TERMS OF REFERENCE

APPOINTMENT OF A SERVICE PROVIDER FOR THE
ELECTRICAL MAINTENANCE AND REPAIRS IN
TABLE MOUNTAIN NATIONAL PARK FOR A PERIOD
OF 24 MONTHS

RFQ NO. TMNP24 / 2020-21
REQUEST FOR PROPOSAL

You are hereby invited to submit proposal / price quotation for:

<table>
<thead>
<tr>
<th>RFQ Number:</th>
<th>TMNP24/ 2020-21</th>
</tr>
</thead>
<tbody>
<tr>
<td>Advertisement Date:</td>
<td>18/11/2020</td>
</tr>
<tr>
<td>Closing Date:</td>
<td>23/11/2020</td>
</tr>
<tr>
<td>Closing Time:</td>
<td>11H00</td>
</tr>
<tr>
<td>Bid Document Delivery Email Address:</td>
<td><a href="mailto:capescmquotations@sanparks.org">capescmquotations@sanparks.org</a></td>
</tr>
<tr>
<td>For Attention:</td>
<td>SCM Quotations</td>
</tr>
<tr>
<td>Contact details</td>
<td>0217120527</td>
</tr>
</tbody>
</table>
**PART A**  
**INVITATION TO BID**

**YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/PUBLIC ENTITY)**

<table>
<thead>
<tr>
<th>BID NUMBER:</th>
<th>TMNP24/2020-21</th>
<th>CLOSING DATE:</th>
<th>23/11/2020</th>
<th>CLOSING TIME:</th>
<th>11H00</th>
</tr>
</thead>
</table>

**DESCRIPTION**

APPOINTMENT OF A SERVICE PROVIDER FOR THE ELECTRICAL MAINTENANCE AND REPAIRS IN TABLE MOUNTAIN NATIONAL PARK FOR A PERIOD OF 24 MONTH

**BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)**

[scmquotations@sanparks.org](mailto:scmquotations@sanparks.org)

**BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO**

<table>
<thead>
<tr>
<th>CONTACT PERSON</th>
<th>Meagan du Plessis</th>
</tr>
</thead>
<tbody>
<tr>
<td>TELEPHONE NUMBER</td>
<td>021-712 0527</td>
</tr>
<tr>
<td>E-MAIL ADDRESS</td>
<td><a href="mailto:Meagan.duplessis@sanparks.org">Meagan.duplessis@sanparks.org</a></td>
</tr>
</tbody>
</table>

**TECHNICAL ENQUIRIES MAY BE DIRECTED TO:**

<table>
<thead>
<tr>
<th>CONTACT PERSON</th>
<th>Meagan du Plessis</th>
</tr>
</thead>
<tbody>
<tr>
<td>TELEPHONE NUMBER</td>
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</tr>
<tr>
<td>E-MAIL ADDRESS</td>
<td><a href="mailto:Meagan.duplessis@sanparks.org">Meagan.duplessis@sanparks.org</a></td>
</tr>
</tbody>
</table>

**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**

<table>
<thead>
<tr>
<th>B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE</th>
<th>TICK APPLICABLE BOX</th>
<th>B-BBEE STATUS LEVEL SWORN AFFIDAVIT</th>
<th>[TICK APPLICABLE BOX]</th>
</tr>
</thead>
<tbody>
<tr>
<td>☐ Yes ☐ No</td>
<td>☐ Yes ☐ No</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]

| ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS/SERVICES/WORKS OFFERED? | ☐ Yes ☐ No |
| ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS/SERVICES/WORKS 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**

<table>
<thead>
<tr>
<th>1. <strong>BID SUBMISSION:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</td>
</tr>
<tr>
<td>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED—(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</td>
</tr>
<tr>
<td>1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.</td>
</tr>
<tr>
<td>1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</td>
</tr>
</tbody>
</table>

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

**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:** .................................................................
1. PURPOSE

The purpose of this exercise is to appoint a service provider for the electrical maintenance and repairs in Table Mountain National Park for a period of 24 months.

2. BACKGROUND

South African National Parks (SANParks) is a public entity functioning under National Environmental Management: Protected Areas Act 57 of 2003 (Act 57 of 2003); with the mandate to conserve; protect; control; and manage national parks and other defined protected areas and their biological diversity (Biodiversity). As a public entity, SANParks is also governed by the Public Finance Management Act, Act 1 of 1999 (as amended by Act 29 of 1999), and it is listed as Schedule 3 Part A: 25 public entities.

SANParks’ operations are totally guided by its vision statement and mission statement. As a public entity, the organisation is committed to act in pursuance of transformation of South Africa’s society in support of entrenching South Africa’s democracy. In this regard, the organisation has adopted a transformation mission to guide its efforts accordingly.
3. SCOPE OF WORK

1. Description
Table Mountain National Park (TMNP) has electrical infrastructure that requires regular maintenance, repair and certification. Services could include basic electrical repair to accommodation units, visitor centres, picnic sites, plant rooms, and general office areas as well as the Newlands helipad. The area in question encompasses the geographic area from Signal Hill to Newlands, Tokai and Silvermine including Simons Town through to Cape Point.

Certification of work is important given that much of the electrical infrastructure is in public areas and used for a tourism and technical service and as such requires a high level of safety.

2. Scope of Work

2.1 Services to be rendered

- Provision of basic electrical repairs up to an amount of **R9000** on approval of quote for consumable items/ components and parts.
- Provision of electrical certification for the following facilities annually (February 2019).
  1. Klaasjagersberg Office
  2. Boulders Visitor Centre and kiosk
  3. Eland Cottage – Klaasjagersberg
  4. Duiker Cottage – Klaasjagersberg
  5. Slangkop Tented Camp Office and communal area
  6. Smits Tented Camp Office and Boma
  7. Wash Houses – Platteklip
  8. Kloofnek Office – Kloofnek
  9. Newlands Conservation Office - Newlands
- Provide for an hourly rate for repairs during working hours (including transport)
- Provide for an hourly rate for work/ repairs after hours, weekends and public holidays (including transport)

3. Work Callout procedures: These steps are to be followed without exception

1. The Section or Senior Section Ranger will notify the contractor of an electrical fault/ emergency repair/ problem.
2. Contractor dispatches staff to assess and cost the electrical fault/ emergency repair/ problem.
3. The quotation for materials is to be submitted to the Section Ranger for approval. Time and travel is at a set rate and to be logged and signed off by the Senior/ Section Ranger prior to invoicing.
Site safety

Note: Please note that the Table Mountain National Park is a public facility and as such the utmost care needs to be taken to ensure public safety at all times.

PPE should be worn at all times

Site inspections:

A. Evaluate the site and condition and maintenance needs before undertaking work
B. Do planning before work can be done
C. Assess the risks involved before performing the work
D. Assess the scope of the work to ensure public safety throughout the repairs/maintenance
E. Establish the work needs and components required to be done before quoting

Surroundings

a. Signage at the place of work
b. Access and escape routes
c. Environmental considerations

Work positioning and starting machinery

A. equipment and fuel storage
B. pre-start checks

Access

Access via Cape Of Good Hope Main Gate to be coordinated with the Section and Senior Section Ranger before entry. Access to the other sites will be opened as per arrangement with operational staff in terms of locked gates, accommodation units, offices etc. Approval from the Senior Section Ranger is required before after-hours weekends or public holidays will be permitted.

4. Special Instruction
- Be available to provide a service 365 days a year
- work according to the OHS Act in relation to electrical safety
- Certified to work on electrical supply up to three phase residential and office complexes.
- Provide proof of registration with The Electrical Contractors Association of South Africa
- No subcontracting is allowed

**PRICING SCHEDULE**

5. Pricing Schedule

<table>
<thead>
<tr>
<th>Item No</th>
<th>Description</th>
<th>Quantity</th>
<th>Unit Price (VAT Inclusive)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Provide for an hourly rate for repairs during working hours</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Provide for an hourly rate for work/ repairs after hours, weekends and public holidays</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Annual certification of electrical compliance at TMNP facilities as follows:</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

1. Klaasjagersberg Office
2. Boulders Visitor Centre and kiosk
3. Eland Cottage – Klaasjagersberg
4. Duiker Cottage – Klaasjagersberg
5. Slangkop Tented Camp Office and
<table>
<thead>
<tr>
<th></th>
<th>communal area</th>
</tr>
</thead>
<tbody>
<tr>
<td>6.</td>
<td>Smits Tented Camp Office and Boma</td>
</tr>
<tr>
<td>7.</td>
<td>Wash Houses – Platteklip</td>
</tr>
<tr>
<td>8.</td>
<td>Kloofnek Office – Kloofnek</td>
</tr>
<tr>
<td>9.</td>
<td>Newlands Conservation Office - Newlands</td>
</tr>
</tbody>
</table>

- **Prices must be inclusive of travel**
- **Provision of basic electrical repairs up to an amount of R9000 on parts provided**
4. TIMELINES
The contract shall be for a period of 24 months. Successful service provider will be expected to enter into a contract agreement with SANParks.

5. FINANCIAL PAYMENT
Payment will be made in accordance to the PFMA (within 30 days) after delivery of service rendered or goods delivered
6.1. MINIMUM REQUIREMENTS COMPLIANCE RESPONSIVENESS CRITERIA (Compliance to legislative and treasury requirements)

In this phase all responses received will be verified for compliance and completeness of the submitted proposal per the below set of mandatory requirements.

- Submission of fully completed SBD1 (Invitation to Bid),
- Submission of an official quotation on the company letter head
- Submission of fully completed SBD 4 (Declaration of Interest),
- Submission of fully completed SBD 6.1 (Preference Claim Certificate), accompanied by the original or certified B-BBEE Status Level Verification Certificate or original B-BBEE Sworn Affidavit,
- Submission of fully completed SBD8 (Declaration of Bidders Past SCM Practice),
- Submission of fully completed SBD9 (Certificate of Independent Bid Determination),
- Proof of registration with National Treasury Central Supplier Database (CSD).
- Submission of General Condition of a Contract.
- Public Liability Insurance Certificate
- Company registration
- Proof of financial standing by banking institution or auditor
- Cash Flow Statement of business operations for five years.

8 EVALUATION CRITERIA AND WEIGHTING

Quotation submissions will be evaluated according to the prescriptions of the Preferential Procurement Policy Framework Act no 5 of 2000, the Procurement Regulations of 2017 pertaining to the Act and SANParks Procurement Policy determined within the framework of the act. The 80/20 preference point system will apply. Please refer to SBD 6.1 for allocation of preference points.

10 FINAL AWARD

The bidder that receives the highest overall score will be appointed the preferred bidder. The bidder that receives the second highest overall score will be appointed the reserve bidder.
PREFERENCE POINTS CLAIMED (SBD 6.1)


10.1 GENERAL CONDITIONS

10.1.1 The following preference point systems are applicable to this bid:

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

10.1.2

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

10.1.3 Points for this bid shall be awarded for:

(a) Price; and

(b) B-BBEE Status Level of Contributor.

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

<table>
<thead>
<tr>
<th></th>
<th>POINTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>PRICE</td>
<td>80</td>
</tr>
<tr>
<td>B-BBEE STATUS LEVEL OF CONTRIBUTOR</td>
<td>20</td>
</tr>
<tr>
<td>Total points for Price and B-BBEE must not exceed</td>
<td>100</td>
</tr>
</tbody>
</table>

10.1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

10.1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.
10.2 DEFINITIONS

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

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

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

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

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

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

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

(h) “proof of B-BBEE status level of contributor” means:

1) B-BBEE Status level certificate issued by an authorized body or person;

2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;

3) Any other requirement prescribed in terms of the B-BBEE Act;

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

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

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

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

\[
P_s = 80 \left( 1 - \frac{P_t - P_{\text{min}}}{P_{\text{min}}} \right)
\]

Where

\( P_s \) = Points scored for price of bid under consideration

\( P_t \) = Price of bid under consideration

\( P_{\text{min}} \) = Price of lowest acceptable bid

10.4 POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

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

<table>
<thead>
<tr>
<th>B-BBEE Status Level of Contributor</th>
<th>Number of points (80/20 system)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>20</td>
</tr>
<tr>
<td>2</td>
<td>18</td>
</tr>
<tr>
<td>3</td>
<td>14</td>
</tr>
<tr>
<td>4</td>
<td>12</td>
</tr>
<tr>
<td>5</td>
<td>8</td>
</tr>
<tr>
<td>6</td>
<td>6</td>
</tr>
<tr>
<td>7</td>
<td>4</td>
</tr>
<tr>
<td>8</td>
<td>2</td>
</tr>
<tr>
<td>Non-compliant contributor</td>
<td>0</td>
</tr>
</tbody>
</table>
10.5 BID DECLARATION
10.5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

10.6 B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1
10.6.1 B-BBEE Status Level of Contributor:        = ..........(maximum of 10 or 20 points)
(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

10.7 SUB-CONTRACTING
10.7.1 Will any portion of the contract be sub-contracted?
(Tick applicable box)

| YES | NO |
10.7.2 If yes, indicate:

i) What percentage of the contract will be subcontracted: ...........................................% 

ii) The name of the sub-contractor: ..............................................................................

iii) The B-BBEE status level of the sub-contractor: .........................................................

iv) Whether the sub-contractor is an EME or QSE

*(Tick applicable box)*

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
</tr>
</thead>
</table>

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

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

OR

| Any EME |     |
| Any QSE |     |
10.8 DECLARATION WITH REGARD TO COMPANY/FIRM

10.8.1 Name of company/firm:..............................................................................................................

10.8.2 VAT registration number:...........................................................................................................

10.8.3 Company registration number:......................................................................................................

10.8.4 TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

10.8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

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

10.8.6 COMPANY CLASSIFICATION

- Manufacturer
- Supplier
- Professional service provider
- Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]
10.8.7 Total number of years the company/firm has been in business:........................................

10.8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify
that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4
and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I /
we acknowledge that:

i) The information furnished is true and correct;

ii) The preference points claimed are in accordance with the General Conditions as indicated in
paragraph 1 of this form;

iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs
1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of
the purchaser that the claims are correct;

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

(a) disqualify the person from the bidding process;

(b) recover costs, losses or damages it has incurred or suffered as a result of that
person’s conduct;

(c) cancel the contract and claim any damages which it has suffered as a result of
having to make less favourable arrangements due to such cancellation;

(d) recommend that the bidder or contractor, its shareholders and directors, or only
the shareholders and directors who acted on a fraudulent basis, be restricted
by the National Treasury from obtaining business from any organ of state for a
period not exceeding 10 years, after the audi alteram partem (hear the other
side) rule has been applied; and forward the matter for criminal prosecution.
Any legal person, including persons employed by the State¹, or persons having a kinship with persons employed by the State, including a blood relationship, may make an offer or offers in terms of this invitation to Bid (includes an advertised competitive Bid, a limited Bid, a proposal or written price quotation). In view of possible allegations of favouritism, should the resulting Bid, or part thereof, be awarded to persons employed by the State, or to persons connected with or related to them, it is required that the Bidder or his/her authorised representative, declare his/her position in relation to the evaluating/adjudicating authority where:

- The Bidder is employed by the State; and/or

- The legal person on whose behalf the Bidding Document is signed, has a relationship with persons/s person who is/are involved in the evaluation and or adjudication of the Bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and/or adjudication of the Bid.

In order to give effect to the above, the following questionnaire must be completed and submitted with this Bid:

- Full Name of Bidder or his/her representative
- Identity Number:
- Position occupied in the Company (director, trustee, shareholder², member):
- Registration number of company, enterprise, close corporation, partnership agreement or trust:
- Tax Reference Number:
- VAT Registration Number:
- The names of all directors/trustees/shareholders/members, their individual identity numbers, tax reference numbers and, if applicable, employee/PERSAL numbers must be indicated in a separate schedule including the following questions:

<table>
<thead>
<tr>
<th>Schedule attached with the above details for all directors/members/shareholders</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
</table>
- Are you or any person connected with the Bidder presently employed by the state? If so, furnish the following particulars in an attached schedule:

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
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Name of person/director/trustee/shareholder/member:

Name of state institution at which you or the person connected to the Bidder is employed

Position occupied in the state institution

Any other particulars:

- If you are presently employed by the State, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? If Yes, did you attach proof of such authority to the Bid document? If No, furnish reasons for non-submission of such proof as an attached schedule.

(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the Bid.)

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<th>Yes</th>
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- Did you or your spouse or any of the company's directors/trustees/shareholders/members or their spouses conduct business with the State in the previous twelve months? If so, furnish particulars as an attached schedule:

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<th>Yes</th>
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- Do you, or any person connected with the Bidder, have any relationship (family, friend, other) with a person employed by the State who may be involved with the evaluation and or adjudication of this Bid? If so, furnish particulars as an attached schedule.

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<th>Yes</th>
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- Are you, or any person connected with the Bidder, aware of any relationship (family, friend, other) between any other Bidder and any person employed by the State who may be involved with the evaluation and or adjudication of this Bid? If so, furnish particulars as an attached schedule:

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<th>Yes</th>
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- Do you or any of the directors/trustees/shareholders/members of the company have any interest in any other related companies whether or not they are bidding for this contract? If so, furnish particulars as an attached schedule:

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<th>Yes</th>
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DECLARATION OF BIDDER'S PAST SCM PRACTICES (SBD 8)

- Is the Bidder or any of its directors listed on the National Treasury’s Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? If Yes, furnish particulars as an attached schedule:
  - Yes
  - No

- Is the Bidder or any of its directors listed on the Register for Tender Defaulters in terms of Section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? If Yes, furnish particulars as an attached schedule:
  - Yes
  - No

- Was the Bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years? If Yes, furnish particulars as an attached schedule:
  - Yes
  - No

- Was any contract between the Bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract? If Yes, furnish particulars as an attached schedule:
  - Yes
  - No

The Database of Restricted Suppliers and Register for Tender Defaulters resides on the National Treasury’s website (www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.

CERTIFICATE OF INDEPENDENT BID DETERMINATION (SBD 9)

I, the undersigned, in submitting this Bid in response to the invitation for the Bid made by SOUTH AFRICAN NATIONAL PARK, do hereby make the following statements that I certify to be true and complete in every respect:

- I have read and I understand the contents of this Certificate;
  - Yes
  - No

- I understand that the Bid will be disqualified if this Certificate is found not to be true and complete in every respect;
  - Yes
  - No

- I am authorised by the Bidder to sign this Certificate, and to submit the Bid, on behalf of the Bidder;
  - Yes
  - No

- Each person whose signature appears on the Bid has been authorised by the Bidder to determine the terms of, and to sign, the Bid on behalf of the Bidder;
  - Yes
  - No

For the purposes of this Certificate and the accompanying Bid, I understand that the word “competitor”
shall include any individual or organisation, other than the Bidder, whether or not affiliated with the Bidder, who:

a) Has been requested to submit a Bid in response to this Bid invitation;

b) Could potentially submit a Bid in response to this Bid invitation, based on their qualifications, abilities or experience; and

c) Provides the same goods and services as the Bidder and/or is in the same line of business as the Bidder.

The Bidder has arrived at the accompanying Bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium will not be construed as collusive bidding.

In particular, without limiting the generality of paragraphs above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:

a) Prices;

b) Geographical area where product or service will be rendered (market allocation);

c) Methods, factors or formulas used to calculate prices;

d) The intention or decision to submit or not to submit, a Bid;

e) The submission of a Bid which does not meet the specifications and conditions of the Bid; or

f) Bidding with the intention not to win the Bid.

In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this Bid invitation relates.

The terms of this 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.
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.

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.

**STANDARD BIDDING DOCUMENTS DECLARATION**

The following documents are deemed to form and be read and construed as part of this agreement even where integrated in this document:

- Declaration of Interest (SBD4)
- National Treasury Central Supplier Database (CSD) Registration number
- Proof of Registration on National Treasury Central Supplier Database (CSD)
- Preference claims for Broad Based Black Economic Empowerment Status Level of Contribution in terms of the Preferential Procurement Regulations 2017 (SBD6.1)
- Where a valid BBBEE Certificate is not on file with SANParks, please attach
- General Conditions of Contract
- Declaration of Bidder’s past SCM practices (SBD8);
- Certificate of Independent Bid Determination (SBD9)
The obligation to complete, duly sign, and submit these declarations included in the SBD declaration pack cannot be transferred to an external authorized representative, auditor, or any other third party acting on behalf of the legal entity.

I declare that I have had no participation in any collusive practices with any Bidder or any other person regarding this or any other procurement.

I certify that the information furnished in these declarations (Tax compliance status, SBD 4, SBD 6.1, SBD 8, SBD 9) is correct and I accept that SANParks may reject the Offer or act against me should these declarations prove to be false.

I confirm that I am duly authorised to sign this SBD declaration pack by the Chief Financial Officer or other legally responsible person nominated in writing by the Chief Executive or Senior Member/Person with management responsibility (Close Corporation, Partnership, or Individual)

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<td>SIGNATURE</td>
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<td>NAME OF FIRM</td>
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