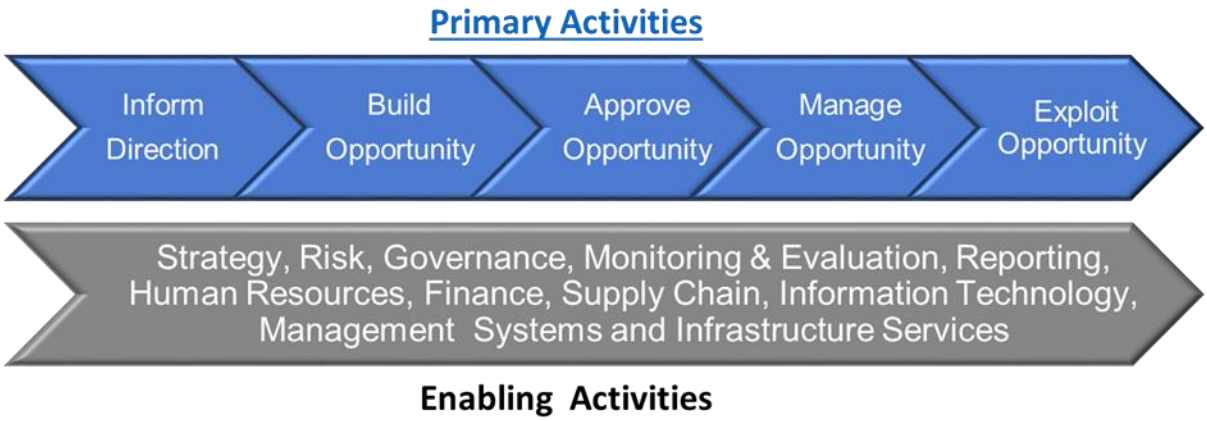
TENDER No.:	**TIA009/2026**
DESCRIPTION:	**THE SUPPLY AND DELIVERY OF LABORATORY AND PROCESS GASES TENDER**
ADVERT DATE:	**20 November 2026**
BRIEFING SESSION DATE AND TIME **(Non-compulsory)**	**25 November 2026 at 11:00 (Bidders are encouraged to attend the briefing session in order to assess the site.)**
PHYSICAL	**1 Dickens Road (through North Gate Security, 28 Wharhist Road), Umbongintwini Industrial Complex, Umbongintwini, 4120**
CLOSING TIME AND DATE	**14 December 2026 at 11:00**
DELIVERY DETAILS:	**Electronic submissions**: ***Tenders@tia.org.za*** *Please note that our servers will block any file greater than 200MB. If your file is greater than 200MB, please divide your submission into parts that are equal or less than 200MB and state on the subject 'Part 1, Part2 or Part 3'.* E.G. **TIA009/2026 – PART 1 (on the subject line)**
REQUIRED TENDER VALIDITY:	120 days after closing date
CONTACT PERSON:	Mapule Msiza (**mapule.msiza@tia.org.za – not for tender submissions**) and state **TIA009/2026** on the subject line for enquiries about the tender (before the briefing session)
DURATION OF CONTRACT	**36 MONTHS**

1. INTRODUCTION

1.1 The National System of Innovation in South Africa is still very young and fragmented and the flow of technology and information amongst people, enterprises and institutions is limited. The inability of academic research to reach the market as products and services is limiting economic development especially about technology innovation.

1.2 Technology Innovation Agency (TIA, organisation) an entity of the Department of Science, Technology and Innovation (DSTI) was established in terms of the TIA Act (Act No. 26 of 2008), with the objective to stimulate and intensify technological innovation in order to improve economic growth and the quality of life of all South Africans by developing and exploiting technological innovations, as the value chain depicted below.



2. PURPOSE

The Technology Innovation Agency Bioprocessing Platform (TBP) invites proposals from suitably qualified and experienced service providers for the supply and delivery of laboratory and process gases for a period of thirty-six (36) months. The gases are required to support critical bioprocessing, diagnostic, fermentation, cell culture, analytical and sample-preservation activities undertaken within the Platform. The contract will provide for scheduled and ad hoc supply/refill requirements, safe delivery

and handling of cylinders or vessels, and continuity of supply throughout the contract period.

3. BACKGROUND

The National Development Plan (NDP) 2030 is a strategic framework developed by the South African government to address the country's key socio-economic challenges, with a particular focus on reducing unemployment, poverty, and inequality. The NDP aims to build a more inclusive, sustainable, and equitable society by fostering economic growth, enhancing education, improving health systems, and advancing technological and industrial development.

The NDP emphasises innovation as a core driver of economic growth, encouraging the use of science, technology, and innovation to address societal challenges, create new industries, and boost competitiveness. It also advocates for the development of key sectors such as agriculture, manufacturing, and technology, with the aim of creating a diversified economy that offers high-quality jobs and reduces dependence on traditional sectors.

The Department of Science, Technology, and Innovation (DSTI) plays a critical role in advancing the objectives of the NDP by promoting scientific and technological development in South Africa with the following key areas of alignment:

- Innovation and Technology Advancement: The NDP prioritises the development of new technologies to drive economic growth.
- Economic Transformation and Job Creation: Both the NDP and DSTI focus on creating job opportunities, particularly through the commercialisation of research and development outcomes, which supports economic transformation.
- Education, Skills, and Health: DSTI supports initiatives that advance education and skills development

The NDP has several key objectives that guide the country's development efforts, including:

1. Economic Growth: Achieve sustainable and inclusive economic growth that reduces inequality and poverty.
2. Job Creation: Increase the number of jobs, with a focus on industries that will drive long-term economic sustainability, such as technology, manufacturing, and renewable energy.

3. Improved Quality of Life: Ensure that the benefits of economic growth are equitably distributed, leading to improved living standards, access to healthcare, and education.
4. Innovation and Technological Development: Foster innovation through science and technology, encouraging the development of new industries and increasing South Africa's global competitiveness.
5. Sustainability and Environmental Protection: Integrate sustainable development principles in all sectors of the economy to ensure long-term environmental and economic stability.

The Technology Innovation Agency (TIA) is a key entity within the DSTI that plays a pivotal role in advancing the NDP's objectives by supporting the commercialisation of South Africa's scientific research and innovation. TIA's mission is to drive innovation through the development and commercialisation of intellectual property derived from publicly funded research institutions. This aligns with the NDP's focus on innovation as a driver of economic growth, job creation, and technological advancement.

TIA's efforts are directed towards:

- Supporting the creation of technology enterprises that generate new industries and jobs, particularly targeting historically disadvantaged individuals and communities.
- Providing funding, technical assistance, and advisory services to entrepreneurs, businesses, and researchers to bring innovative solutions to market.
- Encouraging the development of technologies in key sectors such as bioeconomy, energy, and agriculture, all of which are central to the NDP's objectives.

The Technology Innovation Agency Bioprocessing Platform relies on a continuous supply of specialised gases to support research, development, diagnostic and bioprocessing activities. Interruptions in gas supply can affect sample integrity, cell-based processes, fermentation activities and routine laboratory operations. A reliable 36-month supply arrangement is therefore required to ensure operational continuity and timely replenishment of critical gases.

The required gases include liquid nitrogen for cryogenic preservation and storage of client samples, cell banks and other biological materials; carbon dioxide, including high-purity CO_2 and dip-tube CO_2, for controlled-atmosphere cell culture and other laboratory and process applications; LPG for laboratory and process heating requirements; hydrogen and acetylene for laboratory, analytical and instrumentation

applications requiring fuel gases; high-purity nitrogen for laboratory, analytical and process applications requiring an inert gas supply; and certified gas mixtures comprising 21% oxygen in nitrogen for applicable analytical, calibration and process requirements. The continuous and reliable supply of these gases is critical to maintaining laboratory operations, supporting research and development activities, preserving biological materials and ensuring uninterrupted operation of relevant laboratory and process equipment.

4. SCOPE OF WORK

The appointed Service Provider shall be responsible for the supply, delivery and management of industrial, laboratory and specialty gases to the Bioprocessing Platform (**1 Dickens Road (through North Gate Security, 28 Wharhist Road), Umbongintwini Industrial Complex, Umbongintwini, 4120)** for a period of 36 months. The scope of services shall include the following:

1. Supply and delivery of gases

The Service Provider shall supply and deliver the gases specified in Table 1, in the required quantities, grades and cylinder/vessel sizes, over a period of 36 months. Supply shall be based on the purchase order issued by TIA and the operational requirements of the Bioprocessing Platform.

2. Provision and rental of gas cylinders and storage vessels

The Service Provider shall provide all gas cylinders and storage vessels required for the supply of gases, including the liquid nitrogen storage vessel, on a rental basis for the duration of the 36 months contract. TIA Bioprocessing Platform does not own gas cylinders or liquid nitrogen storage vessels. The Service Provider shall therefore be responsible for providing, installing where applicable, maintaining and replacing the required cylinders and vessels to ensure uninterrupted operations.

3. Continuity of gas supply

The Service Provider shall maintain sufficient stock, operational capacity and logistical arrangements to ensure a reliable and uninterrupted supply of gases throughout the

contract period, particularly for critical laboratory, cryogenic storage and bioprocessing operations.

4. Liquid nitrogen delivery requirements

The Service Provider shall ensure that liquid nitrogen is delivered, and the storage vessel refilled within 24 calendar hours of the liquid nitrogen level reaching 40% of the vessel's storage capacity.

The Service Provider shall proactively monitor liquid nitrogen levels and coordinate refilling to prevent depletion and disruption to cryogenic storage operations.

5. Remote liquid nitrogen monitoring system

The Service Provider shall provide, install, operate and maintain a remote liquid nitrogen monitoring system for the storage vessel throughout the 36-month contract period.

The system shall:

- Enable remote monitoring of liquid nitrogen levels.
- Provide automated alerts or notifications when liquid nitrogen levels approach or reach the predetermined refill threshold of 40%.
- Allow the Service Provider to proactively schedule and undertake refilling within the required delivery timeframe.
- Support continuity of supply and minimise the risk of interruptions to cryogenic storage operations. All associated equipment, connectivity, installation, maintenance and technical support required for the effective operation of the monitoring system shall be included as part of the service.

6. Delivery requirements for other Gases

For all gases specified in Table 1, excluding liquid nitrogen, the Service Provider shall deliver the required gases to the TIA Bioprocessing Platform premises within 24 hours of receiving a request from TIA.

7. Cylinder/vessel refilling, replacement and collection

The Service Provider shall be responsible for the timely refilling or replacement of gas cylinders and storage vessels as required. As all cylinders and vessels will be supplied

on a rental basis, the Service Provider shall also be responsible for the collection and replacement of empty or depleted cylinders during deliveries, where applicable.

8. Cylinder and vessel management

The Service Provider shall ensure that all supplied gas cylinders and storage vessels are:

- Fit for purpose and suitable for the intended gases.
- Properly labelled and identifiable.
- Maintained in a safe and serviceable condition.
- Within the applicable inspection and testing validity periods.
- Supplied with appropriate identification and safety information.

The Service Provider shall remain responsible for the inspection, maintenance and replacement of supplier-provided cylinders and vessels throughout the contract period.

9. Gas quality and purity requirements

The Service Provider shall supply gases that meet the specified grades and purity requirements outlined in Table 1. Certificates of Analysis (CoA), Certificates of Conformity (CoC) or other appropriate quality assurance documentation shall be provided where applicable or upon request by TIA.

10. Safety and regulatory compliance

The Service Provider shall comply with all applicable South African occupational health and safety legislation, regulations and relevant standards governing the filling, storage, handling, transportation and delivery of compressed and cryogenic gases.

This includes applicable provisions of the Occupational Health and Safety Act, 1993 (Act No. 85 of 1993), the Pressure Equipment Regulations, 2009, as amended, and relevant South African National Standards (SANS).

The Service Provider shall provide Safety Data Sheets (SDS) for all gases supplied and ensure that appropriate safety measures are implemented throughout the contract period.

11. Safety and risk management plan

The bidder shall submit a Safety and Risk Management Plan addressing the risks associated with the supply, delivery, installation, handling and management of gases and associated equipment.

The plan shall include appropriate measures for hazard identification, risk mitigation, emergency response and the safe handling of compressed and cryogenic gases.

12. Emergency and Ad Hoc supply

The Service Provider shall have the capacity to respond to urgent or unplanned gas supply requirements to minimise operational disruptions.

Emergency and ad hoc supply arrangements shall comply with the applicable delivery timeframes specified in this scope of work.

13. Pricing and associated charges

Bidders shall provide a comprehensive pricing schedule covering the 36-month contract period.

The pricing schedule shall clearly indicate:

- Gas supply and refill costs.
- Cylinder and storage vessel rental charges.
- Delivery and handling charges.
- Installation and maintenance costs, where applicable.
- Any additional fees associated with the provision of the required services.

Table 1: Gases specifications and cylinders as and when required

Gas type	Cylinder size	Critical gas	Estimated or expected no. of cylinders ordered/ refills annually
Liquid Nitrogen	650 kg/ 800 L	yes	36
LPG	48 kg	yes	3
LPG	19 kg	yes	3
CO_2 (Dip tube)	31.5 kg	yes	2

CO_2 4.5 (high purity)	31.5 kg	yes	30
Mixtures (21% O_2 in N_2)	9.8 kg	yes	7
Hydrogen	19 kg	yes	6
Acetylene	8.6 kg	yes	7
Nitrogen (high purity)	11 kg	yes	6

5. MANDATORY REQUIREMENTS

- The bidder must be registered on central supplier database
- The bidder must be tax compliant by the time TIA appoints
- The bidder must have the capability to provide, install and maintain a remote liquid nitrogen level monitoring system for the duration of the 36-month contract. (the bidder must provide evidence (a copy of the monitoring system manual) of the proposed remote monitoring capability as part of the bid submission.)
- The bidder must not be going through company liquidation (Confirmation letter from auditors).
- The procurement will be awarded as a single contract. Bidders must demonstrate the capability to supply all gases specified in Table 1
- Late submissions will not be considered
- The supplier is expected to provide proof of ISO 9001/SANAS and OHS Act compliance.

Pricing template

Please refer to annexture A

6. PROPRIETARY INFORMATION

TIA considers this Request for Proposal (RFP) and all related information, either written or verbal, which is provided to the Bidder, to be proprietary to TIA. It shall be kept confidential by the Bidder and its officers, employees, agents and representatives.

The Bidder shall not disclose, publish, or advertise this specification or related information in part or to any third party without the prior written consent of TIA. This applies regardless of whether the recipient of this RFP responds with a proposal or not.

7. MEDIUM OF COMMUNICATION

All documentation submitted in response to this RFP must be in English.

8. VERIFICATION OF DOCUMENTS BY THE SERVICE PROVIDERS

Respondents should check the numbers of the pages to satisfy themselves that none is missing or duplicated. No liability will be accepted by TIA regarding anything arising from the fact that pages are missing or duplicated.

9. GENERAL TERMS AND CONDITIONS

10.1 The Respondent is responsible for all costs incurred in the preparation and submission of the proposal

10.2 Kindly note that TIA is entitled to:

10.2.1 Amend any RFP conditions, validity period, specifications, or extend the closing date and/or time of RFPs before the closing date. All Respondents, to whom the RFP documents have been issued, will be advised in writing of such amendments in good time;

10.2.2 Verify any information contained in a proposal.

10.2.3 Not to appoint any bidder.

10.2.4 Vary, alter, and/or amend the terms of this RFP, at any time prior to the finalisation of its adjudication hereof;

10.2.5 An omission to disclose material information, a factual inaccuracy, and/or a misrepresentation of fact may result in the disqualification of a proposal, or cancellation of any subsequent contract.

10.2.6 TIA reserves the right not to accept the lowest proposal or any proposal in part or in whole. TIA normally awards the contract to the Bidder who proves to be fully capable of handling the contract and whose Proposal is technically acceptable and/or financially advantageous to TIA. Appointment as a successful contractor shall be subject to the parties agreeing to mutually acceptable contractual terms and conditions. In the event of the parties failing to reach such agreement within 30 days from the appointment date, TIA shall be entitled to appoint the contractor who was rated second, and so on.

10.2.7 TIA also reserves the right to award this RFP as a whole or in part without furnishing reasons.

10.2.8 TIA also reserves the right to cancel or withdraw from this RFP as a whole or in part without furnishing reasons and without attracting any liability.

10.2.9 The Bidder hereby offers to render all of the services described in the attached documents (if any) to TIA on the terms and conditions and in accordance with the specifications stipulated in this RFP documents (and which shall be taken as part of, and incorporated into, this proposal at the prices inserted therein).

10.2.10 This proposal and its acceptance shall be subject to the terms and conditions contained in this RFP document.

10.2.11 The Respondent shall prepare for a possible presentation should TIA require such and the Respondent shall be notified thereof no later than 4 (four) days before the actual presentation date.

10.2.12 Failure to comply with any of the terms and conditions as set out above will invalidate the Proposal.

10.2.13 TIA's decision on proposals received shall be final and binding

10.2.13 TIA may disregard any submission if that bidder, or any of its directors:

10.2.13.1 Abused the Supply Chain Management (SCM) system of any government department or institution.

10.2.13.2 Committed proven fraud or any other improper conduct in relation to such systems.

10.2.13.3 Failed to perform on any previous contract and proof thereof exists.

10.2.13.4 Is restricted from doing business with the public sector where the supplier obtained preferences fraudulently or failed to perform on a contract based on specific goals.

10. EVALUATION CRITERIA

In addition to the requirements as stated, all proposals will be evaluated based on evaluation criteria below, and the 80/20 preferential point system. To assess which proposals will best suit the corporate operational requirements of TIA, proposals will be assessed as follows:

No	Evaluation criteria	Scoring guide	Weighting	Max score
1	Experience: The Service Provider must demonstrate relevant experience in the supply and delivery of industrial, laboratory and/or specialty gases, including management of cylinder/vessel refills and replacements.	5 = 10 years or more relevant experience 4 = 8-10 years 3 = 6-8 years 2 = 4 but less than 6 years 1 = 2 years but less than 4 years 0 = No demonstrated relevant experience	0. 15	5

No	Evaluation criteria	Scoring guide	Weighting	Max score
	(Submit: company profile)			
2	Quality of proposal: A clear service delivery plan covering the 36-month gas supply contract: **(i) safety and risk management plan, (ii) delivery lead times, (iii) remote monitoring system manual, (iv) stock availability, (v) emergency/ad hoc supply, (vi) cylinder/vessel management, (vii) safety compliance and customer support.**	5 = Comprehensive proposal addressing all requirements 0 = if one or more is missing	0.2	5
3	Client references dated, signed and on official letter heads **(Submit: letters not older than 7 years**	5 = 5 or more positive references 4 = 4 references 3 = 3 references 2 = 2 references	0.3	5

No	Evaluation criteria	Scoring guide	Weighting	Max score
	from previous clients where they supplied, delivered and refilled gases (refer to table 1)	1 = 1 reference 0 = No references		
	Safety, quality and regulatory compliance for gas filling, transport, handling and cylinder/vessel management. **(i.e: ISO 9001 certificate, OHS Act compliance)**	5 = Comprehensive supporting compliance documentation 0 = No supporting compliance documentation	0.35	5
	Maximum possible score / Total weight score		**1**	
	Minimum qualifying score (expressed as percentage)		**70%**	

11. SECOND STAGE: EVALUATION IN TERMS OF (80/20) PREFERENCE POINTS SYSTEM

Service providers who obtain the threshold of 70% will be evaluated further based on the 80/20 Preference point system.

SPECIFIC GOALS (Second Stage)

Specific Goal	Points	Proof
At least 51% Black ownership Less than 51% Black ownership	5 0	Central Supplier Database report / Share register
At least 51% Black Women ownership Less than 51% Black Women ownership	5 0	Central Supplier Database report / Share register
At least one of the owners is Black youth None of the owners are Black youth	5 0	Certified ID
If one of the owner/s has disability/disabilities No owner has a disability	5 0	Letter from a doctor confirming disability
Total points for specific goals	**20**	
Price	**80**	**Quotation**
Total	**100**	

SBD1: PART A

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (*NAME OF DEPARTMENT/ PUBLIC ENTITY*)					
BID NUMBER:	TIA009/2026	CLOSING DATE:	14 December 2026	CLOSING TIME:	11:00
DESCRIPTION	**THE SUPPLY AND DELIVERY OF LABORATORY AND PROCESS GASES FOR A PERIOD OF 36 MONTHS**				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT *(STREET ADDRESS)*					
Tenders@tia.org.za					

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO		TECHNICAL ENQUIRIES MAY BE DIRECTED TO:	
CONTACT PERSON	Mapule Msiza	CONTACT PERSON	Mapule Msiza
TELEPHONE NUMBER	012 472 2752	TELEPHONE NUMBER	012 472 2752
FACSIMILE NUMBER		FACSIMILE NUMBER	
E-MAIL ADDRESS	mapule.msiza@tia.org.za	E-MAIL ADDRESS	mapule.msiza@tia.org.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	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX] ☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	[TICK APPLICABLE BOX] ☐ Yes ☐ No		
[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 [IF YES ENCLOSE PROOF]	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

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, 2017, 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:

……...

Unit File Number_Document Type_Document Description_Version_Date
INTERNAL USE ONLY

BIDDER'S DISCLOSURE (SBD 4)

1. PURPOSE OF THE FORM

1.1. Any person (natural or juristic) may make an offer in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa, 1996 (Constitution), and further expressed in the various applicable legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

1.2. If a person is listed in the Register for Tender Defaulters and/or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. DECLARATION ON EMPLOYMENT BY ORGAN OF STATE

2.1 Is the bidder, or any of the directors / trustees / shareholders / members / partners of the bidder employed by an organ of state, as defined in section 239 of the Constitution?
YES [ ] NO [ ]

2.2 If YES, furnish particulars of the names, individual identity numbers, in the table below:

Full Name	Identity Number	Name of organ of state

If the available rows are insufficient, please attach the referenced table as an annexture or add additional rows.

2.3 Does the bidder, or any of the directors / trustees / shareholders / members / partners of the bidder have a relationship with any person who is employed by the institution

procuring the required goods or services? **YES [ ] NO [ ]**

2.3.1 If YES, complete the details of the relationship with the person employed by the institution procuring the required goods or services in table below.

Name of person in bidder	**Name of person at institution**	**Nature of the relationship**

If the available rows are insufficient, please attach the referenced table as an annexture or add additional rows.

2.4 Does the bidder or any of its directors / trustees / shareholders / members / partners have any interest[1] in any other related enterprise / company / trust, whether or not that enterprise / company / trust is bidding[2] for this requirement?

YES [ ] NO [ ]

2.4.1 If YES, complete the details of the related enterprise / company / trust in the table below:

Registering authority	**Name of related enterprise / company / trust**	**Registration number**	**Description of interest**

If the available rows are insufficient, please attach the referenced table as an

[1] Includes "beneficial interest" and "personal financial interest" as defined in the Companies Act 71 of 2008

[2] Includes open competitive bidding / limited bidding/ requests for quotations/ requests for proposals/ unsolicited bids

annexture or add additional rows.

3 GENERAL DECLARATION

I, ……....., the undersigned, in submitting the accompanying bid for this requirement, do hereby make the following statements, on behalf of the bidder, that I certify to be true and complete in every respect:

3.1 I have read and understand the contents of this disclosure.

3.2 I understand that the accompanying bid will be disqualified if this disclosure is found to be false.

3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor.

3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

3.5 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

3.6 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the institution procuring the required goods or services in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference

for this bid.

3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act, 1998 (Act No. 89 of 1998) and or may be referred to law enforcement agencies for criminal investigation and or may be restricted from conducting business with the state for a period not exceeding 10 years in terms of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004) or any other applicable legislation.

I CERTIFY THAT THE INFORMATION PROVIDED IS CORRECT.

I ACCEPT THAT THE INSTITUTION PROCURING THE REQUIRED GOODS OR SERVICES MAY REJECT THE BID OR TAKE APPROPRIATE ACTION AGAINST ME, THE BIDDER AND ANY OF ITS DIRECTORS / TRUSTEES / SHAREHOLDERS / MEMBERS / PARTNERS IF THIS DECLARATION IS FOUND TO BE FALSE.

……	……
Signature	Date
……	……...
Designation	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

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1. GENERAL CONDITIONS

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

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

1.2 To be completed by the organ of state

(*delete whichever is not applicable for this tender*).

a) The applicable preference point system for this tender is the 90/10 preference point system.

b) The applicable preference point system for this tender is the 80/20 preference point system.

c) Either the 90/10 or 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.

1.3 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.

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	
SPECIFIC GOALS	
Total points for Price and SPECIFIC GOALS	**100**

1.5 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.

1.6 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:

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

$$Ps = 80\left(1 - \frac{Pt - P\,min}{P\,min}\right) \quad \text{or} \quad Ps = 90\left(1 - \frac{Pt - P\,min}{P\,min}\right)$$

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:

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

$$Ps = 80\left(1 + \frac{Pt - P\,max}{P\,max}\right) \quad \text{or} \quad Ps = 90\left(1 + \frac{Pt - P\,max}{Pmax}\right)$$

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 (90/10 system)	Number of points allocated (80/20 system)	Number of points claimed (90/10 system)	Number of points claimed (80/20 system)

	(To be completed by the organ of state)	(To be completed by the organ of state)	(To be completed by the tenderer)	(To be completed by the tenderer)
At least 51% Black ownership Less than 51% Black ownership		5 0		
At least 51% Black Women ownership Less than 51% Black Women ownership		5 0		
At least one of the owners is Black youth None of the owners are Black youth		5 0		
If one of the owner/s has disability/disabilities No owner has a disability		5 0		

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: .....

.....

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Unit File Number_Document Type_Document Description_Version_Date
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