



15 May 2024

NOTICE TO TENDERERS NO: 2

Tender No: 198Q/2023/24

Description: TERM TENDER FOR MINOR STORMWATER INFRASTRUCTURE WORKS

Box Number: 124

Closing Date and Time: 04 June 2024 at 10h00am

Tenders should take note of the following;

This "Notice to Tenderers" forms an integral part of the Contract and is to be bound into the Contract Document and returned with the tender submitted.

Nineteen (19) Pages have been REPLACED and Fifty-three (53) Pages ADDED as follows:

1. **Cover Page** – Contract Period, CIDB Grading and Work Package Values
2. **Page No i** - replaced with **Page No i(a)** – CIDB Grading, Clarification Meeting, Virtual Link and Closing Date
3. **Page No. 2** – replaced with **Page No 2(a)** – CIDB Grading, Clarification Meeting, Closing Date
4. **Page No. 3** – replaced with **Page No. 3(a)** – Clarification Virtual/Skype Meeting Link
5. **Page No. 5** – replaced with **Page No. 5(a)** – The paragraph – "*The Employer intends to appoint Two tenderers.....a region or regions*" has been amended
6. **Page No. 6** – replaced with **Page No. 6(a)** – The first paragraph – "*Works Project shall be.....if applicable*)" has been amended.
7. **Page No. 8** – replaced with **Page No. 8(a)** – Clause C.2.1.4.1 The wording ".....equal to 2CE and 3CE or higher contractor grading designation....." has been amended.
8. **Page No. 15** – replaced with **Page No. 15(a)** – Clause C.3.11.1 has been amended as per below

C. Based on the tender evaluation points scored in terms of the Preferential Procurement Regulations, the responsive tenderers will be considered, taking into account that

- a) a 2CE or higher Tenderer may only be awarded a maximum of one region and a 3CE or higher Tenderer may only be awarded a maximum of one region; however, in the event that any of the regions is left without a tenderer, the Employer reserves the right to offer an already successful tenderer more than one region, provided the tenderer can prove he has the capacity to undertake the additional work in the additional region.
- b) if a tenderer has the highest tender evaluation points scored in 2CE or Higher and 3CE or Higher, the preference for regions indicated by the tenderer will be considered, where possible. If a 3CE or Higher Tenderer is the highest ranked in both the 2CE or higher and 3CE or higher category per region, both CIDB categories will be awarded to that tenderer.
- c) the tender evaluation points (in terms of the Preferential Procurement Regulations) would be the primary basis upon which awards will be made and the preference per region as indicated by tenderers in the scheduled titled **Regions of Preference** would be the secondary basis that will be considered by the Employer within the outcomes determined by the tender evaluation points.

The highest ranked tenderers ("the winner") for a 2CE or higher and for a 3CE or higher will be appointed to a region, and up to two additional tenderers for a 2CE or higher and for a 3CE or higher may be appointed as alternatives for each region as indicated by the tenderers in the schedule titled **Regions of Preference** (refer to C.1.6.1).

9. **Page No. 32** – replaced with **Page No. 32(a)** – Volume 2 Cover Page - Contract Period, CIDB Grading and Work Package Values has been amended
10. **Page No. 38** – replaced with **Page No. 38(a)** – Schedule of Deviations – The Table has been amended to include two (2) additional rows to indicate both Winner and Alternative for 2CE and 3CE or Higher.
11. **Page No. 40** – replaced with **Page No. 40(a)** – C2.2 Schedule of Rates has been amended and an Additional List for the Schedule of Rates for 2CE and Higher has been added.

Schedule of Rates for 2CE and Higher – Work Package Value Above R 500 001 and up to R 1 000 000
(BOTH 2CE AND 3CE or Higher Tenderers can Complete this Schedule of Rates)

SCHEDULE A1 – PRELIMINARY & GENERAL	93a - 93f
SCHEDULE B1 – SITE CLEARANCE	93g - 93j
SCHEDULE C1 – STORMWATER PIPE/CULVERT WORKS	93k - 93y
SCHEDULE D1 – MANHOLE, CATCHPITS AND HEADWALLS	93z - 93gg
SCHEDULE E1 – CHANNELS, CANALS, STREAMS AND PONDS	93hh - 93hh
SCHEDULE F1 – EROSION PROTECTION	93ii - 93jj
SCHEDULE G1 – SINGLE SEGMENTAL BLOCK RETAINING WALL	93kk - 93ll
SCHEDULE H1 – PIPE JOINT SEALING	93mm - 93oo
SCHEDULE I1 – KERBING AND CHANNELING	93pp - 93tt
SCHEDULE J1 – SEGMENTED PAVING	93uu - 93ww
SCHEDULE K1 – FINISHING AND REINSTATEMENT	93xx - 93aaa

12. **Pages No. 93a to 93aaa (53 Pages)** has been **added** as An Additional Schedule of Rates for 2CE and Higher.
13. **Page No. 94** – replaced with **Page No. 94(a)** – Declaration (In respect of Completeness Tender) has been and amended to align with the Additional Schedule of Rates for 2CE and Higher
14. **Page No. 119** – replaced with **Page No. 119(a)** – An Additional Schedule for Regions of Preference for 2CE and Higher has been added.
15. **Page No. 128** – replaced with **Page No. 128(a)** – Volume 3 Cover Page - Contract Period, CIDB Grading and Work Package Values has been amended
16. **Page No. 131** – replaced with **Page No. 131(a)** – Clause C.1.1.1.11 has been amended as per below.

Clause 1.1.1.11:

Add the following after "Acceptance":

... of a Works Project.

The Contract Sum for each Works Project shall exceed R 500 001 and not exceed R 1 000 000 for a 2CE and for a 3CE and higher, exceed R 1 000 001 and not exceed R 3 000 000 (including contingencies and VAT).

17. **Page No. 137** – replaced with **Page No. 137(a)** – Clause C.6.2.1 has been amended as per below.

Clause 6.2.1:

The security to be provided by the Contractor shall be a blanket performance guarantee of R 50 000 per region for 2CE or Higher and R 150 000 per region for 3CE or Higher. The performance guarantee shall contain the precise wording of the document included in Part C1.3 of the Contract Data: **Form of Performance Guarantee**, and it shall be issued by a financial institution approved by the Employer, at the date when the guarantee is issued. The list of approved financial institutions current at the date of tender is attached to the **Form of Performance Guarantee**.

In the event of the guarantee being called up (in full or in part) the Contractor shall within 21 days of the issue of a first written demand by the Employer to the Guarantor, provide at his own cost a replacement performance guarantee of R 50 000 (2CE or Higher) or R 150 000 (3CE or Higher) for the particular region, and no work will be allocated to the Contractor in that region until the replacement performance guarantee has been provided.

18. **Page No. 141** – replaced with **Page No. 141(a)** – Clause C.8.6.1.1.1 has been amended as per below.

Clause 8.6.1.1.1:

The Contract Price shall, for insurance purposes, include for individual Contract Sums of up to **R1 000 000 (2CE or Higher)** and **R3 000 000 (3CE or Higher)** for each Works Project per region.

19. **Page No. 145** – replaced with **Page No. 145(a)** – The Works Project **value range** has been amended as per the CIDB Grading as per below.

A Works Project for 2CE shall be in the **value range** of above R 500 001 up to R1 000 000 (including contingencies and VAT, but excluding contract price adjustment, if applicable).

A Works Project for 3CE or Higher shall be in the **value range** of above R 1 000 001 up to R3 000 000 (including contingencies and VAT, but excluding contract price adjustment, if applicable).

20. **Page No. 162** – replaced with **Page No. 162(a)** – C2.1 Pricing Assumptions, Item 10 has been amended as per below.

10. Tenderers who are 3CE or Higher can price **BOTH** Returnable Schedule of Rates, however tenderers **EQUAL TO 2CE** must **ONLY** complete One(1) Returnable Schedule of Rates (Pages 93a to 93aaa), in accordance with clauses C.1.6.1 and C.2.10.5 in Part T1.2 Tender Data.

Tenderers are to return a signed copy of this notice/addendum/attachment, with the submission of their Tender. Failure to return a signed copy of the Addendum may result in the Tender being declared Non-Responsive.

Yours faithfully,

Siphelele Maqubela

Digitally signed by Siphelele
Maqubela
Date: 2024.05.15 09:21:57 +02'00'

For Director: Supply Chain Management

WRITTEN ACKNOWLEDGEMENT OF RECEIPT OF NOTICE 2 – 198Q/2023/24

Signature **Date**

Legal and full name of tendering entity:

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