



TRANSET FREIGHT RAIL, a division of

TRANSNET SOC LTD

Registration Number 1990/000900/30

[Hereinafter referred to as **Transnet**]

REQUEST FOR QUOTATION [RFQ] No CRAC-JHB-20093

FOR THE SUPPLY OF: WASTE MANAGEMENT SERVICES, COLLECTION OF WASTE BINS FOR THE PERIOD OF ONE YEAR AT VARIOUS TRANSNET FREIGHT RAIL DEPOTS

FOR DELIVERY TO: VARIOUS TRANSNET FREIGHT RAIL DEPOTS

NB : PLEASE CONTACT ALLON FOR DIRECTIONS AT 011 773 - 2624

ISSUE DATE: 16.NOVEMBER 2015

CLOSING DATE: 01 .DECEMBER 2015

CLOSING TIME: 10:00am

BRIEFING DATE: 24.NOVEMBER 2015

TIME: 10H00am

LOCATION : LANGLAAGTE

STREET: POMEROY STREET

NB: ON CLOSING DATE PLEASE SUBMIT TWO (2) DOCUMENTS ORIGINAL & COPY IN ONE ENVELOPE IT MUST BE INSCRIBED ON THE OUTSIDE WITH THE TENDER NUMBER AND THE CLOSING DATE.

Telephone 011 544 9486

Email: Prudence.Nkabinde@transnet.net



4 Legal Compliance

The successful Respondent shall be in full and complete compliance with any and all applicable national and local laws and regulations.

5 Changes to Quotations

Changes by the Respondent to its submission will not be considered after the closing date and time.

6 Pricing

All prices must be quoted in South African Rand on a fixed price basis, excluding VAT.

7 Prices Subject to Confirmation

Prices quoted which are subject to confirmation will not be considered.

8 Binding Offer

Any Quotation furnished pursuant to this Request shall be deemed to be an offer. Any exceptions to this statement must be clearly and specifically indicated.

9 Disclaimers

Transnet is not committed to any course of action as a result of its issuance of this RFQ and/or its receipt of a Quotation in response to it. Please note that Transnet reserves the right to:

- modify the RFQ's goods / service(s) and request Respondents to re-bid on any changes;
- reject any Quotation which does not conform to instructions and specifications which are detailed herein;
- disqualify Quotations submitted after the stated submission deadline;
- not necessarily accept the lowest priced Quotation or an alternative bid;
- reject all Quotations, if it so decides;

place an order in connection with this Quotation at any time after the RFQ's closing date;

- award only a portion of the proposed goods / service/s which are reflected in the scope of this RFQ;
- split the award of the order/s between more than one Supplier/Service Provider should it at Transnet's discretion be more advantageous in terms of, amongst others, cost or developmental considerations ;
or
- make no award at all.

Should a contract be awarded on the strength of information furnished by the Respondent, which after conclusion of the contract, is proved to have been incorrect, Transnet reserves the right to cancel the contract.

Transnet reserves the right to award business to the highest scoring bidder/s unless objective criteria justify the award to another bidder.



Transnet reserves the right to conduct Post Tender Negotiations (PTN) with selected Respondents or any number of short-listed Respondents, such PTN to include, at Transnet's discretion, any evaluation criteria listed in the RFQ document.

Should the preferred bidder fail to sign or commence with the contract within a reasonable period after being requested to do so, Transnet reserves the right to award the business to the next highest ranked bidder, provided that he/she is still prepared to provide the required goods at the quoted price.

Transnet reserves the right to lower the threshold for Technical from 100% to 80% if no Bidders pass the predetermined minimum threshold.

10 Specification/Scope of Work

WASTE MANAGEMENT SPECIFICATION

- Removal and disposal of general waste in a licensed waste disposal site
- 6 cubic meters bins (preferably in one colour – "Green" for general waste)

Requirements

1. Registration in terms of section (24) and (25) of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008)

Responsibilities or Key Accountabilities

To provide the amount of waste that is removed from site and waste disposal certificates.

(The amount of waste, in kg/tons, shall be indicated in the Transnet Freight Rail's Waste Removal Record document)

Frequency

At least once a week



SPECIFICATION FOR WASTE MANAGEMENT		TRANSNET freight rail	
1.1			
1.1.1 STATION:	Coligny Yard		
DEPOT:	OPERATIONS		
CONTACT DETAILS:	Serame Phakathi 018 632 0315		
1.1.2 FREQUENCY	→	At least once a month	
Any queries concerning work, please contact above person			
1.2			
1.2.1 STATION:	Fochville		
DEPOT:	INFRASTRUCTURE		
CONTACT DETAILS:	Siphiwe Ndhlela 083790531		
1.2.2 FREQUENCY	→	At least twice a month	
Any queries concerning work, please contact above person			
1.3			
1.3.1 STATION:	Mafikeng		
DEPOT:	OPERATIONS		
CONTACT DETAILS:	Mamokala Shebi 0721287276		



1.3.2 FREQUENCY	➔	At least 4 times a month				
Any queries concerning work, please contact above person						
1.4						
1.4.1 STATION:	Millsite Infrastructure					
DEPOT:	INFRASTRUCTURE					
CONTACT DETAILS:	Peter Ragopane 0119501211					
1.4.2 FREQUENCY	➔	At least 4 times a month				
Any queries concerning work, please contact above person						
1.5						
1.5.1 STATION:	Millsite Loco					
DEPOT:	OPERATIONS TRAIN CREW					
CONTACT DETAILS:	Manuel Jardine 011 950 1271					
1.5.2 FREQUENCY	➔	At least 4 times a month				
Any queries concerning work, please contact above person						
1.6						
1.6.1 STATION:	Langlaagte					
DEPOT:	OPERATIONS					
CONTACT DETAILS:	Lebo Lehaha 011 950 1376					
1.6.2 FREQUENCY	➔	At least twice a month				
Any queries concerning work, please contact above person						



1.7					
1.7.1 STATION:	Langlaagte				
DEPOT:	INFRASTRUCTURE				
CONTACT DETAILS:	Erna Phyfer 011 309 7374				
1.7.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.8					
1.8.1 STATION:	Langlaagte				
DEPOT:	INFRASTRUCTURE TELECOMMS				
CONTACT DETAILS:	Mzamo Tikwayo 011 309 7077				
1.8.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.9					
1.9.1 STATION:	Langlaagte				
DEPOT:	SUPPLY CHAIN CLOTHING STORE				
CONTACT DETAILS:	Carolina Lourens 011 309 7037				
1.9.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					



1.10					
1.10.1 STATION:	Langlaagte				
DEPOT:	45 MAIN REEF - HAZMAT				
CONTACT DETAILS:	Jimmy Spogter 0832583289				
1.10.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					
1.11					
1.11.1 STATION:	Leeuhof Loco				
DEPOT:	OPERATIONS				
CONTACT DETAILS:	Kwena Segona 0731979643				
1.11.2 FREQUENCY	→	At least 4 times a month			
Any queries concerning work, please contact above person					
1.12					
1.12.1 STATION:	Leeuhof Admin				
DEPOT:	OPERATIONS				
CONTACT DETAILS:	Moses Msindo 016 420 6219				
1.12.2 FREQUENCY	→	At least 4 times a month			
Any queries concerning work, please contact above person					



1.13					
1.13.1 STATION:	Leeuhof				
DEPOT:	INFRASTRUCTURE				
CONTACT DETAILS:	Siphiwe Ndhlela 083790531				
1.13.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.14					
1.14.1 STATION:	Litchenberg				
DEPOT:	OPERATIONS				
CONTACT DETAILS:	Serame Phakathi 018 632 0325				
1.14.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.15					
1.15.1 STATION:	Litchenberg LOCO				
DEPOT:	OPERATIONS				
CONTACT DETAILS:	Serame Phakathi 018 632 0325				
1.15.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					
1.16					



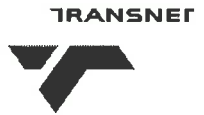
1.16.1 STATION:	Krugersdorp				
DEPOT:	OPERATIONS YARDS				
CONTACT DETAILS:	Lebo Lehaha 011 950 1376				
1.16.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.17					
1.17.1 STATION:	Krugersdorp				
DEPOT:	INFRASTRUCTURE TELECOMMS				
CONTACT DETAILS:	Mkgomotso Ramatlapeng 011 950 1377				
1.17.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					
1.18					
1.18.1 STATION:	Klerksdorp				
DEPOT:	INFRASTRUCTURE TELECOMMS				
CONTACT DETAILS:	Frans Prins 018 406 2137				
1.18.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					
1.19					
1.19.1 STATION:	Klerksdorp				



DEPOT:	OPERATIONS				
CONTACT DETAILS:	Johan Kriel 018 406 2012				
1.19.2 FREQUENCY	→	At least 4 times a month			
Any queries concerning work, please contact above person					
1.20					
1.20.1 STATION:	Potchefstroom				
DEPOT:	OPERATIONS				
CONTACT DETAILS:	Johan Kriel 018 406 2012				
1.20.2 FREQUENCY	→	At least 4 times a month			
Any queries concerning work, please contact above person					
1.21					
1.21.1 STATION:	Potchefstroom				
DEPOT:	INFRASTRUCTURE TELECOMMS				
CONTACT DETAILS:	Kgomotso Ramatlapeng 011 950 1377				
1.21.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					
1.22					
1.22.1 STATION:	Roodepoort				



DEPOT:	OPERATIONS				
CONTACT DETAILS:	Lebo Lehaha 011 950 1376				
1.22.2 FREQUENCY	→	At least once a month			
Any queries concerning work, please contact above person					
1.23					
1.23.1 STATION:	Roodepoort				
DEPOT:	INFRASTRUCTURE				
CONTACT DETAILS:	Sindiwe Ndhlela 033 90531				
1.23.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.24					
1.24.1 STATION:	Sasolburg				
DEPOT:	OPERATIONS				
CONTACT DETAILS:	Thandazile Langa 016 970 5214				
1.24.2 FREQUENCY	→	At least twice a month			
Any queries concerning work, please contact above person					
1.25					
1.25.1 STATION:	Vaalcon				
DEPOT:	CAB				



CONTACT DETAILS:	Ansie van Wyk 016 970 5254					
1.25.2 FREQUENCY	→	At least twice a month				
Any queries concerning work, please contact above person						
1.26						
1.26.1 STATION:	Viljoensdrif					
DEPOT:	OPERATIONS					
CONTACT DETAILS:	Thandazile Langa 016 970 5214					
1.26.2 FREQUENCY	→	At least once a month				
Any queries concerning work, please contact above person						
1.27						
1.27.1 STATION:	Waterval					
DEPOT:	OPERATIONS YARDS					
CONTACT DETAILS:	Sagaren Govender 011 950 1319					
1.27.2 FREQUENCY	→	At least once a month				
Any queries concerning work, please contact above person						



WASTE REMOVAL RECORD/MANIFEST

GENERATOR INFORMATION
(To be completed by Area)

Site/Depot Name: _____

Site Contact Person (Waste Champion)
Phone Number _____

Description of Waste (tick box):	Domestic waste (e.g. office, kitchen waste)
	Hazardous (e.g. Batteries, PPE, Silica Sand, Oil, Fluorescent tubes)
	Other (specify): _____

TRANSPORTER DETAILS
(To be completed by Transporter)

Transporter Company Name:	Description of waste (e.g. domestic waste):																					
Address:																						
Phone Number:	Destination (disposal/recycling facility):																					
Vehicle registration:																						
Number and Type of Waste Container/s serviced:	Facility Name:																					
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 30%;">Container Type</th> <th style="width: 20%;">No. of bins</th> <th style="width: 50%;">Weight (kg)</th> </tr> </thead> <tbody> <tr><td>90L Bin</td><td></td><td></td></tr> <tr><td>240L Wheelie Bin</td><td></td><td></td></tr> <tr><td>1100L Bin</td><td></td><td></td></tr> <tr><td>3m³ Skip</td><td></td><td></td></tr> <tr><td>6m³ Skip</td><td></td><td></td></tr> <tr><td>Other (Specify below)</td><td></td><td></td></tr> </tbody> </table>	Container Type	No. of bins	Weight (kg)	90L Bin			240L Wheelie Bin			1100L Bin			3m ³ Skip			6m ³ Skip			Other (Specify below)			Phone Number:
Container Type	No. of bins	Weight (kg)																				
90L Bin																						
240L Wheelie Bin																						
1100L Bin																						
3m ³ Skip																						
6m ³ Skip																						
Other (Specify below)																						
Total weight of waste removed	Kg																					

I _____ hereby confirm (as the waste transporter) that the info provided herein is to the best of my knowledge correct:

Signature of Driver/Transporter

Date



**Transnet urges its clients, suppliers and the general public to report any fraud or corruption to
TIP-OFFS ANONYMOUS: 0800 003 056**

RFQ FOR THE SUPPLY OF: WASTE MANAGEMENT SERVICES, COLLECTION OF WASTE BINS FOR THE PERIOD OF ONE YEAR AT VARIOUS TRANSNET FREIGHT RAIL DEPO
CLOSING VENUE: Tender Box, ground floor, Inyanda House, 21 Wellington Road, Parktown
CLOSING DATE & TIME: 08 DECEMBER 2015 & 10H00 am
VALIDITY PERIOD: 90 Business Day

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CLAUSE BY CLAUSE COMPLIANCE SCHEDULE.

WASTE MANAGEMENT SERVICES, COLLECTION OF WASTE BINS FOR THE PERIOD OF ONE YEAR AT VARIOUS TRANSNET FREIGHT RAIL DEPOT

The compliance response is to contain ONLY the following statements, "Comply", or "Do not comply".

BIDDERS ARE TO REFER TO SPECIFICATION FOR WASTE MANAGEMENT FOR FULL DETAILED DESCRIPTION OF ITEMS

item	DESCRIPTION	Comply	Not Comply
1.1.1			
1.1.2			
1.2.1			
1.2.2			
1.3.1			
1.3.2			
1.4.1			
1.4.2			
1.5.1			
1.5.2			
1.6.1			
1.6.2			
1.7.1			
1.7.2			
1.8.1			
1.8.2			
1.9.1			
1.9.2			
1.10.1			
1.10.2			
1.11.1			
1.11.2			
1.12.1			
1.12.2			

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1.13.1			
1.13.2			
1.14.1			
1.14.2			
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1.25.1			
1.25.2			
1.26.1			
1.26.2			
1.27.1			
1.27.2			

Transnet Request for Quotation No CRAC-JHB-20093 For the provision of waste management services, collection of waste bins for the period of one year at various Transnet freight rail depot

**SECTION 2
EVALUATION CRITERIA AND RETURNABLE DOCUMENTS**

1 Evaluation Criteria

Transnet will utilise the following criteria [not necessarily in this order] in choosing a Supplier/Service Provider, if so required:

Criterion/Criteria	Explanation
Administrative responsiveness	Completeness of response and returnable documents
Substantive responsiveness(mandatory)	<ul style="list-style-type: none"> • Clause by Clause declaration (compliance to spec) • Resource-SHE rep Training & Certificate • SHE management Questionnaire <p style="text-align: center;">FAILURE TO SUBMIT THE ABOVE MENTION DOCUMENTS WILL RESULT IN DISQUALIFICATION OF BIDDER'S PROPOSAL</p>
Final weighted evaluation based on 90/10 preference point	<ul style="list-style-type: none"> • Pricing and price basis [firm] • B-BBEE status of company - Preference points will be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table indicated in Annexure A: B-BBEE Claim Form.

2 Validity Period

Transnet desires a validity period of 90 [thirty] Business Days from the closing date of this RFQ. This RFQ is valid until **29 march 2016**.

3 Disclosure of Prices Quoted

Respondents must indicate here whether Transnet may disclose their quoted prices and conditions to other Respondents:

YES NO

4 Returnable Documents

Returnable Documents means all the documents, Sections and Annexures, as listed in the tables below.

All Returnable Sections, as indicated in the header and footer of the relevant pages, must be signed, stamped and dated by the Respondent.

a) Respondents are required to submit with their Quotations the **mandatory Returnable Documents**, as detailed below.

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Failure to provide all these Mandatory Returnable Documents at the Closing Date and time of this RFQ will result in a Respondent's disqualification. Respondents are therefore urged to ensure that all these Documents are returned with their Quotations.

Please confirm submission of these mandatory Returnable Documents by so indicating [Yes or No] in the tables below:

Mandatory Returnable Documents	Submitted [Yes or No]
SECTION 3 : Quotation Form/ Pricing	
ANNEXURE A : Technical Clause by Clause Technical Compliance Questionnaire	

- b) In addition to the requirements of section (a) above, Respondents are further required to submit with their Quotations the following **essential Returnable Documents** as detailed below.

Failure to provide all these Returnable Documents may result in a Respondent's disqualification. Respondents are therefore urged to ensure that all these documents are returned with their Quotations.

Essential Returnable Documents	Submitted [Yes or No]
SECTION 2 : Evaluation criteria and list of returnable documents	
- SECTION 4 : RFQ Declaration and Breach of Law Form	
- Valid and original or a certified copy, of your entity's B-BBEE Verification Certification as per the requirements stipulated in Annexure A: B-BBEE Claims Form Note: failure to provide these required documents at the closing date and time of the RFQ will result in an automatic score of zero being allocated for preference	
- Original and Tax Clearance Certificate [Consortia / Joint Ventures must submit a separate Tax Clearance Certificate for each party]	
ANNEXURE A – B-BBEE Preference Points Claim Form	

CONTINUED VALIDITY OF RETURNABLE DOCUMENTS

The successful Respondent will be required to ensure the validity of all returnable documents, including but not limited to its Tax Clearance Certificate and valid B-BBEE Verification Certificate, for the duration of any contract emanating from this RFQ. Should the Respondent be awarded the contract [**the Agreement**] and fail to present Transnet with such renewals as and when they become due, Transnet shall be entitled, in addition to any other rights and remedies that it may have in terms of the eventual Agreement, to terminate such Agreement forthwith without any liability and without prejudice to any claims which Transnet may have for damages against the Respondent.

Transnet Request for Quotation No CRAC-JHB-20093 For the provision of waste management services, collection of waste bins for the period of one year at various Transnet freight rail depot

SECTION 3
QUOTATION FORM

I/We _____

Hereby offer to supply the goods/services at the prices quoted in the Price Schedule below, in accordance with the conditions related thereto.

I/We agree to be bound by those terms and conditions in:

- the Standard RFQ Terms and Conditions for the Supply of Goods or Services to Transnet; and
- any other standard or special conditions mentioned and/or embodied in this Request for Quotation.

I/We accept that unless Transnet should otherwise decide and so inform me/us, this Quotation [and, if any, its covering letter and any subsequent exchange of correspondence], together with Transnet's acceptance thereof shall constitute a binding contract between Transnet and me/us.

I/We further agree that if, after I/we have been notified of the acceptance of my/our Quotation, I/we fail to deliver the said goods/service/s within the delivery lead-time quoted, Transnet may, without prejudice to any other legal remedy which it may have, cancel the order and recover from me/us any expenses incurred by Transnet in calling for Quotations afresh and/or having to accept any less favourable offer.

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Transnet Request for Quotation No CRAC-JHB-20093 For the provision of waste management services, collection of waste bins for the period of one year at various Transnet freight rail depot

Price Schedule

I/We quote as follows for the goods required, on a "delivered nominated destination" basis, excluding VAT: [for SERVICES, attach a scope of work & pricing schedule]

PRICE LIST			
ITEM	QUANTITY	UNIT PRICE	TOTAL
Coligny yard	1 X Waste bin once(1) a month		
Fochville	1 X Waste bin twice(2) a month		
Mafikeng Operations	1 X Waste bin 4 times a month		
Millsite Infrastructure	1 X Waste bin 4 times a month		
Millsite Loco	1 X Waste bin 4 times a month		
Langlaagte Supply Chain Depot	1 X Waste bin once(1) a month		
Langlaagte Operations	1 X Waste bin twice(2) a month		
Langlaagte Infrastructure	1 X Waste bin twice(2) a month		
Langlaagte Telecoms	1 X Waste bin twice(2) a month		
Langlaagte Hazmat	1 X Waste bin once(1) a month		
Leeuhof Operations	1 X Waste bin 4 times a month		
Leeuhof Loco	1 X Waste bin 4 times a month		
Leeuhof Infra	1 X Waste bin twice(2) a month		
Lichtenburg Operations	1 X Waste bin twice(2) a month		
Lichtenburg Loco	1 X Waste bin twice(2) a month		
Krugerdsorp Operations	1 X Waste bin twice(2) a month		
Klerksdorp Infra Telecoms	1 X Waste bin once(1) a month		
Klerksdorp Operations	1 X Waste bin 4 times a month		
Potchefstroom Operations	1 X Waste bin 4 times a month		
Potchefstroom Infra Telecoms	1 X Waste bin once(1) a month		
Roodepoort Operations	1 X Waste bin once(1) a month		
Roodepoort Infra	1 X Waste bin twice(2) a month		
Sasolburg Operations	1 X Waste bin twice(2) a month		
Vaalcon CAB	1 X Waste bin twice(2) a month		
Viljoensdrif Operations	1 X Waste bin once(1) a month		

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Waterval Operations	1 X Waste bin twice(2) a month		
PRICE PER MONTH			
PRICE FOR 12 MONTHS			
TOTAL PRICE (EXCL. V.A.T)			

Delivery Lead-Time from date of purchase order: _____ **[days/weeks]**

Notes to Pricing:

- a) All Prices must be quoted in South African Rand exclusive of VAT
- b) To facilitate like-for-like comparison bidders must submit pricing strictly in accordance with this price schedule and not utilise a different format. Deviation from this pricing schedule could result in a bid being disqualified.

Please note that should you have offered a discounted price(s), Transnet will only consider such price discount(s) in the final evaluation stage if offered on an unconditional basis.

By signing this Quotation Form the Respondent is deemed to acknowledge that he/she has made himself/herself thoroughly familiar, and agrees, with all the conditions governing this RFQ, including those contained in any printed form stated to form part hereof, including but not limited to the documents stated below and Transnet SOC Ltd will recognise no claim for relief based on an allegation that the Respondent overlooked any such condition or failed properly to take it into account for the purpose of calculating tendered prices or otherwise:

- 1. Specifications and drawings included in this RFQ - if applicable; and
- 2. The following documents all of which are available on Transnet's website or upon request:
 - 2.1. General Bid Conditions;
 - 2.2. Standard RFQ Terms and Conditions for the Supply of Goods or Services to Transnet;
 - 2.3. Supplier Integrity Pact;
 - 2.4. Non-disclosure Agreement; and
 - 2.5. Vendor Application Form and all supporting documents (first time vendors only)

Alternatively, for all existing vendors, please provide vendor number(s) here:

Transnet Operating Division	Unique Vendor Number	Yes / No
Transnet Group		
TFR, etc.		

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In the Yes/No column above, please confirm that all the information e.g. company address and contact details, banking details etc. are still correct as at the time of allocation of the vendor number(s). Alternatively, Respondents are required to provide the updated information with their bid submission.

SIGNED at _____ on this _____ day of _____ 20__

SIGNATURE OF WITNESSES

ADDRESS OF WITNESSES

1 _____

Name _____

2 _____

Name _____

SIGNATURE OF RESPONDENT'S AUTHORISED REPRESENTATIVE: _____

NAME: _____

DESIGNATION: _____

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SECTION 4

RFQ DECLARATION AND BREACH OF LAW FORM

NAME OF ENTITY: _____

We _____ do hereby certify that:

1. Transnet has supplied and we have received appropriate responses to any/all questions [as applicable] which were submitted by ourselves for RFQ Clarification purposes;
2. we have received all information we deemed necessary for the completion of this Request for Quotation [RFQ];
3. we have been provided with sufficient access to the existing Transnet facilities/sites and any and all relevant information relevant to the Supply of the Goods as well as Transnet information and Employees, and has had sufficient time in which to conduct and perform a thorough due diligence of Transnet's operations and business requirements and assets used by Transnet. Transnet will therefore not consider or permit any pre- or post-contract verification or any related adjustment to pricing, service levels or any other provisions/conditions based on any incorrect assumptions made by the Respondent in arriving at his Bid Price.
4. at no stage have we received additional information relating to the subject matter of this RFQ from Transnet sources, other than information formally received from the designated Transnet contact(s) as nominated in the RFQ documents;
5. we are satisfied, insofar as our entity is concerned, that the processes and procedures adopted by Transnet in issuing this RFQ and the requirements requested from Bidders in responding to this RFQ have been conducted in a fair and transparent manner; and
6. furthermore, we declare that a family, business and/or social relationship **exists / does not exist** [delete as applicable] between an owner / member / director / partner / shareholder of our entity and an employee or board member of the Transnet Group including any person who may be involved in the evaluation and/or adjudication of this Bid.
7. In addition, we declare that an owner / member / director / partner / shareholder of our entity **is / is not** [delete as applicable] an employee or board member of the Transnet Group.
8. If such a relationship as indicated in paragraph 6 and/or 7 exists, the Respondent is to complete the following section:

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Position:	Position:
Signature:	Signature:
Date:	Registration No of Company/CC _____
Place:	Registration Name of Company/CC _____

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Transnet Request for Quotation No CRAC-JHB-20093 For the provision of waste management services, collection of waste bins for the period of one year at various Transnet freight rail depot

FOR THE PROVISION OF WASTE MANAGEMENT SERVICES, COLLECTION OF WASTE BINS FOR THE PERIOD OF ONE YEAR AT VARIOUS TRANSNET FREIGHT RAIL DEPOT

Section 8: CERTIFICATE OF ATTENDANCE OF RFP BRIEFING (CRAC-JHB-20093)

It is hereby certified that –

1. _____
2. _____

Representative(s) of _____ *[name of entity]*
attended the RFP briefing in respect of the proposed Services to be rendered in terms of this RFP on _____ 20____

TRANSNET'S REPRESENTATIVE

RESPONDENT'S REPRESENTATIVE

DATE _____

DATE

EMAIL _____

Section 7: B-BBEE PREFERENCE POINTS CLAIM FORM

This preference form contains general information and serves as a claim for preference points for Broad-Based Black Economic Empowerment [B-BBEE] Status Level of Contribution.

1. INTRODUCTION

- 1.1 A total of preference points shall be awarded for B-BBEE Status Level of Contribution.
- 1.1 Failure on the part of a Bidder to fill in and/or to sign this form and 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 an Accounting Officer as contemplated in the Close Corporation Act [CCA] together with the bid will be interpreted to mean that preference points for B-BBEE Status Level of Contribution are not claimed.
- 1.2 Transnet 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 Transnet.

2 GENERAL DEFINITIONS

- 2.1 "applicable taxes" include value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;
- 2.1 "B-BBEE" means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- 2.2 "B-BBEE status of contributor" means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.3 "Bid" means a written offer in a prescribed or stipulated form in response to an invitation by Transnet for the provision of goods, works or services;
- 2.4 "Broad-Based Black Economic Empowerment Act" means the Broad-Based Black Economic Empowerment Act, 2003 [Act No. 53 of 2003];
- 2.5 "comparative price" means the price after the factors of a non-firm price and all unconditional discounts that can be utilised have been taken into consideration;
- 2.6 "consortium or joint venture" means an association of persons for the purpose of

combining their expertise, property, capital, efforts, skills and knowledge in an activity for the execution of a contract;

- 2.7 **"contract"** means the agreement that results from the acceptance of a bid by Transnet;
- 2.8 **"EME"** means any enterprise with an annual total revenue of R5 [five] million or less as per the 2007 version of the B-BBEE Codes of Good Practice and means any enterprise with an annual total revenue of R10 [ten] million or less as per the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Gazette No. 36928;
- 2.9 **"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 and excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- 2.10 **"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;
- 2.11 **"non-firm prices"** means all prices other than "firm" prices;
- 2.12 **"person"** includes reference to a juristic person;
- 2.13 **"SME"** means any enterprise with an annual total revenue between R5 [five] million and R35 [thirty five] million as per the 2007 version of the B-BBEE Codes of Good Practice and means any enterprise with an annual total revenue of between R10 [ten] million and R50 [fifty] million as per the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Gazette No. 36928
- 2.14 **"rand value"** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- 2.15 **"subcontract"** means the primary contractor's assigning or leasing or making out work to, or employing another person to support such primary contractor in the execution of part of a project in terms of the contract;
- 2.16 **"total revenue"** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Empowerment Act and promulgated in the Government Gazette on 9 February 2007;

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- 2.17 **“trust”** means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.18 **“trustee”** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

3 ADJUDICATION USING A POINT SYSTEM

- 3.1 The Bidder obtaining the highest number of total points for the evaluation criteria as enumerated in Section 2 of the RFP will be awarded the contract, unless objective criteria justifies the award to another bidder.
- 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 will be rounded off to 2 [two] decimal places.
- 3.4 In the event of equal points scored, the Bid will be awarded to the Bidder 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 will be the one scoring the highest score for functionality.
- 3.6 Should two or more Bids be equal in all respect, the award shall be decided by the drawing of lots.

4 POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTION

- 4.1 In terms of the Preferential Procurement Regulations, 2011, preference points shall 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 [Maximum 10]
1	10
2	9
3	8
4	5
5	4

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6	3
7	2
8	1
Non-compliant contributor	0

- 4.2 Bidders who qualify as EMEs in terms of the 2007 version of the Codes of Good Practice must submit a certificate issued by an Accounting Officer as contemplated in the CCA or a Verification Agency accredited by SANAS or a Registered Auditor. Registered auditors do not need to meet the prerequisite for IRBA's approval for the purpose of conducting verification and issuing EME's with B-BBEE Status Level Certificates.
- 4.3 Bidders who qualify as EMEs in terms of the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Gazette No. 36928 are only required to obtain a sworn affidavit on an annual basis confirming that the entity has an Annual Total Revenue of R10 million or less and the entity's Level of Black ownership.
- 4.4 In terms of the 2007 version of the Codes of Good Practice, Bidders other than EMEs 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.
- 4.5 The Department of Trade and Industry recently revised the Codes of Good Practice on 11 October 2013 [Government Gazette No. 36928]. The Revised Codes will replace the Black Economic Empowerment Codes of Good Practice issued on 9 February 2007. The Revised Codes provide for a transitional period ending 30 April 2015. During the transitional period, companies may elect to be measured in terms of the Revised Codes or the 2007 version of the Codes. Companies which are governed by Sector-specific Codes will be measured in terms of those Sector Codes.
- 4.6 As such, Transnet will accept B-BBEE certificates issued based on the Revised Codes. Transnet will also continue to accept B-BBEE certificates issued in terms of the 2007 version of the Codes provided it was issued before 1 May 2015. Thereafter, Transnet will only accept B-BBEE certificates issued based on the Revised Codes.
- 4.7 In terms of the Revised Codes of Good Practice, Bidders who qualify as QSEs must comply with all the elements of B-BBEE for the purposes of measurement. QSEs that are at least 51% or 100% Black owned are only required to obtain a sworn affidavit on an annual basis confirming that the entity has an Annual Total Revenue of R50 million or less and the entity's Level of Black ownership. Large enterprises 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.

- 4.8 A trust, consortium or joint venture will qualify for points for its B-BBEE status level as a legal entity, provided that the entity submits its B-BBEE status level certificate.
- 4.9 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.
- 4.10 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialised scorecard contained in the B-BBEE Codes of Good Practice.
- 4.11 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 subcontracting more than 25% [twenty-five per cent] of the value of the contract to any other enterprise that does not qualify for at least the same number of points that such a Bidder qualifies for, unless the intended subcontractor is an EME that has the capability and ability to execute the subcontract.
- 4.12 A person awarded a contract may not subcontract more than 25% [twenty-five per cent] 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 subcontracted to an EME that has the capability and ability to execute the subcontract.
- 4.13 Bidders are to note that in terms of paragraph 2.6 of Statement 000 of the Revised Codes of Good Practice issued on 11 October 2013 in terms of Government Gazette No. 36928, any representation made by an entity about its B-BBEE compliance must be supported by suitable evidence or documentation. As such, Transnet reserves the right to request such evidence or documentation from Bidders in order to verify any B-BBEE recognition claimed.

5 B-BBEE STATUS AND SUBCONTRACTING

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

B-BBEE Status Level of Contributor _____ = _____ [maximum of 10 points]

Note: Points claimed in respect of this paragraph 5.1 must be in accordance with the table reflected in paragraph 4.1 above 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 in the case of an EME or QSE.

5.2 Subcontracting:

Will any portion of the contract be subcontracted? YES/NO [delete which is not applicable]

If YES, indicate:

- (i) What percentage of the contract will be subcontracted?
%
- (ii) The name of the subcontractor
.....
- (iii) The B-BBEE status level of the subcontractor
.....
- ...
- (iv) Is the subcontractor an EME? YES/NO

5.3 Declaration with regard to Company/Firm

- (i) Name of Company/Firm.....
- (ii) VAT registration number.....
- (iii) Company registration number.....
- (iv) Type of Company / Firm [TICK APPLICABLE BOX]

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

- (v) Describe Principal Business Activities
.....
.....
.....

- (vi) Company Classification [TICK APPLICABLE BOX]

- Manufacturer
- Supplier
- Professional Service Provider
- Other Service Providers, e.g Transporter, etc

- (vii) Total number of years the company/firm has been in business.....

BID DECLARATION

I/we, the undersigned, who warrants that he/she is duly authorised to do so on behalf of the company/firm, certify that points claimed, based on the B-BBEE status level of contribution indicated in paragraph 4 above, qualifies the company/firm for the preference(s) shown and I / we acknowledge that:

- (i) The information furnished is true and correct.
- (ii) In the event of a contract being awarded as a result of points claimed as shown in paragraph 6 above, the contractor may be required to furnish documentary proof to the satisfaction of Transnet that the claims are correct.
- (iii) 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, Transnet 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, and/or associated entities, or only the shareholders and directors who acted in a fraudulent manner, from obtaining business from Transnet for a period not exceeding 10 years, after the *audi alteram partem* [hear the other side] rule has been applied; and/or
 - (e) Forward the matter for criminal prosecution.

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WITNESSES:

1.

SIGNATURE OF BIDDER

2.

DATE:.....

COMPANYNAME:

.....

ADDRESS:.....

.....

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