

T1.2 TENDER DATA

The conditions of tender are the Standard Conditions of Tender as contained in Annex F of the CIDB Standard for Uniformity in Construction Procurement. (See www.cidb.org.za) The Standard Conditions of Tender make several references to the Tender Data for details that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the standard conditions of tender. Each item of data given below is cross-referenced to the clause in the Standard Conditions of Tender to which it mainly applies.

F.1.1 The employer is **Transnet Limited trading as Transnet Freight Rail**.

F.1.2 The tender documents issued by the employer comprise:

T1.1 Tender notice and invitation to tender

T1.2 Tender data

T2.1 List of returnable documents

T2.2 Returnable schedules

Part C1: Agreements and contract data

C1.1 Form of offer and acceptance

C1.2 Contract data

C1.3 Adjudicators Appointment

Part C2: Pricing data

C2.1 Pricing instructions

C2.2 Bill of Quantities

Part C3: Scope of work

C3 Works Information

Part C4: Site information

C4 Site information

F.1.4 The employer's agent is:

Name : **Mr. William Goosen**

Address : **Room 317**

138 Eloff Street

Braamfontein 2017

F.2.1.1 Only tenderers who are registered with the CIDB, or are capable of being so registered within 10 days after the closing of submissions, are eligible to submit tenders:

- a) contractors who have a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a **6CE** class of construction work; and
- b) contractors registered as potentially emerging enterprises with the CIDB who are registered in one contractor grading designation lower (**5CE PE**) than that required in terms of a) above and who satisfy the following criteria:
 - **has technical qualifications and competence.**
 - **has managerial capacity, reliability, experience.**
 - **has good reputation.**
 - **Has equipment**

Joint ventures are eligible to submit tenders provided that:

1. every member of the joint venture is registered with the CIDB;
2. the lead partner has a contractor grading designation in the **6CE** class of construction work; and
3. the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a **6CE** class of construction work.

F.2.7 The arrangements for a compulsory clarification meeting are as stated in the Tender Notice and Invitation to Tender.

Confirmation of attendance to be notified at least one full working day in advance to:

Name : **Mr. Johan Jansen**
Tel : **011 584-0625**
Fax : **011 774 9836**
E-mail : Johan.Jansen2@transnet.net

Tenderers must sign the attendance list in the name of the tendering entity. Addenda will be issued to and tenders will be received only from those tendering entities appearing on the attendance list.

F.2.12 No alternative tender offers will be considered.

F.2.13.3 Parts of each tender offer communicated on paper shall be submitted as an original, plus one copy.

F.2.13.5 The employer's address for delivery of tender offers and identification details to be shown on each tender offer package are:

If delivered by hand, to be deposited in the Transnet Freight Rail Acquisition Council tender box which is located in the foyer on the ground floor, Inyanda house, 21 Wellington Road, Parktown, Johannesburg and addressed as follow:

- i) The Chairperson
Transnet Freight Rail Acquisition Council
Inyanda House
21 Wellington Road
Parktown
Johannesburg
2001

It should also be noted that the above tender box is accessible to the public 24 hours per day, 7 days a week. The measurements of the "tender slot" are 500mm wide x 100mm high, and Tenderers must please ensure that tender documents/files are not larger than the above dimensions. Tenders, which are too bulky (i.e. more than 100mm thick) must be split into two or more files, and placed in separate envelopes.

- ii) If posted, the envelope must be addressed to:

The Chairperson
Transnet Freight Rail Acquisition Council
P O Box 4244
Johannesburg
2000

and must be despatched in time for sorting by the Post Office to reach the Post Office Box indicated above, before the closing time of the tender. In the event of the late receipt of a tender, the Tenderer's franking machine impression will not be accepted as proof that the tender was posted in time.

Identification details

Tenders must be submitted before the closing hour on the date as shown in F.2.15 below, and must be enclosed in a sealed envelope which must have inscribed on the outside.

- (a) Tender No.
- (b) Description of work
- (c) Closing date of tender

F.2.13.6 A two-envelope procedure will not be followed

F.2.15 The closing time for submission of tender offers is **as stated in the Tender Notice and Invitation to Tender.**

F.2.15 Telephonic, telegraphic, telex, facsimile or e-mailed tender offers will not be accepted.

F.2.16 The tender offer validity period is **12 weeks**

F.2.19 Access shall be provided for the following inspections, tests and analysis:
Not applicable

F2.22 Return all retained tender documents within 28 days after the expiry date of the validity period

F2.23 The tenderer is required to submit with his tender:
Either a Certificate of Registration issued by the Construction Industry Development Board or a copy of the application Form for registration in terms of the construction Industry Development Board Act (Form F006) and an original valid Tax Clearance Certificate issued by the South African Revenue Services.

F.3.4 The time and location for opening of the tender offers:
Time : 10h15 on the closing date of the tender
Location : Table G66 and G69, West Wing, Ground floor, Inyanda House ,
21 Wellington Road, Parktown, Johannesburg.

F.3.11.1 The procedure for the evaluation of responsive tenders is Method 4.

The score for quality is to be calculated using the following formula:

$$W_Q = W_2 \times S_O / M_S$$

Where W_2 is the percentage score given to quality and equals **60**
 S_O is the score for quality allocated to the submission under consideration.

M_S is the maximum possible score for quality in respect of a submission.

The score for financial offer is calculated using Formula 2 (option 2) of SANS 294,

Where W_1 is the percentage score given to financial offer and equals 100 minus W_2 .

The score for quality and financial offer is to be combined, before the addition of the score for preference, as follows:

$$W_C = W_3 \times \left(1 + \frac{S - S_m}{S_m}\right)$$

Where W_3 is the number of tender evaluation points for quality and financial offer and equals:

- 1) 90 where the financial value, VAT inclusive, of all responsive tenders received have a value in excess of R 2 000 000; or
- 2) 80 where the financial value, VAT inclusive, of one or more responsive tender offers equals or is less than R 2 000 000.

S is the sum of score for quality and financial offer of the submission under consideration

S_m is sum of the score for quality and financial offer of the submission scoring the highest number of points

Up to 100 minus W_3 tender evaluation points will be awarded to tenderers for BBEE preference.

F.3.11.3 Only those tenderers who score a minimum score of 60 points in respect of the following quality criteria will be considered.

Description of quality criteria and sub criteria			Maximum number of tender evaluation points
Quality:	Technical merit	20%	
	Response to the proposed scope of work	20%	
	Risk/Safety/Quality and environmental characteristics	20%	
	Organization, Logistics, Resources, Equipment and Facilities	10%	
	Previous Work Experience	10%	
	Managerial Capacity, Qualifications and Experience	10%	
	Delivery Period/Period of Completion	10%	
Eligibility criteria:	Competitive Pricing	90%	
	Enterprise Development	10%	
Total evaluation points for quality (W_Q)			100

Criteria to be evaluated on the following scales:

Non-compliance	=	0
A detrimental response/answer/solution	=	20
Less than acceptable	=	40
Acceptable response/answer/solution	=	60
Above acceptable	=	80
Excellent	=	100

F.3.13.1 Tender offers will only be accepted if:

- a) The tenderer has in his or her possession an original valid Tax Clearance Certificate issued by the South African Revenue Services or has made arrangements to meet outstanding tax obligations.
- b) The tenderer is registered with the Construction Industry Development Board in an appropriate contractor grading designation;
- c) The tenderer is not in arrears for more than 3 months with municipal rates and taxes and municipal service charges;
- d) The tenderer or any of its directors is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector.
- e) The tenderer has not:
 - i) abused the Employer's Supply Chain Management System; or
 - ii) failed to perform on any previous contract and has been given a written notice to this effect; and
- f) has completed the Compulsory Enterprise Questionnaire and there are no conflicts of interest which may impact on the tenderer's ability to perform the contract in the best interests of the employer or potentially compromise the tender process.

F.3.18 The number of paper copies of the signed contract to be provided by the employer is one.

The additional conditions of tender are:

- 1 The Tenderer is deemed to have satisfied himself before tendering as to the correctness and sufficiency of his tender for the *Works* and of the rates and prices stated in the priced Price List in the *Works* Information. The rates and prices (except in so far as otherwise provided in the Tender) collectively cover full payment for the discharge of all his obligations under the Contract and all matters and things necessary for the proper completion of the *works*.
- 2 Notwithstanding what is stated in Pricing Data, Tenderers are required to tender for **all** the areas quoted in the Bill of Quantities.
- 3 Tenders shall be completed in black ink only.
- 4 Open tender to engage new entrants. Advertising in the local media to encourage more entrants/Tenderers. The Contractor is to submit a proposal of how to fulfil the requirement to include disadvantaged people in participating in the economy in a sustainable manner by providing them with basic needs/ or skills within the "scope area"
- 5 ***Tender will be disqualified if all returnable documents and schedules are not returned.***