

## INKOMATI-USUTHU CATCHMENT MANAGEMENT AGENCY

## **REQUEST FOR QUOTATION (RFQ)**

APPOINTMENT OF A PROFESSIONAL SERVICE PROVIDER TO DESIGN, SUPPLY, INSTALL AND TRAIN SELECTED HOUSEHOLDS ON THE USE OF RAINWATER HARVESTING FACILITIES AND CROP PRODUCTION WITHIN EHLANZENI DISTRICT MUNICIPALITY FOR A PERIOD OF 12 MONTHS

RFQ REFERENCE	RFQ/023/RWH/2023
RFQ DESCRIPTION	DESIGN, SUPPLY, INSTALL AND TRAIN SELECTED HOUSEHOLDS ON THE USE OF RAINWATER HARVESTING FACILITIES AND CROP PRODUCTION
RFQ ISSUE DATE	16 FEBRUARY 2023
CLOSING DATE & TIME	28 FEBRUARY 2023 AT 11:00
LOCATION OF	BID BOX SITUATED AT IUCMA OFFICES, SUITE 801, THE
SUBMISSIONS	MAXSA BUILDING, 13 STREAK STREET, MBOMBELA, 1200

Please furnish us with all information as requested and return your quotation on the date and time stipulated above. Late and incomplete submissions will invalidate the quote submitted.

#### **QUOTATION SUBMITTED by:**

Supplier's Name:	
Registered Name:	
CSD Number:	MAAA
Physical Address:	
Postal Address:	
Telephone No.	
•	
Email.	

### 1. CHECKLIST

The Checklist below is attached hereto to assist bidders with the completion of the bid document. Please ensure that the following forms have been completed and signed and that all documents as requested, are attached to the tender document. Bidders are required to **TICK** the relevant boxes for verification purposes.

No	Description	Bidder to Tick (√)	For Official Use Only	
1.	SBD 1 – Invitation to Bid			
	Is the form duly completed and signed?			
2.	Has the CSD Supplier Number been submitted with the bid document?			
3.	Is the full CSD report not more than 10 days before the bid closing			
	date attached?			
4.	Declaration of POPI Act		D	
	Is the form duly completed and signed?			
5.	Has the compulsory "Tender Briefing Session" been attended?	N/A	N/A	N/A
6.	Pricing Schedule			
	Is the pricing schedule fully completed?			
7.	SBD 4 – Bidder's Disclosure		D	
	Is the form duly completed and signed?			
8.	SBD 6.1 – Preference Points Claim Form			
	Is the form duly completed and signed?			
9.	SBD 7.2 Contract Form for Rendering of Services			
	Is the form duly completed and signed?			

## \*\*\* D: Failure to comply with these sections will result in the disqualification of the RFQ.

Name of Bidder:

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

#### 2. REQUEST FOR QUOTATION INVITATION

#### RFQ/023/RWH/2023

#### CLOSING DATE: 28 FEBRUARY 2023

Inkomati-Usuthu Catchment Management Agency (IUCMA) requests your quotation for the below services:

#### APPOINTMENT OF A PROFESSIONAL SERVICE PROVIDER TO DESIGN, SUPPLY, INSTALL AND TRAIN SELECTED HOUSEHOLDS ON THE USE OF RAINWATER HARVESTING FACILITIES AND CROP PRODUCTION WITHIN EHLANZENI DISTRICT MUNICIPALITY FOR A PERIOD OF 12 MONTHS

Quotations will be evaluated and adjudicated in accordance with IUCMA's Preferential Procurement Policy and its Supply Chain Management Policy. The 80/20-point system will be applicable. BIDS shall remain valid for the period of days as indicated in the bid document from the date of closing. The IUCMA reserves the right to accept all, part, or none of the bids submitted, either wholly or in part and it is not obliged to accept the lowest bid.

Quotations submitted on the official bid document are to be submitted in a sealed envelope clearly marked "RFQ/023/RWH/2023 - APPOINTMENT OF A PROFESSIONAL SERVICE PROVIDER TO DESIGN, SUPPLY, INSTALL AND TRAIN SELECTED HOUSEHOLDS ON THE USE OF RAINWATER HARVESTING FACILITIES AND CROP PRODUCTION WITHIN EHLANZENI DISTRICT MUNICIPALITY FOR A PERIOD OF 12 MONTHS" must be deposited in the official bid box provided at the IUCMA Offices, Suite 801, The Maxsa Building, 13 Streak Street, Mbombela before 16:00 on the closing date. Late quotations or tenders received by way of facsimile or e-mail will under no circumstances be considered.

For technical enquiries, contact Dr Tendai Sawunyama at 013 753 9014/ 082 609 3043 or <u>sawunyamat@iucma.co.za</u> and for SCM enquiries, contact Ms Silungile Mbatha at 013 753 9089/069 535 3118 or <u>mbathas@iucma.co.za</u>.

Only prospective suppliers who are registered on the National Treasury Supplier database are legible to bid. To register on the CSD log onto <u>www.csd.gov.za</u>

Mr LC Mohalaba Chief Executive Officer

PART A		INVITATION	to Bid					SBD 1	
YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE IUCMA									
BID NUMBER:	RFQ/	023/RWH/2023		CLOSING DATE:	28 2023	FEBR	UARY	CLOSING TIME:	11:00
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	/				TECHN	ICAL EN	QUIRIE	S MAY BE DIF	RECTED
BIDDING PROCE	DURE	ENQUIRIES MAY BE DIRECT	ED TO		TO:	~-	T		
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CONTACT PERS	ON	INIS 5 INIDALITA			TELEPH		Drie	nual Sawunya	ma
TELEPHONE NU	MBER	013 753 9089/069 535 3118			NUMBE	-	013 7	53 9014/082 60	9 3043
					FACSIN				
FACSIMILE NUM	BER	N/A			NUMBE	R	N/A		
E-MAIL ADDRES	c	mbathas@iucma.co.za			E-MAIL	<u>ee</u>	0.014	nyamat@iucm	0 00 70
SUPPLIER INFO	-				ADDRE	33	Sawu	inyamat@iucm	a.co.za
NAME OF BIDDE									
POSTAL ADDRE									
STREET ADDRE									
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SOUTH AFRICA F		Yes No				5 /SERVIO S OFFER		THE QUESTIONN/	
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QUESTIONNAIR	E TO BI	DDING FOREIGN SUPPLIER	S (Not app	licable to So	uth Africa	an suppl	iers)		
		ENT OF THE REPUBLIC OF S	· · ·					YES	□ NO
DOES THE ENTI	TY HAV	E A BRANCH IN THE RSA?		. ,				T YES	
DOES THE ENTI	TY HAV	E A PERMANENT ESTABLISH	IMENT IN	THE RSA?				YES	🗌 NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?						_ NO			

IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.

#### PART B

SBD1

### TERMS AND CONDITIONS FOR BIDDING

#### 3. BID SUBMISSION:

- 1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
- 1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR ONLINE.
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS AS AMENDED, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
- 1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
- 1.5. THE BOX IS GENERALLY OPEN DURING OFFICE HOURS: 07:30 16:00 MONDAYS TO FRIDAYS.

#### 4. TAX COMPLIANCE REQUIREMENTS

- 2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
- 2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
- 2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
- 2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

## NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

#### SIGNATURE OF BIDDER:

.....

DATE:

.....

#### 3. DECLARATION OF POPI ACT

# THE BIDDER WILL BE DISQUALIFIED IF THE FORM IS NOT FULLY COMPLETED AND SIGNED

#### PERMISSION BY BIDDER:

On behalf of Company/Close Corporation/Trust/Joint Venture/Consortium/Juristic Person/ Partnership

(Name of bidder)

I, Mr/Ms \_\_\_\_

(duly authorised), hereby grant permission, in terms of the Protection of Personal Information Act, 2013 (Act 4 of 2013), POPI Act, to the Inkomati-Usuthu Catchment Management Agency, to utilise all information contained in the tender documents submitted to the Inkomati-Usuthu Catchment Management Agency, for purposes of procurement.

Capacity:		 	
Signed:		 	

Date: \_\_\_\_\_

#### 4. CONDITIONS TO BE OBSERVED WHEN BIDDING

#### **QUOTATION CONDITIONS**

NOTE: Quotations for the supply of goods or services described in this document are invited in accordance with the provision of Government Procurement: General Conditions of Contract available for download from <a href="http://www.treasury.gov.za/divisions/ocpo/sc/GeneralConditions/">http://www.treasury.gov.za/divisions/ocpo/sc/GeneralConditions/</a>

- a. IUCMA does not bind itself to accept the lowest or any RFQ, nor shall it be responsible for or pay any expenses or losses which may be incurred by the bidder in the preparation and delivery of the RFQ.
- b. No RFQ shall be deemed to have been accepted unless and until a purchase order/letter of appointment is prepared and executed.
- c. Quotation shall remain open for acceptance by IUCMA for a period of **90 days** from the closing date of the RFQ enquiry.

4.1 IUCMA reserves the right to:

- a. Not evaluate and award RFQ that do not comply strictly with the requirements of this RFQ.
- b. Make a selection solely on the information received in the RFQs and enter into negotiations with any one or more of the preferred bidder(s) based on the criteria specified in the evaluation of this RFQ.
- c. Contact any bidder during the evaluation process to clarify any information without informing any other bidders and no change in the content of the RFQ shall be sought, offered or permitted.
- d. Award a contract to one or more bidder(s).
- e. Withdraw the RFQ at any stage.
- f. Accept a separate RFQ or any RFQ in part or whole at its discretion.
- g. Cancel this RFQ or any part thereof at any stage as prescribed in the PPPFA regulation.
- h. Should bidder(s) be selected for further negotiations, they will be chosen based on cost-effectiveness and the principle of value for money not necessarily based on the lowest costs. The IUCMA, therefore, reserves the right not to appoint the lowest bidder.

#### 5. COST OF BIDDING

The bidder shall bear all costs and expenses associated with the preparation and submission of its RFQ, and the IUCMA shall under no circumstances be responsible or liable for any such costs, regardless of, without limitation, the conduct or outcome of the bidding, evaluation, and selection processes.

#### 6. TERMS OF REFERENCE

#### 1. PURPOSE

The IUCMA is the water resource management authority established in terms of Section 78 of the National Water Act 36 of 1998 (NWA), to perform water resource management at local level within the WMA. The management of the resources entails protection, use, development, conservation, management, and control of water resources within the WMA as contemplated in the National Water Act (Act 36 of 1998; NWA). The IUCMA is also responsible for local water resources planning and operation of water resources within Inkomati-Usuthu Water Management Area. However, the WMA suffers from water requirements exceeding available water sources and the issue of water security to meet the growing water requirements require strategies in place to ensure the vision for the Catchment Management Agency (CMA) is met. Water security in South Africa relates to managing and reducing water-related risks to a level at which water's benefits can be securely and sustainably realized in totality, with a paradigm shift to new reality.

#### 2. BACKGROUND

Rainwater harvesting (RWH) have the potential to improve rural water supply and contribute to the provision of the first 6 kl of water consumed monthly. RWH can also be the solution to South Africa food security by increasing water productivity of dryland agriculture and enabling homestead gardening. Although used for decades in South Africa, rainwater harvesting (RWH) is still far from being utilised to its full potential as unresolved challenges prevent its wide scale adoption. Key challenges preventing the nationwide expansion of RWH are the current water related legislations, the lack of finances and the absence of a national umbrella body that coordinates. The IUCMA and EDM is planning to embark on rainwater harvesting project in identified villages in the municipal districts of the Inkomati-Usuthu Water Management Area as part of water and food security strategies.

#### 3. AIMS AND OBJECTIVES

The IUCMA is therefore sought to appoint a suitably qualified Service Provider for design, supply and install and train on the use of rainwater harvesting facilities on selected households within Ehlanzeni District Municipality.

3.1 The main aim of having rainwater harvesting facilities and provision of crop production specialist services:

- To improve water supply to small scale irrigation gardens.
- To promote efficient use of water and access to water by small-holder farmers (rural households)
- To ensure food security through the support of small-holder farmers with efficient irrigation solutions
- To support rural households with diversified irrigation solutions.

### 4. SCOPE OF WORK/ DELIVERABLES

The Inkomati-Usuthu Catchment Management Agency (IUCMA) requires the services of suitably qualified service providers to submit proposals to assist the Agency in establishing rainwater harvesting facilities in selected households as a water security strategy and provide crop production specialist services to enhance food security.

# The preferred service provider for the rainwater harvesting services will be required to:

- Design and provide drawings for rainwater harvesting system per household.
- Provide all layouts for the rainwater harvesting facilities per identified household.
- Provide all costs related to the projects in agreement with the client.
- Install a complete rainwater harvesting system per identified household.
- Train the beneficiaries on the use and advantages of the facilities.

A well-designed rainwater harvesting system collects the maximum possible amount of water from the roof and ensures that the water is stored in the tank.

The components of a rainwater system are Rain Heads, Gutter Accessories, Pre-Tank Filtration, Rainwater Tanks, Tank Gauges, Tank Accessories, Booster pump and Concrete Platform.

#### The duties of the crop production specialist must include at least the following:

- Compile a comprehensive production system (production plan irrigation schedule, spray programme, etc); for all identified sites;
- Prepare and submit a SMART implementation plan to outline technical support;
- Diagnose crop problems and rehabilitation thereof;
- Provide planting demonstrations & training (soil preparation, irrigation duration, crop growth stages, fertilizer programme, harvesting techniques, post-harvest management);
- Advise beneficiaries in areas such as growing and harvesting practices, choice of machinery and equipment; etc.
- Solve problems (e.g., nutrient disorders in plants, management of weeds and plant diseases) and create solutions, including organizing and conducting field trials;
- Foster a cooperative system amongst the beneficiaries and help them to develop a functional marketing system (in the event of surplus production);
- Schedule and make regular visits to beneficiaries to render technical support;

The crop production specialist will be responsible for systematically developing a comprehensive production system, crop management and skills transfer to the selected centres/ beneficiaries.

#### 5. PROJECT LOCATION AND PERIOD

The project will be executed within Ehlanzeni District Municipality in the Inkomati-Usuthu Water Management Area over a period of twelve (12) months effective from the date of the signing of the contract.

#### 6. RESOURCES REQUIRED

The team shall be led by a professional registered Civil/ Agricultural Engineer. The other team members should include Site Agent, Plumber, and Production specialist.

### **EVALUATION PROCESS**

The bid will be evaluated and adjudicated in phases as follows:

- Phase 1 Compliance/Mandatory requirements
- Phase 2 Functional requirements
- Phase 3 Price and Preference evaluation

#### Phase 1: Compliance/ mandatory Requirements

Without limiting the generality of the IUCMA's other critical requirements for this bid, the bidder(s) must submit the documents listed in the table below. All documents must be completed and signed by the duly authorized representative of the prospective bidder(s). During this phase Bidders' responses will be evaluated based on compliance with the listed administration and mandatory bid requirements. The bidder(s) proposal will be disqualified for non-submission of any of the documents.

#### Documents that must be submitted for Compliance/ Mandatory Requirements

A document that must be submitted	Yes/No	Non-submission will result in disqualification?
Permission in terms of POPI Act to utilise the information contained in documents for procurement purposes	Yes	Complete and sign the supplied pro forma document.
Invitation to Bid – SBD 1	No	Complete and sign the supplied pro forma document.
Bidders Disclosure – SBD 4	Yes	Complete and sign the supplied pro forma document.
Preference Point Claim Form – SBD 6.1	No	Complete and sign the supplied pro forma document. Incomplete form will lead to a zero (0) score on specific goals for the tender.
Registration on Central Supplier Database (CSD)	Yes	The bidder must be registered as a service provider on the CSD. Submit CSD full registration report (CSD full

A document that must be submitted	Yes/No	Non-submission will result in disqualification?
	No	registration report must NOT be older than 10 days from the closing date and a summary report will NOT be considered).
Registration of the Project Manager as Civil/Agricultural Engineer (professional engineer or technologist) with Engineering Council of South Africa (ECSA)	Yes	The bidder must submit a certified copy of the registration with the Engineering Council of South Africa (ECSA)
Registration of the Crop Production Specialist with South African Council for Natural Scientific Professions (SACNASP)	Yes	The bidder must submit a certified copy of the registration with the South African Council for Natural Scientific Professions (SACNASP)

NB: No Bid will be awarded to any person whose tax matters have not been declared in order by the South African Revenue Service.

NB: No award will be made to an entity which is not registered on the CSD (Central Supplier Database) with National Treasury.

### Phase 2: Functionality Requirements

The evaluation of bidders of functionality will be done in terms of the evaluation criteria as indicated in Table 1 below. Only bids that meet the minimum threshold of 70 out of 100 points for functionality will proceed to the next stage. The evaluation of functionality will be evaluated in accordance with the functionality criteria below and applicable values.

#### Table 1: Functionality Evaluation Criteria

Evaluation Criteria	Description	Points
Company Experience	Experience in water supply-related projects or irrigation systems	40
	10 or more contactable references – 40	
	5 to 9 positive contactable references - 30	
	3 to 4 positive contactable references - 20	
	1 to 2 positive contactable references – 10	
	No reference- 0	
	Proof: Reference letters on successfully completed project on client letterhead with contactable references	

 $\mathsf{RFQ}/\mathsf{023}/\mathsf{RWH}/\mathsf{2023}$  - design, supply, install and train selected households on the use of rainwater harvesting facilities and crop production

Evaluation	Description	Points
Criteria		
	Project Manager:	25
	The company demonstrates that it has an experienced Project Manager to execute the work.	
	11 and above years of experience -25	
	6 to 10 years of experience - 15	
	1 to 5 years of experience 10	
	No experience will score - 0	
	Proof: Attach CV indicating relevant years of experience with contactable references	
	Production Specialist:	20
	The company demonstrates that it has an experienced Crop Production Specialist to execute the work.	
	11 and above years of experience -20	
	6 to 10 years of experience - 15	
	1 to 5 years of experience 10	
	No experience will score - 0	
	Proof: Attach CV indicating relevant years of experience with contactable references	
	Site Agent:	15
	The Site Agent demonstrates that they have the experience to execute the work.	
	11 and above years of experience -15	
	6 to 10 years of experience - 10	
	1 to 5 years of experience 5	
	No experience will score - 0	
	Proof: Attach CV indicating relevant years of experience with contactable references	

#### Phase 3: Price and Preference evaluation

Evaluation in terms of 80/20 Preference Points System. Only bids that achieve the minimum qualification score for functionality will be evaluated further in accordance with the 80/20 preference points system. The 20 preference points for specific goals shall be allocated as follows:

Table 2: Specific goals for the tender and points claimed are indicated per the table below.

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)
Owned by black people (100%)	8
Owned by black people who are women (25% or more)	4
Owned by black people with disabilities (25% or more)	4
Owned by black people who are youth (25% or more)	4

Ownership may be verified through the B-BBEE certificate/Sworn affidavit submitted by the tenderer or CIPC.

## 7. PRICING SCHEDULE (DESIGN & INSTALLATION AND TRAINING)

The service provider is required to provide rates for the design, supply and installation of rainwater harvesting system as well as training on crop production. The **Quantities** provided here are for <u>EVALUATION PURPOSES</u> only.

Item	Description	Unit	Quantity	Rate in Rands	Total in Rands			
1	Professional fees (Design and training)							
1.1	Project Manager (Engineer)	hr	1					
1.2	Crop production specialist	hr	1					
1.3	Site Agent	hr	1					
2	Rainwater disposal		·					
2.1	1.6mm IBR Roofing sheets (740mm X 3000mm)	No	5					
2.2	0.47mm Corrugated Ion Roofing Sheets (762mm X 3000mm)	No	5					
2.3	Supply And Install 38x114 Timber Material – 3000mm	No	5					

ltem	Description	Unit	Quantity	Rate in Rands	Total in Rands
2.4	Supply and install 100 x 100 eaves gutters in beaded front edge	m	10		
2.5	Supply and install outlet 75 x100 mm downpipe	m	10		
2.6	Supply and install Eaves gutter for stop end	No	5		
2.7	Supply and install 75 x 100 diameter rainwater pipe	m	10		
3	0.2m <sup>3</sup> Capacity Pre-Tank Filtration	No	1		
4	Rainwater Tank (10 000 litres) fitted onto and secured to tank platform, including fasteners. (Tank platform costed separately item 8)	No	1		
5	Rainwater Tank (5000 litres) fitted onto and secured to tank platform, including fasteners. (Tank platform costed separately item 8)	No	1		
6	Supply And Install 1.5 kW Booster Pump Complete with Control Box Incl All Electrical Accessories and Pump Protection Structure	No	1		
7	Supply And Install 0.7kW Booster Pump Complete with Control Box Incl All Electrical Accessories and Pump Protection Structure	No	1		
8	Supply material and construct Tank Platform (constructed using stock building bricks) 1800 mm dia, height above ground level 1200 mm. (Foundation depth 400mm: concrete footing - width 400mm, height 200mm). Tank Platform box filled with soil and compacted. Tank Platform topping concrete thickness – 100mm	No	1		
9	Supply and install Drip Kit complete with all accessories. The Drip Kit designed to provide drip irrigation for vegetable garden up to 100 m <sup>2</sup>	No	1		
10	Disbursements (travel) on SARS Rates	km			

Item Description	Unit	Quantity	Rate in Rands	Total in Rands
Total VAT Exclusive		·		
Vat (15%)				
Total VAT Inclusive				

#### 8. SERVICE LEVEL AGREEMENT

The acceptance of any proposal is only valid upon the conclusion of a written SLA between the IUCMA and the successful Service Provider, in terms of which the rights and duties of the parties are recorded, and which agreement shall regulate the relationship between the IUCMA and the successful Service provider.

Until such time that an appropriate SLA has been concluded between the IUCMA and the successful Service Provider, no rights shall be conferred, nor shall any legitimate expectations be conferred to the successful service provider to carry out the works or services provided for in this document.

This document is not to be edited or altered as it forms part of the contract. Any contract amendments are to be raised with the IUCMA for legal consideration.

### 9. CONTACT PERSONS

Technical Enquiries	SCM Enquiries
Manager: Resource Planning and Operations	Supply Chain Management
Dr Tendai Sawunyama	Ms Silungile Mbatha
Tel: 082 609 3043	Tel: 069 535 3118
E-mail: sawunyamat@iucma.co.za	E-mail: mbathas@iucma.co.za

#### 10. SBD 4: BIDDER'S DISCLOSURE

#### 1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

#### 2. BIDDER'S DECLARATION

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest1 in the enterprise, employed by the state? YES/NO
- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution	

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution?

YES/NO

2.2.1 If so, furnish particulars:

<sup>1</sup> the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

YES/NO

2.3.1 If so, furnish particulars:

#### 3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium2 will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.5 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.6 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

<sup>2</sup> 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.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

Signature	Date
Position	Name of bidder

### 11. <u>SBD 6.1: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL</u> <u>PROCUREMENT REGULATIONS</u>

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

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

#### 1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to invitations to tender:
  - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
  - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

### 1.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the **80/20** preference point system.
- b) The 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.
- 1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
  - (a) Price; and
  - (b) Specific Goals.

#### 1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

#### 2. **DEFINITIONS**

(a)

means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;

"tender"

- (b) "price" means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) "rand value" means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) "tender for income-generating contracts" means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) "the Act" means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

#### 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

#### 3.1. POINTS AWARDED FOR PRICE

### 3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20 or 90/10  

$$Ps = 80\left(1 - \frac{Pt - P\min}{P\min}\right)$$
 Or  $Ps = 90\left(1 - \frac{Pt - P\min}{P\min}\right)$   
Where  
 $Ps = -$  Points scored for price of tender under consideration

PS Points scored for price of tender under consideration

Pt Price of tender under consideration =

Pmin = Price of lowest acceptable tender

#### 3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

#### 3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20 or 90/10  

$$Ps = 80\left(1 + \frac{Pt - Pmax}{Pmax}\right)$$
 or  $Ps = 90\left(1 + \frac{Pt - Pmax}{Pmax}\right)$ 

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

#### 4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
  - (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
  - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system)	Number of points claimed (80/20 system) (To be completed by the tenderer)
100% black person or people-owned enterprise	8	
More than 25% woman or women shareholding or owned enterprise	4	
More than 25% people living with disability shareholding or owned enterprise	4	
More than 25% youth shareholding or owned enterprise	4	

#### DECLARATION WITH REGARD TO COMPANY/FIRM

- 4.3. Name of company/firm.....
- 4.4. Company registration number:

#### 4.5. TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
- One-person business/sole propriety
- Close corporation
- Public Company
- Personal Liability Company
- □ (Pty) Limited
- Non-Profit Company
- State Owned Company

[TICK APPLICABLE BOX]

- 4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:
  - i) The information furnished is true and correct;
  - ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
  - iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
  - iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in

addition to any other remedy it may have -

- (a) disqualify the person from the tendering process;
- (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
- (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

	SIGNATURE(S) OF TENDERER(S)
SURNAME AND NAME: DATE:	
ADDRESS:	

#### 12. SBD 7.2 CONTRACT FORM - RENDERING OF SERVICES

THIS FORM MUST BE FILLED IN DUPLICATE BY BOTH THE SERVICE PROVIDER (PART 1) AND THE PURCHASER (PART 2). BOTH FORMS MUST BE SIGNED IN THE ORIGINAL SO THAT THE SERVICE PROVIDER AND THE PURCHASER WOULD BE IN POSSESSION OF ORIGINALLY SIGNED CONTRACTS FOR THEIR RESPECTIVE RECORDS.

#### PART 1 (TO BE FILLED IN BY THE SERVICE PROVIDER)

- I hereby undertake to render services described in the attached bidding documents to INKOMATI-USUTHU CATCHMENT MANAGEMENT AGENCY in accordance with the requirements and task directives/proposals specifications stipulated in RFQ/023/RWH/2023 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 as amended;
    - Bidder`s Disclosure;
    - 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 fulfilment 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.		WITNESSES
	NAME (PRINT)		1
	CAPACITY		2
	SIGNATURE		DATE:
	NAME OF FIRM		
	DATE		

#### SBD 7.2 CONTRACT FORM - RENDERING OF SERVICES PART 2 (TO BE FILLED IN BY THE PURCHASER)

- 1. I ...... in my capacity as Chief Executive Officer accept your bid under reference number **RFQ/023/RWH/2023** 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.

DESCRIPTION OF SERVICE	NAME OF THE COMPANY	PRICE (ALL APPLICABLE TAXES INCLUDED)	CONTRACT DURATION

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

SIGNED AT	MBOMBELA	ON	
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NAME (PRINT)

SIGNATURE

OFFICIAL STAMP

WITNESSES
1
2
DATE: