



FREE STATE DEVELOPMENT CORPORATION

**APPOINTMENT OF A SERVICE PROVIDER TO PROVIDE HIGH SPEED INTERNET
CONNECTIVITY TO THE FREE STATE DEVELOPMENT CORPORATION FOR A
PERIOD OF 24 MONTHS.**

BID NUMBER: FDC BID NO. 003/2025

COMPULSORY BRIEFING SESSION: N/A

CLOSING DATE: 21 NOVEMBER 2025 AT 12:00

PREPARED BY:

FREE STATE DEVELOPMENT CORPORATION

33 KELLNER STREET

WESTDENE BLOEMFONTEIN

9301

TECHNICAL CONTACT PERSON: SYLVESTER MOHLOLI

**SUPPLY CHAIN MANAGEMENT CONTACT PERSON:
KELEBOGILE MOKOPI**

YOU ARE HEREBY INVITED TO SUBMIT A BID TO MEET THE REQUIREMENTS OF FREE STATE DEVELOPMENT CORPORATION	
BID NUMBER:	FDC BID NO. 003/2025
DATE OF ADVERTISING	31 OCTOBER 2025
COMPULSORY BRIEFING SESSION DATE:	N/A
COMPULSORY BRIEFING SESSION TIME:	N/A
CLOSING DATE:	21 NOVEMBER 2025
CLOSING TIME:	12:00
CLOSING DATE FOR BID ENQUIRIES	All enquiries must be directed to sylvesterm@fdc.co.za before the 14 November 2025
PERIOD FOR WHICH BIDS ARE REQUIRED TO REMAIN OPEN FOR ACCEPTANCE:	120 days (submissions must be valid for 120 days after the closing date)
DESCRIPTION OF BID:	APPOINTMENT OF A SERVICE PROVIDER TO PROVIDE HIGH SPEED INTERNET CONNECTIVITY TO THE FREE STATE DEVELOPMENT CORPORATION FOR A PERIOD OF 24 MONTHS.
BID DOCUMENTS DELIVERY ADDRESS:	FDC BUILDING 33 KELLNER STREET WESTDENE BLOEMFONTEIN
NAME OF BIDDER:	
CONTACT PERSON:	
E-MAIL ADDRESS:	
TELEPHONE NUMBER:	
FAX NUMBER:	
BIDDER'S STAMP OR SIGNATURE	

CHECKLIST OF COMPULSORY RETURNABLE SCHEDULES AND DOCUMENTS

Please adhere to the following instructions

- Tick in the relevant block below.
- Use the prescribed sequence in attaching the annexures when completing the Bid Document.
- Ensure that the following documents are completed and signed where applicable:

NB: Should any of these documents not be included, the bidders **may** be disqualified on the basis of non-compliance.

YES	NO	
		Original Bid and a Copy – (hard copy clearly marked as either original and copy) and one Electronic Copy. Important: Kindly note that every document that is submitted as part of the original submission must be <u>duly authorised with the required signatures or initials on each and every page</u> . Failure to comply will result in the bid being noted as incomplete.
		Specifications, Conditions of BID and Undertakings by Bidder
		Certificate of Authority for Joint Ventures
		SBD 1 - Invitation to Bid
		SBD 4 - Declaration of Interest
		SBD 6.1 - Preference Points Claim Form In Terms of the preferential procurement regulations 2022
		Valid Tax Compliance Status Pin
		Valid B-BBEE certificate, SANAS accredited or sworn affidavit
		Proof of registration with National Treasury Central Supplier Database
		Bidder's Company Profile.
		Expertise of Key Personnel: Curriculum Vitae and certificates.
		Licensed ISP with ICASA compliance to render internet services. (Attach proof)
		Capacity to render required Services and Solutions. (Attach reference letters)

1. SUPPLY CHAIN MANAGEMENT UNIT

1.1 Only questions, queries clarifications which are submitted to this e-mail address, sylvesterm@fdc.co.za will be addressed.

1.2 Bid documents must be submitted as follows:

1.2.1 Original Bid – and

1.2.2 One Soft/ electronic Copy (CD or memory stick).

2. BID TIMETABLE

Activity	Date
Advertisement of bid	31 October 2025
Bid document available	31 October 2025
Closing date for bid enquiries	14 November 2025. All enquiries must be directed to: sylvesterm@fdc.co.za
Briefing Session	N/A
Closing date and time	21 November 2025 at 12:00

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE FREE STATE DEVELOPMENT CORPORATION					
BID NUMBER:	FDC BID NO. 003/2025	CLOSING DATE:	21 NOVEMBER 2025	CLOSING TIME:	12:00
DESCRIPTION	APPOINTMENT OF A SERVICE PROVIDER TO PROVIDE HIGH SPEED INTERNET CONNECTIVITY TO THE FREE STATE DEVELOPMENT CORPORATION FOR A PERIOD OF 24 MONTHS.				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT					
33 KELLNER STREET, WESTDENE, BLOEMFONTEIN					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	KELEBOGILE MOKOPI		CONTACT PERSON	SYLVESTER MOHLOLI	
TELEPHONE NUMBER	051 400 1500		TELEPHONE NUMBER	051 400 1500	
FACSIMILE NUMBER			FACSIMILE NUMBER		
E-MAIL ADDRESS	kele@fdc.co.za		E-MAIL ADDRESS	sylvesterm@fdc.co.za	
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?		☐ Yes ☐ No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?				☐ YES ☐ NO	
DOES THE ENTITY HAVE A BRANCH IN THE RSA?				☐ YES ☐ NO	
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?				☐ YES ☐ NO	
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?				☐ YES ☐ NO	
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?				☐ YES ☐ NO	
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 TERMS AND CONDITIONS FOR BIDDING

1. 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 IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.**
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 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).**

2. 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:

.....

CAPACITY UNDER WHICH THIS BID IS SIGNED:

.....

(Proof of authority must be submitted e.g. company resolution)

DATE:

.....

3. REQUEST FOR PROPOSAL

INTRODUCTION

The Free State Development Corporation (FDC) is a public entity established in terms of the FDC Act 6 of 1995. In terms of the Public Finance Management Act, it is classified as a schedule 3D entity.

The mandate of the FDC is to establish and develop sustainable SMMEs in the Free State Province by providing both financial and non-financial support services.

FDC Mission

To provide financial and business support services to SMME's and Cooperatives; to undertake the development and management of properties; and to facilitate and promote investments and exports in the Free State Province.

FDC Vision

To be the development and investment agency of choice in contributing to the economic growth of the Free State Province.

SPECIFICATION:

The Free State Development Corporation (FDC) invites qualified Internet Service Providers (ISPs) to submit a proposal to deploy a high-speed Fibre Internet connectivity across all six FDC offices within the Free State.

The Internet Service Provider (ISP) should provide a solution for all 6 FDC Offices situated in the Free State. Further details are outlined below.

The project duration is 24 months.

The scope of Work:

- **Internet Connectivity:** Provision of fibre optic internet connections to all six FDC office locations.
 1. The solution must be *scalable* and *reliable*.
 2. Ensure a minimum service *availability* of 99.9% uptime.
- **Redundancy and Alternative Solution:**

If Fibre is not available, an alternative best solution (e.g. Microwave, Satellite, Wireless or any other solution), must be proposed and implemented to ensure continuous high-speed internet access
- **Support and Maintenance:**

Provide a 24/7 dedicated technical support, including a dedicated Technical Personnel for ongoing maintenance, troubleshooting and support services.

4. PROPOSAL SUBMISSION:

Interested Service Providers are requested to submit a comprehensive PROPOSAL detailing the proposed solution, technical specifications and pricing per service.

Office	Current Connectivity	Expected Connectivity	Speed	Personnel
Head Office , 33 Kellner Str, Westdene Coordinates: Lat: -29.1110 Lon: 26.2159	Fibre	Fibre	200 Mbps	100
Botshabelo , 35 J Orange Street Coordinates: Lat: -29.20005 Lon: 26.6972	Fibre	Fibre	50 Mbps	15
Qwaqwa 357 Clubview, Phuthaditjhaba Coordinates: Lat: -28.5001 Lon: 28.8357	Microwave	Fibre / Any reliable	50 Mbps	20
Welkom , to be confirmed at a later stage Coordinates: ??	None	Fibre	50 Mbps	10
Trompsburg , Khoisan Building, cnr Van Riebeeck & Voortrekker Coordinates: Lat: -30.0346 Lon: 25.7794	None	Fibre/ Any reliable	50 Mbps	5
Sasolburg , 10 van Eck Street, Sasolburg Coordinates: Lat: -26.8980 Lon: 27.4591	Microwave	Fibre	50 Mbps	5

THE PROPOSAL SHOULD INCLUDE, BUT NOT LIMITED TO THE FOLLOWING,

- A centralised breakout point at HQ with separate tunnels for each region, each connected using their dedicated line.
- Optimal breakout Solution enabling connectivity across our Offices
- Once-off Setup and Installation for deployment of network Infrastructure
- Backup stock of all layer 3 equipment i.e. Firewall, Routers and Switches (note: the infrastructure to be owned by FDC on termination/ expiry of contract).

Current infrastructure

1) **Switches** - TP-Link Switches, **Model:** TL-SG2428P (*Poe & Manage switches*)

Quantity: 5 x 48 port and 10 x 24 port

2) **Router** – Cisco 1900 Series (4 x 1)

3) **Firewall** – FortiGate (FortiNet 100F)

- **Maintenance and support** (*the support for a period of 24 Months, Inclusive of Monthly Reports*)
- **Transfer of Skills to the ICT Team**

Additionally:

- **Licensing Compliance:** Must be a licensed ISP registered with ICASA, with capacity to deliver telecommunication services.
- **Proven Experience:** Demonstrate proven experience as an Internet Service Provider, include in your proposal a list of current and previous clients.
- **Proposal Submission:** Provide a comprehensive Proposal outlining the proposed solution, Internet breakout strategy, estimated implementation timelines per office and other relevant details.
- **Capacity: Demonstrate the capacity** to effectively deliver the Solutions
- **Company Documentation:** Submit Company profile, registration documents, and BBBEE certificate.
- **Valid Tax Compliance status pin.**
- **Public IP Address:** allocation of public IP Addresses for our various cloud platforms

5. BID REQUIREMENTS

The following documents must accompany the bid proposal:

- a) Company registration documents;
- b) Valid Tax Compliance Status Pin
- c) Valid B-BBEE certificate, SANAS accredited or sworn affidavit (copy not older than 3 months: certified);
- d) Proof of address for the business.
- e) Company profile;
- f) Contactable references.
- g) Expertise of Key Personnel: Curriculum Vitae
- h) Licensed ISP with ICASA compliance to render Internet services
- i) Experience as an ISP and proof of clients
- j) Capacity to render required Services and Solutions.

6. INTERNET SERVICE PROVIDER TO PROVIDE INTERNET CONNECTIVITY IN ALL FDC OFFICES.

FDC Bid Number 003/2025 must be submitted in a sealed envelope and be placed only in the tender box at the FDC's office which is located at Free State Development Corporation, 33 Kellner Street, Westdene, Bloemfontein.

For any enquiries, please contact Mr Sylvester Mohloli on 051 400 1500.

The closing date for the bid submission is **21 NOVEMBER 2025 at 12h00**.
No faxed, e-mailed or late bid proposal will be accepted.

7. Functionality Evaluation Criteria

The Functionality Criteria that will be used to test the capability of Bidders is as follows

Criteria	Weight
Certified as ISP by ICASA of South Africa (attach valid proof of certification)	[10]
Company experience in terms of projects of similar scope completed. Proven success in providing service (attach relevant contactable reference letters on a company letterhead, signed and dated) 6 – 7 Project of similar scope [20] 4 - 5 Project of similar scope [15] 2 - 3 Project of similar scope [10] 1 Project of similar scope [05]	[20]
Experienced Technical Team, with In-depth experience in the field of Information and communication technology and Internet Service provider support. CV should indicate the role, Tier level support and years of experience. Attach clear organisational structure outlining project team as listed below [5] Team Leader or Project Manager (Submit CV and relevant Qualifications with similar experience to this project). 5 More years relevant experience [5] 3 – 4 years' relevant experience [3] 1 – 2 years relevant experience [1] Level 1 – 2 Support Technician (Submit CV and relevant Qualifications with similar experience to this project. Minimum qualification N+ and or A+ and a qualification in information Technology or computer science). 5 years or more with relevant qualification and experience [5] 3 – 4 years' relevant qualification and experience [3] 1 – 2 years relevant qualification and experience [1]	[20]

Level 3 Support Technician (Submit CV with in-depth experience relevant to the project, with a minimum relevant qualification, plus CCNP or N+ and or A+) • 5 years or more with relevant qualification and experience [5] • 3 – 4 years' relevant qualification and experience [3] • 1 – 2 years relevant qualification and experience [1]	
A Proposal with different Internet breakout types for all 6 offices • Fibre [5 points per site] • Satellite / Microwave [4 points per site] • 5G / LTE or any other [3points per site] • Diginet [2 points per site] • DSL / ADSL [1 points per site]	[30]
Transfer of skills plan (Submit a detailed plan that outline Transfer of skills and Trainings to be conducted)	[10]
Free State based companies (Provide Proof) Valid Lease Agreement / Municipal rates not older than three months	[10]
TOTAL SCORE	100

NB: The minimum qualifying score for functionality is **70 points out of 100**. All bids that fail to achieve the minimum qualifying score on functionality shall not be considered for further evaluation.

8. FEE SCHEDULE

Item	Number of Resource(s)	Rate	Total Cost (VAT inclusive)
Gateway router (Industry Standard Router)	4		
Firewall	1		
POE Manageable Switches 24/28 ports	15		
Total Cost (VAT inclusive)			

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:

.....

.....

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.

2.3 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.
- 3.4 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.
- 3.5 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.
- 3.6 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.

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

² 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 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

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)
 -
- 1.2 **To be completed by the organ of state**
- 1.3
- a) The applicable preference point system for this tender is the **80/20** preference point system.
- b) **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.
- 1.4 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.

1.5 **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

- 1.6 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.
- 1.7 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:

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \\ \mathbf{Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)} & \mathbf{or} & \mathbf{Ps = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)} \end{array}$$

Where

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:

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \\ \mathbf{Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)} & \mathbf{or} & \mathbf{Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)} \end{array}$$

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)	Supporting documents to be submitted with the tender document
Pricing (80 Points)	80		
100% Black Women Ownership	10		BBBEE Certificate/ Sworn affidavit
100% Black Youth Ownership	10		BBBEE Certificate/ Sworn affidavit

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:

.....

.....

.....

