



Transnet Freight Rail RME, a division of

TRANSNET SOC LTD

Registration Number 1990/000900/30

[hereinafter referred to as **Transnet**]

REQUEST FOR QUOTATION [RFQ] No ERAC-RCB-23199-TP

FOR THE SUPPLY OF: ELECTRICAL LIGHT FITTINGS AND ELECTRICAL MATERIALS

FOR DELIVERY TO: PORT OF RICHARDS BAY

ISSUE DATE: 24 JANUARY 2017 – 02 FEBRUARY 2017

CLOSING DATE: 07 FEBRUARY 2017

CLOSING TIME: 10:00

VALIDITY PERIOD: 90 BUSINESS DAYS FROM CLOSING DATE (20 JUNE 2017)

Section 1
NOTICE TO BIDDERS

1 Invitation to bid

DESCRIPTION	Supply and delivery of Electrical light fittings and electrical materials to the Port of Richards Bay
BID FEE AND BANKING DETAILS	R250.00 [inclusive of VAT] per set. Payment is to be made as follows: Account Name : Transnet Freight Rail Account : Standard Bank Account number : 203158598 Branch code : 004805 NOTE – This amount is not refundable. A receipt for such payment made must be presented when collecting the RFP documents and submitted thereafter with your Proposal.
INSPECT / COLLECT DOCUMENTS FROM	This bid may be downloaded free of charge directly from the Transnet Freight Rail tender website at; http://www.transnetfreightrail-tfr.net/Supplier/Pages/Tenders.aspx Alternatively, this RFQ may be purchased at R250 [inclusive of VAT] per set for those Bidders that require a copy from Transnet rather than downloading from the website. If a copy of the tender document is required, prior arrangements must be made one (1) day in advance and the tender document may be collected between 09:00 and 15:00 from [24 January 2017] until [02 February 2017] . This RFQ may be picked up from the following address: The office of the Chief Tender Official, Room 129, Ground Floor, Malahle House 4 Kiewiet Street, Empangeni, 3880
COMPULSORY/NON COMPULSORY BRIEFING SESSION	A formal briefing session <u>will not be held</u> but should Respondents have specific queries they should email these to the Transnet employee(s) indicated in paragraph 6 [<i>Communication</i>] below:
CLOSING DATE	10:00 on Tuesday 07 February 2017 This tender shall close punctually at the following address: The Chairperson, Transnet Freight Rail Acquisition Council, Inyanda House 1, 21 Wellington Rd, Parktown, JOHANNESBURG, 2001. As a general rule, if a bid is late or delivered to the incorrect address, it will not be accepted for consideration.
VALIDITY PERIOD	90 Business Days from Closing Date. End of validity period: 20 June 2017 Bidders are to note that they may be requested to extend the validity period of their bid, on the same terms and conditions, if the internal evaluation process has not been finalised within the validity period.
SPECIAL CONDITIONS	Bidders are to note that this bid may also be downloaded directly from the Transnet Freight Rail tender website free of charge . If Bidders intend to download the bid off the Portal, they are required to indicate their intention to respond to this bid by 15:00 on Friday, 03 February 2017 by sending an email with their contact details to the following address: Yogeshnie.gengan@transnet.net or fax number: 011-773 0866. This is to ensure that any required communication (e.g. addenda to the bid) in relation to this bid reaches those intending to respond. Transnet will not be held liable if Bidders do not respond by this date and do not receive the latest information regarding this Bid as a result thereof.

2 Responses to RFQ

Responses to this RFQ [**Quotations**] must not include documents or reference relating to any other quotation or proposal. Any additional conditions must be embodied in an accompanying letter.

3 COMPULSORY LOCAL CONTENT THRESHOLD

In terms of section 9(1) of the Preferential Procurement Regulations, 2011, and the Instruction Note issued by National Treasury on the "Invitation and Evaluation of Bids based on a stipulated minimum threshold for local content and production for the **Electrical and Telecom Cables** Sector," Transnet is required to set a stipulated minimum threshold be set for this RFQ.

3.1 Local Content Threshold

A Local Content threshold of **90%** [ninety percent] will be required for the goods specified in SBD 6.2 to be manufactured by a successful Respondent **from month 1 [one] of the contract period** for the remainder of the contract term.

For further guidance with regard to the determination of "Local Content," Respondents must refer to the following documentation:

- SABS approved technical specification number SATS 1286:2011
- Guidance on the calculation of Local Content

[Available on the DTI website: <http://www.thedti.gov.za>]

3.2 Mandatory RFQ Annexures

The regulatory and mandatory RFQ Annexures, which must be completed by all Respondents in order to declare Local Content, are as follows:

- Annexure B – Declaration Certificate for Local Production and Content [SBD 6.2]
- Annexure C – Local Content Declaration: Summary Schedule

Annexures D and E are Supporting Schedules to Annexure C. They are named as follows:

- Annexure D – Imported Content Declaration: Supporting Schedule to Annexure C
- Annexure E – Local Content Declaration: Supporting Schedule to Annexure C

After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. Declaration C should be submitted with the bid documentation at the closing date and time of the bid. Declarations D and E should be kept by Respondents for verification purposes for a period of at least 5 years. The successful Respondent is required to continuously update Declarations C, D and E with the actual values for the duration of the contract. In addition to what is stated above regarding Annexures D and E, please note that these declarations are to be submitted as part of the Essential Returnable Documents - See Section 2 of RFQ.

3.3 Challenges meeting the Local Content Threshold

Should, after the award of a Bid, the Supplier experience challenges in meeting the stipulated minimum threshold for Local Content, Transnet is required to inform the DTI accordingly in order for the DTI to verify the circumstances and provide directives in this regard.

3.4 Local Content Obligations

Respondents are to note that the Local Content commitments made by the successful Respondent(s) will be incorporated as a term of the contract and monitored for compliance. Should the successful Respondent fail to meet its Local obligations, non-compliance penalties shall be applicable as per the contract or Standard RFQ Terms and Conditions for the Supply of Goods and Services. Breach of Local Content obligations also provide Transnet cause to terminate the contract in certain cases where material non-compliance with Local Content requirements are not achieved.

4 Broad-Based Black Economic Empowerment [B-BBEE]

Transnet fully endorses and supports the Government's Broad-Based Black Economic Empowerment Programme and it would therefore prefer to do business with local business enterprises who share these same values. As explained in more detail in the B-BBEE Preference Point Claim Form (Section 6), Transnet will award preference points to companies who provide valid proof of their B-BBEE status using either the latest version of the generic Codes of Good Practice or Sector Specific Codes (if applicable).

The value of this bid is estimated to be exceed R1 000 000 (all applicable taxes included); and therefore the **90/10** system shall be applicable.

Respondents are required to complete Section 6 and submit it together with valid proof of their B-BBEE Status as stipulated in the Claim Form in order to obtain preference points for their B-BBEE status.

Respondents are required at all times to comply with the latest B-BBEE legislation and/or instruction notes as issued from time to time by the DTI.

Note: Failure to submit valid and original (or a certified copy of) proof of the Respondent's compliance with the B-BBEE requirements stipulated in Section 6 of this RFQ (the B-BBEE Preference Points Claim Form) at the Closing Date of this RFQ, will result in a score of zero being allocated for B-BBEE.

5 Communication

Respondents are warned that a response will be liable for disqualification should any attempt be made by a Respondent either directly or indirectly to canvass any officer(s) or employee of Transnet in respect of this RFQ between the closing date and the date of the award of the business.

A Respondent may, however, before the closing date and time, direct any written enquiries relating to the RFQ to the following Transnet employee:

Name	Email address	Telephone	Fax
Thobile Phutini	Thobile.phutini@transnet.net	035 906 7282	086 515 9978

Respondents may also, at any time after the closing date of the RFQ, communicate the following individuals on any matter relating to its RFQ response:

Name	Email address	Telephone	Fax
Thuli Mathebula	Thuli.Mathebula@transnet.net	011 544 9497	011 774 9129
Lolo Sokhela	Lolo.Sokhela@transnet.net	011 544 9494	011 774 9186

6 Legal Compliance

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

7 Changes to Quotations

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

8 Pricing

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

9 Prices Subject to Confirmation

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

10 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.

11 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;
- make no award at all;
- validate any information submitted by Respondents in response to this bid. This would include, but is not limited to, requesting the Respondents to provide supporting evidence. By submitting a bid, Respondents hereby irrevocably grant the necessary consent to Transnet to do so;
- request audited financial statements or other documentation for the purposes of a due diligence exercise; and/or
- not accept any changes or purported changes by the Respondent to the bid rates after the closing date and/or after the award of the business, unless the contract specifically provides for it.

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 and/or place the Respondent on Transnet's list of Restricted Suppliers.

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 undertake post-tender negotiations [PTN] with selected Respondents or any number of short-listed Respondents, such PTN to include, at Transnet's option, any evaluation criteria listed in this RFQ document. In the event of any Respondent being notified of such short-listed/preferred bidder

status, his bid, as well as any subsequent negotiated best and final offers (BAFO), will automatically be deemed to remain valid during the negotiation period and until the ultimate award of business.

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.

Under such circumstances, the validity of the bids of the next ranked bidder(s) will be deemed to remain valid, irrespective of whether the next ranked bidder(s) were issued with a Letter of Regret. Bidders may therefore be requested to advise whether they would still be prepared to provide the required goods at their quoted price, even after they have been issued with a Letter of Regret.

12 Specification/Scope of Work

Refer to Annexure A for Specification of Goods for items 10, 21-25, 44, 68, 76, 115-118 and 121 on the Pricing schedule. Also refer to Annexure F which is a guideline on how the Local Content returnable documents should be filled in and the attached Instruction Note for electrical and telecom cable products.

13 Respondent's Samples

Respondents are to note that Transnet reserves the right to evaluate the preferred bidders' samples to verify the declarations made on the Local Content items

14 Legal Review

A Proposal submitted by a Respondent will be subjected to review and acceptance or rejection of its proposed contractual terms and conditions by Transnet's Legal Counsel, prior to consideration for an award of business.

15 Security clearance

Acceptance of this bid could be subject to the condition that the Successful Respondent, its personnel providing the goods and its subcontractor(s) must obtain security clearance from the appropriate authorities to the level of CONFIDENTIAL/ SECRET/TOP SECRET. Obtaining the required clearance is the responsibility of the Successful Respondent. Acceptance of the bid is also subject to the condition that the Successful Respondent will implement all such security measures as the safe performance of the contract may require.

16 National Treasury's Central Supplier Database

Respondents are required to self-register on National Treasury's Central Supplier Database (CSD) which has been established to centrally administer supplier information for all organs of state and facilitate the verification of certain key supplier information. Transnet is required to ensure that price quotations are invited and accepted from prospective bidders listed on the CSD. Business may not be awarded to a Respondent who has failed to register on the CSD. The CSD can be accessed at <https://secure.csd.gov.za/>. Respondents are required to provide the following to Transnet in order to enable it to verify information on the CSD:

Supplier Number: _____ Unique registration reference number: _____.

17 Tax Compliance

Regulation 14 of the Preferential Procurement Regulations, 2011 issued in terms of the Preferential Procurement Policy Framework Act (PPPFA) states that no tender may be awarded to any person whose tax matters have not been declared by the South African Revenue Services (SARS) to be in order.

17.1 New Tax Compliance Status (TCS) System

SARS has implemented a new Tax Compliance Status (TCS) system in terms of which a taxpayer is now able to authorize any 3rd party to verify its compliance status in one of two ways: either through the use of an electronic access PIN, or through the use of a Tax Clearance Certificate obtained from the new TCS system.

Respondents are required to provide the following to Transnet in order to enable it to verify their tax compliance status:

Tax reference number: _____

Tax Clearance Certificate & TCC Number: _____ and PIN: _____.

17.2 Tax Compliance Requirements for Foreign Entities

Tax compliance requirements are not applicable to foreign bidders/individuals with no South African tax obligations. Where foreign bidders seek to be exempted from the requirement to submit a tax clearance certificate / tax clearance PIN issued by SARS, such entities are required to complete a sworn affidavit on their tax obligation categorization. The affidavit must confirm an answer of "No" to **all** questions below in order for a Respondent to be regarded as being exempt from submitting a tax clearance certificate or tax clearance PIN:

- a) Is the entity a tax resident of the Republic of South Africa (RSA)?
- b) Does the entity have a branch/locally registered entity in the RSA?
- c) Does the entity have a permanent establishment in the RSA?
- d) Does the entity have any source of income (income is defined as per the Income Tax Act 58 of 1962 as the amount remaining of the gross income of any person for any year or period of assessment after deducting therefrom any amounts exempt from normal tax under Part I of Chapter II of the Act) in the RSA in the current tax year?
- e) Is the entity liable in the RSA for any form of taxation in the current tax year?

If a Respondent's answers to any one (or more) of the questions above changes to a "Yes" at any time during the bid process and/or after award of the contract (should a particular Respondent be successful), then the Respondent undertakes to comply with its tax obligations and to report to Transnet accordingly with either a tax clearance certificate / tax clearance PIN issued by SARS.

18 Protection of Personal Data

In responding to this bid, Transnet acknowledges that it may obtain and have access to personal data of the Respondents. Transnet agrees that it shall only process the information disclosed by Respondents in their response to this bid for the purpose of evaluating and subsequent award of business and in accordance with any applicable law. Furthermore, Transnet will not otherwise modify, amend or alter any personal data submitted by Respondents or disclose or permit the disclosure of any personal data to any Third Party without the prior written consent from the Respondents. Similarly, Transnet requires Respondents to process any personal information disclosed by Transnet in the bidding process in the same manner. The detailed mutual duties of Transnet and the Respondents to protect personal information is contained in paragraph 37 of the General Bid Conditions.

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 AND DELIVERY OF ELECTRICAL LIGHT FITTINGS AND ELECTRICAL MATERIALS TO THE PORT OF RICHARDS BAY
CLOSING VENUE: TENDER FAX / E-MAIL
FAX NUMBERS: 011-774-9186 & 011 774 9129
E-MAILS: THULI.MATHEBULA@TRANSNET.NET OR LOLO.SOKHELA@TRANSNET.NET
CLOSING DATE & TIME: 07 FEBRUARY 2017 AT 10:00
VALIDITY PERIOD: 90 BUSINESS DAYS

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	<ul style="list-style-type: none"> • Completeness of response and returnable documents • Submission of Mandatory Documents / Schedules • Submission of Essential Documents / Schedules • Submission of Other Documents / Schedules • All pages of the tender submission is signed by the Bidder/Respondent
Substantive responsiveness	<ul style="list-style-type: none"> • Prequalification criteria, if any, must be met i.e. Technical data sheets to be submitted for items 10, 21-25, 44, 68, 76, 115-118 and 121 on the Pricing schedule • Validity of Mandatory Documents / Schedules • Whether the Bid materially complies with the scope and/or specification given without any material deviations or qualifications. • Pricing Schedule Submitted • All items on the Pricing Schedule should be priced; if not it will result in a bid being disqualified
Local Content Threshold	<p>This RFQ is subject to regulation 9 (1) of the Preferential Procurement Policy Framework Act as [Electrical and Telecom Cables] has been designated for local production and content. As such, Respondents will be required to meet a stipulated minimum threshold for local production and content as stipulated in the relevant Instruction Note issued by National Treasury. The stipulated minimum threshold/s applicable is/are as follows:</p> <p>90%. [Refer to Annexure F which is a guideline on how the Local Content returnable documents should be filled in and the attached Instruction Note for electrical and telecom cable products]</p>

Returnable Document

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 Section 6: B-BBEE Preference Claim Form.
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2 Validity Period

Transnet requires a validity period of 90 [ninety] Business Days from the closing date of this RFQ.

Bidders are to note that they may be requested to extend the validity period of their bid, on the same terms and conditions, if the internal evaluation process has not been finalised within the validity period. However, once the adjudication body has approved the process and award of the business to the successful bidder(s), the validity of the successful bidder(s)' bid will be deemed to remain valid until a final contract has been concluded.

With regard to the validity period of short-listed bidders, please refer to Section 1, paragraph 10.

This RFQ is valid until 20 June 2017.

3 Disclosure of Prices Quoted

Respondents are to note that, on award of business, Transnet is required to publish the tendered prices and preferences claimed of the successful and unsuccessful Respondents *inter alia* on the National Treasury e-Tender Publication Portal, (www.etenders.gov.za), as required per National Treasury Instruction Note 01 of 2015/2016.

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.

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	
Technical data sheets for items 10, 21-25, 44, 68, 76, 115-118 and 121 on the Pricing Schedule	
ANNEXURE B – Declaration Certificate for Local Production and Content [SBD6.2]	
ANNEXURE C – Local Content Declaration: Summary Schedule	

Returnable Document

b) **Essential Returnable Documents**

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

Essential Returnable Documents required for evaluation purposes:

Failure to provide all Essential Returnable Documents used for purposes of scoring a bid, by the closing date and time of this bid will not result in a Respondent's disqualification. However, Bidders will receive an automatic score of zero for the applicable evaluation criterion. Bidders are therefore urged to ensure that all these documents are returned with their Proposals.

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

ESSENTIAL RETURNABLE DOCUMENTS USED FOR SCORING	SUBMITTED [Yes or No]
- Valid and original (or a certified copy) proof of Respondent's compliance to B-BBEE requirements stipulated in Section 6 of this RFQ	

Other Essential Returnable Documents:

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

Please confirm submission of these essential Returnable Documents by indicating Yes or No in the table below:

OTHER ESSENTIAL RETURNABLE DOCUMENTS & SCHEDULES	SUBMITTED [Yes or No]
- In the case of Joint Ventures, a copy of the Joint Venture Agreement or written confirmation of the intention to enter into a Joint Venture Agreement	
Tax Clearance Certificate or electronic access PIN obtained from SARS's new Tax Compliance Status (TCS) system [Consortia / Joint Ventures must submit a separate Tax Clearance Certificate/PIN for each party]	
SECTION 4: Certificate of Acquaintance with RFQ Documents	
SECTION 5: RFQ Declaration and Breach of Law Form	
SECTION 6: B-BBEE Preference Claim Form	
Annexure D – Imported Content Declaration: Supporting Schedule to Annexure C	
Annexure E – Local Content Declaration: Supporting Schedule to Annexure	

5 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

Returnable Document

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.

Respondent's Signature

Date & Company Stamp

SECTION 3

QUOTATION FORM AND CERTIFICATE OF ACQUAINTANCE WITH RFQ DOCUMENT

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.

Price Schedule

I/We quote as follows for the goods required, on a "delivered nominated destination – Port of Richards Bay" basis, excluding VAT:

Project: C. 4216668

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
1	O/L20mm Fluorescent Nylon adapter complete with lock nuts	N/A	EA	70	R	R
2	Cable ties R50I (100 in a Packet)	N/A	EA	5	R	R
3	Cable ties T120R (100 in a Packet)	N/A	EA	5	R	R
4	Cable ties T30R (100 in a Packet)	N/A	EA	5	R	R
5	PVC Tape red, white, blue, black, green	N/A	EA	10	R	R
6	10mm X 4 core ECC Cable	Yes	M	110	R	R
7	20Amp 6KA T/Pole MCB Heinemann or Equivalent and must be SABS/SANS Approved	N/A	EA	1	R	R
8	15Amp strip connectors blocks	N/A	EA	10	R	R

Project: C. 4216668

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
9	O/Line spring nuts S/steel 8mm	N/A	EA	50	R	R
10	Beka Vapourline/ BMK/ EMG/ 65W LED or Equivalent	N/A	EA	35	R	R
11	2.5mm House wire Red	Yes	M	600	R	R
12	2.5mm House wire White	Yes	M	600	R	R
13	2.5mm House wire Blue	Yes	M	600	R	R
14	2.5mm House wire Black	Yes	M	600	R	R
15	2.5mm House wire Green	Yes	M	600	R	R
16	CCG Boxes No.1	N/A	EA	3	R	R
17	RL2 York Boxes	N/A	EA	10	R	R
Total price - Project: C. 4216668 (excl. VAT)					R	
VAT					R	
Total price - Project: C. 4216668 (incl. VAT)					R	

Project: C. 4216670

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
18	1.5mm X 2core + earth Surfex	Yes	M	200	R	R
19	PVC 3 way boxes complete with lids and screws	N/A	EA	50	R	R
20	Push on PVC Glands No.0	N/A	EA	140	R	R
21	Beka Dari/BMK/EMG/35W LED Surface or equivalent	N/A	EA	22	R	R
22	Beka Dari/BMK/EMG/35W LED Panel or Equivalent	N/A	EA	17	R	R
Total price - C. 4216670 (excl. VAT)					R	
VAT					R	
Total price - C. 4216670 (incl. VAT)					R	

Returnable Document**Project: C. 4216669**

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
23	Beka Dari/BMK/EMG/35W Surface or Equivalent	N/A	EA	1	R	R
24	Beka Dari/BMK/EMG/35W LED Panel or Equivalent	N/A	EA	2	R	R
25	Beka Vapourline/ BMK/ EMG/ 40W LED or Equivalent	N/A	EA	1	R	R
26	1.5mm X 2core + earth Surfex	Yes	M	100	R	R
27	PVC 3 way boxes complete with lids and screws	N/A	EA	10	R	R
28	Push on PVC Glands No.0	N/A	EA	10	R	R
Total price - C. 4216669 (excl. VAT)					R	
VAT					R	
Total price - C. 4216669 (incl. VAT)					R	

Project: C. 4216672

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
29	Cable ties R50I (100 in a Packet)	N/A	EA	20	R	R
30	Cable ties T120R (100 in a Packet)	N/A	EA	5	R	R
31	Cable ties T30R (100 in a Packet)	N/A	EA	10	R	R
32	PVC tape: Red, white, black, blue, Green	N/A	EA	10	R	R
33	IP65 Corrosion guard glands No.1 SABS Approved	N/A	EA	16	R	R
34	20Amp 6ka T/Pole MCB Heinemann or Equivalent and must be SABS/SANS Approved	N/A	EA	1	R	R
35	PVC Compression Glands No.0	N/A	EA	50	R	R
36	2.5mm X 6mm hole lugs	N/A	EA	200	R	R
37	Cable ladder O/L 55 100 3CR12 complete with splices and bolts, nuts	N/A	M	400	R	R
38	Cable ladder 90 Vertical bend rising O/L 55 100 3CR12	N/A	EA	3	R	R

Returnable Document**Project: C. 4216672**

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
39	Cable ladder Tbranch O/L 55 100 3CR12	N/A	EA	8	R	R
40	Fluorescent OL2540 adaptor complete with lock nuts	N/A	EA	72	R	R
41	3CR12 Spring nuts 8mm complete with bolts	N/A	EA	140	R	R
42	15Amp strip connectors blocks	N/A	EA	20	R	R
43	8mm Rawlbolt	N/A	EA	45	R	R
44	Beka Vapourline/ BMK/ EMG/65W LED or Equivalent	N/A	EA	27	R	R
45	2.5mm House wire Red	Yes	M	600	R	R
46	2.5mm House wire White	Yes	M	600	R	R
47	2.5mm House wire Blue	Yes	M	600	R	R
48	2.5mm House wire Black	Yes	M	600	R	R
49	2.5mm House wire Green	Yes	M	600	R	R
50	6mm X 4core PVC/ECC Cable	Yes	M	400	R	R
51	CCG Boxes No.1	N/A	EA	5	R	R
Total price - C. 4216672 (excl. VAT)					R	
VAT					R	
Total price - C. 4216672 (incl. VAT)					R	

Project: C. 4216667

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
52	Cable ties R50I (100 in a Packet)	N/A	EA	10	R	R
53	Cable ties T120R (100 in a Packet)	N/A	EA	5	R	R
54	Cable ties T30R (100 in a Packet)	N/A	EA	10	R	R
55	PVC Tape: Red, black, White, Blue, Green	N/A	EA	10	R	R
56	IP65 Corrosion guard Glands No.1 SABS Approved	N/A	EA	16	R	R
57	20Amp 6KA T/Pole MCB Heinemann or equivalent and must be SABS/SANS Approved	N/A	EA	1	R	R

Returnable Document**Project: C. 4216667**

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
58	PVC Compression glands No.0	N/A	EA	50	R	R
59	6mm Hilti Drill bits	N/A	EA	20	R	R
60	Cable ladder O/L 55 100 3CR12 complete with splices and bolts, nuts	N/A	M	400	R	R
61	Cable ladder 90bend O/L 55 100 3CR12	N/A	EA	4	R	R
62	Cable ladder 90 Vertical bend O/L 55 100 3CR12	N/A	EA	3	R	R
63	Cable ladder Tbranch O/L 55 100 3CR12	N/A	EA	8	R	R
64	Fluorescent OL2540 Adaptor complete with lock nuts	N/A	EA	72	R	R
65	3CR12 Spring nuts 8mm complete with Bolts	N/A	EA	140	R	R
66	2.5mm X 6mm hole lugs	N/A	EA	200	R	R
67	1.5mm X 5mm hole lugs	N/A	EA	200	R	R
68	Beka Vapourline BMK/ EMG/65W LED or Equivalent	N/A	EA	27	R	R
69	2.5mm House wire Red	Yes	M	500	R	R
70	2.5mm House wire White	Yes	M	500	R	R
71	2.5mm House wire blue	Yes	M	500	R	R
72	2.5mm House wire black	Yes	M	500	R	R
73	2.5mm House wire green	Yes	M	500	R	R
74	6mm X 4core PVC/ECC Cable	Yes	M	400	R	R
75	CCG Boxes No.1	N/A	EA	5	R	R
Total price - C. 4216667 (excl. VAT)					R	
VAT					R	
Total price - C. 4216667 (incl. VAT)					R	

Project: C. 4216673

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
76	Beka vapourline BMK/ EMG/ 65W LED or Equivalent	N/A	EA	31	R	R
77	2.5mm House wire Red	Yes	M	500	R	R
78	2.5mm House wire White	Yes	M	500	R	R
79	2.5mm House wire blue	Yes	M	500	R	R
80	2.5mm House wire black	Yes	M	500	R	R

Returnable Document**Project: C. 4216673**

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
81	2.5mm House wire green	Yes	M	500	R	R
82	6mmX4core PVC/ECC Cable	Yes	M	400	R	R
83	CCG Boxes No.1	N/A	EA	5	R	R
84	Cable ladder O/L 55 100 3CR12 complete with splices and bolts, nuts	N/A	M	400	R	R
85	Cable ladder 90 bend O/L 55 100 3CR12	N/A	EA	4	R	R
86	Cable ladder 90 Vertical bend rising O/L 55 100 3CR12	N/A	EA	3	R	R
87	Cable ladder Tbranch O/L 55 100 3CR12	N/A	EA	8	R	R
88	Fluorescent OL2540 Adaptor complete with lock nuts	N/A	EA	72	R	R
89	3CR12 Spring nuts 8mm complete with Bolts	N/A	EA	140	R	R
90	15Amp strip connectors blocks	N/A	EA	20	R	R
91	2.5mm X 6mm hole lugs	N/A	EA	200	R	R
92	Cable ties R50I (100 in the Packet)	N/A	EA	20	R	R
93	Cable ties T120R (100 in the Packet)	N/A	EA	5	R	R
94	Cable ties T30R (100 in the Packet)	N/A	EA	10	R	R
95	PVC Tape, Red, White, Black, Blue, Green	N/A	EA	10	R	R
96	IP65 Corrosion guards glands No.1 SABS Approved	N/A	EA	16	R	R
97	20Amp 6KA T/Pole MCB Heinemann or Equivalent and must SABS/SANS Approved	N/A	EA	1	R	R
98	PVC Compression Glands No.0	N/A	EA	50	R	R
Total price - C. 4216673 (excl. VAT)					R	
VAT					R	
Total price - C. 4216673 (incl. VAT)					R	

Project: C. 4216671

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
99	Push on PVC Glands No.1	N/A	EA	360	R	R
100	Cable ties R50I (100 in the Packet)	N/A	EA	5	R	R
101	Cable ties T120R (100 in the Packet)	N/A	EA	5	R	R
102	Cable ties T30R (100 in the Packet)	N/A	EA	5	R	R

Returnable Document**Project: C. 4216671**

Item No	Description of Goods /Services	Local Content	Unit of Measure	Quantity	Unit Price (ZAR)	Total Price (ZAR)
103	PVC Tape, Red, White, Black, Blue, Green	N/A	EA	10	R	R
104	20Amp 6KA S/Pole MCB Heinemann or Equivalent and must be SABS/SANS Approved	N/A	EA	3	R	R
105	15Amp strip connectors blocks	N/A	EA	20	R	R
106	40mm X 6mm Hilti plugs	N/A	EA	400	R	R
107	2.5 house wire Red	Yes	M	100	R	R
108	2.5 house wire White	Yes	M	100	R	R
109	2.5 house wire blue	Yes	M	100	R	R
110	2.5 house wire black	Yes	M	100	R	R
111	2.5 house wire Green	Yes	M	100	R	R
112	1.5mm X 2core + earth Surfex	Yes	M	200	R	R
113	2.5mm X 2core + earth Surfex	Yes	M	400	R	R
114	PVC 3way boxes complete with lids and screws	N/A	EA	120	R	R
115	Beka DARI/BMK/EMG/35W LED Panel or Equivalent	N/A	EA	40	R	R
116	Beka Vapourline/ BMK/ EMG/40W LED or Equivalent	N/A	EA	45	R	R
117	Beka LERONDO/ HE/ 10W/ WN/BMK/EMG Downlight LED or Equivalent	N/A	EA	8	R	R
118	Beka LERONDO/ HE/ 10W/ WN/BMK/EMG downlight LED or Equivalent	N/A	EA	13	R	R
119	1.5mm X 5mm Lugs	N/A	EA	200	R	R
120	6mm X 5mm Lugs	N/A	EA	200	R	R
121	Beka LISU 3P/BMK/EMG/3HR White Surface mount 60LMSG L Exit sign or equivalent	N/A	EA	20	R	R
122	600mm Suspension ceiling T-Bar	N/A	EA	60	R	R
Total price - C. 4216671 (excl. VAT)					R	
VAT					R	
Total price - C. 4216671 (incl. VAT)					R	

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

Notes to Pricing:

- a) All Prices must be quoted in South African Rand.

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- b) Prices must be quoted on a fixed price basis, including the delivery and offloading cost, to the Port of Richards Bay, as specified on the first (cover) page of the RFQ document
- c) All items on the Pricing Schedule should be priced; if not it will result in a bid being disqualified
- d) 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.

Respondent's Signature

Date & Company Stamp

SECTION 4

CERTIFICATE OF ACQUAINTANCE WITH RFQ DOCUMENTS

By signing this certificate the Respondent is deemed to acknowledge that he/she has made himself/herself thoroughly familiar with, and agrees with all the conditions governing this RFQ. This includes those terms and conditions contained in any printed form stated to form part hereof, including but not limited to the documents stated below. As such, Transnet 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 in calculating tendered prices or any other purpose:

1. Transnet’s General Bid Conditions*
2. Standard RFQ Terms and Conditions for the supply of Goods or Services to Transnet
3. Transnet’s Supplier Integrity Pact*
4. Vendor Application Form* and all supporting documents (first time vendors only). Alternatively, for all existing vendors, please complete the table below under the heading “Existing vendors”.
Respondents are to note that the documents marked with a “*” are available on request or at the Transnet website (www.transnet.net). Please click on “Business with Us”, proceed to the tab “Tenders” and then click on “Standard Bid Documents”.

Existing vendors: existing vendors are required to confirm whether all the information (e.g. company address, contact details, banking details, etc.) relating to the existing vendor number is still correct at the time of submission of this bid or update their information in the table below:

Transnet Operating Division [e.g. TFR, TE, etc.]	Vendor Number	Information still current [tick if applicable]	Information change [indicate detail of change/s & attach appropriate proof]

Should the Bidder find any terms or conditions stipulated in any of the relevant documents quoted in the RFQ unacceptable, it should indicate which conditions are unacceptable and offer alternatives by written submission on its company letterhead, attached to its submitted Bid. Any such submission shall be subject to review by Transnet’s Legal Counsel who shall determine whether the proposed alternative(s) are acceptable or otherwise, as the case may be. A material deviation from the Standard terms or conditions could result in disqualification.

Bidders accept that an obligation rests on them to clarify any uncertainties regarding any bid to which they intend to respond, before submitting the bid. The Bidder agrees that he/she will have no claim based on an allegation that any aspect of this RFQ was unclear but in respect of which he/she failed to obtain clarity.

The bidder understands that his/her Bid will be disqualified if this Certificate of Acquaintance with RFQ documents included in the RFQ as a returnable document, is found not to be true and complete in every respect.

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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: _____

SECTION 5

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:

FULL NAME OF OWNER/MEMBER/DIRECTOR/
PARTNER/SHAREHOLDER:

ADDRESS:

Indicate nature of relationship with Transnet:

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[Failure to furnish complete and accurate information in this regard will lead to the disqualification of a response and may preclude a Respondent from doing future business with Transnet]

- 9. We declare, to the extent that we are aware or become aware of any relationship between ourselves and Transnet [other than any existing and appropriate business relationship with Transnet] which could unfairly advantage our entity in the forthcoming adjudication process, we shall notify Transnet immediately in writing of such circumstances.

BREACH OF LAW

- 10. We further hereby certify that *I/we **have/have not been*** [delete as applicable] found guilty during the preceding 5 [five] years of a serious breach of law, including but not limited to a breach of the Competition Act, 89 of 1998, by a court of law, tribunal or other administrative body. The type of breach that the Respondent is required to disclose excludes relatively minor offences or misdemeanours, e.g. traffic offences. This includes the imposition of an administrative fine or penalty.

Where found guilty of such a serious breach, please disclose:

NATURE OF BREACH:

DATE OF BREACH: _____

Furthermore, I/we acknowledge that Transnet SOC Ltd reserves the right to exclude any Respondent from the bidding process, should that person or entity have been found guilty of a serious breach of law, tribunal or regulatory obligation.

SIGNED at _____ on this ____ day of _____ 20__

For and on behalf of _____ duly authorised hereto	AS WITNESS:
Name:	Name:
Position:	Position:
Signature:	Signature:
Date:	Registration No of Company/CC _____
Place:	Registration Name of Company/CC _____

SECTION 6

B-BBEE PREFERENCE POINTS CLAIM FORM

This preference form must form part of all bids invited. It contains general information and serves as a claim 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, 2011.

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 R1 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 all EMEs and QSEs with 51% black ownership or more 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

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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);
- (f) **"CIPC"** means the Companies and Intellectual Property Commission, formerly known as CIPRO, the Companies and Intellectual Property Registration Office.
- (g) **"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;
- (h) **"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;
- (i) **"contract"** means the agreement that results from the acceptance of a bid by an organ of state;
- (j) **"EME"** means an Exempted Micro Enterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (k) **"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;
- (l) **"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;
- (m) **"non-firm prices"** means all prices other than "firm" prices;
- (n) **"person"** includes a juristic person;
- (o) **"QSE"** means a Qualifying Small EEnterprise as defines by Codes of Good Practice under section 9 (1) of the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (p) **"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;
- (q) **"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;
- (r) **"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;
- (s) **"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
- (t) **"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.

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- 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 90/10 PREFERENCE POINT SYSTEMS

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

90/10

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

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)
1	10
2	9
3	8
4	5
5	4
6	3
7	2
8	1
Non-compliant contributor	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. Furthermore EMEs may also obtain a sworn affidavit from CIPC (formerly CIPRO) Self Service Terminals when registering a business or filing annual returns. In these instances Transnet would require proof of turnover as well as proof of ownership. Sworn affidavits must substantially comply with the format that can be obtained on the DTI's website at www.dti.gov.za/economic_empowerment/bee_codes.jsp.
- 5.3 **QSEs that are at least 51% Black owned or higher 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.
- 5.4 A Bidder other than EME or a QSE that is at least 51% Black owned must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-

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BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.

- 5.5 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.
- 5.6 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.
- 5.7 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.
- 5.8 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.
- 5.9 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.
- 5.10 Bidders are to note that the rules pertaining to B-BBEE verification and other B-BBEE requirements may be changed from time to time by regulatory bodies such as National Treasury or the DTI. It is the Bidder's responsibility to ensure that his/her bid complies fully with all B-BBEE requirements at the time of the submission of the bid.

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 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	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

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	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

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

9.1 Name of company/firm:

9.2 VAT registration number:

9.3 Company registration number:

9.4 **TYPE OF COMPANY/ FIRM**

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

[TICK APPLICABLE BOX]

9.5 **DESCRIBE PRINCIPAL BUSINESS ACTIVITIES**

.....
.....

9.6 **COMPANY CLASSIFICATION**

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

[TICK APPLICABLE BOX]

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

9.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraph 7 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- 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.

WITNESSES

1.

2.

.....

SIGNATURE(S) OF BIDDERS(S)

DATE:

ADDRESS

.....

**ANNEXURE A
SPECIFICATION OF GOODS**

SPECIFICATION: 1 – Items 21, 22, 23, 24 & 115 on the Pricing Schedule

DARI Recessed mounted LED fluorescent/BMK/35/EMG- Emergency 600x 600 – Recessed version

DARI Recessed mounted LED fluorescent/BMK/35/EMG – Emergency 600 x 600 – Surface mounted

The LED Panel luminaire must be supplied with LED’s with a CRI > 80 and make use of 4000k – neutral white LED’s.

It must have a complete circuit wattage of between 35 Watts (for the 600 x 600 version) 3080 lumen.

The luminaire must consist of a single enclosed housing with non-discolouring opaque acrylic diffuser and a white (White RAL 9016) polycarbonate body frame.

The inner module must be no more than 70mm in depth

Long useful lifetime of the LEDs (50 000hrs @ Tq 25°C, L70)

Light colour: neutral white light (4000K)

Ambient temperature range of -10 to 40°C

The assembly and testing of the LED luminaire shall be undertaken within an ISO 9001 certified factory, in South Africa

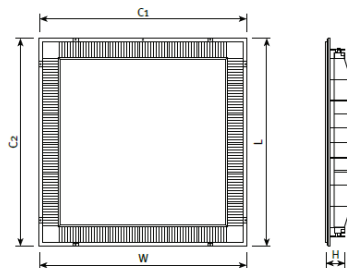
Made in accordance to EN 60598 and EN 62262

Surface mounted version.

Emergency version must have self-testing I hour gear

Dimensions: strictly as drawing below

DIMENSIONS



Dari	600x600	600x1200
L	595mm	1195mm
W	595mm	595mm
H	69.5mm	69.5mm
C1 (Cut-out)	575mm	1175mm
C2 (Cut-out)	575mm	575mm

SPECIFICATION: 2 – Items 25 & 116 on the Pricing Schedule

Dust Proof – VLN/LED/BMK/ 40w LED/ Emergency

The weather proof fitting must be provided with 40w LED – 4710 lumens. Clear version

It shall be designed to operate LED and must be a 40 watt version with 4710 lumens. The LED are to be 4000k – neutral white with a CRI > 70

The luminaire shall consist of an injection-moulded, flame-retardant polycarbonate housing and prismatic diffuser. The powder coated white reflector and control gear tray, upon which all electrical components are mounted, shall be secured

by means of 8 twist lock latches to secure the reflector to the housing. The silicon sponge seal shall be moulded into the housing to ensure an optimal seal between the housing and the prismatic diffuser. Two of the stainless steel latches shall facilitate the hinging of the diffuser and shall ensure correct alignment when closing the diffuser. It shall be designed to operate a PCB strip with a circuit watt of 40w.

The luminaire shall bear the SANS 475 performance mark and the SANS 60598-2-1 safety mark.

The luminaire shall have a degree of protection that complies with SANS 60598-2-1.(IP65 rating)

The body shall be manufactured from injection-moulded, flame-retardant polycarbonate material. Mounting shall be facilitated through removable external stainless steel mounting brackets, which can accommodate either surface or suspension mounting. A 20mm gland entry shall be provided at one end with a knock out at the opposite end, making it suitable for surface or through wiring. A silicon sponge gasket shall be fitted into a special groove in the housing. This, in conjunction with the tongue provided on the diffuser, shall ensure the optimal sealing of the total enclosure, thereby maintaining the certified IP65 ingress protection rating.

The diffuser shall be manufactured from the same material as the housing, thus ensuring the flame-retardant integrity of the luminaire. The highly effective internal prisms of the diffuser shall ensure an optimal distribution of more than 80%. The diffuser shall be secured in place through multiple sprung stainless steel clips which shall ensure the integrity of the IP rating. Two of these clips shall keep the diffuser attached to the luminaire when hinged open, for ease of lamp replacement.

The ballast and all auxiliary components shall be mounted on the reverse side of the powder coated steel reflector and shall be accessible for maintenance. The internal reflector and control gear tray shall be attached to the body of the luminaire by multiple wingnut shaped fasteners. Two removable control gear tray straps shall suspend the reflector and control gear tray when released from the body, for ease of maintenance. The electronic control gear shall be suitable for operation with the specified lamps on a 230V +3%/-10% at 50Hz, single phase supply. All control gear components shall be removable and bear the relevant SABS mark. Mains connections shall be by means of a suitable screw terminal block with a wire clamping contact. The luminaire shall be power factor corrected to a minimum of 0,9.

Weight (total): 1.7 kg

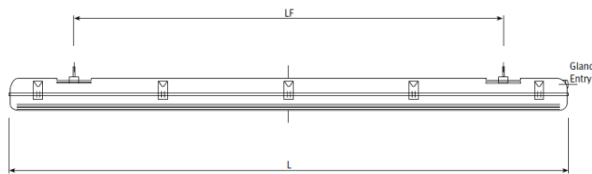
Dimensions strictly to drawing below.

Number of Clips : 8

IP Rating: IP65

The luminaire must be supplied by a South Africa in an ISO 9001 facility

Emergency version maintained, 1hr - LED version



L mm	W mm	H mm	LF mm	Clips
1270	86	90	900	8

SPECIFICATION: 3 – Items 10, 44, 68 & 76 on the Pricing Schedule

Dust Proof – VLN/LED/BMK/ 65w LED/ Emergency

The weather proof fitting must be provided with 40w LED – 8100 lumens. Opal version

It shall be designed to operate LED and must be a 65 watt version with 8100 lumens. The LED are to be 4000k – neutral white with a CRI > 70

The luminaire shall consist of an injection-moulded, flame-retardant polycarbonate housing and prismatic diffuser. The powder coated white reflector and control gear tray, upon which all electrical components are mounted, shall be secured by means of 8 twist lock latches to secure the reflector to the housing. The silicon sponge seal shall be moulded into the housing to ensure an optimal seal between the housing and the prismatic diffuser. Two of the stainless steel latches shall facilitate the hinging of the diffuser and shall ensure correct alignment when closing the diffuser. It shall be designed to operate a PCB strip with a circuit watt of 40w.

The luminaire shall bear the SANS 475 performance mark and the SANS 60598-2-1 safety mark.

The luminaire shall have a degree of protection that complies with SANS 60598-2-1.(IP65 rating)

The body shall be manufactured from injection-moulded, flame-retardant polycarbonate material. Mounting shall be facilitated through removable external stainless steel mounting brackets, which can accommodate either surface or suspension mounting. A 20mm gland entry shall be provided at one end with a knock out at the opposite end, making it suitable for surface or through wiring. A silicon sponge gasket shall be fitted into a special groove in the housing. This, in conjunction with the tongue provided on the diffuser, shall ensure the optimal sealing of the total enclosure, thereby maintaining the certified IP65 ingress protection rating.

The diffuser shall be manufactured from the same material as the housing, thus ensuring the flame-retardant integrity of the luminaire. The highly effective internal prisms of the diffuser shall ensure an optimal distribution of more than 80%. The diffuser shall be secured in place through multiple sprung stainless steel clips which shall ensure the integrity of the IP rating. Two of these clips shall keep the diffuser attached to the luminaire when hinged open, for ease of lamp replacement.

The ballast and all auxiliary components shall be mounted on the reverse side of the powder coated steel reflector and shall be accessible for maintenance. The internal reflector and control gear tray shall be attached to the body of the luminaire by multiple wingnut shaped fasteners. Two removable control gear tray straps shall suspend the reflector and control gear tray when released from the body, for ease of maintenance. The electronic control gear shall be suitable for operation with the specified lamps on a 230V +3%/-10% at 50Hz, single phase supply. All control gear components shall be removable and bear the relevant SABS mark. Mains connections shall be by means of a suitable screw terminal block with a wire clamping contact. The luminaire shall be power factor corrected to a minimum of 0,9.

Weight (total): 2.1 kg

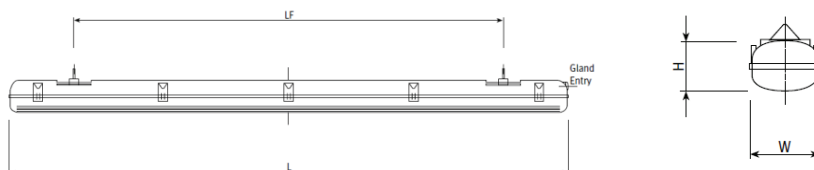
Dimensions strictly to drawing below.

Number of Clips: 8

IP Rating: IP65

The luminaire must be supplied by a South Africa in an ISO 9001 facility

Emergency version maintained, 1hr - LED version



L mm	W mm	H mm	LF mm	Clips
1270	86	90	900	8

SPECIFICATION: 4 – Items 121 on the Pricing Schedule

EMERGENCY EXIT – LISU 3P/BMK/3hr LED exit Luminaire

Single-sided wall mounted

Synthetic housing shall be manufactured to EN 60598-1 and EN 60695-2-10 (850°C). Array of 20/40 high-brightness LEDs, shall provide excellent uniformity. Multiple circuits shall result in no single point of failure. The NiMH battery shall have no memory effect, and shall contain no Cadmium and shall have double the capacity of NiCad batteries.

The LISU range shall be built to EN 60598-2-22 standards and shall comply with EN 1838 standards: EN 60598-1, EN 60695-2-10

(Integrated clip-on wall mount plate with plug-in terminal block.)

Emergency Lumen Output: Single 60lm

Nominal voltage: 230V – 50Hz

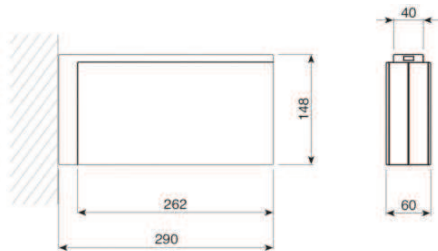
Electrical class: 2

Signage Type: RT1308

Standard finish: White – RAL 9003

Certificate to be provided: SANS 60598-2-1

Dimensions strictly to drawing below:



SPECIFICATION: 5 – Items 117 & 118 on the Pricing Schedule

DOWNLIGHTER – RONDO LED/BMK/EMG/HE/10 – Emergency version

The luminaire consists of a pressed metal ceiling trim, reflector, ceiling brackets and reinforced luminaire frame. Available in Eco or High-efficiency version. Designed to operate LED light sources of up to 10W in an ambient temperature environment of up to 35°C, without reducing the useful lifetime of 60 000 hours (High-efficiency), at a lumen depreciation of not more than 30% (L70). The easy-fixing ceiling brackets are made of spring steel to ensure rigid and positive mounting in the ceiling, eliminating any sagging of the luminaire. Effective high-power LED, 4000K, at a colour rendering index ≥ 80 . The 99.9% pure aluminium reflector is made from pressed grade 1050 aluminium alloy.

Lumen output: 1100 lumen

Weight: 0.9 kg

Dimensions 232 x 154

Mains Tolerances (AC): 198-265V

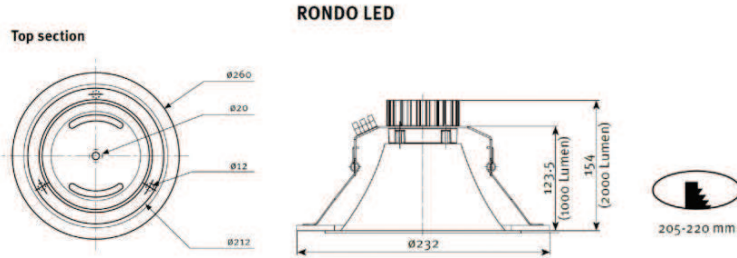
Electrical Class: Class 1

Power Factor: ≥ 0.9

Color Rendering: >80 - Neutral White (4000K)

Emergency Self testing version

Special Note: All product must be manufactured in a South African ISO 9001 approved facility. All the product must strictly match the dimensions attached as well as the technical specifications provided, no deviations.



Special Note: All product must be manufactured in a South African ISO 9001 approved facility. All the product must strictly match the dimensions attached as well as the technical specifications provided, no deviations.

The following must be submitted with the BID:

- Catalogue sheets for all luminaires
- South African ISO 9001 Certificate
- SABS Documents for every luminaire
- Manufactures details

ANNEXURE B**SBD 6.2****DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS**

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2011, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

- 1.1. Preferential Procurement Regulations, 2011 (Regulation 9) makes provision for the promotion of local production and content.
- 1.2. Regulation 9.(1) prescribes that in the case of designated sectors, where in the award of bids local production and content is of critical importance, such bids must be advertised with the specific bidding condition that only locally produced goods, services or works or locally manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for bids referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.5. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - x / y] * 100$$

Where

- x is the imported content in Rand
y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on http://www.thedti.gov.za/industrial_development/ip.jsp at no cost.

- 1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation;

2. Definitions

- 2.1. **"bid"** includes written price quotations, advertised competitive bids or proposals;
- 2.2. **"bid price"** price offered by the bidder, excluding value added tax (VAT);
- 2.3. **"contract"** means the agreement that results from the acceptance of a bid by an organ of state;
- 2.4. **"designated sector"** means a sector, sub-sector or industry that has been designated by the Department of Trade and Industry in line with national development and industrial policies for local production, where only locally produced services, works or goods or locally manufactured goods meet the stipulated minimum threshold for local production and content;
- 2.5. **"duly sign"** means a Declaration Certificate for Local Content that has been signed by the Chief Financial Officer or other legally responsible person nominated in writing by the Chief Executive, or senior member / person with management responsibility(close corporation, partnership or individual).

Returnable Document

- 2.6. **"imported content"** means that portion of the bid price represented by the cost of components, parts or materials which have been or are still to be imported (whether by the supplier or its subcontractors) and which costs are inclusive of the costs abroad (this includes labour or intellectual property costs), plus freight and other direct importation costs, such as landing costs, dock duties, import duty, sales duty or other similar tax or duty at the South African port of entry;
- 2.7. **"local content"** means that portion of the bid price which is not included in the imported content, provided that local manufacture does take place;
- 2.8. **"stipulated minimum threshold"** means that portion of local production and content as determined by the Department of Trade and Industry; and
- 2.9. **"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.
- 3. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:**

<u>Description of services, works or goods</u>	<u>Stipulated minimum threshold</u>
Item 6 - 10mm X 4 core ECC Cable	90%
Item 11 - 2.5mm House wire Red	90%
Item 12 - 2.5mm House wire White	90%
Item 13 - 2.5mm House wire Blue	90%
Item 14 - 2.5mm House wire Black	90%
Item 15 - 2.5mm House wire Green	90%
Item 16 - 1.5mm X 2core + earth Surfex	90%
Item 26 - 1.5mm X 2core + earth Surfex	90%
Item 45 - 2.5mm House wire Red	90%
Item 46 - 2.5mm House wire White	90%
Item 47 - 2.5mm House wire Blue	90%
Item 48 - 2.5mm House wire Black	90%
Item 49 - 2.5mm House wire Green	90%
Item 50 - 6mm X 4core PVC/ECC Cable	90%
Item 69 - 2.5mm House wire Red	90%
Item 70 - 2.5mm House wire White	90%
Item 71 - 2.5mm House wire blue	90%
Item 72 - 2.5mm House wire black	90%
Item 73 - 2.5mm House wire green	90%
Item 74 - 6mm X 4core PVC/ECC Cable	90%
Item 77 - 2.5mm House wire Red	90%
Item 78 - 2.5mm House wire White	90%
Item 79 - 2.5mm House wire blue	90%
Item 80 - 2.5mm House wire black	90%
Item 81 - 2.5mm House wire green	90%
Item 82 - 6mmX4core PVC/ECC Cable	90%
Item 107 - 2.5 house wire Red	90%
Item 108 - 2.5 house wire White	90%
Item 109 - 2.5 house wire blue	90%
Item 110 - 2.5 house wire black	90%
Item 111 - 2.5 house wire Green	90%
Item 112 - 1.5mm X 2core + earth Surfex	90%
Item 113 - 2.5mm X 2core + earth Surfex	90%

4. Does any portion of the services, works or goods offered have any imported content?
(**Tick applicable box**)

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

Returnable Document

- 4.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

5. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO. ERAC-RCB-23199-TP

ISSUED BY: TRANSNET FREIGHT RAIL T/A TRANSNET SOC LTD

NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- 2 Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on http://www.thdti.gov.za/industrial_development/ip.jsp. Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned..... (full names), do hereby declare, in my capacity asof.....(name of bidder entity), the following:

- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	90%
Local content %, as calculated in terms of SATS 1286:2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above. The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.
- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 13 of the Preferential Procurement Regulations, 2011 promulgated under the Preferential Policy Framework Act (PPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____

DATE: _____

WITNESS No. 1 _____

DATE: _____

WITNESS No. 2 _____

DATE: _____

Annex C

Local Content Declaration - Summary Schedule

(C1) Tender No. ERAC-RCB-23199-TP
 (C2) Tender description: Supply and delivery of Electrical light fittings and electrical materials to the Port of Richards Bay
 (C3) Designated product(s): Electrical and Telecom Cables
 (C4) Tender Authority:
 (C5) Tendering Entity name:
 (C6) Tender Exchange Rate:
 (C7) Specified local content %

Note: VAT to be excluded from all calculations

Pula EU GBP

Calculation of local content								Tender summary			
Tender item no's	List of items	Tender price - each (excl VAT)	Exempted imported value	Tender value net of exempted imported content	Imported value	Local value	Local content % (per item)	Tender Qty	Total tender value	Total exempted imported content	Total Imported content
(C8)	(C9)	(C10)	(C11)	(C12)	(C13)	(C14)	(C15)	(C16)	(C17)	(C18)	(C19)
6	10mm X 4 core ECC Cable										
11	2.5mm House wire Red										
12	2.5mm House wire White										
13	2.5mm House wire Blue										
14	2.5mm House wire Black										
15	2.5mm House wire Green										
18	1.5mm X 2core + earth Surfex										
26	1.5mm X 2core + earth Surfex										
45	2.5mm House wire Red										
46	2.5mm House wire White										
47	2.5mm House wire Blue										
48	2.5mm House wire Black										
49	2.5mm House wire Green										
50	6mm X 4core PVC/ECC Cable										
69	2.5mm House wire Red										
70	2.5mm House wire White										
71	2.5mm House wire blue										
72	2.5mm House wire black										
73	2.5mm House wire green										
74	6mm X 4core PVC/ECC Cable										
77	2.5mm House wire Red										
78	2.5mm House wire White										
79	2.5mm House wire blue										
80	2.5mm House wire black										
81	2.5mm House wire green										
82	6mmX4core PVC/ECC Cable										
107	2.5 house wire Red										
108	2.5 house wire White										
109	2.5 house wire blue										
110	2.5 house wire black										
111	2.5 house wire Green										
112	1.5mm X 2core + earth Surfex										
113	2.5mm X 2core + earth Surfex										

Signature of tenderer from Annex B _____

Date: _____

(C20) Total tender value R	
(C21) Total Exempt imported content R	
(C22) Total Tender value net of exempt imported content R	
(C23) Total Imported content R	
(C24) Total local content R	
(C25) Average local content % of tender	

Annex D

Imported Content Declaration - Supporting Schedule to Annex C

(D1) Tender No. ERAC-RCB-23199-TP
 (D2) Tender description: Supply and delivery of Electrical light fittings and electrical materials to the Port of Richards Bay
 (D3) Designated product(s): Electrical and Telecom Cables
 (D4) Tender Authority:
 (D5) Tendering Entity name:
 (D6) Tender Exchange Rate: Pula

Note: VAT to be excluded from all calculations

EU R 9.00 GBP R 12.00

A. Exempted imported content

Tender item no's	Description of imported content	Local supplier	Overseas Supplier	Calculation of imported content					
				Foreign currency value as per Commercial Invoice	Tender Exchange Rate	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT
(D7)	(D8)	(D9)	(D10)	(D11)	(D12)	(D13)	(D14)	(D15)	(D16)

Summary	
Tender Qty	Exempted imported value
(D17)	(D18)

(D19) Total exempt imported value R

This total must correspond with Annex C - C 21

B. Imported directly by the Tenderer

Tender item no's	Description of imported content	Unit of measure	Overseas Supplier	Calculation of imported content					
				Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT
(D20)	(D21)	(D22)	(D23)	(D24)	(D25)	(D26)	(D27)	(D28)	(D29)

Summary	
Tender Qty	Total imported value
(D30)	(D31)

(D32) Total imported value by tenderer R

C. Imported by a 3rd party and supplied to the Tenderer

Description of imported content	Unit of measure	Local supplier	Overseas Supplier	Calculation of imported content					
				Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All locally incurred landing costs & duties	Total landed cost excl VAT
(D33)	(D34)	(D35)	(D36)	(D37)	(D38)	(D39)	(D40)	(D41)	(D42)

Summary	
Quantity imported	Total imported value
(D43)	(D44)

(D45) Total imported value by 3rd party R

D. Other foreign currency payments

Type of payment	Local supplier making the payment	Overseas beneficiary	Calculation of foreign currency payments	
			Foreign currency value paid	Tender Rate of Exchange
(D46)	(D47)	(D48)	(D49)	(D50)

Summary of payments
Local value of payments
(D51)

(D52) Total of foreign currency payments declared by tenderer and/or 3rd party

(D53) Total of imported content & foreign currency payments - (D32), (D45) & (D52) above R

Signature of tenderer from Annex B

Date:

This total must correspond with Annex C - C 23

Annex E

Local Content Declaration - Supporting Schedule to Annex C

(E1)	Tender No.	ERAC-RCB-23199-TP
(E2)	Tender description:	Supply and delivery of Electrical light fittings and electrical materials to the Port of Richards Bay
(E3)	Designated product(s):	Electrical and Telecom Cables
(E4)	Tender Authority:	
(E5)	Tendering Entity name:	

Note: VAT to be excluded from all calculations

Local Products (Goods, Services and Works)	Description of items purchased	Local suppliers	Value
	(E6)	(E7)	(E8)
(E9) Total local products (Goods, Services and Works)			R

(E10)	Manpower costs	(Tenderer's manpower cost)	R
(E11)	Factory overheads	(Rental, depreciation & amortisation, utility costs, consumables etc.)	R
(E12)	Administration overheads and mark-up	(Marketing, insurance, financing, interest etc.)	R
(E13) Total local content			R

This total must correspond with Annex C - C24

Signature of tenderer from Annex B

Date: _____

ANNEXURE F**LOCAL CONTENT LOCAL CONTENT BACKGROUND, DOCUMENTATION, EVALUATION DETAILS AND ADDITIONAL INSTRUCTIONS****1. LOCAL CONTENT EXPLAINED**

- The Preferential Procurement Policy Framework Act makes provision for the Department of Trade and Industry (DTI) to designate sectors in line with national development and industrial policies for local production.
- This means that only locally produced goods, services or works or locally manufactured goods with a stipulated minimum threshold for local production and content will be considered
- The DTI has designated and determined the stipulated minimum threshold for Electrical and Telecom Cables for local production and content.
- The stipulated minimum threshold percentages for local production and content for the different categories of Electrical and Telecom Cables can be perused on the National Treasury practice note attached with the RFQ.
- **For further guidance with regard to the determination of "Local Content," Respondents must refer to the following documentation:**
- SABS approved technical specification number SATS 1286:2011
- Guidance on the calculation of Local Content [available on the DTI website: <http://www.thedti.gov.za>]

2. LOCAL CONTENT DOCUMENTATION**Mandatory Returnable Documents**

The regulatory and mandatory RFQ Annexures, which must be completed by all Respondents in order to declare Local Content, are as follows:

- Annexure B – Declaration Certificate for Local Production and Content [SBD 6.2]
- Annexure C – Local Content Declaration: Summary Schedule

Failure to duly complete, declare, signed and submit all these Mandatory Returnable Documents at the Closing Date and time of this RFQ will result in a Respondent's disqualification.

Respondent's Signature

Date & Company Stamp

Essential Returnable Documents

Annexures D and E are Supporting Schedules to Annexure C. They are named as follows:

- Annexure D – Imported Content Declaration: Supporting Schedule to Annexure C
- Annexure E – Local Content Declaration: Supporting Schedule to Annexure C

IMPORTANT NOTES:

- If certain items cannot be sourced/manufactured locally bidders should seek exemption for such items from the DTI.
- Such an exemption letter should be submitted with the proposal upon closing date.

3. LOCAL CONTENT EVALUATION**LOCAL CONTENT WILL BE EVALUATED AS THE FIRST STAGE AS A PRE-QUALIFICATION CRITERIA****Mandatory Returnable Documents**

- Annexure B – Declaration Certificate for Local Production and Content [SBD 6.2]
 - All sections of this document **MUST** be completed;
 - The document **MUST** be signed, witnessed and dated;
 - Bidders **MUST** clearly declare their Local Content Percentage commitment per item quoted.
- Annexure C – Local Content Declaration: Summary Schedule
 - All sections of the document **MUST** be completed;
 - The document **MUST** be signed and dated;
 - Bidders **MUST** clearly declare their Local Content Percentage commitment per item quoted.

Failure to duly complete, declare, signed and submit all these Mandatory Returnable Documents at the Closing Date and time of this RFQ will result in a Respondent's disqualification

4. ADDITIONAL INSTRUCTIONS: LOCAL CONTENT QUESTIONS

It is recommended that any clarification questions be submitted in writing by bidders and Transnet Freight Rail will respond to all bidders within 48 hours.

Respondent's Signature

Date & Company Stamp



national treasury

Department:
National Treasury
REPUBLIC OF SOUTH AFRICA

**TO: ACCOUNTING OFFICERS OF ALL NATIONAL DEPARTMENTS AND
CONSTITUTIONAL INSTITUTIONS**

**ACCOUNTING OFFICERS OF ALL MUNICIPALITIES AND MUNICIPAL
ENTITIES**

**ACCOUNTING AUTHORITIES OF ALL SCHEDULE 2 AND 3 PUBLIC
ENTITIES**

HEAD OFFICIALS OF PROVINCIAL TREASURIES

NATIONAL TREASURY DESIGNATED SECTORS INSTRUCTION NUMBER 5 OF 2016/2017

**INSTRUCTION: INVITATION AND EVALUATION OF BIDS BASED ON A STIPULATED
MINIMUM THRESHOLD FOR LOCAL PRODUCTION AND CONTENT FOR ELECTRICAL
CABLE PRODUCTS**

1. PURPOSE

1.1 The purpose of this instruction is to:

- 1.1.1. Introduce amendments to the instruction for **Electrical Cables** dated 8 May 2013 by amending all clauses that contained the deeming of imported primary steel as locally manufactured.
- 1.1.2. Regulate the environment within which accounting officers (AOs) and Accounting Authorities (AAs) may procure the aforementioned products which have been designated as a sector for local production and content.

2. BACKGROUND

- 2.1 The Preferential Procurement Regulations, 2011 ("the Regulations"), made in terms of section 5 of the Preferential Procurement Policy Framework Act, 2000 (Act No 5 of 2000), which came into effect on 7 December 2011 make provision for the Department of Trade and Industry (dti) to designate sectors in line with national development and industrial policies for local production.
- 2.2 Regulation 9 (1) of the Regulations prescribes that in the case of designated sectors, where in the award of bids local production and content is of critical importance, such bids must be advertised with the specific bidding condition that only locally produced goods, services or works or locally manufactured goods, with a stipulated minimum threshold for local production and content will be considered.

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2.3 To this end, the dti has designated and determined the stipulated minimum threshold for local production and content for power and telecom cable products.

3. SECTOR DESIGNATION

3.1 The stipulated minimum threshold percentage for local production and content for the different types of electrical cables is 90%.

3.2 To ensure that local production and content is discharged on manufacturing activities, the following cables which have been designated must be included in bid invitations:

Power Cables: cables used for power transmission

Cable Products	Stipulated minimum threshold
Low Voltage	90%
Low Cost Reticulation	90%
Medium & High Voltage	90%
ACR	90%

Telecom Cables: cables used for telecommunications

Cable Products	Stipulated minimum threshold
Optical Fibre Cables	90%
Copper Telecom Cables	90%

3.2 Excluded in the designation is mainly copper, aluminium, polyvinyl chloride (PVC), cross-linked polyethylene (XLPE), aramid yarn, and optical fibre used for fabrication of cable products. This is to encourage local manufacturers to seek the best global competitive prices for primary materials hence the competitive imported materials used in the manufacture of cables will be deemed to have been sourced locally for the purposes of calculating local content.

3.3 Subject to market changes, National Treasury in consultation with the dti reserves the right to reintroduce deeming of primary steel as locally produced.

List of Specific Cables designated under this instruction note:

Category	Type
LOW VOLTAGE	Housewire, Flat Twin and Earth, Surface Cable, Rip Cord, Cab Tyre, Bells Cable, 1,5mm ² – 16mm ² , 2-37 cores, Fire Retardant, Low Halogen and

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	Low Smoke Zero Halogen (LSOH) Main Cable 25mm ² – 100mm ² , 1-4 cores, Fire Retardant, Low Halogen and Low Smoke Zero Halogen (LSOH), Flexible Cables, Aerial Cables, ACSR, Split Concentric & Aerial Bundled Conductor (ABC)
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Category	Type
MEDIUM VOLTAGE	3,3kV – 22kV, 1-3 cores, Cross linked Polyethylene (XLPE) and Paper Insulated Lead Covered (PILC), Fire Retardant, Low Halogen and Low Smoke Zero Halogen (LSOH)
HIGH VOLTAGE	132kV, Single Core, Corrugated Seamless Aluminium (CSA) Sheathed

NOTE: The local Industry manufactures a vast range of engineered telecommunication, Industrial and Instrumentation copper and fibre optic cables, which are not limited to:

Category	Type
COPPER TELECOMMUNICATION CABLES	Standard and high frequency (ADSL) outside plant copper pair telecoms cables (10pair up to 240 pair), Indoor, PABX and high frequency (DSLAM) copper pair telecoms cables up to 200pair, Category 5e and Category 6 copper data cables.
COPPER INDUSTRIAL CABLES	Railway signalling copper cables, Electrical signalling copper cables, Steel wire armoured copper telecoms cables, UVG copper control cables for electrical utilities, Fire Alarm and control copper cables
COPPER INSTRUMENTATION CABLES	Thermocouple extension wire, Tray and direct buried instrumentation and control copper cables compliant to SABS, UL and BS standards accreditation.
FIBRE OPTIC TELECOMMUNICATION CABLES	Outside plant duct fibre optic cables up to 288 Fibre count, Aerial (short span, medium span and long span) self-support fibre optic cables up to 144 fibre count applications up to 144 fibre count
FIBRE OPTIC INDUSTRIAL CABLES	Metaltic armoured instrumentation and control fibre optic cables, Steel wire armoured mineshaft fibre optic cables,

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	Field deployable high durability fibre optic cables, Composite (fibre optic and copper core) cables
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4. INVITATION OF BIDS FOR ELECTRICAL CABLES

4.1 Bids in respect of electrical cables must contain a specific bidding condition that only locally produced or locally manufactured cables with a stipulated minimum threshold for local production and content will be considered.

4.2 AOs/AAs must stipulate in bid invitations that:

- (i) the exchange rate to be used for the calculation of local production and content must be the exchange rate published by the South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid; and
- (ii) only the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 must be used to calculate local content

4.3 The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the following formula which must be disclosed in the bid documentation:

$$LC = (1 - x/y) * 100$$

Where

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by the SARB at 12:00 on the date of advertisement of the bid.

4.4 **AOs/AAs must clearly stipulate in the bid documentation that the SABS approved technical specification number SATS 1286:2011 and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)] are accessible to all potential bidders on the dti's official website <http://www.thedti.gov.za> /industrial development/ip.jsp at no cost.**

4.5 For the purpose of paragraphs 4.1, 4.2 and 4.3 above, the attached Declaration Certificates for Local Production and Content (SBD/MBD 6.2) must form part of the bid documentation. The SBD 6.2 is for use by all National and Provincial Departments, Constitutional Institutions and Public Entities listed in Schedules 2, 3A, 3B, 3C and 3D to the Public Finance Management Act whilst the MBD 6.2 is for use by all Municipalities and Municipal Entities to which the Municipal Finance Management Act (MFMA) apply.

4.6 AOs/AAs must stipulate in the bid documentation that:

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- (a) the Declaration Certificate for Local Production and Content (SBD / MBD 6.2) together with the Annex C (Local Content Declaration: Summary Schedule) must be completed, duly signed and submitted by the bidder at the closing date and time of the bid; and
- (b) the rates of exchange quoted by the bidder in paragraph 4.1 of the Declaration Certificate will be verified for accuracy.

4.7 Benchmark / market related prices

- 4.7.1 AOs/AAs are required to ensure that reasonable or market related prices are secured for the cables / components being procured taking into account factors such as benchmark prices, value for money and economies of scale.
- 4.7.2 For this purpose, AOs/AAs may approach the dti to assist, where possible, with benchmark prices for the different classes and components of cables that have been designated for local production and content. The dti will be in a position to provide price references for the different products that have been designated for local production and content.
- 4.8. Bid specifications for the sub-sectors referred to in paragraph 3 above and the price benchmarking referred to in paragraph 4.7 above must be done in collaboration with the dti. **Contact information in this regard is provided in paragraph 8 below.**

5. EVALUATION OF BIDS FOR CABLES

- 5.1 A two stage evaluation process may be followed to evaluate the bids received.
 - 5.1.1 **First stage: Evaluation in terms of the stipulated minimum threshold for local production and content**
 - 5.1.1.1 Bids must be evaluated in terms of the minimum threshold stipulated in the bid documents.
 - 5.1.1.2 The declaration made by the bidder in the Declaration Certificate for Local Content (SBD / MBD 6.2) and Annex C (Local Content Declaration: Summary Schedule) must be used for this purpose. If the bid is for more than one product, the local content percentages for each product contained in Declaration C must be used.
 - 5.1.1.3 The amendment of the stipulated minimum threshold for local production and content is not allowed.
 - 5.1.1.4 AOs / AAs must ensure that the Declaration Certificate for Local Content (SBD / MBD 6.2) and the Annex C (Local Content Declaration: Summary Schedule) referred to in paragraphs 4.6 (a) and (b) above are submitted as part of the bid documentation.

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5.1.1.5 The dti has the right, as and when necessary, to request for auditors certificates confirming the authenticity of the declarations made in respect of local content.

5.1.1.6 AOs/ AAs must verify the accuracy of the rates of exchange quoted by the bidder in paragraph 4.1 of the Declaration Certificate for Local Content (SBD / MBD 6.2).

5.1.2 Second stage: Evaluation in terms of the 80/20 or 90/10 preference point systems

5.1.2.1 Only bids that achieve the minimum stipulated threshold for local production and content may be evaluated further. The evaluation must be done in accordance with the 80/20 or 90/10 preference point systems prescribed in Preferential Procurement Regulations, 2011.

5.1.2.2 AOs/AAs must ensure that contracts for cable products are awarded at prices that are market related taking into account, among others, the dti's pre-determined benchmark prices, value for money and economies of scale.

5.1.2.3 Where appropriate, prices may be negotiated with short listed or preferred bidders. Such negotiations must not prejudice any other bidders.

6. EVALUATION OF BIDS BASED ON FUNCTIONALITY

6.1 Whenever it is deemed necessary to evaluate bids on the basis of functionality, the prescripts contained in regulation 4 of the Preferential Procurement Regulations, 2011 and paragraphs 6 and 11 of the Implementation Guide must be followed.

7. POST AWARD AND REPORTING REQUIREMENTS

7.1. Once bids are awarded, the dti must be:

- (i) notified of all the successful bidders and the value of the contracts; and
- (ii) provided with copies of the contracts, the SBD/MBD 6.2 Certificates together with the Declaration C submitted by the successful bidders.

7.2 The purpose of the requirements of paragraph 7.1 above is for the dti to among others conduct compliance audits with a view to monitor the implementation of the industrial development strategies.

7.3 Contractors must not be allowed to sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.

7.4 Where, after the award of a bid, contractors experience challenges in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

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8. CONTACT INFORMATION

8.1 Any enquiries in respect of Local Production and Content and all documents to be submitted to the dti must be directed as follows:

The Department of Trade and Industry
Private Bag X84
Pretoria
0001

For Attention:

Chief Director: Industrial Procurement
Tel: (012) 394 3927
Fax: (012) 394 4927

9. APPLICABILITY

- 9.1 This Instruction applies to all National and Provincial Departments, Constitutional Institutions, Public Entities listed in Schedules 2 and 3 to the PFMA and Municipalities and Municipal Entities to which the MFMA apply.
- 9.2 **This Instruction applies to all bids (written price quotations and advertised competitive bids) in excess of R30 000.00 (all applicable taxes included).** Products may not deliberately be split into parts or items of lesser value merely for the sake of procuring the products otherwise than through the directives contained in this Instruction.

10. DISSEMINATION OF INFORMATION CONTAINED IN THIS INSTRUCTION

- 10.1 Heads of Provincial Treasuries are requested to bring the contents of this Instruction to the attention of Accounting Officers and Supply Chain Management Officials of their respective Provincial Departments.
- 10.2 Accounting Officers of National and Provincial Departments are requested to bring the contents of this Instruction to the attention of Accounting Authorities and the Supply Chain Management Officials of Schedule 3A and 3C Public Entities reporting to their respective Executive Authorities.
- 10.3 Accounting Officers of Municipalities and Municipal Entities are requested to bring the contents of this Instruction to the attention of the Supply Chain Management Officials of their Municipalities and Municipal Entities.
- 10.4 Accounting Authorities of Schedule 2, 3B and 3D Public Entities are requested to bring the contents of this Instruction to the attention of the Supply Chain Management Officials of their Public Entities.

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11. NOTIFICATION TO THE AUDITOR-GENERAL

11.1 A copy of this Instruction will be forwarded to the Auditor-General for notification.

12. REPEAL OF INSTRUCTION DATED 8 May 2013

12.1 This Instruction repeals Instruction on invitation and evaluation of bids based on a stipulated minimum threshold for local production and content for the **Electrical Cables** dated 8 May 2013.

13. AUTHORITY FOR THIS INSTRUCTION AND EFFECTIVE DATE

13.1 The Minister of Finance has approved the issuance of this Instruction in terms of regulation 9(2) of the Preferential Procurement Regulations (2011).

13.2 This Instruction takes effect on **27 July 2016**.



**KENNETH BROWN
CHIEF PROCUREMENT OFFICER**

DATE: 30/6/2016