIN: | OR | CSD No: |
- B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE | Yes | No |
- B-BBEE STATUS LEVEL SWORN AFFIDAVIT | Yes | No |

[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) 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?

- Yes | No |

[IF YES ENCLOSE PROOF]

## ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS/SERVICES/WORKS OFFERED?

- Yes | No |

[IF YES, ANSWER PART B:3]

## TOTAL NUMBER OF ITEMS OFFERED |

<table>
<thead>
<tr>
<th>Signature of Bidder</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
</tr>
</tbody>
</table>

CAPACITY UNDER WHICH THIS BID IS SIGNED |

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO: |

- DEPARTMENT |
- CONTACT PERSON |

TECHNICAL INFORMATION MAY BE DIRECTED TO:

- TELEPHONE NUMBER |
- FACSIMILE NUMBER |
- E-MAIL ADDRESS |
### PART B TERMS AND CONDITIONS FOR BIDDING

<table>
<thead>
<tr>
<th>1. BID SUBMISSION:</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</td>
</tr>
<tr>
<td>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED—(NOT TO BE RE-TYPED) OR ONLINE</td>
</tr>
<tr>
<td>1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2. TAX COMPLIANCE REQUIREMENTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</td>
</tr>
<tr>
<td>2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER’S PROFILE AND TAX STATUS.</td>
</tr>
<tr>
<td>2.3 APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE <a href="http://WWW.SARS.GOV.ZA">WWW.SARS.GOV.ZA</a>.</td>
</tr>
<tr>
<td>2.4 FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.</td>
</tr>
<tr>
<td>2.5 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</td>
</tr>
<tr>
<td>2.6 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</td>
</tr>
<tr>
<td>2.7 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</th>
</tr>
</thead>
<tbody>
<tr>
<td>3.1. IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? ☐ YES ☐ NO</td>
</tr>
<tr>
<td>3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO</td>
</tr>
<tr>
<td>3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? ☐ YES ☐ NO</td>
</tr>
<tr>
<td>3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? ☐ YES ☐ NO</td>
</tr>
<tr>
<td>3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? ☐ YES ☐ NO</td>
</tr>
<tr>
<td>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 ABOVE.</td>
</tr>
</tbody>
</table>

**NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.**  
**NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE**

| SIGNATURE OF BIDDER: | ………………………………………………… |
| CAPACITY UNDER WHICH THIS BID IS SIGNED: | ………………………………………………… |
| DATE: | ………………………………………………… |
2. **LIST OF RETURNABLE DOCUMENTS**

1. Proof of Central Suppliers Database (CSD) registration
2. C.K Document
3. Certified ID copies (of not more than three months) of company directors
4. Original & Valid BBBEE certificate or certified copy or sworn affidavit on a form issued by Department of Trade and Industry.
5. Joint Venture must submit valid consolidated BBBEE certificate or sworn affidavit
6. A signed Joint Venture Agreement (In case of a Joint Venture)
7. Recent Statement of Municipal rates and taxes or municipal service charges of every Director Listed on the C.K Document not older than three months from the date issued and not owing more than three months (90 Days)
8. Recent Statement of Municipal rates and taxes or municipal service charges of the Company (Bidder) not older than three months from the date issued and not owing more than three months (90 Days)
9. Should a Company (Bidder) Lease a property, the lease agreement will replace the requirement on number 7 & 8
10. Should Directors be residing in rural areas, a Letter from Tribal Authority confirming your stay in that Area must be submitted.
11. Should the Director not be responsible for rates and taxes but residing in an area where there is Municipal Services offered, the director should submit the Original Affidavit from South African Police Service Confirming as such.
12. Should the Company (Bidder) be operating from the Same Address as the Director, An affidavit confirming such should be submitted.
13. Requirements from (g-l) should be submitted for J.V based on their applicability.
14. Supply a letter of Good Standing from the Bank
15. Letter of Third Party confirmation for support.
NB:

1. Certified copies must have a date of certification and should not be older than 3 months as at the close of the tender. (Should the copy not have the date of certification the tender will be regarded as non-responsive)

2. Only original stamp and signature will be accepted for certification.

3. A copied certified document will be considered non responsive.

4. Should any of the returnable documents stated not be attached to this bid document, your bid will be declared invalid.

5. **Bidders are required to scan the entire tender document including the returnables in a compact disk. Failure thereof will result in disqualification. The disk should be attached to the tender document on submission.**

**BID REQUIREMENTS**

1. Late bids will not be considered. Please note that bids are late if they are received after the closing date and time.

2. Bids will be valid for Ninety (90) days.

3. All prices must be quoted in South African currency and must be VAT Inclusive.

4. All items must be priced, failure to price all items will render your bid non-responsive.

5. All relevant forms attached to this bid document must be completed and signed in black ink where applicable by a duly authorised official. Use of tippex and pencil will not be acceptable.

6. Bidders are required to attend a compulsory briefing session.
NGAKA MODIRI MOLEMA DISTRICT MUNICIPALITY

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 and/or take an oath declaring his/her interest.

3. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

3.1 Full Name: ...........................................................................................................

3.2 Identity Number: ...................................................................................................

3.3 Company Registration Number: ............................................................................

3.4 Tax Reference Number: ........................................................................................

3.5 VAT Registration Number: ....................................................................................

3.6 Are you presently in the service of the state* YES/NO

* MSCM Regulations: “in the service of the state” means to be –
(a) a member of –
   (i) any municipal council;
   (ii) any provincial legislature; or
   (iii) 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) a member of the accounting authority of any national or provincial public entity; or
(f) an employee of Parliament or a provincial legislature.
3.6.1 If so, furnish particulars: ......................................................................................................................

3.7 Have you been in the service of the state for the past twelve months?  YES/NO

3.7.1 If so, furnish particulars:
............................................................................................................................................................

3.8 Are you connected with any persons in service of the state?  YES/NO

3.8.1 If so, furnish particulars:
............................................................................................................................................................
............................................................................................................................................................

3.9 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

3.9.1 If so, furnish particulars:
............................................................................................................................................................
............................................................................................................................................................

3.10 Are you, aware of any relationship (family, friend, other) between a 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

3.10.1 If so, furnish particulars:
............................................................................................................................................................
............................................................................................................................................................

3.11 Are any of the company’s directors, managers, principle shareholders or stakeholders in service of the state?  YES/NO

3.11.1 If so, furnish particulars: .................................................................................................................................
............................................................................................................................................................

3.12 Are any spouse, child or parent of the company’s directors, Managers, principle shareholders or stakeholders in service of the state?  YES/NO

3.12.1 If so, furnish particulars: .................................................................................................................................
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
This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution.

**NB:** BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

### 1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- 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

a) The value of this bid is estimated to **not exceed** R50 000 000 (all applicable taxes included) and therefore the 80/20 preference point system shall be applicable; or

b) Either the 80/20 or 90/10 preference point system will be applicable to this tender (**delete whichever is not applicable for this tender**).

1.3 Points for this bid shall be awarded for:

(a) Price; and

(b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:

<table>
<thead>
<tr>
<th>POINTS</th>
<th>POINTS</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>
1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.6 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.

2. DEFINITIONS
(a) “B-BBEE” means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;

(b) “B-BBEE status level of contributor” means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;

(c) “bid” means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;

(d) “Broad-Based Black Economic Empowerment Act” means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);

(e) “EME” means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;

(f) “functionality” means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.

(g) “prices” includes all applicable taxes less all unconditional discounts;

(h) “proof of B-BBEE status level of contributor” means:
   1) B-BBEE Status level certificate issued by an authorized body or person;
   2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
   3) Any other requirement prescribed in terms of the B-BBEE Act;

(i) “QSE” means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;

(j) “rand value” means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE
3.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS
A maximum of 80 or 90 points is allocated for price on the following basis:

\[
\begin{align*}
80/20 & \quad \text{or} \quad 90/10 \\
Ps &= 80 \left( 1 - \frac{Pt - P_{\text{min}}}{P_{\text{min}}} \right) & \text{or} & \quad Ps = 90 \left( 1 - \frac{Pt - P_{\text{min}}}{P_{\text{min}}} \right)
\end{align*}
\]

Where

\[
\begin{align*}
Ps &= \text{Points scored for price of bid under consideration} \\
Pt &= \text{Price of bid under consideration} \\
P_{\text{min}} &= \text{Price of lowest acceptable bid}
\end{align*}
\]

4. **POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR**

4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

<table>
<thead>
<tr>
<th>B-BBEE Status Level of Contributor</th>
<th>Number of points (90/10 system)</th>
<th>Number of points (80/20 system)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>10</td>
<td>20</td>
</tr>
<tr>
<td>2</td>
<td>9</td>
<td>18</td>
</tr>
<tr>
<td>3</td>
<td>6</td>
<td>14</td>
</tr>
<tr>
<td>4</td>
<td>5</td>
<td>12</td>
</tr>
<tr>
<td>5</td>
<td>4</td>
<td>8</td>
</tr>
<tr>
<td>6</td>
<td>3</td>
<td>6</td>
</tr>
<tr>
<td>7</td>
<td>2</td>
<td>4</td>
</tr>
<tr>
<td>8</td>
<td>1</td>
<td>2</td>
</tr>
<tr>
<td>Non-compliant contributor</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

5. **BID DECLARATION**

5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

6. **B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1**

6.1 B-BBEE Status Level of Contributor:....... = ......(maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. **SUB-CONTRACTING**

7.1 Will any portion of the contract be sub-contracted?

*(Tick applicable box)*

[ ] YES  [ ] NO
7.1.1 If yes, indicate:
   i) What percentage of the contract will be subcontracted.........................%  
   ii) The name of the sub-contractor.........................................................  
   iii) The B-BBEE status level of the sub-contractor.....................................  
   iv) Whether the sub-contractor is an EME or QSE

(Tick applicable box)

YES NO

Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017

<table>
<thead>
<tr>
<th>Designated Group: An EME or QSE which is at last 51% owned by:</th>
<th>EME</th>
<th>QSE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Black people</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Black people who are youth</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Black people who are women</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Black people with disabilities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Black people living in rural or underdeveloped areas or townships</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cooperative owned by black people</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Black people who are military veterans</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

OR

<table>
<thead>
<tr>
<th>Designated Group</th>
<th>EME</th>
<th>QSE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Any EME</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Any QSE</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.................................................................

8.2 VAT registration number:............................................................

8.3 Company registration number:......................................................

8.4 TYPE OF COMPANY/FIRM

- Partnership/Joint Venture / Consortium
- One person business/sole propriety
- Close corporation
- Company
- (Pty) Limited

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

..................................................................................................................
..................................................................................................................
..................................................................................................................
..................................................................................................................
..................................................................................................................

8.6 COMPANY CLASSIFICATION
8.7 MUNICIPAL INFORMATION

Municipality where business is situated: .....................................................
Registered Account Number: ........................................
Stand Number:...............................................................

8.8 Total number of years the company/firm has been in business:..............................

8.9 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBEE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;

iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –

(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;

(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 bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury 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.
PART 1 (TO BE FILLED IN BY THE SERVICE PROVIDER)

1. I hereby undertake to render services described in the attached bidding documents to (name of the institution) ........................................ in accordance with the requirements and task directives / proposals specifications stipulated in Bid Number ....................... at the price/s quoted. My offer/s remain binding upon me and open for acceptance by the Purchaser during the validity period indicated and calculated from the closing date of the bid.

2. The following documents shall be deemed to form and be read and construed as part of this agreement:
   (i) Bidding documents, viz
       - Invitation to bid;
       - Tax clearance certificate;
       - Pricing schedule(s);
       - Filled in task directive/proposal;
       - Preference claims for Broad Based Black Economic Empowerment Status Level of Contribution in terms of the Preferential Procurement Regulations 2011;
       - Declaration of interest;
       - Declaration of Bidder’s past SCM practices;
       - Certificate of Independent Bid Determination;
       - Special Conditions of Contract;
   (ii) General Conditions of Contract; and
   (iii) Other (specify)

3. I confirm that I have satisfied myself as to the correctness and validity of my bid; that the price(s) and rate(s) quoted cover all the services specified in the bidding documents; that the price(s) and rate(s) cover all my obligations and I accept that any mistakes regarding price(s) and rate(s) and calculations will be at my own risk.

4. I accept full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on me under this agreement as the principal liable for the due fulfillment of this contract.

5. I declare that I have no participation in any collusive practices with any bidder or any other person regarding this or any other bid.

6. I confirm that I am duly authorised to sign this contract.

NAME (PRINT) ........................................

WITNESSES
1 ........................................
2 ........................................

DATE: .........................
**CONTRACT FORM - RENDERING OF SERVICES**

**PART 2 (TO BE FILLED IN BY THE PURCHASER)**

1. I……………………………… in my capacity as………………………………………… accept your bid under reference number ………………dated……………………for the rendering of services indicated hereunder and/or further specified in the annexure(s).

2. An official order indicating service delivery instructions is forthcoming.

3. I undertake to make payment for the services rendered in accordance with the terms and conditions of the contract, within 30 (thirty) days after receipt of an invoice.

<table>
<thead>
<tr>
<th>DESCRIPTION OF SERVICE</th>
<th>PRICE (ALL APPLICABLE TAXES INCLUDED)</th>
<th>COMPLETION DATE</th>
<th>B-BBEE STATUS LEVEL OF CONTRIBUTION</th>
<th>MINIMUM THRESHOLD FOR LOCAL PRODUCTION AND CONTENT (if applicable)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

4. I confirm that I am duly authorised to sign this contract.

SIGNED AT .................................     ON    .................................

NAME (PRINT).................................

SIGNATURE ....................................

OFFICIAL STAMP

**WITNESSES**

1  .................................

2  .................................

DATE:
DECLARATION OF BIDDER’S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

1. This Municipal Bidding Documents 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 municipality’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. wilfully neglected, reneged on or failed to comply with any government, municipal or other public sector during the past five years;
   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.**

<table>
<thead>
<tr>
<th>Item</th>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.1.</td>
<td>Is the bidder or any of its directors listed on the National Treasury’s database as a company or person prohibited from doing business with the public sector? (<em>Companies or persons who are listed on this database were informed in writing of this restriction by the National Treasury after the audi alteram partum rule was applied</em>)</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>4.1.1</td>
<td>If so, furnish particulars</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.2.</td>
<td>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)? (<em>To access this Register enter the National Treasury’s website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a>, click on the icon “Register for Tender Defaulters” or submit your written request for a hard copy of the Register to facsimile number (012) 326 5445.</em>)</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>4.2.1</td>
<td>If so, furnish particulars</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Item</td>
<td>Question</td>
<td></td>
<td></td>
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<tr>
<td>------</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>4.3.</td>
<td>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?</td>
<td>☐ ☐</td>
<td></td>
</tr>
<tr>
<td>4.3.1</td>
<td>If so, furnish particulars</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.4.</td>
<td>Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?</td>
<td>☐ ☐</td>
<td></td>
</tr>
<tr>
<td>4.4.1</td>
<td>If so, furnish particulars</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.5</td>
<td>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?</td>
<td>☐ ☐</td>
<td></td>
</tr>
<tr>
<td>4.5.1</td>
<td>If so, furnish particulars</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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 CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

........................................................... ...........................................................

Signature Date

........................................................... ...........................................................

Position Name of Bidder
CERTIFICATE OF INDEPENDENT BID DETERMINATION

1 This Municipal Bidding Document (MBD) must form part of all bids 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). 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:

I, the undersigned, in submitting the accompanying bid:

________________________________________________________
(Bid Number and Description)

in response to the invitation for the bid made by:

________________________________________________________
(Name of Municipality / Municipal Entity)
do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf
of:_______________________________________________________that:

(Name of Bidder)

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 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

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

² Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

³ Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.
TERMS OF REFERENCE

MINIMUM SPECIFICATIONS FOR SUPPLY OF BULK CHEMICALS FOR WATER AND WASTEWATER TREATMENT AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS.

Supply of bulk chemical for water and wastewater treatment as and when required for the period of three years
Purchase Orders will serve as an instruction from NMMDM, as and when required.
The municipality reserves the right to appoint more than one service provider.
No physical dumping of goods being delivered, an arrangement will be communicated with the appointed service provider by NMMDM management on when and where to deliver the goods.

SCOPE OF WORK

TECHNICAL SPECIFICATION

A. LIQUID FERRIC CHLORIDE

1. The ferric product to be supplied shall be dark brown, free from visible impurities with chemical and physical properties
2. The strength of the ferric chloride shall be between 40 to 44 % (m/m) as FeCl3
3. The density shall be not less than 1.43 at 20 degree Celsius
4. The iron (Fe3) mass fraction in percentage shall be not less than 13.5 %
5. Every delivery shall be accompany by batch number and certificate of analysis with delivery notes
6. The product must be supplied in 35kg drums
7. Two copies of MSDS with 16 points be handed in with the first goods delivery note
8. Three Safety Handling and Labelling Signage Boards with the first goods delivery note
9. Please ensure and verify that the offloading coupling type and sizing are suitable with your offloading truck
10. No deliveries are allowed during public holidays and weekends and also after office hours (07:45 am-15:00pm) unless pre- arrange with relevant authorities

B: LIQUID POLYELECTROLYTES (POLYMERS)

The product must be supplied in 1000kg of floby bins

Please note that some of the water resources to be treated are highly algae –laden and others are high coloured. (PRODUCT MUST BE NATIONAL SCIENCE FOUNDATION APROVED (NSF/ANSI 60))
No offloading is allowed during public holidays and weekends and also after office hours unless prior arrangement done with relevant authority

(C) POWDERED ACTIVATED CARBON (PAC)

(i) The carbon supplied shall be black and free flowing powder & free from visible impurities of chemical and physical nature

(ii) At least 95% (m/m) of the product shall have a particle size of less than 150 micrometres

(iii) The bulk density packed shall be within 10% of the value specified by the manufacturers or supplier (bulk density packed is typical in the range of 200kg/m3 to 270kg/m3)

(iv) The iodine number should be at-least 700 or more

(v) The carbon shall have a high absorbance capacity for geosmin/2-MIB

(vi) The carbon must be virgin not reactivated or recycled

(vii) The type of original material used to produce the carbon be specified

(viii) The two copies of MSDS (16 points) must be attached with two sets of safety handling and labelling signage boards

(ix) The carbon to be delivered in fifty kg bags packages

(x) Carbon to be delivered during office hours no public and weekends deliveries will be allowed and after office hours be tolerated unless prior arrangements were done with relevant authorities

(xi) The dosage ranges shall be given with regard to the recommended application of the product and proven performance, such as certification from any water supply authorities for the removal of taste and odorous compounds from a similar algae-laden bulk water supplier

(xii) Screening test may be conducted on ad hoc basis and fresh samples of the tendered carbon would be requested for testing

(D) LIQUID CHLORINE

(i) The Product must be NSF/ANSI 60 approved

(ii) The chlorine supplied shall be greenish yellowish liquefied gas free from visible impurities for chemical and physical properties

(iii) The strength of chlorine shall not be less than 99.5% (v/v) as Cl₂

(iv) The delivery batch number must be accompany the delivery notes

(v) Every delivery must have certificate of chemicals analysis

(vi) The chlorine shall not contain any constituent that may have a detrimental effect on the potable water produce and deleterious effects on water quality or objectionable or harmful to human beings

(vii) The gas must be supplied in cylinders of 68 and/or 925 kg which must be leak proof or undamaged

(viii) Any leaking and or damaged cylinders will be returned to the supplier

(ix) The three copies MSDS (16 points) must be attached together with three sets of safety handling signage board on the first delivery

(x) No deliveries will be allowed during after office hours and public holidays and weekends unless otherwise prior arrangements made with relevant authorities

(E) CALCIUM HYPOCHLORIDE Granular and Tablets

(i) Certificate of chemicals analysis

(ii) The product must contain minimum of 68% available chlorine

(iii) Every delivery must have a batch number
(iv) No swimming pool product will be accepted
(v) Only slow release granules/Tablets will be accepted
(vi) The containers must be scientifically labelled
(vii) Swimming pools products will be returned to the suppliers
(viii) The containers must be in 25kg buckets
(ix) No weekends or public holidays nor after office hours deliveries will be accepted unless otherwise pre arrangements were done with relevant authorities
(x) Two copies of MSDS (16 points) must be attached together with two sets of safety handling and labelling signage boards with first delivery

(F) LIQUID BIOLOGICALLY BASED TREATMENT PRODUCTS/ADDITIVES

- The supplier must comply with SANS 1781:2018 or proof of progress towards achieving the standards compliance
- The product should be able to be applied in Pit Latrines, Wastewater Treatment, Abattoirs, Dairy, Septic Tanks and Fat traps and be Non Toxic to humans when handling
- The products should exclude the healthcare enzymic products
- The product should be able to contribute to a positive effect on the environment with a reduced impact to aquatic human, air and water pollution
- The following ingredients should be prohibited
  a. AMMONIA AND NITRATE based
  b. CHLORINATED ORGANIC SOLVENTS
  c. BUTOXY-ETHANOL
  d. PHOSPHATE based
  e. ETHYLENEDIAMINETETRAACETIC ACID (EDTA)
  f. NITRIOTRIACETIC ACID (NTA) OR
  g. ANY ENHANCED HOUSEHOLD CLEANERS AND DEGREASERS

The product labelling shall be as given in SANS 10234 and be specify viable contain bacteria and attached two copies of MSDS (16 points) and signage boards with first delivery
Product must be supplied in 20kg Drum

(G) WHITE HYDRATED LIME (CALCIUM HYDROXIDE)

- The supplier must deliver the product as per chemical composition of Ca(OH)2 >92%, Available Lime as CaO Typical >70% (ASTM), Mg as MgO > 1.4%, SiO2 >1.1%, Mn2O3 0.8%, CaCo3 >1.5% and Free Moisture < 1%
- The product shall be packed in sound, fresh and non-returnable HDPE preferably in 50kg bags
- The Two copies of MSDS (16 points) must be attached together with two sets of safety handling and labelling signage boards with first delivery
- Delivery will be during office hours unless prior arrangement done with authorised officials
<table>
<thead>
<tr>
<th>CRITERIA</th>
<th>POINTS ALLOCATION</th>
<th>Scoring (Official Use)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Traceable Reference in a similar project ((Attach signed referral</td>
<td>25 POINTS&lt;br&gt;1-2 Letters =5&lt;br&gt;3-4 Letters =10&lt;br&gt;5-6 Letters = 15&lt;br&gt;7-8 Letters = 20&lt;br&gt;9 and above = 25</td>
<td></td>
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<tr>
<td>letters or appointment letters from the institutions serviced)</td>
<td></td>
<td></td>
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<tr>
<td>points per reference or Appointment letter (These should be from end</td>
<td></td>
<td></td>
</tr>
<tr>
<td>user, i.e. municipality or water board)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ISO/SABS 9001 Certificate</td>
<td>15 Points for Manufacturer/Distributor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>0 points No Certificate/Support</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15 point for Letter of Support</td>
<td></td>
</tr>
<tr>
<td>SABS/OHSAS 18001 Certificate</td>
<td>15 points with attached relevant documents</td>
<td></td>
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<td></td>
<td>15 points with a proof of indication of progress of achieving and the date must be</td>
<td></td>
</tr>
<tr>
<td></td>
<td>prior date of tendering</td>
<td></td>
</tr>
<tr>
<td></td>
<td>0 points for No Certification</td>
<td></td>
</tr>
<tr>
<td>NSF/ANSI 60</td>
<td>15 points with attached relevant documents</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15 points with a proof of indication of progress of achieving and the date must be</td>
<td></td>
</tr>
<tr>
<td></td>
<td>prior date of tendering</td>
<td></td>
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<tr>
<td>Requirement</td>
<td>Points</td>
<td></td>
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<tr>
<td>----------------------------------------------------------------------------</td>
<td>--------------------------------------------------------------------------------------------------</td>
<td></td>
</tr>
<tr>
<td>Transport to comply with Hazardous Chemicals</td>
<td>15 Points with attached relevant documents 0 Letter =0 Points 1 Letter= 15 Points</td>
<td></td>
</tr>
<tr>
<td>SANS 1725 for waste water product (Certificate or proof of accreditation certificate application)</td>
<td>15 points (Letter of Support 10 points) (No attachment 0 points)</td>
<td></td>
</tr>
</tbody>
</table>

# Minimum scoring points for further evaluation is 70
## PRICING SCHEDULE

NB: All prices should include transportation

<table>
<thead>
<tr>
<th>ITEM DESCRIPTION</th>
<th>UNIT MEASURE</th>
<th>QUANTITY</th>
<th>UNIT PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>LIQUID FERRIC CHLORIDE 35Kg Drum</td>
<td>Kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>POLYELECTROLYTES 1000kg Flobybin</td>
<td>kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>POWERED ACTIVATED CARBON 50kg Bag</td>
<td>Kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>LIQUID CHLORINE 925Kg Drum</td>
<td>Kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>LIQUID CHLORINE 70Kg Drum</td>
<td>Kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>CALCIUM HYPOCHLORIDE 25Kg Granules</td>
<td>Kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>CALCIUM HYPOCHLORIDE 25Kg Tablets</td>
<td>Kg</td>
<td>1</td>
<td></td>
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<tr>
<td>LIQUID BIOLOGICALLY BASED ADDICTIVES TREATMENT 20Kg Drum</td>
<td>Kg</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>WHITE HYDRATED LIME 50Kg Bag</td>
<td>Kg</td>
<td>1</td>
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</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
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<tr>
<td><strong>Vat @ 15%</strong></td>
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<tr>
<td><strong>Grant Total</strong></td>
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</table>
ANNEXURE A

GENERAL CONDITIONS OF CONTRACT