

Part T2: Returnable documents

T2.2 - Returnable Schedules

Annexure A: Record of Addenda

We confirm that the following communications received from the Employer before the submission of this quotation offer, amending the quotation documents, have been considered in this quotation offer:

	Date	Title or Details
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
Signed		Date
Name		Position
Tenderer Name:		

Annexure B: Proposed amendments and qualifications

The Tenderer should record any deviations or qualifications he may wish to make to the tender documents in this Returnable Schedule. Alternatively, a tenderer may state such deviations and qualifications in a covering letter to his tender and reference such letter in this schedule.

The Tenderer's attention is drawn to clause 5.8 of SANS 10845-3 regarding the employer's handling of material deviations and qualifications.

Page	Clause or item	Proposal

Signed.....

Date.....

Name.....

Position.....

Bidder

ANNEXURE C: STATUS OF CONCERN SUBMITTING TENDER

Please indicate the status of the concern submitting this tender by ticking the appropriate box and attaching the supporting documentation listed below.

☐ COMPANY (PTY) LTD / LIMITED COMPANY

Attach:

- Certified copy of the Company's Registration Certificate issued by CIPC.
- Resolution of the Board of Directors authorising the signatory to submit the tender and sign all contractual documents.

☐ CLOSE CORPORATION (CC)

Attach:

- Certified copy of the Founding Statement (CK Document).
- Resolution authorising the signatory to submit the tender and sign all contractual documents.

☐ PARTNERSHIP

Attach:

- Partnership Agreement.
- Full names and identity numbers of all partners.
- Resolution signed by all partners authorising the signatory to submit the tender.

☐ SOLE PROPRIETOR / ONE-MAN CONCERN

Attach:

- Certified copy of the Owner's Identity Document.
- Proof of business registration, where applicable.
- VAT Registration Certificate (if registered for VAT).

☐ TRUST

Attach:

- Copy of the Trust Deed.
- Letters of Authority issued by the Master of the High Court.
- Resolution authorising the signatory to submit the tender.

☐ JOINT VENTURE / CONSORTIUM⁴

Attach:

- Signed Joint Venture / Consortium Agreement.
- Company Registration Documents or Founding Documents of each Joint Venture member.
- Resolutions of each Joint Venture member authorising participation in the Joint Venture.
- Resolution appointing the Lead Partner and authorised signatory.
- CIDB Registration details of each Joint Venture member (where applicable).
- CSD Registration details of each Joint Venture member.

VAT REGISTRATION

If registered for Value Added Tax (VAT), attach a certified copy of the VAT Registration Certificate and provide the VAT Registration Number below:

VAT Registration Number: _____

DECLARATION

I/We hereby declare that the information furnished above is true and correct and that all supporting documentation relevant to the status of the concern submitting this tender has been attached.

Tenderer's Name: _____

Authorised Signatory: _____

Capacity: _____

Signature: _____

Date: _____

Annexure D: Compulsory Declaration

The following particulars must be furnished. In the case of a joint venture, separate declarations in respect of each partner must be completed and submitted.

Section 1: Enterprise details

Name of enterprise	
Contact person	
Email	
Telephone	
Cell	
Fax	
Physical address	
Postal address	

Section 2: Particulars of companies and close corporations

Company / Closed Corporation registration number	
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Section 3: SARS information

Tax reference number	
VAT registration number	(state Not Registered if not registered for VAT)

Section 4: CIDB registration number

CIDB Registration number (if applicable)	
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Section 5: Particulars of principals

principal: means a natural person who is a partner in a partnership, a sole proprietor, a director of a company established in terms of the Companies Act of 2008 (Act No. 71 of 2008) or a member of a close corporation registered in terms of the Close Corporations Act, 1984, (Act No. 69 of 1984).

Full name of principal	Identity number	Personal tax reference number

Attach separate page if necessary

Section 6: Record in the service of the state

Indicate, by marking the relevant boxes with a cross, if any principal is currently or has been within the last 12 months in the service of any of the following:

- | | |
|---|--|
| ☐ a member of any municipal council | ☐ an employee of any department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act of 1999 (Act No. 1 of 1999) |
| ☐ a member of any provincial legislature | |
| ☐ a member of the National Assembly or the National Council of Provinces | |
| ☐ a member of the board of directors of any Municipal entity | ☐ a member of an accounting authority of any national or provincial public entity |
| ☐ an official of any municipality or municipal Entity | ☐ an employee of Parliament of a provincial legislature |

If any of the above boxes are marked, disclose the following:

Name of principal	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

Attach separate page if necessary

Section 7: Record of family member in the service of the state

family member: a person's spouse, whether in a marriage or in a customary union according to indigenous law, domestic partner in a civil union, or child, parent, brother, sister, whether such a relationship results from birth, marriage or adoption

Indicate, by marking the relevant boxes with a cross, if any family member of a principal as defined in section 5 is currently or has been within the last 12 months in the service of any of the following:

- | | |
|---|--|
| ☐ a member of any municipal council | ☐ an employee of any department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act of 1999 (Act No. 1 of 1999) |
| ☐ a member of any provincial legislature | |
| ☐ a member of the National Assembly or the National Council of Provinces | |
| ☐ a member of the board of directors of any Municipal entity | ☐ a member of an accounting authority of any national or provincial public entity |
| ☐ an official of any municipality or municipal Entity | ☐ an employee of Parliament of a provincial legislature |

If any of the above boxes are marked, disclose the following:

Name of family member	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

Attach separate page if necessary

Section 8: Record of termination of previous contracts with an organ of state

Was any contract between the tendering entities, including any of its joint venture partners, terminated during the past five years for reasons other than the employer no longer requiring such works or the employer failing to make payment in terms of the contract?

☐ Yes ☐ No (tick appropriate box)

If yes, provide particulars (insert separate page if necessary)

Section 9: Declaration

The undersigned, who warrants that he/she is duly authorized to do so on behalf of the tendering entity, confirms that the contents of this Declaration are within my personal knowledge, save where stated otherwise in an attachment hereto, and to the best of my belief is both true and correct, and that:

- i) neither the name of the tendering entity, nor any of its principals, appears on:
 - a) the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004 (Act No. 12 of 2004); or
 - b) National Treasury's Database of Restricted Suppliers (see www.treasury.gov.za)
- ii) the tendering entity or any of its principals has not been convicted of fraud or corruption by a court of law (including a court outside of the Republic of South Africa) within the last five years;
- iii) any principal who is presently employed by the state has the necessary permission to undertake remunerative work outside such employment (attach permission to this declaration);
- iv) the tendering entity is not associated, linked or involved with any other tendering entities submitting tender offers;
- v) the tendering entity has not engaged in any prohibited restrictive horizontal practices, including consultation, communication, agreement, or arrangement with any competing or potential tendering entity regarding prices, geographical areas in which goods and services will be rendered, approaches to determining prices or pricing parameters, intentions to submit a tender or not, the content of the submission (specification, timing, conditions of contract, etc.) or intention to not win a tender;
- vi) the tendering entity has no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest;
- vii) neither the tenderer nor any of its principals owes municipal rates and taxes or municipal service charges to any municipality or a municipal entity, and are not in arrears for more than three months;
- viii) SARS may, on an on-going basis during the term of the contract, disclose the tenderer's tax compliance status to the Employer and, when called upon to do so, obtain the written consent of any subcontractors who are subcontracted to execute a portion of the contract that is entered into in excess of the threshold prescribed by National Treasury, for SARS to do likewise.

Signed.....

Date.....

Name.....

Position.....

Enterprise name.....

NOTE 1: The Standard Conditions of Tender contained in SANS 10845-3 prohibits anticompetitive practices (clause 3.1) and requires that tenderers avoid conflicts of interest, only submit a tender offer if the tenderer or any of his principals is not under any restriction to do business with the Employer (4.1.1) and submit only one tender either as a single tendering entity or as a member in a joint venture (clause 4.13.1). Clause 5.7 also empowers the Employer to disqualify any tenderer who engages in fraudulent and corrupt practice. Clause 3.1 also requires tenderers to comply with all legal obligations.

NOTE 2: Section 30(1) of the Public Service Act, 1994, prohibits an employee (person who is employed in posts on the establishment of departments) from performing or engaging remunerative work outside his or her employment in the relevant department, except with the written permission of the executive authority of the department. When in operation, Section 8(2) of the Public Administration Management Act, 2014, will prohibit an employee of the public administration (i.e. municipalities and all national departments, national government components listed in Part A of Schedule 3 to the Public Service Act, provincial departments including the office of the premier listed in Schedule 1 of the Public Service Act and provincial departments listed in schedule 2 of the Public Service Act, and provincial government components listed in Part B of schedule 3 of the Public Service Act) or persons contracted to executive authorities in accordance with the provisions of section 12A of the Public Service Act of 1994 or persons performing similar functions in municipalities, from conducting business with the State or to be a director of a public or private company conducting business with the State. The offence for doing so is a fine or imprisonment for a period not exceeding five years, or both. It is also a serious misconduct which may result in the termination of employment by the employer.

NOTE 3: Regulation 44 of Supply Chain Management regulations issued in terms of the Municipal Finance Management Act of 2003 requires that municipalities and municipal entities should not award a contract to a person who is in the service of the State, a director, manager or principal shareholder in the service of the State or who has been in the service of the State in the previous twelve months.

NOTE 4: Regulation 45 of Supply Chain Management regulations requires a municipality or municipal entity to disclose in the notes to the annual statements particulars of any award made to a close family member in the service of the State.

NOTE 5: Corrupt activities which give rise to an offence in terms of the Prevention and Combating of Corrupt Activities Act of 2004, include improperly influencing in any way the procurement of any contract, the fixing of the price, consideration or other moneys stipulated or otherwise provided for in any contract, and the manipulating by any means of the award of a tender.

ANNEXURE E

SBD 1: INVITATION TO BID

YOU ARE HEREBY INVITED TO QUOTE FOR REQUIREMENTS OF THE MALUTI-A-PHOFUNG SPECIAL ECONOMIC ZONE

BID NO.	MAPSEZ001/2026 (T)	CLOSING DATE:	15 th July 2026	CLOSING TIME:	11:00
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BID DESCRIPTION:	CONSTRUCTION OF AN APPLE JUICE PLANT STUCTURE INCLUDING ALL RELATED EXTERNAL WORKS AND SERVICES AT THE MALUTI-A-PHOFUNG SPECIAL ECONOMIC ZONE IN TSHIAME, HARRISMITH
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THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7)

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT:

C/O Amanda De Lange Str. Tshiame Harrismith 9880

ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS – (NOT TO BE RE-TYPED)

THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022, THE JBCC CONTRACT AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT

SUPPLIER INFORMATION

THE FOLLOWING PARTICULARS MUST BE FURNISHED (FAILURE TO DO SO MAY RESULT IN YOUR BID BEING DISQUALIFIED)

NAME OF BIDDER:			
POSTAL ADDRESS:			
STREET ADDRESS:			
TELEPHONE NUMBER:	CODE:		NUMBER:
CELLPHONE NUMBER:			
FACSIMILE NUMBER:	CODE:		NUMBER:
EMAIL ADDRESS:			
VAT REGISTRATION NUMBER:			
CSD REGISTRATION NUMBER:			
HAS A VAILID TAX CLEARANCE CERTIFICATE BEEN SUBMITTED? (SBD 2)	☐ Yes ☐ No		
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes ☐ No	B-BBEE STATUS LEVEL SWORN AFFIDAVIT	☐ Yes ☐ No
IF YES, WHO HAS ISSUED THE CERTIFICATE?			
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	☐	AN ACCOUTNING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)	
	☐	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDICATION SYSTEM (SANAS)	
	☐	A REGISTERED AUDITOR: NAME:	
A B-BBBEE STATUS LEVEL VERIFICATION CERTIFICATE / SWORN AFFIDAVIT (FOR EMEs &QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE			

SBD 1

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 B3 BELOW]
SIGNATURE OF BIDDER:		DATE:	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL BID PRICE	R		
BID PRICE IN WORDS			
			
	(VAT INCLUSIVE)		
ENQUIRIES BIDDING PROCEDURE ENQUIRIES	CONTACT PERSON: THAPAELO MOLOI TEL NO.: 058 635 1120 EMAIL: thapelom@mapsez.co.za		
TECHNICAL ENQUIRIES	CONTACT PERSON: VUSI NYATHI/THOBANI GUMA TEL NO: 058 635 1120 EMAIL: vusmusi@gmail.com / thobaniguma@gmail.com		

ANNEXURE F
SBD 4: BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

- 1.1 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, 1996 (Constitution), and further expressed in the various applicable legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.
- 1.2 If a person is 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. DECLARATION ON EMPLOYMENT BY ORGAN OF STATE

- 2.1 Is the bidder, or any of the directors / trustees / shareholders / members / partners of the bidder employed by an organ of state, as defined in section 239 of the Constitution? YES/NO
- 2.2 If YES, furnish particulars of the names, individual identity numbers, in the table below:

Full Name	Identity Number	Name of organ of state

- 2.3 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

- 2.3.1 If so, furnish particulars:

.....

.....

.....

- 2.4 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**

1. 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.

2.4.1 If so, indicate all companies registered in the CSD in the table below:

Supplier registration number (MAAA)	Status (active/inactive/deleted)

Failure to disclose all CSD-registered active companies linked to all Directors will lead to disqualification.

3 GENERAL DECLARATION

I, ..., the undersigned, 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 to be false.
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor.
- 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, 1998 (Act No. 89 of 1998) and or may be referred to law enforcement agencies for criminal investigation and or may be restricted from conducting business with the state for a period not exceeding 10 years in terms of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004) or any other applicable legislation.

I CERTIFY THAT THE ABOVE IS CORRECT.

I ACCEPT THAT THE PROCURING INSTITUTION MAY REJECT THE BID OR TAKE APPROPRIATE ACTION AGAINST ME IF THIS DECLARATION IS FALSE.

.....
Signature

.....
Date

.....
Designation

.....
Name of bidder

ANNEXURE G
SBD 6.1 PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

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

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

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2. The applicable preference point system for this quotation is the 80/20 preference point system.

1.3. Points for this quotation (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals

1.4. The maximum points for this tender are allocated as follows:

	POINTS
Price	80
Specific goals	20
Total Points for Price and Specific Goals	100

1.2 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.

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

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and

- includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

$$P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$$

Where

- P_s = Points scored for price of tender under consideration
- P_t = Price of tender under consideration
- P_{min} = Price of lowest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 or 80/20)	Documentary evidence to claim the points for specific goals	Points Claimed
	80/20		
Enterprise located in the Free State Province OR within the Thabo Mofutsanyana District OR	10	Municipal Accounts (not older than 3 months); Lease Agreement; Permission to occupy land	

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 or 80/20)	Documentary evidence to claim the points for specific goals	Points Claimed
Maluti-A-Phofung jurisdiction.		signed/authorized by the relevant traditional authority; Affidavit confirming business address signed by Commissioner of Oath; Title deed	
Enterprise owned by historically disadvantage person(s): Women (one; more or all directors); AND/OR Black African (one; more or all directors); AND/OR Persons with disability (one; more or all directors)	5	Directors IDs; Company Profile; Proof of Disability; CIPC Registration Documents	
Youth owned enterprises (one; more or all directors)	5	Directors IDs; Company Profile; Proof of Disability; CIPC Registration Documents	

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:

.....

.....

.....

Schedule of Proposed Subcontractors (Local Sub-Contractors)

We notify you that it is our intention to employ the following Subcontractors for work in this contract.

If we are awarded a contract, we agree that this notification does not change the requirement for us to submit the Names of proposed Subcontractors in accordance with requirements in the contract for such appointments.

If there are no such requirements in the contract, then your written acceptance of this list shall be binding between us.

No	Name and address of proposed Subcontractor	Nature and extent of work	Previous experience Of the Subcontractor.	Indicate the value of work to be sub-contracted as % of Total Value of the contract	BEE Contributor Level of the subcontractor

Signed _____

Date _____

Name _____

Position _____

Tenderer _____

T2.2t: TAX CLEARANCE REQUIREMENTS

IT IS A CONDITION OF BIDDING THAT -

1. The taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with the Receiver of Revenue to meet his / her tax obligations.
2. In bids where Consortia / Joint Ventures / Sub-contractors are involved each party must submit a separate Tax Clearance Certificate. Copies of the Application for Tax
3. Clearance Certificates are available at any Receiver's Office.

SCHEDULE OF PLANT AND EQUIPMENT

The following are lists of major items of relevant equipment that I / we presently own or lease and will have available for this contract or will acquire or hire for this contract if my / our tender is accepted.

(a) Details of major equipment that is owned by and immediately available for this contract.

Quantity	Description, size, capacity, etc.

Attach additional pages if more space is required.

(b) Details of major equipment that will be hired or acquired for this contract if my / our tender is acceptable.

Quantity	Description, size, capacity, etc.

Attach additional pages if more space is required.

Signed.....

Date.....

Name.....

Position.....

Tenderer.....

TESTIMONIALS/FUNCTIONALITY EVIDENCE FORMS-PART 7

Bidders must complete the following tables and submit supporting evidence for the claiming of functionality points. Failure to provide sufficient evidence may result in a score of zero (0) for the relevant criterion.

Relevant Company Experience List (Criterion 1)

List qualifying projects (food / agro-processing / beverage / industrial food facility) completed in the last 10 years, each of contract value R30m or more. Minimum 3 required. Attach signed completion certificates, Principal Agent sign-off letters, or letters of award (dated 2015 or later).

RELEVANT PREVIOUS EXPERIENCE (PAST PERFORMANCE)

PROJECT NAME	EMPLOYER / CLIENT NAME	CLIENT REFERENCE & CONTACT DETAILS	ORDER / APPOINTMENT LETTER DATE	CONTRACT VALUE & PERIOD	COMPLETION DATE	TYPE OF ACTIVITIES UNDERTAKEN	EVIDENCE ANNEXURE
				R			
				R			
				R			
				R			
				R			
				R			

TESTIMONIALS/FUNCTIONALITY EVIDENCE FORMS-PART 7**Managing Direct Contractors / Specialist Subcontractors (Criterion 2)**

List projects where you coordinated specialist subcontractors or direct employer contractors across multiple procurement packages. Attach signed completion certificates or Principal Agent sign-off letters.

No.	Project name	Specialist packages managed	Evidence annex. ref.

KEY PERSONNEL AND TEAM CONTINUITY (CRITERION 3)

Key Personnel and Team Continuity (Criterion 3)

Complete one block per key person and attach the CV, qualifications and professional registration. Each named person must also personally sign the availability declaration below.

Site Agent (10 pts)

Full name	
Qualification(s)	
Professional registration & no.	
Years of relevant experience	
Minimum requirement	B.Tech or equivalent in Construction Management or relevant field; registration with a recognised professional body; ≥10 years site management experience on similar projects.
Qualifying project(s) from Company List worked on (project, role, period)	
CV annexure ref.	

Project Manager / Contracts Manager (8 pts)

Full name	
Qualification(s)	
Professional registration & no.	
Years of relevant experience	
Minimum requirement	B.Eng or B.Tech Civil/Structural; ≥8 years' experience.
Qualifying project(s) from Company List1 worked on (project, role, period)	
CV annexure ref.	

Construction Health & Safety Officer (7 pts)

Full name	
Qualification(s)	
Professional registration & no.	
Years of relevant experience	
Minimum requirement	SACPCMP registration as Construction H&S Officer; SAMTRAC or equivalent; ≥5 years site H&S experience.

Qualifying project(s) from Company List 1 worked on (project, role, period)	
CV annexure ref.	
Team Continuity Declaration The bidder must select ONE option and have it signed by a director or authorised signatory: - Option A: The key personnel named above were employed on the qualifying projects listed in Schedule 1, as evidenced in the CVs submitted. - Option B: The proposed team is newly assembled. Each member's individual qualifying experience is set out in their CV and does not rely on the company's project portfolio. Option selected (A or B): _____	

DIRECTOR / AUTHORISED SIGNATORY	SIGNATURE	DATE
Name (print):		
Each key person must personally sign below to confirm they are nominated for this project, are available from the Date of Commencement until Practical Completion, are not committed elsewhere in a way that prevents availability and understand their commitment forms part of the contract.		
SITE AGENT	SIGNATURE	DATE
Name (print):		
PROJECT / CONTRACTS MANAGER	SIGNATURE	DATE
Name (print):		
CONSTRUCTION HEALTH & SAFETY OFFICER	SIGNATURE	DATE
Name (print):		

Financial Capacity (Criterion 4)

Complete the table and attach audited financial statements for the last two financial years; Banker's Letter of available credit (not older than 3 months); and latest management accounts if the most recent audit is older than 12 months.

ITEM	BIDDER'S FIGURE	EVIDENCE ATTACHED YES/NO
Annual turnover – most recent year (R)		
Annual turnover – prior year (R)		
Available credit / overdraft facility (R)		
Date of Banker's Letter		
Current ratio (latest audited AFS)		

Local Economic Development and MAPSEZ Alignment (Criterion 5)

Attach a Local Labour and Procurement Plan demonstrating a credible route to 30% local spend from Free State suppliers, subcontractors and labour. Summarise named local firms by trade below; confirm the CLO appointment and the unskilled labour recruitment plan within 20km of Harrismith.

TRADE / PACKAGE	NAMED FREE STATE COMPANY	PROJECTED LOCAL SPEND (R)

CLO appointment confirmed (Y/N): _____

Unskilled labour recruitment plan within 20km of Harrismith attached (Y/N): _____

Local Labour and Procurement Plan annexure ref.: _____

Bidder Certification

I/we certify that the information in these returnable schedules is true and correct, that all evidence submitted is verifiable, and that MAPSEZ may verify any submission by contacting the referenced employer or client directly. I/we understand that fraudulent or misrepresented submissions will result in immediate disqualification and may result in blacklisting.

AUTHORISED SIGNATORY (PRINT)	SIGNATURE	DATE
CAPACITY		
NAME OF BIDDER / FIRM		

RESOLUTION OF BOARD OF DIRECTORS

RESOLUTION of a meeting of the Board of *Directors / Members / Partners of: _____

(legally correct full name and registration number, if applicable, of the Enterprise)

Held at _____ *(place)*

on _____ *(date)*

RESOLVED that:

1. The Enterprise submits a Quotation to the Maluti-A-Phofung Special Economic Zone, Free State Province in respect of the following project _____

(Project description as per Quotation Document)

Quotation Number: _____ *(Quotation Number as per Quotation Document)*

2. *Mr/Mrs/Ms: _____ in *his/her Capacity as _____
and who will sign as follows: _____ be, and is hereby, authorised to sign the Quote, and any and all other documents and/or correspondence in connection with and relating to the Quote, as well as to sign any Contract, and any and all documentation, resulting from the award of the Quotation to the Enterprise mentioned above.

	Name	Capacity	Signature
1			
2			
3			
4			
5			
6			
7			
8			

Note:

1. * Delete which is not applicable.

3. **NB.** This resolution must be signed by all the Directors / Members / Partners of the Quoting Enterprise.

ENTERPRISE STAMP

RESOLUTION OF BOARD OF DIRECTORS TO ENTER INTO CONSORTIA OR JOINT VENTURES

RESOLUTION of a meeting of the Board of *Directors / Members / Partners of:

(Legally correct full name and registration number, if applicable, of the Enterprise)

held at: _____ on: _____
(date)

RESOLVED that: The Enterprise submits a Quote, in consortium/joint venture with the following Enterprises:

(List all the legally correct full names and registration numbers, if applicable, of the Enterprises forming the consortium/joint venture)
to the Maluti-A-Phofung Special Economic Zone in respect of the following project:

(Project description as per Quotation Document)

Quotation Number: _____ *(Quotation Number as per Quotation Document)*

2 *Mr/Mrs/Ms: _____

in *his/her Capacity as: _____ *(Position in the Enterprise)*

and who will sign as follows: _____

be, and is hereby, authorised to sign a consortium/joint venture agreement with the parties listed under item 1 above, and any and all other documents and/or correspondence in connection with and relating to the consortium/joint venture, in respect of the project described under item 1 above.

3 The Enterprise accept joint and several liability with the parties listed under item 1 above for the due fulfilment of the obligations of the joint venture deriving from, and in any way connected with, the Contract to be entered into with the MAPSEZ in respect of the project described under item 1 above.

4 The Enterprise choose as its *domicilium citandi et executandi* for all purposes arising from this joint venture agreement and the Contract with the MAPSEZ in respect of the project under item 1 above:

Physical address: _____

Code : _____

Physical address: _____

Code: _____

Telephone No.: _____

Code: _____

Facsimile No.: _____

Code: _____

Attach additional pages if more space is required.

B 17.0	Changes made to JBCC documentation	Changes detailed under the relevant clauses in this document. Reference may be made to other documents forming part of this agreement.
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