

## PART T1: TENDERING PROCEDURES

### T1.1 TENDER NOTICE AND INVITATION TO TENDER

RFQ NO. 80B6608-6727CIDB

Transnet Limited trading as Transnet Freight Rail (the employer) invites tenders for the design, supply, installation, test and commission of ac/dc distribution panel, primary circuit breaker control panel and sf6 primary circuit breaker at Van Der Merwe 3kv DC traction substation and at Burgerreg 25kv AC traction substation, Depot Engineer, Koedoespoort.

Tenderers should have a CIDB contractor grading designation of **3 EE or 2 EEPE or higher**. Potentially emerging enterprises who satisfy the criteria stated in the Tender Data may submit tender offers.

The physical address for collection of tender documents is at the reception, Level 100, Transnet Freight Rail Tender Advice Centre, Johannesburg.

Tender documents may be collected during office hours after **09h00 on 06 October 2010** and will only be available until **15h00 on Wednesday, 13 October 2010**.

**On payment of an amount of R200.00 (VAT incl.)(per set) to be made to Transnet Freight Rail at the Standard Bank, account number 203158595, branch code 4805, ref no. RFQ number 80B6608-6727CIDB. The official Bank receipt(s) franked with the official Bank stamp to be provided with the collection of a tender document. This amount is not refundable. No tenders will be sold after 15h00 on Wednesday, 13 October 2010.**

Queries relating to the **administrative issues** of these documents may be addressed to:

Mrs Anneline Scholtz  
Tel No: (012) 315 2137  
Fax No. (012) 315 2138  
E mail: [Anneline.scholtz@transnet.net](mailto:Anneline.scholtz@transnet.net)

Queries relating to **technical information** may be addressed to:

Mr T J Dlamini / S P Mokobake  
Tel No: 012 842 5206 / 012 842 5098  
Cell No: **083 275 7148**  
Fax No: 012 8425749  
E mail: [phillip.mokobake@transnet.net](mailto:phillip.mokobake@transnet.net)

A compulsory clarification meeting with representatives of the Employer will take place at **Trans Road, DI's Office, Koedoespoort, Pretoria, at 09h00 on Thursday 14<sup>th</sup> October 2010**. Tenderers without a valid tender document in their possession will not be allowed to attend this compulsory clarification meeting. Thereafter (**approximate 10h00**) a compulsory site inspection will be conducted at **Van Der Merwe And Burgerreg Substations**.

Tenderers must arrange for their own transport.

Transnet reserves the right to accept the whole or any part of a tender. Transnet also reserves the right to negotiate terms and conditions with all, or a short-listed group of contenders, or the preferred tenderer, should it be deemed necessary.

This tender closes punctually at **10:00 on Tuesday, 26<sup>th</sup> October 2010.**

Tenders may only be submitted on the tender documentation that is issued. Telegraphic, telephonic, facsimile and late tenders will not be accepted.

Tenderers are warned that a tender will be liable to disqualification should any attempt be made by a Tenderer either directly or indirectly to canvass any officer(s) or employees of Transnet Limited in respect of a tender between the date the tender is submitted and the date of the award. A Tenderer may, however, at any time communicate with the Chairperson of the Transnet Freight Rail's Acquisition Council, Ground floor, Inyanda House, 21 Wellington Road, Park Town, Johannesburg, 2001 or on telephone no. (011) 308-3491 on any matter relating to his tender.

Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the Tender Data.

TRANSNET fully endorses and supports the South African Government's Broad-Based Black Economic Empowerment Programme and it is strongly of the opinion that all business enterprises have an equal obligation to redress the imbalances of the past. TRANSNET would therefore prefer to do business with business enterprises who share these same values and who are prepared to contribute to meaningful BBEE initiatives (including, but not limited to enterprise development, subcontracting and Joint Ventures) as part of their RFP responses.

Transnet would accordingly allow a "preference" in accordance with the 10% preference system, as per the Preferential Procurement Policy Framework Act, 5 of 2000 (as amended), to companies who provide a BBEE Accreditation Certificate. All procurement and disposal transactions in excess of R30 000 (thirty thousand S.A. Rand) will be evaluated accordingly. All transactions below this R30 000 will, as far as possible, be set aside for Exempted Micro Enterprises (EMEs).

TRANSNET consequently urges Respondents (Large Enterprises and QSE's - see below) to have themselves duly accredited by any one of the Accreditation Agencies approved by SANAS (the South African National Accreditation Systems, under the auspices of the DTI).

In terms of Government Gazette No 32094, Notice No 354 dated 23 March 2009, as from 1 August 2009 only BBEE Accreditation Certificates issued by SANSAS approved verification agencies will be valid.

However Accreditation Certificates issued before 23 March 2009, and which are still within their one (1) year validity period, will still be acceptable, until their expiry date provided that the accreditation was done in accordance **with the latest Codes (i.e. those promulgated on 9 February 2007).**

BBEE Accreditation Certificates issued after the published date i.e 23 March 2009, by a Verification Agency not approved by SANSAS, will **NOT** be acceptable as from 23 March 2009.

Enterprises will be rated by such Accreditation Agencies based on the following:

**Large Enterprises (i.e. annual turnover >R35 million):**

- Rating level based on all 7 (seven) elements of the BBEE scorecard

➤ Enterprises to provide BBBEE certificate and detailed scorecard (to be renewed annually)

(a) **Qualifying Small Enterprises – QSE (i.e annual turnover between R5 million and R35 million):**

➤ Rating based on any 4 (four) of the elements of the BBBEE scorecard

➤ Enterprises to provide BBBEE certificate and detailed scorecard (to be renewed annually)

**Exempted Micro Enterprises – EME (i.e. annual turnover <R5 million are exempted from being rated or verified):**

➤ Automatic rating of Level 4 rating, irrespective of race of ownership, i.e. 100% BBBEE recognition

➤ Black ownership >50% or Black Women ownership >30% automatically qualify as Level 3 BBBEE, i.e. 110% BBBEE recognition

➤ EME's should only provide documentary proof of annual turnover (i.e. audited financials) plus proof of Black ownership if Black ownership >50% or Black Women ownership >30% (to be renewed annually from their Auditors / Accounting Officers)

In addition to the above, Respondents who wish to enter into a Joint Venture (JV) or subcontract portions of the contract to BBBEE companies, must state in their RFPs the percentage, of the total contract value that would be allocated to such BBBEE companies, should they be successful in being awarded any business. A rating certificate in respect of such BBBEE JV-partners and / or subcontractor(s), as well as a breakdown of the distribution of the aforementioned percentage must also be furnished with the RFP response to enable Transnet to evaluate / adjudicate all RFPs received on a fair basis.

**Each Respondent is required to furnish proof of its BBBEE status (Certificate and Detailed Scorecard) as stipulated above to TRANSNET.**

<p><b>Turnover:</b> Indicate your company's most recent annual turnover:</p> <p>R.....</p>
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- If annual turnover <R5m, please attach auditors / accounting officers letter confirming annual turnover and percentage black ownership as well as Black Women ownership.
- If annual turnover >R5m please attach BBBEE certificate and detailed scorecard from an accredited rated agency.

The DTI has created an online **B-BBEE Registry** (<http://www.dti.gov.za>) in order to provide a central and standardized source of the B-BBEE status of all entities, and to facilitate the flow of this information amongst entities by providing a Unique Profile Number (UPN) per each listing. Existing and prospective suppliers are therefore urged to list their B-BBEE status on the DTI Registry. Hence, entities verified by DTI, will receive the following benefits:

- Their BBBEE status will be verified and confirmed by the DTI, before listing on the Registry
- Listing on the Registry will provide suppliers the option to market themselves on the DTI B-BBEE Opportunities Network. This is a search engine that is designed to help businesses find B-BBEE compliant entities who match specific requirements in terms of the nature of services/goods provided, region, B-BBEE status or other search criteria.

Transnet supports this DTI initiative and will use the DTI Registry to verify prospective and

existing suppliers' BBBEE credentials.

Kindly provide Transnet with your DTI B-BBEE UNIQUE PROFILE NUMBER with all RFQ submissions.

<b>DTI BBBEE UNIQUE PROFILE NUMBER:</b> .....
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Failure to submit your BBBEE information in terms of 14.3 and/or 14.5 (above) will result in a score of zero being allocated for BBBEE evaluation.

“PREVIEW COPY ONLY”

