

JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE
CONSTRUCTION OF STORMWATER INFRASTRUCTURE IN
ALL REGIONS OF THE CITY OF JOHANNESBURG FOR A
PERIOD OF THREE YEARS**

THE TENDER (VOLUME 2)

PART 2. RETURNABLE DOCUMENTS AND SCHEDULES



JOHANNESBURG ROADS AGENCY (SOC) LTD

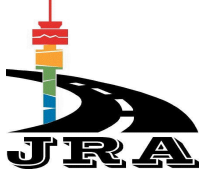
CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF STORMWATER
INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG FOR A PERIOD OF
THREE YEARS**

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JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/16/67

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
FOR A PERIOD OF THREE YEARS**

T2.1 LIST OF RETURNABLE DOCUMENTS



T2.1 LIST OF RETURNABLE DOCUMENTS

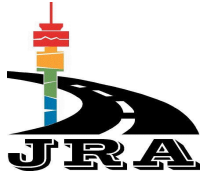
1. Returnable Schedules required for tender evaluation purposes

The following Forms as must be completed by Tenderer for evaluation purposes:

FORM A	INVITATION TO BID (MBD 1)
FORM B	CERTIFICATE OF BIDDER'S ATTENDANCE OF BRIEFING SESSION
FORM C	RECORD OF ADDENDA TO BID DOCUMENTS
FORM D	VENDOR NUMBER REGISTRATION WITH CENTRAL SUPPLIER DATABASE
FORM E	AUTHORITY OF SIGNATURE
FORM F	TAX COMPLIANCE (MBD2)
FORM G	BIDDER'S FINANCIAL REFERENCE AND RATINGS
FORM H	PREFERENCE SCHEDULE (MBD 6.1)
FORM I	PROOF OF REGISTRATION WITH CIDB
FORM J	DECLARATION OF INTEREST (MBD 4)
FORM K	DECLARATION FOR PROCUREMENT ABOVE R10 MILLION (ALL APPLICABLE TAXES INCLUDED) (MBD 5)
FORM L	BIDDER'S PAST SUPPLY CHAIN PRACTICES (MBD 8)
FORM M	OHS ACT DECLARATION AND SUBMISSION
FORM N	CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)
FORM O	DECLARATION OF MUNICIPAL RATES AND TAXES
FORM P	DECLARATION OF BIDDERS LITIGATION HISTORY
FORM Q	CONTRACTORS ESTABLISHMENT ON SITE
FORM R	PLANT AND EQUIPMENT SCHEDULE
FORM S	CHECKLIST FOR DOCUMENTATION TO BE RETURNED
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Section C1.4	DATA PROVIDED BY THE CONTRACTOR
Section C2.2	PRICING SCHEDULE
Section C2.2.1	SUMMARY SCHEDULE OF RATES OFFER FOR 5CE
Section C2.2.2	SUMMARY SCHEDULE OF RATES OFFER FOR 6CE

The following documentation is required to be used in the functional evaluation scoring:

FORM T	SCHEDULE OF BIDDER'S EXPERIENCE IN ROADS AND STORMWATER CONSTRUCTION PROJECTS
FORM U	EXPERIENCE OF PROPOSED PROJECT STAFF
FORM V	CONSTRUCTION METHODOLOGY, SAFE WORK PLAN AND QUALITY CONTROL PLAN
FORM W	SMME/ EPWP DEVELOPMENT PLAN



2. Other documents required for tender evaluation purposes

If the Tenderer wishes to submit an alternative tender offer all information must be submitted as per clause F2.12 of the Tender Data as specified under Part 1: Tender Procedure.

3. Documents

Documents to be returned are:

- Tender Procedures (Volume 1)
- Returnable Documents and Schedules (Volume 2)
- The Contract (Volume 3 Parts 1, 2 ,3, 4, and 5)
- A written proposal responding to Part 5, Annexures C5.2: Johannesburg Roads Agency's Specification for Occupational Health and Safety contained in the Construction Specification, Part H in Volume 3 **IS NOT REQUIRED FOR NOW BUT HOWEVER THIS WILL BE REQUIRED BEFORE A SPECIFIC PROJECT AWARD BY JRA. BIDDERS SHOULD TAKE NOTE OF THIS REQUIREMENT!**



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FOR A PERIOD OF THREE YEARS**

T2.2 RETURNABLE SCHEDULES



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FOR A PERIOD OF THREE YEARS**

FORM A: INVITATION TO BID

MBD 1

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE JOHANNESBURG ROAD AGENCY (JRA)
--

BID NUMBER: JRA/20/28

CLOSING DATE: 17 July 2020

CLOSING TIME: 11H00

DESCRIPTION: CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG FOR A PERIOD OF THREE YEARS

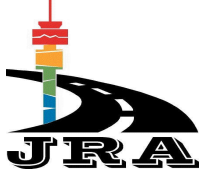
The successful bidder will be required to fill in and sign a written Contract Form of Agreement

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

JOHANNESBURG ROADS AGENCY
75 Helen Joseph Street
JOHANNESBURG
2001

IMPORTANT NOTICE

- Bidders should ensure that bids are delivered timeously to the correct address. If the bid is late, it will not be accepted for consideration.
- The bid box is open, 5 days a week, Monday to Friday, between 08h00 – 15h00.
- The bid box is located in the foyer on the ground floor,
- All bids must be submitted on the official forms – (not to be re-typed)
- **Writing must be in block letters and black ink.**



- No bids will be considered from person in the service of the state (as defined in Regulation 1 of the Local Government: Municipal Supply Chain Management Regulations).
- This bid is subject to the Preferential Procurement Policy Framework Act and the Preferential Procurement Regulations, 2017, the General Conditions of Contract (GCC) and, if applicable, any other special conditions of contract.
- The JRA reserves the right not to award the bid.
- The Johannesburg Roads Agency (SOC) Ltd reserves the right, at its discretion:
 - Not appoint the Highest Scoring Bidder.
 - Appoint any Bidder at all.
 - Appoint to more than one Bidder.
 - Appoint the bid in part/ by item to various Bidders.

2.1 THE FOLLOWING PARTICULARS MUST BE FURNISHED
2.2 (FAILURE TO DO SO MAY RESULT IN YOUR BID BEING DISQUALIFIED)

NAME OF BIDDER:

POSTAL ADDRESS:

STREET ADDRESS:

TELEPHONE NUMBER: CODE.....
 NUMBER.....

2.2.1
 CELLPHONE NUMBER:

FACSIMILE NUMBER: CODE..... NUMBER.....

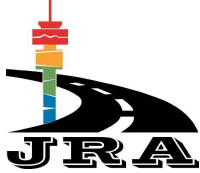
E-MAIL ADDRESS:

VAT REGISTRATION NUMBER:

HAS A UNIQUE PIN FROM SARS BEEN PROVIDED? YES NO
MBD 2

HAS A LETTER OF UNDERTAKING AND DETAILS OF CREDIT LIMIT BEEN
 ATTACHED IF THE BIDDER IS NOT THE MANUFACTURER OF PRODUCT? YES NO
(Forms to fill)

HAS A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE BEEN SUBMITTED? YES NO
MBD 6.1



IF YES, WHO WAS THE CERTIFICATE ISSUED BY? (TICK APPROPRIATE BOX)

AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)

A VERIFICATION AGENCY ACCREDITED BY THE SA NATIONAL ACCREDITATION SYSTEM (SANAS)

A REGISTERED AUDITOR

(A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE)

2.2.1.1 ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA
2.2.1.2 FOR THE GOODS/SERVICES/WORKS OFFERED?(IF YES ENCLOSE PROOF) YES NO

SIGNATURE OF BIDDER.....

DATE.....

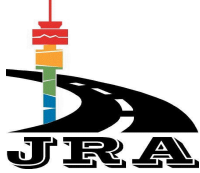
CAPACITY UNDER WHICH BID IS SIGNED.....

ANY ENQUIRIES REGARDING THE BIDDING PROCEDURE MAY BE DIRECTED TO:

Johannesburg Roads Agency (JRA)

Department: Supply Chain Management / Operations

E-mail address: tenderenquiries@jra.org.za



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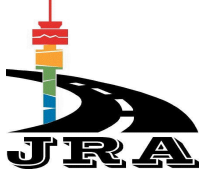
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FORM B: CERTIFICATE OF TENDERER'S ATTENDANCE OF BRIEFING SESSION

NOT APPLICABLE FOR THID BID

:



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FORM C: RECORD OF ADDENDA TO TENDER DOCUMENTS

We confirm that the following communications received from the Johannesburg Roads Agency or their Agent before the submission of this tender offer, amending the tender documents, have been taken into account in this tender offer:		
	Date	Title or Details
1.		
2.		
3.		
4.		
5.		
6.		
7.		

Attach additional pages if more space is required

Signature _____
e

Date _____
—

Name _____

Capacity _____
—

Tenderer _____
—



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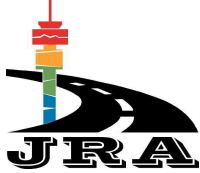
**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
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FORM D: VENDOR NUMBER REGISTRATION WITH CENTRAL SUPPLIER DATABASE

1. Bidders must submit Vendor Number Registration with Central Supplier Database
2. Failure to submit the Vendor Number Registration with Central Supplier Database may result with the bidder being disqualified.

ENTITY NAME.....

VENDOR NUMBER REGISTRATION



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FORM E: AUTHORITY FOR SIGNATORY

Signatories for companies shall confirm their authority thereto by attaching a duly signed and dated copy of the relevant resolution of the board of directors, to this form.

By resolution of the board of directors passed at a meeting held on 20....

Mr/Ms

whose signature appears below, has been duly authorised to sign all documents in connection with the Tender for Contract No and any Contract which may arise therefrom on behalf of (block capitals)

.....

.....

SIGNED ON BEHALF OF THE COMPANY :

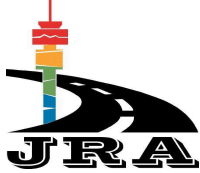
IN HIS/HER CAPACITY AS :

DATE :

SIGNATURE OF SIGNATORY :

WITNESSES : 1.

: 2.



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FORM F: TAX COMPLIANCE (MBD 2).

CONDITIONS PERTAINING TO TAX

TAX COMPLIANCE REQUIREMENTS

It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the bidder's tax obligations.

1. Any person who requires his or her tax compliance status to be disclosed to a Government institution or department, for purposes of submitting a bid or to confirm its good standing after the phasing out of paper based TCCs must request a unique security personal identification number (PIN) from SARS.
2. Very important to note is that the disclosure of a bidder's tax compliance status is an express condition for all acceptable Government bids. Failure to make the relevant disclosures will invalidate your bid and your response will be null and void.
3. The Government institution or department must use the PIN referred to above to verify a person's tax compliance status with SARS.
4. Bidders to complete the table below and provide a unique security personal identification number (PIN) from SARS which will enable the JRA to access online real-time verification of a person's tax compliance status with the electronic Tax Compliance Status (TCS) system. Failure to submit the PIN will result in the bid being disqualified.

Full name of bidder:	Electronic Tax Compliance Status System PIN No:



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FORM G: BIDDER'S FINANCIAL REFERENCES AND RATINGS

FINANCIAL REFERENCES

(a). BANK RATING

1. It is requisite that a bank rating be obtained, bearing an original stamp by the relevant bank. Failure to bank stamp the form overleaf will invalidate the bid.
2. Failure to complete the bank rating form overleaf may invalidate the bid.

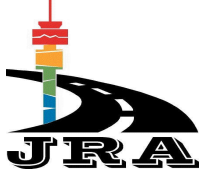
(b) FINANCIAL STATEMENTS

I/We agree, if required, to furnish an audited copy of the latest set of financial statements together with my/our Directors' and Auditors' report for consideration by the Employer.

(c) DETAILS OF COMPANY'S BANK

I/We hereby authorise the Employer/Engineer to approach all or any of the following banks for a reference:

DESCRIPTION OF BANK DETAIL	BANK DETAIL APPLICABLE TO COMPANY HEAD OFFICE	BANK DETAIL APPLICABLE TO THE SITE OF THE WORKS
Name of bank		
Branch name		
Branch code		
Street address		



Name of manager		
Telephone number	()	()
Account number		
Bank Rating		

SIGNED AT ON THIS DAY OF 20.....

SIGNED ON BEHALF OF BIDDER :

SIGNED BY BANK MANAGER :

DATE :

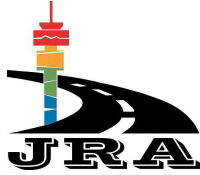


NAME OF SIGNATORY :

NAME OF COMPANY :

AS WITNESSES : 1

: 2



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FORM H: PREFERENCE SCHEDULE (MBD 6.1)

**PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT
 REGULATIONS 2017**

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

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 R1 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R1 000 000 (all applicable taxes included).

1.2 The value of this bid is estimated to exceed R50 000 000 (all applicable taxes included) and therefore the...90/10..... preference point system shall be applicable.

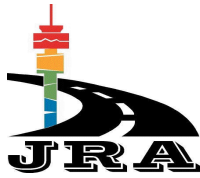
1.3 Preference points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contribution.

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

	POINTS
PRICE	90
B-BBEE STATUS LEVEL OF CONTRIBUTION	10
Total points for Price and B-BBEE must not exceed	100

1.5 Failure on the part of a bidder to submit 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 a sworn affidavit confirming annual turnover and level of black ownership in case of an EME and QSE together with the bid,

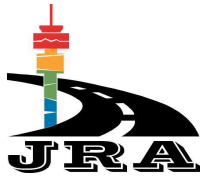


will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

- 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.

2. DEFINITIONS

- (a) **“all applicable taxes”** includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- (b) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (c) **“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;
- (d) **“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;
- (e) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003) as amended by Act No 46 of 2013;
- (f) **“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;
- (g) **“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;
- (h) **“contract”** means the agreement that results from the acceptance of a bid by an organ of state;
- (i) **“EME”** means an Exempted Micro Enterprise as defines by Codes of Good Practice issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (j) **“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;
- (k) **“functionality”** means the measurement according to predetermined norms, as set out in the 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;
- (l) **“non-firm prices”** means all prices other than “firm” prices;
- (m) **“person”** includes a juristic person;
- (n) **“QSE”** means a Qualifying Small Enterprise as defines by Codes of Good Practice issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (o) **“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;

- (p) **“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;
- (q) **“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;
- (r) **“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
- (s) **“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 B-BBEE.
- 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 B-BBEE, 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

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:

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

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

Where

- P_s = Points scored for comparative price of bid under consideration
- P_t = Comparative price of bid under consideration
- P_{min} = Comparative price of lowest acceptable bid



5. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTION

5.1 In terms of Regulation 5 (2) and 6 (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:

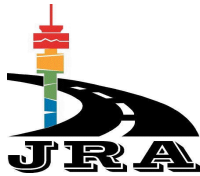
B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	8	16
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

- 5.2 A bidder who qualifies as an EME in terms of the B-BBEE Act must submit a sworn affidavit confirming Annual Total Revenue and Level of Black Ownership.
- 5.3 A Bidder other than EME or QSE must submit their original and valid B-BBEE status level verification 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 B-BBEE Status Level of Contribution must complete the following:

7. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.4



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 B-BBEE certificate issued by a Verification Agency accredited by SANAS or a Registered Auditor approved by IRBA or a sworn affidavit.

8. SUB-CONTRACTING

8.1 Will any portion of the contract be sub-contracted?

(Tick applicable box)

YES		NO	
-----	--	----	--

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.

(Tick applicable box)

YES		NO	
-----	--	----	--

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 MUNICIPAL INFORMATION

Municipality where business is situated:

Registered Account Number:

Stand Number:.....

9.8 Total number of years the company/firm has been in business:.....

9.9 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;
- 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 B-BBEE status level of contribution 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.

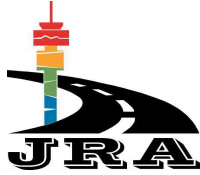
1. GENERAL CONDITIONS

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 (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

- (a) The value of this bid is estimated not to exceed R50 000 000 (all applicable taxes included)



and therefore the ...80/20...preference point system shall be applicable;

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

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

	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTOR	20
Total points for Price and B-BBEE must not exceed	100

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.

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.

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;

PART 1

- (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;

3. POINTS AWARDED FOR PRICE

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:

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 price of bid under consideration
- Pt = Price of bid under consideration
- Pmin = Price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

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:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

5. BID DECLARATION

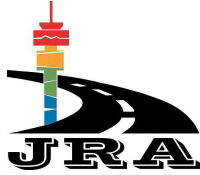
5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

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.

7. SUB-CONTRACTING



7.1 Will any portion of the contract be sub-contracted?

(Tick applicable box)

YES		NO	
-----	--	----	--

7.1.1 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 or QSE

(Tick applicable box)

YES		NO	
-----	--	----	--

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

Designated Group: An EME or QSE which is at last 51% owned by:	EME √	QSE √
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

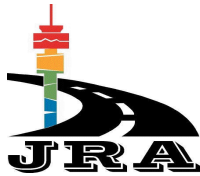
8.4 TYPE OF COMPANY/ FIRM

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

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....
.....



.....

8.6 COMPANY CLASSIFICATION

- Manufacturer
 - Supplier
 - Professional service provider
 - Other service providers, e.g. transporter, etc.
- [TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business:.....

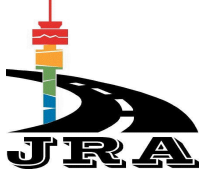
8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and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

<p>WITNESSES</p> <p>1.</p> <p>2.</p>
--

<p>.....</p> <p>SIGNATURE(S) OF BIDDERS(S)</p>
<p>DATE:</p>

ATTACH AN ORIGINAL OR A CERTIFIED B-BBEE CERTIFICATE OR AFFIDAVIT AFTER THIS Pag



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
 STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
 FOR A PERIOD OF THREE YEARS**

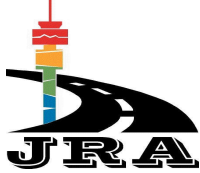
FORM I: PROOF OF REGISTRATION WITH CIDB

1. Attach original or certified copy of CIDB registration certificate to this page.
2. In the case of a joint venture / consortium (excluding consulting engineering partners) parties must each attach original or certified copy of their CIDB registration certificate.

Firm	CRS Number	CIDB Grading	Lead Partner (Indicate with X)
Combined CIDB Grading for Joint Venture / Consortium:			

(Calculator is available at <https://registers.cidb.org.za/common/jvcalc.asp>)

<p>The undersigned, who warrants that he / she is duly authorised to do so on behalf of the enterprise, confirms that the contents of this schedule are within my personal knowledge and are to the best of my belief both true and correct.</p> <p><u>Person authorized to sign the bid:</u></p> <p>Full name (in BLOCK letters): _____</p> <p>Signature: _____</p> <p>Date: _____</p>	
---	--



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FORM J: DECLARATION OF INTEREST (MBD 4)

1. No bid will be accepted from persons in the service of the state¹.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.

3 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

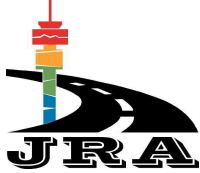
- 3.1 Full Name of bidder or his or her representative:
- 3.2 Identity Number:
- 3.3 Position occupied in the Company (director, trustee, shareholder²):
- 3.4 Company Registration Number:
- 3.5 Tax Reference Number:

'MSCM Regulations: "in the service of the state" means to be –

- (a) a member of –
 - (i) any municipal council;
 - (ii) any provincial legislature; or
 - (iii) the national Assembly or the national Council of provinces;
- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of 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);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) an employee of Parliament or a provincial legislature.

² Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.

- 3.6 VAT Registration Number
- 3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.



3.8 Are you presently in the service of the state? **YES / NO**

3.8.1 If yes, furnish particulars

.....

3.9 Have you been in the service of the state for the past twelve months? **YES / NO**

3.9.1 If yes, furnish particulars

.....

.....

3.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.10.1 If yes, furnish particulars.

.....

.....

3.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.11.1 If yes, furnish particulars.

.....

.....

3.12 Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state? **YES / NO**

3.12.1 If yes, furnish particulars.

.....

.....

3.13 Are any spouse, child or parent of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state? **YES / NO**

3.13.1 If yes, furnish particulars.

.....

.....

3.14 Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract. **YES / NO**



3.14.1 If yes, furnish particulars.

.....
.....



4. Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	State Employee Number

.....
Signature

.....
Date

.....
Capacity

.....
Name of Bidder



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**FORM K: DECLARATION FOR PROCUREMENT ABOVE R10 MILLION (ALL
APPLICABLE TAXES INCLUDED) (MBD 5)**

For all procurement expected to exceed R10 million (all applicable taxes included), bidders must complete the following questionnaire:

1 Are you by law required to prepare annual financial statements for auditing?

1.1 If yes, submit audited annual financial statements for the past three years or since the date of establishment if established during the past three years.

***YES/ NO**

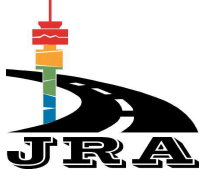
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2 Do you have any outstanding undisputed commitments for municipal services towards any municipality for more than three months or any other service provider in respect of which payment is overdue for more than 30 days?

***YES / NO**

2.1 If no, this serves to certify that the bidder has no undisputed commitments for municipal services towards any municipality for more than three months or other service provider in respect of which payment is overdue for more than 30 days.

* Delete if not applicable



2.2 If yes , provide particulars

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

3 Has any contract been awarded to you by an organ of state during the past five years, including particulars of any material non-compliance or dispute concerning the execution of such contract?

***YES / NO**

3.1 If yes, furnish particulars

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

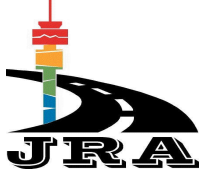
* Delete if not applicable

4. Will any portion of goods or services be sourced from outside the Republic, and, if so, what portion and whether any portion of payment from the municipality / municipal entity is expected to be transferred out of the Republic?

***YES / NO**

4.1 If yes, furnish particulars

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

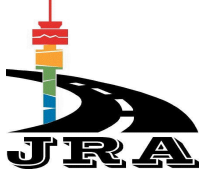


CERTIFICATION

**I, THE UNDERSIGNED (NAME)
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS
CORRECT.
I ACCEPT THAT THE STATE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO
BE FALSE.**

.....
Signature Date

.....
Position Name of Bidder



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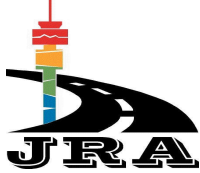
FORM L: BIDDER'S PAST SUPPLY CHAIN PRACTICES (MBD 8)

1. Any bid may be rejected if that bidder or any of its directors have:

- abused the Municipality's/Municipal entity's supply chain management system or committed any improper conduct in relation to such system;
- been convicted for fraud or corruption during the past five years;
- wilfully neglected, reneged on or failed to comply with any government, Municipal or other public sector contract during the past five years; or
- been listed in the Register for Bid Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).

2. In order to give effect to the above, the following questionnaire must be completed and submitted with the bid:

Item	Question	Yes	No
2.1	Is the Bidder any of its directors listed on the National Treasury's database as a company or persons prohibited from doing business with the public sector? (Companies for 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).	Yes <input type="checkbox"/>	No <input type="checkbox"/>
2.1.1	If so, furnish particulars:		
2.2	Is the Bidder or any of its directors listed on the Register for Bid 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, www.treasury.gov.za , click on the icon "Register for Bid Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012)3265445)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
2.2.1	If so, furnish particulars:		



Item	Question	Yes	No
2.3	Was the Bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
2.3.1	If so, furnish particulars:		
2.4	Does the Bidder or any of its directors owe any Municipal rates and taxes or Municipal charges to the Municipality / Municipal entity, or to any other Municipality / Municipal entity, that is in arrears for more than three months?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
2.4.1	If so, furnish particulars:		
2.5	Was any contract between the Bidder and the Municipality / Municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or to comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
2.5.1	If so, furnish particulars:		

CERTIFICATION

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

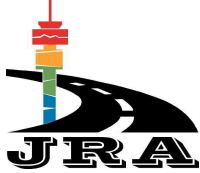
I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
SIGNATURE

.....
DATE

.....
POSITION

.....
NAME OF BIDDER



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FORM M: OHS ACT DECLARATION AND SUBMISSION

The Bidder declares himself to be conversant with the following:

1. All the requirements, regulations and standards of the Occupational Health and Safety Act (Act 85 of 1993), hereinafter referred to as "The Act", together with its amendments and with special reference to the following Sections of The Act:
 - i) Section 8: General duties of Employers to their employees
 - ii) Section 9: General duties of Employers and self-employed persons to persons other than employees.
 - iii) Section 13: Duty to Inform
 - iv) Section 37: Acts or omissions by employees or mandatories
 - v) Sub-section 37(2) relating to the purpose and meaning of this Agreement
2. Construction Regulations, 2014 (Government Notice R.84) pertaining to the Contractor and to all his Subcontractors, or any amendments thereto.
3. Bid document Volume 5: Johannesburg Roads Agency's Specification for Occupational Health and Safety, including all the Annexures.
4. Bid document Volume 3: Project Specification PD: Supplement to Volume 5: Specification for Occupational Health and Safety.

5. Bid document Volume 3: C1.7 Agreement in terms of Occupational Health and Safety Act.



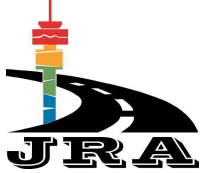
The Bidder declares that he has or will obtain the necessary knowledge, competence and resources to comply fully with all OHS requirements should he be awarded the contract.

The Bidder confirms that he has included with his bid a written proposal describing how he will comply with OHS requirements

Signatur _____ Date _____
e -

Name _____ Capacity _____
-

Bidder _____
—



JOHANNESBURG ROADS AGENCY (SOC) LTD

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FOR

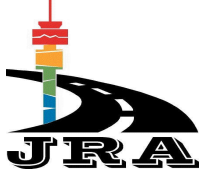
**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
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FORM N: CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. takes all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancels a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

² Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.



CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying Bid:

.....
 (Bid Number and Description)

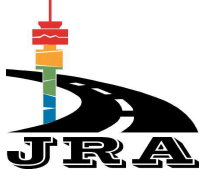
in response to the invitation for the Bid made by:

.....
 (Name of Municipality / Municipal Entity)

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 consortium³ 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.



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.
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.

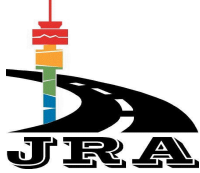
.....
 Signature

.....
 Date

.....
 Position

.....
 Name of Bidder

³ *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.*



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
FOR A PERIOD OF THREE YEARS**

FORM O: DECLARATION OF MUNICIPAL RATES AND TAXES

A Any bid will be rejected if:

Any municipal rates and taxes or municipal service charges owed by the bidder or any of the directors to the municipality or a municipal entity, or to any other municipality or municipal entity, are in arrears for more than three months.

B Bid Information

- i. Name of bidder
- ii. Registration Number
- iii. Municipality where business is situated
- iv. Municipal account number (entity) for rates
- v. Municipal account number for water and electricity
- vi. Names of all directors, their ID numbers and municipal account number.
 - 1.
 - 2.
 - 3.
 - 4.
 - 5.

C Documents to be attached.

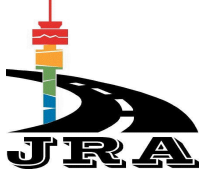
- i. A copy of municipal account mentioned in B (iv) & (v) (Not older than 3 months)
- ii. A copy of municipal accounts of all directors mentioned in B(vi) (Not older than 3 months)
- iii. Proof of directors

I/We declare that the abovementioned information is true and correct and that the Following documents are attached to this form:

.....
.....

Signature

Date



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

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**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
FOR A PERIOD OF THREE YEARS**

FORM P: DECLARATION OF BIDDERS LITIGATION HISTORY

The Bidder shall list below details of any litigation with which the Bidder (including directors, shareholders or other senior members in previous companies) has been involved with any organ of state or state department, including the JRA, within the last ten years. The details must include the year, the litigating parties, and the subject matter of dispute, the value of any award or estimated award if the litigation is current and in whose favour the award, if any, was made.

CLIENT	OTHER LITIGATING PARTY	DISPUTE	AWARD VALUE	DATE RESOLVED



CERTIFICATION

I, the undersigned (full Name)

Certify that the information furnished on this declaration form 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.

Name (Block Letter)

Capacity of authorized agents:

Signature(s) of authorized agents:

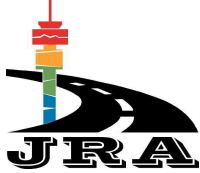
Signed at on this day of:

Witness (Full name – BLOCK LETTERS – and signature)

1 Name in Block Letters

2 Name in Block Letters

Date:



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

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**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
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 FOR A PERIOD OF THREE YEARS**

FORM Q: CONTRACTOR'S ESTABLISHMENT ON SITE

Should the combined, extended total bid for item

Section 1300, Item B13.01:

- (a) Fixed obligations
- (b) Value-related obligations
- (c) Time-related obligations

Exceed a maximum of 15% of the Bid sum (excluding VAT); the Tenderer shall clearly set out his reasons for bidding in this manner in a letter attached to this page.

Total bid for the relevant item expressed as a percentage of the Bid sum (excluding VAT):

..... %.

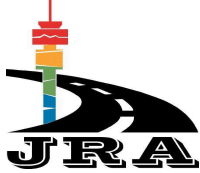
Signatur _____
 e

Date _____
 -

Name _____

Capacity _____
 -

Tenderer _____
 -



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
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FOR A PERIOD OF THREE YEARS**

FORM R: PLANT AND EQUIPMENT SCHEDULE

The following are lists of major items of relevant equipment that I/we presently own or lease and will have available for this contract or will acquire or hire for this contract if my/our tender is accepted.

(a) DETAILS OF MAJOR RELEVANT EQUIPMENT IMMEDIATELY AVAILABLE FOR THIS CONTRACT

QUANTITY	DESCRIPTION, SIZE, CAPACITY, ETC



(b) **DETAILS OF MAJOR RELEVANT EQUIPMENT THAT WILL BE HIRED OR ACQUIRED FOR THIS CONTRACT IF MY/OUR TENDER IS ACCEPTABLE**

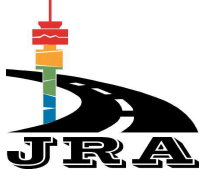
QUANTITY	DESCRIPTION, SIZE, CAPACITY, ETC



The Tender Part 2
Returnable Documents and Schedules
Panel Of Contractors For The Construction Of Stormwater Infrastructure In
All Regions Of The City Of Johannesburg For A Period Of Three Years
Contract No. JRA/20/28

Signature _____ Date _____
e _____
Name _____ Capacity _____

Tenderer _____



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
FOR A PERIOD OF THREE YEARS**

FORM S: CHECKLIST FOR DOCUMENTATION TO BE RETURNED

The following documents must be returned by the Bidder for evaluation purposes in addition to the Schedule listed in previous paragraphs.

THE FOLLOWING DOCUMENTS MUST BE FURNISHED (FAILURE TO SUBMIT COMPULSORY DOCUMENTATION MAY RESULT IN YOUR BID BEING DISQUALIFIED)		YES	NO
1	Tax Compliance (Provide PIN)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
2	Bank Rating bearing an original stamp by the relevant bank	Yes <input type="checkbox"/>	No <input type="checkbox"/>
3	Latest three year audited financial statements (In case of Close Corporation Financials must be signed by the Managing Member of the CC)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4	B-BEE Certificate issued by SANAS accredited verification agent	Yes <input type="checkbox"/>	No <input type="checkbox"/>
5	Proof of valid registration with CIDB	Yes <input type="checkbox"/>	No <input type="checkbox"/>
6	Current municipal rates for the entity and directors of the entity not older than 90 days (submit proof of lease agreement where premises are rented and the latest invoice).	Yes <input type="checkbox"/>	No <input type="checkbox"/>
7	Declaration of Bidders past Supply Chain Practices.	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8	Completion of Form T for completed projects	Yes <input type="checkbox"/>	No <input type="checkbox"/>
9	CV's and certified proof of qualifications for Nominated Staff as per Form U	Yes <input type="checkbox"/>	No <input type="checkbox"/>
10	Signed Declaration of interest	Yes <input type="checkbox"/>	No <input type="checkbox"/>
11	Certificate of Independent Bidder determination	Yes <input type="checkbox"/>	No <input type="checkbox"/>



The Tender Part 2
Returnable Documents and Schedules
Panel Of Contractors For The Construction Of Stormwater Infrastructure In
All Regions Of The City Of Johannesburg For A Period Of Three Years
Contract No. JRA/20/28

12	Certified Joint Venture Agreement (In case of Joint Ventures and Consortium)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
13	Valid COID certificate issued by the Department of Labour	Yes <input type="checkbox"/>	No <input type="checkbox"/>
14	Submit an originally Stamped Briefing session certificate of attendance	Yes <input type="checkbox"/>	No <input type="checkbox"/>
15	Fully Completed and Signed all MBD forms and other forms as required by the Bid	Yes <input type="checkbox"/>	No <input type="checkbox"/>
16	Proof of Registration with CSD; provide Vendor Number	Yes <input type="checkbox"/>	No <input type="checkbox"/>
17	Completed Detailed Project Plan (see Form V)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
18	Completed SMME / EPWP Development Plan (see Form W)	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Signature

Capacity

Name



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

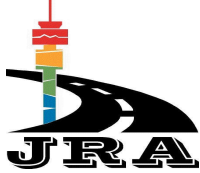
**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF JOHANNESBURG
FOR A PERIOD OF THREE YEARS**

**FORM T: SCHEDULE OF BIDDER'S EXPERIENCE IN STORMWATER CONSTRUCTION
PROJECTS OR EROSION PROTECTION MEASURES**

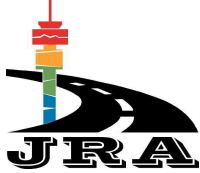
It is mandatory to complete all fields in Form T for each project listed as this information will be deemed to be material to the award of the Contract. Failure to complete all fields (i.e. for each listed project) may lead to the bidder losing points during functional evaluation under the categories "Experience of the Company or Completed Projects".

Should the bidder choose to present the required information in the attachments, then the bidder must FIRST COMPLETE FORM T and then make a clear reference to such attachments, and such attachments must provide the same information requested for in Form T.

- Bidders should choose projects which span different years so as to meet the company experience requirements and not have five projects which are implemented in one year as they will all contribute to one year's experience.
- The Bidder must demonstrate the Company's Experience by listing only completed number of Bid related Projects, with a contract value of at least four million, five hundred thousand Rands (R4.5m) per project or more over the last five (5) years. .
- The completion date must be indicated on the form and the completion certificate must be attached to the form. Should the completion date be left blank on the form, the project shall be regarded as incomplete and not be considered on the number of projects completed.



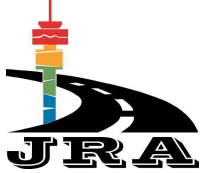
Name of the Bidder	
Number of years' experience in projects as detailed in T1.3 Bid Data, Evaluation Criteria for Assessment of Functionality.	
PROJECT 1	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (months/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (months/year)	
Roles/Responsibilities performed by the Bidder on the project:	



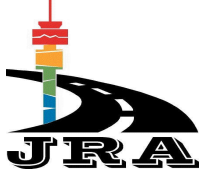
PROJECT 2	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



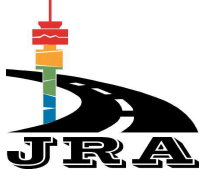
PROJECT 3	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



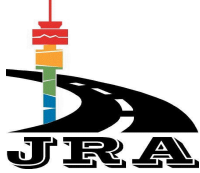
PROJECT 4	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



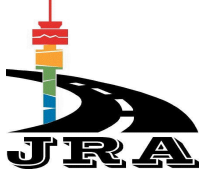
PROJECT 5	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



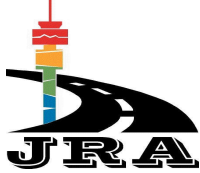
PROJECT 6	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



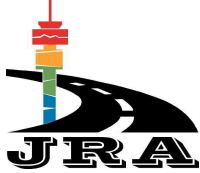
PROJECT 7	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



PROJECT 8	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/Year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



PROJECT 9	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



PROJECT 10	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
Clients Contact Person (email address)	
Consulting Engineer (name, tel no and fax no)	
Appointment Value	
Project Location (Province)	
Project Duration(months)	
Project Commencement Date (month/year)	
Is the Project Completed (Yes/No)	
Estimated Completion Date (If not yet Completed)	
Completion Date (If Completed) (month/year)	
Roles/Responsibilities performed by the Bidder on the project:	



The Bidder hereby certifies that the information stated in Form T above is a true reflection of the experience of the bidder in construction of projects as defined in T1.3 Bid Data, Evaluation Matrix for Assessment of Functionality.

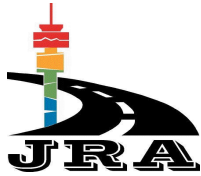
Signature _____

Date _____

Name _____

Capacity _____

Bidder _____



JOHANNESBURG ROADS AGENCY (SOC) LTD

CONTRACT NO. JRA/20/28

FOR

**CONSTRUCTION: PANEL OF CONTRACTORS FOR THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IN ALL REGIONS OF THE CITY OF
JOHANNESBURG FOR A PERIOD OF THREE YEARS**

FORM U: EXPERIENCE OF NOMINATED PERSONNEL

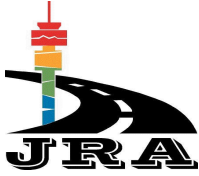
Bidders must have in their full time employment an experienced Contracts Manager, a Site Agent and a Site Safety Officer, who have previously worked on Roads and Stormwater projects. To be considered for the short-listing onto the panel, bidders must meet the functional assessment criteria. The information will be verified with the references provided. Any information found to be untruthful will lead to the immediate disqualification of the Service Provider. The bidder must have in its employment a:-

- i) Contracts Manager with more than 6 years' experience in contracts management of new road construction and associated Stormwater management systems, in order to score maximum points.
- ii) Construction Manager (Site Agent) with more than 6 years' experience as a construction manager stormwater related projects, in order to score maximum points. The minimum value must be R10 million per project where the personnel fulfilled a role of a Site Agent
- iii) General Foreman with more than 6 years' experience in site management of construction of civil engineering projects, in order to score maximum points.
- iv) OHS Agent at least 6 years' experience in site safety management of civil engineering projects. JRA requires that the company must have an OHS Agent in its employment who has minimum of 6 years' experience with NADSAM and is professionally registered with SACPCMP.

NB:

One individual may not be nominated for more than one role or position for this bid. If an individual is nominated for more than one role then the points will only be allocated for one of the roles and the bidder will score zero on any other role.

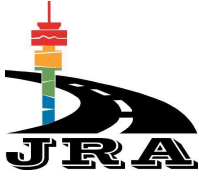
It is **mandatory** to complete all fields in Form U for each project listed as this information will be deemed to be material to the award of the Contract. Failure to complete all fields for the project listed may lead



to the bidder losing points during functional evaluation under the categories “Contracts Manager or Site Agent or OHS Agent”. Should the bidder choose to present the required information in the attachments, then the bidder must **COMPLETE FORM (U) FIRST and then** make a clear reference to such attachments so that they may be considered; and such attachments must provide the same information requested for in Form U.

TYPICAL FORMS TO BE COMPLETED BY THE BIDDERS

- **Form U(i) Contracts Manager**
- **Form U(ii) Site Agent**
- **Form U (iii) General Foreman**
- **Form U(iii) OHS Agent**

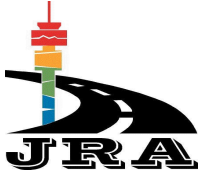


(i) CONTRACTS MANAGERS

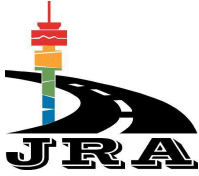
Contracts Management Staff/Personnel in the Company

Post	Name	Qualifications (Diploma, Degree in Civil) & Professional Registrations	Experience in years
Contracts Manager			
Contracts Manager			
Contracts Manager			

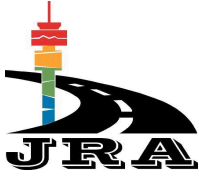
Bidders are required to submit as attachments the CVs of the Contracts Manager as well as their qualifications and professional registrations.



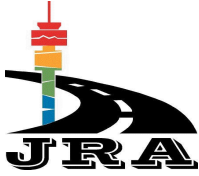
(a) CONTRACTS MANAGER	
Name and Surname	
Experience in years' experience as Contracts Manager	
EXPERIENCE AS CONTRACTS MANAGER FOR PROJECTS AS DETAILED IN T1.3 BID DATA, EVALUATION MATRIX FOR ASSESSMENT OF FUNCTIONALITY.	
PROJECT	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
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Roles/Responsibilities performed by the Bidder on the project:	



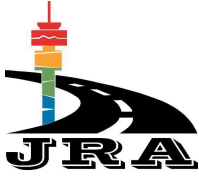
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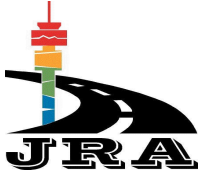
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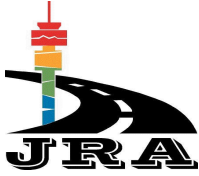
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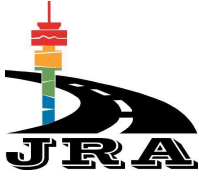
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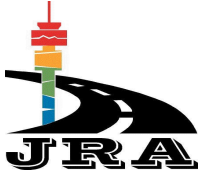
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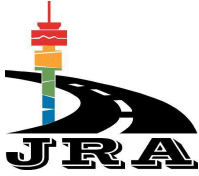
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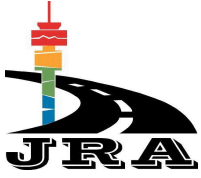


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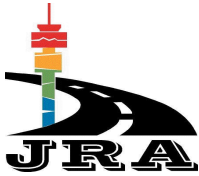
The Bidder hereby certifies that the information stated above is a true reflection of the experience and resources available for the project

Signatur _____ Date _____
 e _____
 Name _____ Capacity _____

 Bidder _____



The Tender Part 2
Returnable Documents and Schedules
Panel Of Contractors For The Construction Of Stormwater Infrastructure In
All Regions Of The City Of Johannesburg For A Period Of Three Years
Contract No. JRA/20/28



U(I) SITE AGENT EXPERIENCE

Post	Name	Qualifications and Professional Registrations	Experience in years
Site Agent			
Site Agent			
Site Agent			

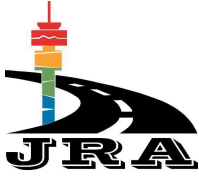
Bidders are required to submit as attachments the CVs of the Site Agents as well as their qualifications and professional registrations.

The Bidder hereby certifies that the information stated above is a true reflection of the experience and resources available for the project

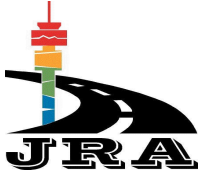
Signature _____ Date _____
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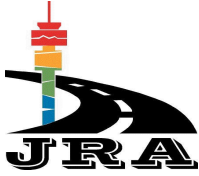
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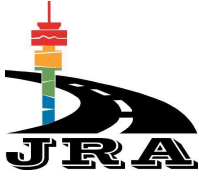
(a) SITE AGENT	
Name and Surname	
Experience in years' experience as Contracts Manager	
EXPERIENCE AS SITE AGENT FOR PROJECTS AS DETAILED IN T1.3 BID DATA, EVALUATION MATRIX FOR ASSESSMENT OF FUNCTIONALITY.	
PROJECT	
Project Name	
Nature of Project	
Client (Responsible for supervision)	
Client Contact person	
Clients Contact Person (name, tel/Cell no and fax no)	
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Consulting Engineer (name, tel no and fax no)	
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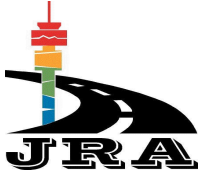
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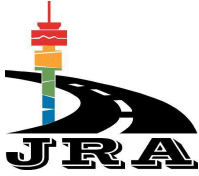
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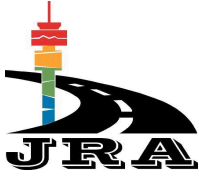
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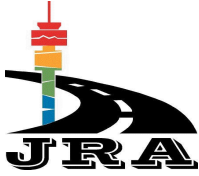
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Nature of Project	
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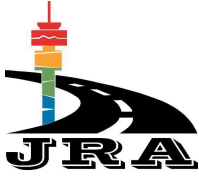


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Client (Responsible for supervision)	
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Nature of Project	
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Estimated Completion Date (If not yet Completed)	
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Roles/Responsibilities performed by the Bidder on the project:	

The Bidder hereby certifies that the information stated above is a true reflection of the experience and resources available for the project



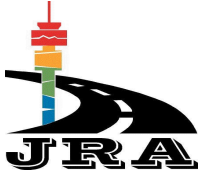
Signatur _____ Date _____
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Name _____ Capacity _____

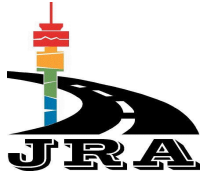
Bidder _____

FORM U(ii) Site Agent

(a) CONSTRUCTION MANAGER (SITE AGENT)		
Name and Surname		
Experience in years' experience as Construction Manager		
EXPERIENCE AS CONSTRUCTION MANAGER IN SITE MANAGEMENT OF CONSTRUCTION OF CIVIL ENGINEERING PROJECTS.		
Year.	1(.....)	2(.....)
Project Name		
Nature of Project		
Client (Responsible for supervision)		
Client Contact person		
Clients Contact Person (name, tel/Cell no and fax no)		
Clients Contact Person (email address)		
Consulting Engineer (name, tel no and fax no)		
Appointment Value		
Project Location (Province)		

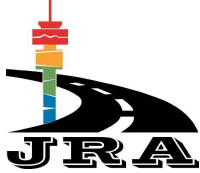


(a) CONSTRUCTION MANAGER (SITE AGENT)		
Project Duration(months)		
Project Commencement Date (months/year)		
Is the Project Completed (Yes/No)		
Estimated Completion Date (If not yet Completed)		
Completion Date (If Completed) (months/year)		
Roles/Responsibilities performed by the Person on the project:		



FORM U (iii) OHS Agent/ Safety Officer

(b) SAFETY OFFICER		
Name and Surname		
Experience in years' experience as Safety Officer		
Year.	1(.....)	2(.....)
Project Name		
Nature of Project		
Client (Responsible for supervision)		
Client Contact person		
Clients Contact Person (name, tel/Cell no and fax no)		
Clients Contact Person (email address)		
Consulting Engineer (name, tel no and fax no)		
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Completion Date (If Completed) (months/year)		
Roles/Responsibilities performed by the Person on the project(s):		

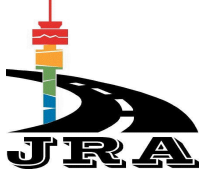


FORM U (iii) General Foreman

(c) General Foreman		
Name and Surname		
Experience in years' experience as Safety Officer		
Year.	1(.....)	2(.....)
Project Name		
Nature of Project		
Client (Responsible for supervision)		
Client Contact person		
Clients Contact Person (name, tel/Cell no and fax no)		
Clients Contact Person (email address)		
Consulting Engineer (name, tel no and fax no)		
Appointment Value		
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Project Duration(months)		
Project Commencement Date (months/year)		
Is the Project Completed (Yes/No)		
Estimated Completion Date (If not yet Completed)		
Completion Date (If Completed) (months/year)		



(c) General Foreman		
Roles/Responsibilities performed by the Person on the project(s):		



FORM V CONSTRUCTION METHODOLOGY, SAFE WORK PLAN AND QUALITY CONTROL PLAN

Bidders are required to attach a Construction Methodology, Safe Work Plan and Quality Control Plan to this Bid which will be used in the evaluation as well as during construction.

The quality proposal will comprise the following:

- Construction Methodologies (Method Statements):

The example methodologies provided should be in line and reflect all items that will typically be completed during the construction of the new roads and associated stormwater systems.

- Safe Work Procedures:

The bidder has to give a description on items that will be addressed in his safety plan. All activities in the construction programme to be discussed and to be in line with the Occupational Health and Safety Act and the Construction Regulations. Full details to be supplied on successful appointment.

- Quality control plan:

The bidder has to give a description on how the quality control procedures for all activities will be enforced and he has to give a brief description on his abilities and qualifications of his quality control personnel.

The Bidder hereby certifies that the information stated above is a true reflection of the experience and resources available for the project

Signature _____
 e

Date _____
 -

Name _____

Capacity _____
 -

Bidder _____
 -





FORM W SMME / EPWP DEVELOPMENT PLAN

The Bidder must give an SMME/ EPWP Development Plan as per the following JRA Requirements:-

- i) The EPWP Guidelines will be implemented on all gravel roads projects.
- ii) The contractor must employ local labourers on this contract.
- iii) The bidder is to appoint local sub-contractors (SMMEs) through the City of Johannesburg's Jozi at Work Programme, to undertake the execution of the works that are required in this bid to complete the project.
- iv) The development of SMME contractors will be undertaken in accordance with JRA procedures and policies.
 - A minimum of 30% of the value of this contract, excluding escalation and contingencies, must be allocated to the development of the SMME contractors and local labour.
 - This may include but is not limited to:
 - The employment and training of local labour;
 - Purchasing of materials from local suppliers;
 - Renting of local transport;
 - Employment of local sub-contractors.
 - Employment of local security companies.

Please Note Well

The Bidder will be required to assist SMMEs Development by providing the following support where necessary:-

- **Plant and Equipment**
- **Construction Materials**

The Bidder hereby certifies that the information stated above is a true reflection of the experience and resources available for the project

Signatur _____ Date _____
e _____

Name _____ Capacity _____

Bidder _____
