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## SCM REQUEST FOR QUOTATION FORM

### SCM OFFICIAL DETAILS

<b>SCM Official Name</b>	<u>Nkina Mabusela</u>	<b>Email Address</b>	<u>nkinamab@nfvf.co.za</u>
<b>RFQ Issue date</b>	<u>18/10/2023</u>	<b>Closing Date</b>	<u>01/11/2023</u>

### RFQ DETAILS

<b>Ref Number</b>	<b>Book Scanners</b>
<b>RFQ Description</b>	<b>Procurement of book scanners and Affinity photo 2 software</b>
<b>RFQ Closing Time</b>	<b>11:00 AM</b>

## 1. BOOK SCANNER

Description	Quantity	Delivery Address
<b>Book Scanner</b>	2	NARSSA – OLD Library Building
<b>Requirement</b>	<b>Technical Specification</b>	
Purpose	Archive material, large formats	
<b>Technical components</b>	<b>Requirements</b>	
Specific details		
Greyscale OECF assessment up to and including	L*20	
Spotlight up to and including DIN A3	$\Delta L^* 3$	
Spotlight up to and including DIN A2	$\Delta L^* 4$	
Spotlight up to and including DIN A1	$\Delta L^* 5$	
Spotlight DIN A1	$\Delta L^* 6$	
Spotlight, pixel value on white sheet	230 - 250	
OECF/Tonal abnormality	$\Delta L^* 2$	
OECF/colour deviation	$\Delta E 2,83$	



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Colour cast	$\Delta C^* 2$
Clips allowed	No
Gain modulation L* 95 - L* 90	0,8 - 1,08
Gain modulation L* 90 - L* 85	0,8 - 1,08
Gain modulation L* 80 up to and including L* 20 for all intermediate steps	0,6 - 1,4
Gain modulation L* 20 up to and including L* 5 for all intermediate steps	0,1 - 2,0
Colour accuracy, UTT, CIE 1976, average	$\leq 6$
Colour accuracy, UTT, CIE 1976, maximum	$\leq 12$
Colour accuracy, CCSG, CIE 1976, average	$\leq 6$
Colour accuracy, CCSG, CIE 1976, maximum	$\leq 12$
Colour misregistration	0.5
Noise (STD luminance)	max. 4
Geometric distortion, horizontal-vertical ratio	max. 2 %
Geometric distortion	max. 2 %
Deviation position (bound material)	Max. 2°
Deviation position (unbound material)	Max. 0,5°
Rotation allowed	Yes
Artefacts allowed	No
Cropping	Edge around the original

Splitting	With slight overlap
Colour space	eci RGB v2
Bit depth	24
File format production masters TIF	TIFF, version 6.0
Compression production masters TIF	None
File format production masters JPEG	JFIF JPEG
Compression production masters JPEG	Baseline, 1: 10
File format derivatives	JFIF - JPEG
Compression derivatives	baseline 1:10
Tolerance sampling rate	2%
SFR maximum modulation	$\leq 1,05$
SFR efficiency	$\geq 85\%$
SFR on Nyquist	$\leq 0,6$
SFR on ½ Nyquist	$\geq 0,4$
SFR difference left-right	$\leq 0,15$
Extra sharpening allowed	
Sampling rate up to and including 59 x 84 cm (A1)	300
MTF 10	$\geq 5$ lp/mm
Sampling rate up to and including 29,7 x 42 cm (A3)	
MTF 10	



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## 2. AFFIRNITY PHOTO 2 SOFTWARE

Description	Quantity	Delivery Address
<b>AFFINITY PHOTO 2</b>	9	NARSSA – OLD Library Building
<b>Requirement</b>	<b>Technical Specification</b>	
Purpose	<b>Processing and editing of scanned archival material</b>	
Applications	<ul style="list-style-type: none"> <li>• Scanned Archival Documents</li> <li>• Scanned Photographs</li> <li>• Scanned large format items (maps/cartographic material)</li> </ul>	
Applicable hardware	<ul style="list-style-type: none"> <li>• Desk top PC - Windows 10/ Windows 11</li> <li>• OS X/macOS</li> <li>• Digital Camera</li> <li>• Flatbed Scanners</li> <li>• Overhead Scanners</li> <li>• Overhead Scanners with ADF</li> <li>•</li> </ul>	
Graphics	DirectX 10 compatible and above	
Ram	8GB RAM or above	
Disk Space	1GB	
Display	1280x 768 or above	
3D Card	12.0-capable	
Crop tool selection	Crop to any pixel	
Photo editing essential	Non-destructive development of linked raw images	
Import/Export/packaging	<ul style="list-style-type: none"> <li>• WebP file import and export</li> <li>• JPEG XL File import and export</li> <li>• HIF File import</li> <li>• Drag/drop stock photos</li> <li>• PDF export</li> <li>•</li> </ul>	
RAW Editor	<ul style="list-style-type: none"> <li>• Dedicated with split view</li> </ul>	



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Development tools	<ul style="list-style-type: none"> <li>• Painted Overlays</li> <li>• Gradient Overlays</li> <li>• Tones Clipping overlay mode</li> <li>• White Balance Tool</li> <li>• Blemish Removal Tool</li> <li>• Red Eye Removal Tool</li> <li>• Crop and Straighten Tool</li> <li>• Pan and Zoom Tools</li> </ul>
Editing	<ul style="list-style-type: none"> <li>• Live, non-destructive editing</li> <li>• Panorama image stitching</li> <li>• Focus merging.</li> <li>• Layers and masks</li> <li>• Automation with macros and batch processing</li> <li>• Crop and straighten</li> </ul>
Colour	<ul style="list-style-type: none"> <li>• RGB, RGB HEX, LAB, CMYK, Greyscale</li> <li>• 16 bits</li> <li>• Global colours</li> <li>• Palettes and swatches</li> <li>• Advanced rendering</li> <li>• Smart colour picker</li> </ul>
Save or export	<ul style="list-style-type: none"> <li>• Adobe Photoshop</li> <li>• TIFF</li> <li>• PNG</li> <li>• JPG</li> <li>• Progressive JPG</li> <li>• PDF</li> </ul>

### 3.MAINTANANCE AND SUPPORT

<b>Maintenance and upgrading:</b>	Scanners	<ul style="list-style-type: none"> <li>• Minimum of 3 years direct manufacturer support, including software updates and remote support.</li> <li>• Manufacturer must be able to provide remote assistance as and when needed.</li> <li>• The turnaround time for support should be 24 hours.</li> </ul>
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	Affinity Photo 2	<ul style="list-style-type: none"> <li>• Minimum of 3 years direct manufacturer support, including software updates and remote support</li> <li>• Manufacturer must be able to provide remote assistance as and when needed.</li> <li>• The turnaround time for support should be 24 hours.</li> </ul>
		<ul style="list-style-type: none"> <li>•</li> </ul>
<b>Training</b>		<ul style="list-style-type: none"> <li>• Full training on usage and operation of the scanners</li> <li>• Full training on the use of Affinity Photo 2</li> </ul>
<b>Warranty:</b>		<ul style="list-style-type: none"> <li>• 5 year warranty for the Scanners</li> <li>• Applicable warranty on Affinity Photo 2</li> </ul>

<b>Software</b>		<ul style="list-style-type: none"> <li>• Scanners should come with all necessary software that is compatible with Windows 10/ Windows 11</li> <li>• Software for scanners should be interoperable with Adobe Photoshop, Affinity Photo 2 seamlessly.</li> <li>• Affinity Photo 2 should be interoperable with scanner and camera applications</li> </ul>



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**NOTE: FOR PROCUREMENT OF GOODS AND SERVICES EXCEEDING THE THRESHOLD VALUE OF R2000.00, PREFERENTIAL PROCUREMENT REGULATION OF 2022 WOULD APPLY.**

**Quotations above the value of R2000.00 will be evaluated on 80/20 preference points system, where 80 is for price and 20 for specific goals.**

The following table would apply for allocation of preference points

<b>Specific Goals (PPPFA sec 2 (1) (d) Enterprises</b>	<b>Number of points (80/20 system)</b>	<b>Proof to be submitted to claim specific goals</b>
SMME (Small Micro Medium Enterprise) EME & QSE	4	Valid B-BBEE certificate or Affidavit
Owned by black people (50% or more)	4	Valid B-BBEE certificate or Affidavit
Owned by black people who are youth	4	Certified ID copies of directors
Owned by Black people who are woman (30% or more)	4	Valid B-BBEE certificate or Affidavit
Owned by black people with disabilities	4	Medical certificate
<b>TOTAL</b>	<b>20</b>	

**Bidders are required to provide proof of claim for each specific goal and failure to provide proof, zero will be allocated on that specific goal.**

**NB: Compliance Checklist Requirements for all Services/Goods and works**

<b>No</b>	<b>Description of requirements</b>	
a.	CSD registration proof	
b.	Valid TCC Status or Pin certificate	
c.	Company Registration certificate	
<b>Suppliers are eligible to complete and signed the below forms- Mandatory</b>		
e.	SBD 4	
f.	SBD 6.1	



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g.	SBD 8	
i.	SBD 9	

**SBD 4**

**DECLARATION OF INTEREST**

1. Any legal person, including persons employed by the state<sup>1</sup>, 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 a price quotation, advertised competitive bid, limited bid or proposal). 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/a person who are/is 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.
2. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**
  - 2.1 Full Name of bidder or his or her representative: .....
  - 2.2 Identity Number: .....
  - 2.3 Position occupied in the Company (director, trustee, shareholder<sup>2</sup>): .....
  - 2.4 Company Registration Number:.....
  - 2.5 Tax Reference Number: .....
  - 2.6 VAT Registration Number: .....
  - 2.6.1 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 paragraph 3 below.

<sup>1</sup>"State" means –



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- (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

<sup>2</sup>“Shareholder” means a person who owns shares in the company and is actively involved in the management of the enterprise or business and exercises control over the enterprise.

2.7 Are you or any person connected with the bidder presently employed by the state? **YES / NO**

2.7.1 If so, furnish the following particulars:

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:  
.....  
.....  
.....

2.7.2 If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? **YES / NO**

2.7.2.1 If yes, did you attached proof of such authority to the bid document? **YES / NO**

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

2.7.2.2 If no, furnish reasons for non-submission of such proof:  
.....  
.....  
.....

2.8 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? **YES / NO**

2.8.1 If so, furnish particulars:  
.....  
.....  
.....





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2.9 Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid?

**YES / NO**

2.9.1 If so, furnish particulars.

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

2.10 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? **YES / NO**

2.10.1 If so, furnish particulars.

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

2.11 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?

**YES / NO**

2.11.1 If so, furnish particulars:

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

**3 Full details of directors / trustees / members / shareholders.**

Full Name	Identity Number	Personal Tax Reference Number	State Number / Employee Peral Number

**4 DECLARATION**

I, THE UNDERSIGNED (NAME).....

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



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I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder



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**SBD 6.1**

## **PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022**

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

**NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF SPECIFIC GOALS, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2022.**

### **1. GENERAL CONDITIONS**

1.1 The following preference point systems are applicable to all bids:

- the 80/20 system for requirements with a Rand value of up to R50 000 000.00 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000.00 (all applicable taxes included).

1.2 The value of this bid is estimated not to exceed R50 000 000.00 (all applicable taxes included) and therefore the 80/20 system shall be applicable.

1.3 Preference points for this bid shall be awarded for:

- (a) Price; and
- (b) Specific goals points

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

	<b>POINTS</b>
<b>1.3.1.1 PRICE</b>	80
<b>1.3.1.2 SPECIFIC GOALS POINTS</b>	20
<b>Total points for Price and specific goals must not exceed</b>	<b>100</b>

1.4 Failure on the part of a bidder to fill in and/or to sign this form and submit a proof of claim for specific goals including a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS) or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or an Accounting Officer as contemplated in the Close Corporation Act (CCA) together with the bid, will be interpreted



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to mean that preference points for specific goals are not claimed.

- 1.5. 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.

## 2. DEFINITIONS

- 2.1.1 **"all applicable taxes"** includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- 2.2 **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- 2.3 **"B-BBEE status level of contributor"** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.4 **"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 services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- 2.5 **"Broad-Based Black Economic Empowerment Act"** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- 2.6 **"comparative price"** means the price after the factors of a non-firm price and all unconditional discounts that can be utilized have been taken into consideration;
- 2.7 **"consortium or joint venture"** 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;
- 2.8 **"contract"** means the agreement that results from the acceptance of a bid by an organ of state;
- 2.9 **"EME"** means any enterprise with an annual total revenue of R5 million or less .
- 2.10 **"Firm price"** means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs or excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- 2.11 **"functionality"** means the measurement according to predetermined norms, as set out in the



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bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability, viability and durability of a service and the technical capacity and ability of a bidder;

- 2.12 **"non-firm prices"** means all prices other than "firm" prices;
- 2.13 **"person"** includes a juristic person;
- 2.14 **"rand value"** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- 2 2.15 **"sub-contract"** means the primary contractor's assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract;
- 2.16 **"total revenue"** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the *Government Gazette* on 9 February 2007;
- 2.17 **"trust"** means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.18 **"trustee"** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

### **3. ADJUDICATION USING A POINT SYSTEM**

- 3.1 The bidder obtaining the highest number of total points will be awarded the contract.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts;
- 3.3 Points scored must be rounded off to the nearest 2 decimal places.
- 3.4 In the event that two or more bids have scored equal total points, the successful bid must be the one scoring the highest number of preference points for Specific points.
- 3.5 However, when functionality is part of the evaluation process and two or more bids have scored equal points including equal preference points for specific points, the successful bid must be the one scoring the highest score for functionality.
- 3.6 Should two or more bids be equal in all respects, the award shall be decided by the drawing of lots.

### **4. POINTS AWARDED FOR PRICE**



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

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

**80/20**                      **or**                      **90/10**

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

Where

- Ps = Points scored for comparative price of bid under consideration  
Pt = Comparative price of bid under consideration  
Pmin = Comparative price of lowest acceptable bid

#### 5. Points awarded for SPECIFIC GOALS

5.1 In terms of Preferential Procurement Regulation of 2022, preference points must be awarded to a bidder based on valid proof submitted of claiming for specific goals as per the table below:

<b>Specific Goals (Informed by PPPFA sec 2 (1) (d) Enterprises</b>	<b>Number of points (90/10 system)</b>	<b>Number of points (80/20 system)</b>
SMME (Small Micro Medium Enterprise) EME & QSE	2	4
Owned by black people (50% or more)	2	4
Owned by black people who are youth	2	4
Owned by Black people who are woman (30% or more)	2	4
Owned by black people with disabilities	2	4
<b>TOTAL</b>	<b>10</b>	<b>20</b>

5.2 Bidders who qualify as EMEs in terms of the B-BBEE Act must submit a certificate issued by an Accounting Officer as contemplated in the CCA or a Verification Agency accredited by SANAS or a Registered Auditor. Registered auditors do not need to meet the prerequisite for IRBA's approval for the purpose of conducting verification and issuing EMEs with B-BBEE Status Level Certificates.

5.3 Bidders other than EMEs must submit their original and valid B-BBEE status level verification



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certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.

- 5.4 A trust, consortium or joint venture, will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.
- 5.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate bid.
- 5.6 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 5.7 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 5.8 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

## **6. BID DECLARATION**

6.1 Bidders who claim points in respect of Specific goals must complete the following:

### **7. SPECIFIC GOALS CLAIMED IN TERMS OF PARAGRAPHS 1.3.1.2 AND 5.1**

7.1 B-BBEE Status Level of Contribution: ..... = .....(maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 5.1 and must be substantiated by means of a submitted valid proof.

## **8 SUB-CONTRACTING**

8.1 Will any portion of the contract be sub-contracted? YES / NO (delete which is not applicable)

8.1.1 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? YES / NO (delete which is not applicable)



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**9 DECLARATION WITH REGARD TO COMPANY/FIRM**

9.1 Name of company/firm .....  
:

9.2 VAT registration number : .....

9.3 Company registration number .....  
:

9.4 TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

9.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

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

9.6 COMPANY CLASSIFICATION

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

[TICK APPLICABLE BOX]

9.7 Total number of years the company/firm has been in business? .....

9.8 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 contribution indicated in paragraph 7 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.





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- (iii) In the event of a contract being awarded as a result of points claimed as shown in paragraph 7, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- (iv) If the specific goal 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) restrict the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, 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

**WITNESSES:**

1. ....

..... SIGNATURE(S) OF BIDDER(S)
------------------------------------

2. ....

DATE:.....  
ADDRESS:.....  
.....



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**SBD 8**

**DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES**

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have-
  - a. abused the institution's supply chain management system;
  - b. committed fraud or any other improper conduct in relation to such system; or
  - c. failed to perform on any previous contract.
- 4 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's database as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this database were informed in writing of this restriction by the National Treasury after the <i>audi alteram partem</i> rule was applied).	<input type="checkbox"/>	<input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	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)? To access this Register enter the National Treasury's website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> , click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445.	<input type="checkbox"/>	<input type="checkbox"/>
4.2.1	If so, furnish particulars:		
4.3	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?	<input type="checkbox"/>	<input type="checkbox"/>
4.3.1	If so, furnish particulars:		
4.4	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?	<input type="checkbox"/>	<input type="checkbox"/>



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4.4.1	If so, furnish particulars:
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**CERTIFICATION**

I, THE UNDERSIGNED (FULL NAME).....  
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND CORRECT.

I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of Bidder



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**SBD 9**

## **D2: CERTIFICATE OF INDEPENDENT BID DETERMINATION**

I, the undersigned, in submitting the accompanying bid:

\_\_\_\_\_

(Bid Number and Description)

in response to the invitation for the bid made by:

\_\_\_\_\_

(Name of Institution)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: \_\_\_\_\_ that:  
(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, 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
6. 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<sup>3</sup> will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 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.



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8. 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.
9. 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.

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.

10. 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.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of Bidder