

MALUTI-A-PHOFUNG SPECIAL ECONOMIC ZONE



BID NUMBER: MAPSEZ 003/2026(B)

BID NAME: APPOINTMENT OF A PANEL OF CIDB-GRADED CIVIL ENGINEERING CONTRACTORS (1CE–3CE) FOR A PERIOD OF THREE (03) YEARS

ADVERT DATE: 25 AUGUST 2026

COMPULSORY BRIEFING SESSION DATE: NOT APPLICABLE

CLOSING DATE: 15 SEPTEMBER 2026

BIDDERS DETAILS	
Bidding Structure	Sole Bidder ☐ JV* ☐
Company Name:	
Completed By:	
CSD Supplier Number:	
CIDB CRS Number:	
Relevant Class of Work the Bidder is Bidding Under:	☐ 1CE ☐ 2CE ☐ 3CE
Email:	
Telephone:	
Mobile Number:	
Date:	

** JV/Consortium bidders must submit a **signed JV/Consortium Agreement** and all applicable supporting documents for the **JV and/or each member**, including **CSD, CIDB, B-BBEE, company registration, authority to sign and other bid-required documentation**. Failure to submit the required documentation may result in **disqualification or loss of points, where applicable***

Inquiries

Procurement inquiries related to this Bid can be forwarded by email to MAPSEZ procurement office at thapelom@mapsez.co.za

Technical inquiries related to this Bid can be forwarded by email to MAPSEZ PMU office at thobaniguma@gmail.com

VERY IMPORTANT NOTICE ON DISQUALIFICATION

A Bid not complying with the preemptory requirements stated hereunder will be regarded as being a “not Acceptable Quotation” and as such will be rejected.

“**Acceptable Quotation**” means any Bid which, in all respects, complies with the conditions of the Specifications as set out in this document, including conditions as specified in the Preferential Procurement Policy Framework Act, 2000 and related legislation as published in Government Gazette No 20854, in terms of which provision is made for this policy.

Bidder are expected to:

- i. Submit bid on or before closing date and time
- ii. Fill in the required information in all Forms/Bills
- iii. Complete all Forms/Bills in black ink. Do not use pencils or correction fluid to make corrections
- iv. Make corrections, if necessary, only by placing a line across the words/numbers to be corrected and initial next to the amended text. Do not scratch out, write over rates, paint over rates or use correction fluid
- v. Ensure that witnesses sign where required
- vi. Attend the compulsory site/clarification meetings (if applicable)
- vii. Attach to the bid documents a copy of a signed Joint Venture agreement (if applicable)
- viii. Ensure that only the person authorised to do so may sign the Bid offer
- ix. A Tax Compliance Status PIN or tax clearance certificate is not a mandatory returnable at panel-establishment stage. MAPSEZ will verify tax compliance through the CSD before the award of each work package.
- x. Register with the Central Supplier Database
- xi. Register with the Construction Industry Development Board (if applicable)

Furthermore, the Bid will be considered as not acceptable if:

- i. There are attempts by the bidder to influence, the evaluation and / awarding of the quote
- ii. The bidder or any of his directors is listed on the Register of Bid Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004
- iii. The bidder has abused the MAPSEZ's Supply Chain Management System
- iv. Irrespective of the procurement process followed, no award may be given to a person-
 - i. Who is in the service of the state, or
 - If that person is not a natural person, of which any director, manager, principal shareholder or stakeholder is a person in the service of the state; or
 - who is an advisor or consultant contracted with the FDC or the MAPSEZ in respect of contract that would cause a conflict of interest
- i. The bidder may only submit a Bid on the documentation provided by the MAPSEZ

Bidder: Initial of authorised signatory/ies

MAPSEZ: _____
Initial
Witness: _____
Initial

Bidder: _____
Initial
Witness: _____
Initial

Initial of authorised signatory/ies

IN THIS DOCUMENT AND OTHER DOCUMENTS REFERRED TO BUT NOT ATTACHED, THE FOLLOWING WORDS ARE SYNONYMOUS WITH EACH OTHER

1. CLIENT, EMPLOYER, MALUTI-A-PHOFUNG SPECIAL ECONOMIC ZONE
2. BIDDER, CONTRACTOR, SERVICE PROVIDER
3. QUOTATION AND BID AND VARIATIONS THEREOF
4. JOINT VENTURE / CONSORTIUM

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TENDER

PART T1: BIDDING PROCEDURES

T1.1 – Tender Notice and Invitation to Tender

T1.1 Tender Notice and Invitation to Tender

Tender No: MAPSEZ 003/2026 (B)

Description Appointment of a Panel of Suitably Qualified and CIDB-Registered Civil Engineering Contractors in Grades 1CE to 3CE, on an "As and When Required" Basis, for a Period of Three (03) Years by the Maluti-a-Phofung Special Economic Zone (MAPSEZ).

It is estimated that tenderers must have a CIDB contractor grading of **1CE to 3CE CIDB Grading**

Bids that satisfy all mandatory, administrative and technical requirements will be evaluated in accordance with the 80/20 preference point system, as detailed below:

Price	80 points
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Development Goals	20 points
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SUBMITTED BIDS MUST BE COMPLETED IN ACCORDANCE WITH THE CONDITIONS OF TENDER AND BID RULES CONTAINED IN THIS DOCUMENT.

Tenderers shall submit bids only on the official MAPSEZ tender documentation issued for this tender.

Tenderers shall submit:

One (1) original completed tender document placed in a sealed envelope together with the returnable documents. Envelope to be clearly marked with the Tender Number and Project Description. All returnable documents properly indexed and neatly bound. **In addition, bidders must submit a flash drive containing an electronic copy of the complete bid submission, including all returnable documents.**

The tender document shall be completed as follows:

All entries must be completed in black ink.

Corrections shall be made by crossing out the incorrect information and initialling next to the amendment. The use of correction fluid, erasures or overwriting shall not be permitted.

The tender document must be signed by a person duly authorised through a Board Resolution (format attached) or Power of Attorney.

The following tender conditions shall apply:

Tenderers must comply with all mandatory and administrative requirements in order for their tenders to be considered responsive (See Section T1.2 Tender Data).

No two-envelope system shall be followed.

Telegraphic, telephonic, facsimile, electronic and late submissions will not be accepted.

The closing date and time for submission of tenders is **11:00 on 15th September 2026.**

For contact details, contact persons and tender submission requirements, refer to the Tender Data below.

Tenderers are referred to Section T1.2 – Tender Data for further detailed tender conditions and requirements.

PART T.1.2. TENDER DATA

Clause Reference	Heading	Tender Data
C.1 GENERAL		
C.1.1	Actions	The Employer is Maluti-a-Phofung Special Economic Zone SOC Ltd (MAPSEZ), Corner Amanda and De Lange Streets, Tshiame, Harrismith, Free State. The Employer and tenderers shall act with integrity, fairness and transparency, comply with applicable legal obligations, avoid anti-competitive conduct and declare any actual or potential conflict of interest.
C.1.3	Interpretation	The Tender Data and additional requirements contained in the returnable schedules form part of the Conditions of Tender. These Conditions of Tender, the Tender Data and tender schedules required for evaluation shall form part of any agreement arising from this invitation, to the extent applicable to the panel appointment and subsequent work packages.
C.1.4	Communication and Employer's Agent	All bid-related communication shall be in writing and directed to the Employer's authorised contact person stated in the Tender Notice. Procurement and technical contact details shall be stated in T1.1. No information obtained from any other person shall be regarded as binding unless confirmed in writing by the Employer.
C.1.5	Cancellation and Re-Invitation of Tenders	MAPSEZ reserves the right to cancel and, where necessary, re-advertise the bid prior to award, in accordance with applicable procurement prescripts and the MAPSEZ SCM Policy.
C.1.6	Procurement Procedure	MAPSEZ is establishing a panel of suitably qualified and CIDB-registered Civil Engineering (CE) contractors through an open competitive bidding process. Tenderers that meet the applicable eligibility, responsiveness and functionality requirements for the CIDB grade applied for may be admitted to the panel. Appointment to the panel does not guarantee work. Panel members may be invited to submit quotations/tender offer for specific work packages as and when required. Each work package is awarded separately in accordance with the applicable procurement requirements and MAPSEZ SCM Policy.

C.2 TENDERER'S OBLIGATIONS

C.2.1	Eligibility/ Administrative/ Mandatory	A bidder is eligible only if it: • holds an active CIDB registration in the applicable Civil Engineering (CE) class and grade at the bid closing date. It remains the responsibility of the tenderer to monitor and maintain its CIDB registration status throughout the evaluation and appointment process. Where a registration that was active at the bid closing date subsequently lapses during this period (evaluation period), MAPSEZ may, at its discretion, afford the tenderer a specified period to regularise its registration. The required CIDB registration must be active at the time of appointment; • valid CIDB Registration Certificate reflecting an active 1CE or 2CE or 3CE grading; • is registered on the National Treasury Central Supplier Database (CSD); • submits a copy CSD profile; • Submits a duly signed resolution/authority of signatory. • Duly Signed and fully Completed SBD 4 – Bidder's Declaration. • Certified copies of the Director(s)' Identity Document(s), with the certification not older than six (6) months as at the bid closing date. • is not restricted from doing business with the State or the Employer; and • Grade 1 bidders must submit the CV of the proposed Site Manager/Key Person, together with certified proof that the person holds a minimum diploma in a relevant civil engineering discipline. Failure to submit the CV and certified proof of qualification will result in disqualification. • Bidders must complete and signed documents in full. • complies with the eligibility / mandatory or administrative compliance requirements expressly stated in this Tender Data and elsewhere in this document. Tenderers shall indicate the CIDB grade for which panel admission is sought in the prescribed returnable schedule and may only be admitted to a grade for which they meet the applicable CIDB registration requirements.
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C.2.2	Cost of Tendering	The Employer will not compensate a tenderer for any costs incurred in preparing or submitting a tender offer or in providing supporting information required for evaluation.
C.2.3	Check Documents	Tenderers shall check the tender documents for completeness on receipt and promptly notify the Employer in writing of any discrepancy or omission.
C.2.4	Confidentiality and Copyright	Tenderers shall treat matters arising from the tender as confidential and use the tender documents only for preparing and submitting a tender offer.
C.2.5	Reference Documents	Tenderers shall obtain, where necessary, the latest versions of standards, specifications, conditions of contract and other documents incorporated by reference.
C.2.6	Acknowledge Addenda	Tenderers shall acknowledge all addenda issued by the Employer and take them into account in preparing the tender submission.
C.2.7	Clarification Meeting	Not applicable.
C.2.8	Seek Clarification	Requests for clarification shall be submitted in writing to the Employer's authorised contact person at least five (5) working days before the tender closing time.
C.2.10	Pricing the Tender Offer	Not applicable at panel-admission stage.
C.2.11	Alterations to Documents	Tenderers shall not alter or add to the tender documents except to comply with an instruction issued by the Employer or to correct an error made by the tenderer. Any permitted correction shall be initialled by the authorised signatory. Erasures and correction fluid are not permitted.
C.2.13	Submitting a Tender Offer	Tenderers shall submit one complete tender submission in the manner stated in T1.1 and return all documents identified in T2.1 and T2.2. The submission shall be signed by a duly authorised representative. Joint ventures shall submit the required joint venture agreement and identify the lead partner. Tender submissions shall be sealed and clearly marked with the tender number and description. Facsimile and e-mail submissions will not be accepted unless expressly stated otherwise in T1.1. Joint Venture / Consortium bidders must submit a signed JV/Consortium Agreement together with all supporting documentation applicable to the JV and/or each individual member. This includes the applicable CSD documentation, CIDB registrations of each JV member and evidence of the JV's effective CIDB grading, applicable B-BBEE certificate/sworn affidavit, company registration documents, authority to sign and any other bid-required documentation. Where documentation is required for each JV member, it must be submitted separately for each member; where documentation is required in the name of the JV/Consortium, the applicable JV/Consortium

		documentation must be submitted. Failure to submit the required documentation may result in disqualification or loss of points, where applicable.
C.2.14	Information and Data to be Completed	Tenderers shall complete the tender documents in all material respects and provide the information required for eligibility and evaluation. A failure that constitutes a material deviation or prevents a fair evaluation may result in the tender being regarded as non-responsive.
C.2.15	Closing Time	The closing date, time and tender box address shall be stated in T1.1. Late tenders will not be accepted. Proof of delivery to MAPSEZ premises does not constitute proof that a tender was deposited in the official tender box before closing. Where a tenderer uses a courier service, the courier is responsible for ensuring that the bid is deposited directly into the official MAPSEZ bid box. Delivery to or acceptance by security, reception, or any other MAPSEZ personnel shall not constitute valid submission of the bid. Proof of courier delivery or delivery to MAPSEZ premises does not constitute proof that the bid was deposited in the official bid box before closing. It remains the sole responsibility of the tenderer to ensure that its bid is deposited in the official bid box before the closing date and time. MAPSEZ accepts no responsibility for bids that are delivered to its premises but are not deposited in the official bid box before closing.
C.2.16	Tender Offer Validity	Tender offers shall remain valid for ninety (90) calendar days from the closing date, unless another period is stated in T1.1. The Employer may request an extension in accordance with Annex C.
C.2.17	Clarification after Submission	During evaluation, the Employer may request clarification of information already submitted. Clarification shall not be used to change the substance of a tender, improve a tenderer's competitive position or cure a material non-compliance after closing.
C.2.23	Certificates	Tenderers shall submit the certificates and supporting documents expressly identified in T2.1 and T2.2. MAPSEZ may verify submitted information through applicable official online sources during evaluation. Such verification shall not be used to remedy a bidder's failure to submit a document in the form expressly required at bid closing.
C.3 THE EMPLOYER'S UNDERTAKINGS		
C.3.1	Respond to Requests from Tenderers	The Employer will respond to requests for clarification received within the period permitted by this Tender Data and will communicate material clarifications to affected tenderers in a fair and transparent manner.

C.3.2	Issue Addenda	The Employer may issue addenda amending or amplifying the tender documents. Addenda will be issued in accordance with Annex C and shall form part of the tender documents.
C.3.3	Return Late Tender Offers	Tender offers received after the closing time will not be considered and shall be returned unopened to the tenderer. Where necessary, a late submission may be opened solely for the purpose of obtaining the tenderer's forwarding address.
C.3.4	Opening of Tender Submissions	Valid tender submissions will be opened at the time and place stated in T1.1. The Employer will record the tenderers whose submissions are opened. As this procurement establishes a panel and does not necessarily require a financial offer at admission stage, only information applicable to the panel tender will be announced/recorded.
C.3.5	Two-Envelope System	Not applicable unless expressly stated in T1.1.
C.3.6	Non-Disclosure	The Employer will not disclose confidential evaluation information to persons not officially concerned with the process before the award/appointment decision is made and communicated.
C.3.7	Grounds for Rejection and Disqualification	The Employer will disqualify a tenderer where corrupt or fraudulent conduct, collusion, misrepresentation or an attempt to improperly influence the procurement process is established. Other grounds for non-responsiveness shall be applied only where disclosed in the tender documents and where the failure is material. Bidders non-adherence to mandatory criteria.
C.3.8	Test for Responsiveness	After opening and before detailed evaluation, MAPSEZ will assess each bid against the eligibility, mandatory and administrative requirements stated in this bid document, including the returnable documents listed in T2.1 and T2.2. A bid will be regarded as materially non-responsive where the tenderer fails to meet a requirement expressly stated as mandatory or where the omission prevents MAPSEZ from fairly evaluating the bid. A materially non-responsive bid will not proceed to functionality evaluation and cannot be made responsive after the bid closing date.
C.3.10	Clarification of a Tender Offer	The Employer may obtain clarification on an ambiguity in a bid offer, provided that the clarification does not change the substance of the tender or unfairly improve the tenderer's position.

C.3.11	Evaluation of Tender Offers	Stage 1 – Eligibility, Administrative Compliance and Responsiveness (Pass/Fail) Tenderers will be assessed against the following requirements: • Active CIDB registration in the Civil Engineering (CE) class of works at Grade 1CE, 2CE or 3CE, applicable to the grade for which panel admission is sought; • Registration on the National Treasury Central Supplier Database (CSD) and submission of a valid CSD Supplier Registration Report; • The tenderer must not be restricted from doing business with the State or MAPSEZ; • Full completion of the official MAPSEZ bid document in black ink, with all applicable sections, forms, schedules and declarations fully completed, and signed where relevant; • Submission of all mandatory and administrative returnable documents specified in T2.1 and T2.2; • Submission of resolution of authority of signatory. • The bid must be signed by a duly authorised representative of the tenderer; and • Where bidding as a Joint Venture/Consortium, submission of the signed JV/Consortium Agreement and all applicable supporting documentation required for the JV/Consortium and/or each member and any other consolidated documents as applicable
		MAPSEZ may verify submitted information through applicable official sources. Failure to meet an applicable mandatory requirement will result in the bid not proceeding to Stage 2. Stage 2 – Functionality Tenderers that pass Stage 1 will be evaluated on functionality in accordance with the criteria, evidence requirements, weightings and minimum qualifying score applicable to the CIDB grade applied for, as set out in the tables below. See Functionality Evaluation Tables below. Tenderers that do not achieve the applicable minimum functionality threshold will not be admitted to the panel.

1CE – FUNCTIONALITY / WEIGHTED SCORE SHEET

1CE Functionality

1CE Functionality				
No.	Criterion	Evidence / Scoring	Score	Weight
1.	<u>Plant hire</u> A valid quotation (not older than 3 months) or letter intent to either hire or supply plant from any registered plant hire company. Quotation or letter must be on the company letterhead.	- 0 Letter / 0 Quote = 0 Points - A letter / Quote = 20 Points	20	100%
2.	<u>Local Economic Development – Locality</u> Tenderers claiming points for Local Economic Development – Locality must submit valid proof of their physical business address. Only the following documents will be accepted as proof of locality: - A municipal account reflecting the physical address; - A municipal proof of address or municipal confirmation letter; - A proof of address letter issued by the relevant Ward Councillor; or - A valid lease agreement, provided that the lease agreement has been in existence for a minimum period of three (3) months prior to the tender closing date. - The proof of address may be in the name of the tendering company or in the name of a director/member of the tendering company, provided that such director/member can be verifiably linked to the tendering company through the submitted company registration documents and/or CSD registration report. - The physical address reflected on the submitted proof of address must correspond with the physical business address reflected on the tenderer’s Central Supplier Database (CSD) registration report. - No other forms of proof of address will be accepted for the allocation of locality points. - Failure to submit one of the prescribed documents above, failure to establish the link between the director/member and the tendering company where applicable, or where the physical address submitted does not correspond with the address reflected on the CSD registration report, shall result in zero (0) points being awarded for Local Economic Development – Locality.	- Harrismith (Tshiame / Makgolokweng / Khalanyoni / Harrismith Town / Intabazwe Region)	80	
		- Free State Province	60	
		- Outside Free State	40	
TOTAL WEIGHTED SCORE – Minimum Functionality Threshold: 60/100			____ / 100	

2CE FUNCTIONALITY / WEIGHTED SCORE SHEET

2CE Functionality				
No.	Criterion	Evidence / Scoring	Score	Weight
1.	Company experience The bidder must demonstrate successfully completed relevant projects within the Grade 2 project value range within the last 10yrs. Only completion certificates are applicable as evidence - Two (2) or more successfully completed relevant projects, each valued above R500,000 and up to R1,000,000 - One (1) successfully completed relevant project valued above R500,000 and up to R1,000,000 - No qualifying successfully completed relevant project within the above value range	- 2 Completion certificate = 30 Points - 1 Completion certificate = 15 Points - No evidence = 0 Points	30	70%
2	2.1 Personnel qualification The bidder must nominate a Site Manager / Key Person who will be responsible for overseeing the execution of the works. The nominated Site Manager / Key Person must hold; - A tertiary qualification in a relevant civil engineering discipline appropriate to Civil (CE) works. - The bidder must submit the CV of the nominated Site Manager / Key Person together with certified proof of the relevant qualification. Minimum diploma in a relevant civil engineering discipline appropriate to CE works	- NQF7 level = 20 Points - NQF6 level = 10 Points - less than =0 Points	20	
	2.2 Experience of personnel The bidder must demonstrate the relevant experience of the nominated Site Manager / Key Person in the execution and/or supervision of Civil Engineering (CE) works. - The experience of the nominated Site Manager / Key Person must be clearly demonstrated in the submitted Curriculum Vitae (CV) and shall be calculated in years of relevant experience.	- 5 or more = 20 - 2 to 4 yrs = 10 - 1 yr = 5	20	
3.	<u>Local Economic Development – Locality</u> Tenderers claiming points for Local Economic Development – Locality must submit valid proof of their physical business address. Only the following documents will be accepted as proof of locality: - A municipal account reflecting the physical address; - A municipal proof of address or municipal confirmation letter; - A proof of address letter issued by the relevant Ward Councillor; or	Harrismith	30	30%
		(Tshiame / Makgolokweng / Khalanyoni / Harrismith Town / Intabazwe Region)		
		Greater Maluti-a-Phofung	20	
		Thabo Mofutsanyana District	15	
		Free State Province	10	
		Outside Free State	5	

	- A valid lease agreement, provided that the lease agreement has been in existence for a minimum period of three (3) months prior to the tender closing date. - The proof of address may be in the name of the tendering company or in the name of a director/member of the tendering company, provided that such director/member can be verifiably linked to the tendering company through the submitted company registration documents and/or CSD registration report. - The physical address reflected on the submitted proof of address must correspond with the physical business address reflected on the tenderer's Central Supplier Database (CSD) registration report. - No other forms of proof of address will be accepted for the allocation of locality points. - Failure to submit one of the prescribed documents above, failure to establish the link between the director/member and the tendering company where applicable, or where the physical address submitted does not correspond with the address reflected on the CSD registration report, shall result in zero (0) points being awarded for Local Economic Development – Locality.			
TOTAL WEIGHTED SCORE – Minimum Functionality Threshold: 70/100				/ 100

3CE – FUNCTIONALITY / WEIGHTED SCORE SHEET

3CE Functionality					
No.	Criterion	Evidence Scoring	Score	Weight	
Relevant Company Experience					
1.	Company experience The bidder must demonstrate successfully completed relevant projects within the Grade 3 project value range within the last 10yrs. Only completion certificates are applicable as evidence - Three (3) or more successfully completed relevant projects, each valued above R1 000,000 and up to R 3 000,000 - Two (2) successfully completed relevant projects valued above R 1 000,000 and up to R 3,000,000 - One (1) successfully completed relevant project valued above R 1 000,000 and up to R 3,000,000 - No qualifying successfully completed relevant project within the above value range	- 3 Completion certificate = 30 Points - 2 Completion certificate = 15 Points - 1 Completion certificate = 10 Points - No evidence = 0 Points	0 30		70%
2.	2.1 Personnel qualification The bidder must nominate a Site Manager / Key Person who will be responsible for overseeing the execution of the works. The nominated Site Manager / Key Person must hold; - A tertiary qualification in a relevant civil engineering discipline appropriate to Civil (CE) works. - The bidder must submit the CV of the nominated Site Manager / Key Person together with certified proof of the relevant qualification. Minimum diploma in a relevant civil engineering discipline appropriate to CE works	- NQF7 level = 20 Points - NQF6 level = 10 Points - less than =0 Points	20		
	2.2 Experience of personnel - The bidder must demonstrate the relevant experience of the nominated Site Manager / Key Person in the execution and/or supervision of civil engineering (CE) works. - The experience of the nominated Site Manager / Key Person must be clearly demonstrated in the submitted Curriculum Vitae (CV) and shall be calculated in years of relevant experience.	- 10 or more = 30 Points - 5 to 9 yrs = 20 Points - 2 to 4 yrs = 10 Points - 1 yr = 5 Points	30		

3.	<u>2.1. Local Economic Development</u> <i>Locality</i>	Harrismith (Tshiame / Makgolokweng / Khalanyoni / Harrismith Town / Intabazwe Region)	20	30%
	- Tenderers claiming locality points must submit valid proof of physical business address, such as a municipal account/letter, municipal proof of address, valid lease agreement, or other acceptable official proof.	Greater Maluti-a-Phofung	15	
	- The proof must be in the company name or a director/member's name verifiably linked to the company. The physical address must correspond with the address reflected on the CSD.	Thabo Mofutsanyana District	10	
	- Failure to meet these requirements will result in forfeiture of the applicable locality points.	Free State Province	5	
		Outside Free State	0	
TOTAL WEIGHTED SCORE – Minimum Functionality Threshold: 70/100			____ / 100	

C.3.11	Evaluation of Tender Offers	Tenderers that satisfy Stages 1 and 2 may be recommended for admission to the panel for the CIDB grade/class for which they qualify. Admission does not guarantee work. Subsequent Work Packages When construction work arises, MAPSEZ will invite quotations/tender offers from suitably graded panel members in accordance with the scope and estimated value of the work. Price and preference, specific goals and any work-specific functionality or mandatory legislation and MAPSEZ SCM Policy requirements will be stated and evaluated at that stage in accordance with applicable
C.3.11.1	Evaluation Panel	Responsive tender offers shall be evaluated by an evaluation panel of not less than three persons conversant with the disclosed evaluation criteria.
C.3.13	Acceptance of Tender Offer / Panel Appointment	MAPSEZ may admit a tenderer to the panel only where the tenderer satisfies the eligibility, responsiveness and functionality requirements and MAPSEZ is satisfied that the tenderer has the legal capacity and relevant capability to participate in the panel. MAPSEZ is not obliged to appoint every tenderer that submits a bid. Panel appointment creates eligibility for future quotation/tender opportunities only and does not create a right to work, payment or a minimum allocation.
C.3.14	Prepare Contract Documents	Where required, MAPSEZ will prepare the panel appointment agreement and/or subsequent construction contract documents, incorporating applicable addenda, returnable schedules and agreed deviations.

C.3.16	Registration of Award	Where a subsequent construction works award is required to be registered on the CIDB Register of Projects, MAPSEZ will register and publish the award within the prescribed period.
C.3.17	Provide Copies of Contracts	MAPSEZ will provide the successful contractor with the required copy/copies of any signed panel agreement or subsequent construction contract.
—	STANDARD CONDITIONS OF TENDER	The CIDB Standard Conditions of Tender (Annex C) apply to this bid, together with the requirements contained in this Tender Data. Where there is any conflict, applicable legislation and mandatory CIDB requirements shall prevail.

PART T2: RETURNABLE DOCUMENTS

T2.1 - List of Returnable Documents

T2.1. LIST OF RETURNABLE DOCUMENTS

No.	Returnable Document / Schedule	Requirement / Evidence	Status
A. ELIGIBILITY AND ADMINISTRATIVE DOCUMENTS			
1	Current CSD Supplier Profile	Current Central Supplier Database supplier profile / supplier number.	Required
2	CIDB Contractor Profile	Recent CIDB contractor profile showing an active 1CE, 2CE or 3CE grading designation, according to the grade applied for.	Required
3	Director / Member Identity Documents	Certified copies of identity documents of all directors or members; certification not older than six (6) months.	Required
4	SBD 4 – Bidder's Disclosure	Duly completed and signed.	Required
5	Authority to Sign	Certificate / Resolution of Board of Directors or other acceptable authority authorising the signatory to submit the tender.	Required
6	Joint Venture / Consortium Documents	JV/Consortium agreement; resolution authorising participation; and Special Resolution of the JV/Consortium, where applicable.	If applicable
B. TENDER-SPECIFIC RETURNABLE SCHEDULES			
7	Annexure A – Record of Addenda	Record and acknowledgement of all addenda issued by MAPSEZ.	Required
8	Annexure B – Proposed Amendments and Qualifications	Tenderer to record any proposed amendments or qualifications. If none, indicate NIL.	Required
9	Annexure D – Compulsory Declaration	Duly completed and signed declaration.	Required
C. FUNCTIONALITY AND CAPABILITY SCHEDULES			
10	Applicable Functionality Schedule	Complete only the functionality schedule applicable to the CIDB grade applied for (1CE, 2CE or 3CE).	Required
11	Relevant Company Experience	Schedule of relevant company experience together with the appointment letter / contract evidence required by the applicable functionality schedule.	Required
12	Completion / Reference Evidence	Completion certificate or reference letter for the same project relied upon for relevant company experience, as required by the applicable functionality schedule.	Required
13	Locality Evidence	Municipal account/letter, lease agreement or other locality evidence permitted by the applicable functionality schedule.	Required for scoring
14	Grade 3 Project Value Evidence	Evidence demonstrating the required project value threshold for Grade 3, where applicable.	Grade 3 only

D. CONTRACT / PANEL DOCUMENTS			
14	C1.1 – Form of Offer and Acceptance	Complete and sign the Form of Offer where required for the panel appointment.	Required
15	C1.2 – Contract Data (Part 2)	Tenderer to complete the data allocated to the Contractor, where applicable.	As applicable
16	C2 – Pricing Data / Bills of Quantities	Not applicable to panel admission unless expressly included. Pricing for specific work packages will be requested at RFQ/tender stage.	Not at panel stage
17	C3 – Scope of Work	Tenderer to acknowledge and comply with the panel Scope of Work. No separate supporting document is required unless a returnable schedule is included in C3.	Acknowledge

PART T2: RETURNABLE DOCUMENTS

T2.2 - Returnable Schedules

ELIGABILITY AND ADMINISTRATIVE DOCUMENTS
Current Central Supplier Database Profile
Supplier CSD MAAA Number: _____ Please insert a copy of your current CSD Supplier Profile in this section.

ELIGABILITY AND ADMINISTRATIVE DOCUMENTS
Current CIDB Contractor Profile
CIDB CRS Number: _____ Please insert a copy of your current CIDB Profile in this section.

ELIGABILITY AND ADMINISTRATIVE DOCUMENTS
Director / Member Identity Documents
Please insert certified copies of all Directors' Identity Documents in this section. Certification must not be older than six (6) months.

ELIGIBILITY AND ADMINSTRATIVE DOCUMENTS

SBD 4: BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

- 1.1 Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa, 1996 (Constitution), and further expressed in the various applicable legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.
- 1.2 If a person is listed in the Register for Tender Defaulters and/or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. DECLARATION ON EMPLOYMENT BY ORGAN OF STATE

- 2.1 Is the bidder, or any of the directors / trustees / shareholders / members / partners of the bidder employed by an organ of state, as defined in section 239 of the Constitution? **YES/NO**
- 2.2 If YES, furnish particulars of the names, individual identity numbers, in the table below:

Full Name	Identity Number	Name of organ of state

- 2.3 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.3.1 If so, furnish particulars:

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

2.4 Does the bidder or any of its directors/trustees/shareholders members/partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise, whether or not they are bidding for this contract? **YES/NO**

2.4.1 If so, indicate all companies registered in the CSD in the table below:

Supplier registration number (MAAA)	Status (active/inactive/deleted)

Failure to disclose all CSD-registered active companies linked to all Directors will lead to disqualification.

3 GENERAL DECLARATION

I,, the undersigned, in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure.
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found to be false.
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.5 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

- 3.6 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act, 1998 (Act No. 89 of 1998) and or may be referred to law enforcement agencies for criminal investigation and or may be restricted from conducting business with the state for a period not exceeding 10 years in terms of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004) or any other applicable legislation.

I CERTIFY THAT THE ABOVE IS CORRECT.

I ACCEPT THAT THE PROCURING INSTITUTION MAY REJECT THE BID OR TAKE APPROPRIATE ACTION AGAINST ME IF THIS DECLARATION IS FALSE.

.....
Signature

.....
Date

.....
Designation

.....
Name of bidder

ELIGIBILITY AND ADMINISTRATIVE DOCUMENTS

SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 The applicable preference point system for this quotation is the 80/20 preference point system.

1.3 Points for this quotation (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals

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

	POINTS
Price	80
Specific goals	20
Total Points for Price and Specific Goals	100

1.2 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

1.3 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of

state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and

(e) “the Act” means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20	or	90/10
$Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$	or	$Ps = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$

Where

Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmin = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20	or	90/10
$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$	or	$Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$

Where

Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
- (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Required Proof	No. of points allocated (80/20 system)	No. of points claimed (80/20 system)	Proof provided
Small Medium and Micro Enterprises (SMMEs);	BBBEE Certificate or Affidavit	10		
Enterprise owned by historically disadvantaged person(s): <i>Black African (one; more or all directors);</i>	Directors IDs; Company Profile; Proof of disability; CIPC Registration Documents	5		
Youth owned enterprises (one; more or all directors)	Directors IDs; Company Profile; CIPC Registration Documents	5		

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company

- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I 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 paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering 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) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted 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; an

.....

SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

.....

AUTHORITY OF SIGNATORY / RESOLUTION TO SUBMIT A QUOTATION, BID OR TENDER

This form must be completed by all Bidders submitting a Quotation, Bid or Tender

A. Resolution Details

The undersigned hereby confirm that the following resolution was adopted by the Bidder.

Company Name / Bidding Entity Name: _____ **Venue of Meeting/Resolution:** _____ **Date of Meeting/Resolution:** _____

B. Applicability

Please indicate the applicable items by ticking (✓) either **Y** or **N/A**.

No.	Item	Y	N/A
1.	The Bidder is authorised to submit this Quotation/Bid/Tender to the Maluti-a-Phofung Special Economic Zone (MAPSEZ).	☐	☐
2.	The person identified under Section D is authorised to sign the Quotation/Bid/Tender, all related correspondence and any contract arising from the award thereof.	☐	☐
3.	The Bidder is submitting as a Joint Venture (JV) or Consortium. Where the Bidder is a Joint Venture or Consortium, the participating parties listed in Section C hereby authorise the Lead Partner/Authorised Representative identified in Section D to act and sign on behalf of the Joint Venture/Consortium for the purposes of this Quotation/Bid/Tender.	☐	☐

C. Joint Venture / Consortium Details

(Complete only if Item 3 above is marked **Y**. Otherwise insert **N/A**.)

Party	Registration Number	JV / Consortium %
Lead Partner		
JV/Consortium Partner 2		
JV/Consortium Partner 3		
Jv/Consortium Partner 4		

D. Authorised Signatory

Particular	Details
Bidder Name	
Registration Number (where applicable)	
Quotation/Bid/Tender Number	
Project Description	

E. Persons Granting the Authority

The undersigned certify that they are duly authorised to pass this resolution and to authorise the person identified in Section **E** to act on behalf of the Bidder.

Name	Capacity (e.g. Sole Proprietor, Sole Director, Director, Member, Partner, Trustee, JV Partner)	Signature	Date

Company Stamp (where applicable)

F. Declaration

The undersigned declare that the information provided in this form is true and correct and that the authority granted herein is valid as at the date of submission.

Note: MAPSEZ reserves the right to request documentary proof of the authority granted in this resolution, including, where applicable, a Board Resolution, Members' Resolution, Partnership Resolution, Trust Resolution, Power of Attorney or Joint Venture Agreement.

ELIGIBILITY AND ADMINISTRATIVE DOCUMENTS

JOINT VENTURE / CONSORTIUM SCHEDULE

This schedule must be completed by all bidders bidding as a Joint Venture (JV) or Consortium and submitted together with the signed JV/Consortium Agreement and all applicable supporting documentation.

A. JV / CONSORTIUM DETAILS

Particulars	Details
Name of JV / Consortium	
Lead Partner	
JV / Consortium CSD Number, where applicable	
Authorised Representative	
Email Address / Contact Number	
JV Bank Account	☐ Yes ☐ No ☐ To be established if required upon award
Partner responsible for financial / payment administration	

B. DETAILS OF JV / CONSORTIUM MEMBERS

Particulars	Partner 1	Partner 2	Partner 3 (if applicable)
Registered Company Name			
Trading Name, if applicable			
Business Type (Pty Ltd / CC / Other)			
Company Registration Number			
CSD Supplier Number			
CIDB CRS Number			
CIDB Class & Grade			
B-BBEE Status Level			
Percentage Participation in JV			
Role / Competency contributed to JV			

Total JV/Consortium participation must equal 100%.

C. ROLES / COMPETENCIES

Partner 1: _____
 Partner 2: _____
 Partner 3 (if applicable): _____

D. JV / CONSORTIUM SUPPORTING DOCUMENTATION

The JV/Consortium must submit all applicable documentation required by this bid, including:

- Signed JV/Consortium Agreement;
- Applicable CSD documentation;
- CIDB registration details for each member and information required to determine the applicable JV grading;
- Applicable B-BBEE certificate, sworn affidavit or other required B-BBEE evidence;
- Company registration documents for each member;
- Applicable tax compliance documentation;
- Authority/resolution to sign on behalf of the JV/Consortium; and
- Any other supporting documentation required by this bid.

Where a requirement applies to each member, documentation must be submitted for each member.

Where a requirement applies to the JV/Consortium, the applicable documentation must be submitted in the name or form of the JV/Consortium.

E. DECLARATION AND SIGNATURES

We, the undersigned, confirm that the information provided is true and correct; the participation percentages, roles and responsibilities correspond with the signed JV/Consortium Agreement; and the Lead Partner and authorised representative are authorised to act as stated herein.

JV / Consortium Members	Partner 1	Partner 2	Partner 3 (if applicable)
Name of Authorised Signatory			
Capacity			
Signature			
Date			

Authorised Signatory for the JV / Consortium

Particulars	Details
Full Name	
Capacity	
Representing / Lead Partner	
Signature	
Date	

I confirm that I am duly authorised by the JV/Consortium members to sign and act on behalf of the JV/Consortium for purposes of this bid.

Note: Completion of this schedule does not replace the requirement to submit the signed JV/Consortium Agreement or any other documentation required elsewhere in this bid. Banking and payment documentation may be required by MAPSEZ at appointment or work-package award stage, where applicable.

PART T2: RETURNABLE DOCUMENTS

T2.2 - Returnable Schedules

B. TENDER-SPECIFIC RETURNABLE SCHEDULES
A. RECORD OF ADDENDA
B. PROPOSED AMENDMENTS AND QUALIFICATIONS
C. COMPULSORY DECLARATION

A. RECORD OF ADDENDA TO BID DOCUMENTS**BID NO.: MAPSEZ 003/2026(B)**

The tenderer confirms that the following addenda issued by MAPSEZ have been received, acknowledged and taken into account in the preparation of this bid.

Addendum No.	Title / Description	Date Issued	Date Received	Tenderer's Initials

Where no addenda have been issued, the tenderer shall indicate "NONE" above.

TENDERER'S DECLARATION

I/We confirm that all addenda listed above have been considered and incorporated, where applicable, into this bid submission.

Name of Tenderer / JV / Consortium	
Name of Authorised Signatory	
Capacity	
Signature	
Date	

Annexure B: Proposed amendments and qualifications

The Tenderer should record any deviations or qualifications he may wish to make to the tender documents in this Returnable Schedule. Alternatively, a tenderer may state such deviations and qualifications in a covering letter to his tender and reference such letter in this schedule.

The Tenderer's attention is drawn to clause 5.8 of SANS 10845-3 regarding the employer's handling of material deviations and qualifications.

Page	Clause or item	Proposal

Signed.....

Date.....

Name.....

Position.....

Bidder

Annexure C: Compulsory Declaration

The following particulars must be furnished. In the case of a joint venture, separate declarations in respect of each partner must be completed and submitted.

Section 1: Enterprise details

Name of enterprise	
Contact person	
Email	
Telephone	
Cell	
Fax	
Physical address	
Postal address	

Section 2: Particulars of companies and close corporations

Company / Closed Corporation registration number	
--	--

Section 3: SARS information

Tax reference number	
VAT registration number	(state Not Registered if not registered for VAT)

Section 4: CIDB registration number

CIDB Registration number (if applicable)	
--	--

Section 5: Particulars of principals

principal: means a natural person who is a partner in a partnership, a sole proprietor, a director of a company established in terms of the Companies Act of 2008 (Act No. 71 of 2008) or a member of a close corporation registered in terms of the Close Corporations Act, 1984, (Act No. 69 of 1984).

Full name of principal	Identity number	Personal tax reference number

Attach separate page if necessary

Section 6: Record in the service of the state

Indicate, by marking the relevant boxes with a cross, if any principal is currently or has been within the last 12 months in the service of any of the following:

- | | |
|---|--|
| ☐ a member of any municipal council | ☐ an employee of any department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act of 1999 (Act No. 1 of 1999) |
| ☐ a member of any provincial legislature | |
| ☐ a member of the National Assembly or the National Council of Provinces | |
| ☐ a member of the board of directors of any Municipal entity | ☐ a member of an accounting authority of any national or provincial public entity |
| ☐ an official of any municipality or municipal entity | ☐ an employee of Parliament of a provincial legislature |

If any of the above boxes are marked, disclose the following:

Name of principal	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

Attach separate page if necessary

Section 7: Record of family member in the service of the state

family member: a person's spouse, whether in a marriage or in a customary union according to indigenous law, domestic partner in a civil union, or child, parent, brother, sister, whether such a relationship results from birth, marriage or adoption

Indicate, by marking the relevant boxes with a cross, if any family member of a principal as defined in section 5 is currently or has been within the last 12 months in the service of any of the following:

- | | |
|---|--|
| ☐ a member of any municipal council | ☐ an employee of any department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act of 1999 (Act No. 1 of 1999) |
| ☐ a member of any provincial legislature | |
| ☐ a member of the National Assembly or the National Council of Provinces | ☐ a member of an accounting authority of any national or provincial public entity |
| ☐ a member of the board of directors of any Municipal entity | ☐ an employee of Parliament of a provincial legislature |
| ☐ an official of any municipality or municipal Entity | |

If any of the above boxes are marked, disclose the following:

Name of family member	Name of institution, public office, board or organ of state and position held	Status of service (tick appropriate column)	
		Current	Within last 12 months

Attach separate page if necessary

Section 8: Record of termination of previous contracts with an organ of state

Was any contract between the tendering entities, including any of its joint venture partners, terminated during the past five years for reasons other than the employer no longer requiring such works or the employer failing to make payment in terms of the contract?

☐ Yes ☐ No (tick appropriate box)

If yes, provide particulars (insert separate page if necessary)

Section 9: Declaration

The undersigned, who warrants that he/she is duly authorized to do so on behalf of the tendering entity, confirms that the contents of this Declaration are within my personal knowledge, save where stated otherwise in an attachment hereto, and to the best of my belief is both true and correct, and that:

- i) neither the name of the tendering entity, nor any of its principals, appears on:
 - a) the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004 (Act No. 12 of 2004); or
 - b) National Treasury's Database of Restricted Suppliers (see www.treasury.gov.za)
- ii) the tendering entity or any of its principals has not been convicted of fraud or corruption by a court of law (including a court outside of the Republic of South Africa) within the last five years;
- iii) any principal who is presently employed by the state has the necessary permission to undertake remunerative work outside such employment (attach permission to this declaration);
- iv) the tendering entity is not associated, linked or involved with any other tendering entities submitting tender offers;
- v) the tendering entity has not engaged in any prohibited restrictive horizontal practices, including consultation, communication, agreement, or arrangement with any competing or potential tendering entity regarding prices, geographical areas in which goods and services will be rendered, approaches to determining prices or pricing parameters, intentions to submit a tender or not, the content of the submission (specification, timing, conditions of contract, etc.) or intention to not win a tender;
- vi) the tendering entity has no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest;
- vii) neither the tenderer nor any of its principals owes municipal rates and taxes or municipal service charges to any municipality or a municipal entity, and are not in arrears for more than three months;
- viii) SARS may, on an on-going basis during the term of the contract, disclose the tenderer's tax compliance status to the Employer and, when called upon to do so, obtain the written consent of any subcontractors who are subcontracted to execute a portion of the contract that is entered into in excess of the threshold prescribed by National Treasury, for SARS to do likewise.

Signed.....

Date.....

Name.....

Position.....

Enterprise name.....

NOTE 1: The Standard Conditions of Tender contained in SANS 10845-3 prohibits anticompetitive practices (clause 3.1) and requires that tenderers avoid conflicts of interest, only submit a tender offer if the tenderer or any of his principals is not under any restriction to do business with the Employer (4.1.1) and submit only one tender either as a single tendering entity or as a member in a joint venture (clause 4.13.1). Clause 5.7 also empowers the Employer to disqualify any tenderer who engages in fraudulent and corrupt practice. Clause 3.1 also requires tenderers to comply with all legal obligations.

NOTE 2: Section 30(1) of the Public Service Act, 1994, prohibits an employee (person who is employed in posts on the establishment of departments) from performing or engaging remunerative work outside his or her employment in the relevant department, except with the written permission of the executive authority of the department. When in operation, Section 8(2) of the Public Administration Management Act, 2014, will prohibit an employee of the public administration (i.e. municipalities and all national departments, national government components listed in Part A of Schedule 3 to the Public Service Act, provincial departments including the office of the premier listed in Schedule 1 of the Public Service Act and provincial departments listed in schedule 2 of the Public Service Act, and provincial government components listed in Part B of schedule 3 of the Public Service Act) or persons contracted to executive authorities in accordance with the provisions of section 12A of the Public Service Act of 1994 or persons performing similar functions in municipalities, from conducting business with the State or to be a director of a public or private company conducting business with the State. The offence for doing so is a fine or imprisonment for a period not exceeding five years, or both. It is also a serious misconduct which may result in the termination of employment by the employer.

NOTE 3: Regulation 44 of Supply Chain Management regulations issued in terms of the Municipal Finance Management Act of 2003 requires that municipalities and municipal entities should not award a contract to a person who is in the service of the State, a director, manager or principal shareholder in the service of the State or who has been in the service of the State in the previous twelve months.

NOTE 4: Regulation 45 of Supply Chain Management regulations requires a municipality or municipal entity to disclose in the notes to the annual statements particulars of any award made to a close family member in the service of the State.

NOTE 5: Corrupt activities which give rise to an offence in terms of the Prevention and Combating of Corrupt Activities Act of 2004, include improperly influencing in any way the procurement of any contract, the fixing of the price, consideration or other moneys stipulated or otherwise provided for in any contract, and the manipulating by any means of the award of a tender.

NOTE 6: Section 4 of the Competition Act of 1998 prohibits restrictive horizontal practice, including agreements between parties in a horizontal relationship, which have the effect of substantially preventing or lessening competition, directly, or indirectly fixing prices or dividing markets or constituting collusive tendering. Section 5 also prohibits restrictive vertical practices. Any restrictive practices that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties.

C. TENDER-SPECIFIC RETURNABLE SCHEDULES
A. APPLICABLE FUNCTIONALITY SCHEDULE (see the tender data for this information)
B. RELEVANT COMPANY EXPERIENCE
C. COMPLETION / RELEVANT EVIDENCE
D. LOCALITY EVIDENCE
E. GRADE 3 PROJECT VALUE EVIDENCE

A. APPLICABLE FUNCTIONALITY SCHEDULE

Functionality shall be evaluated in accordance with the evaluation criteria published herewith and in the Bid Advert. Refer to the Tender Data for the applicable functionality criteria and minimum threshold. Tenderers must use this section to submit and organise all supporting evidence required for functionality evaluation.

CIDB Grade Applied For: ☐ 1CE ☐ 2CE ☐ 3CE

Applicable Functionality Schedule Attached: ☐ Yes ☐ No

Number of supporting pages attached: _____

****Please append your proof in this section.***

B. RELEVANT COMPANY EXPERIENCE – PROOF OF APPOINTMENT

List the project appointment(s) submitted as evidence of relevant Civil Engineering (CE) experience. Appointments must fall within the period specified in the applicable functionality criteria.

No.	Project Name	Project Value (R)	Works Done / Description	Employer / Client	Appointment Date / Year	Project Period / Duration	Referee Name & Contact Details

**Please append your proof in this section.*

C. CORRESPONDING PROOF OF COMPLETION

List the completion evidence corresponding to the project appointment(s) submitted under Relevant Company Experience.

No.	Project Name	Employer / Client	Completion Evidence Submitted	Completion Date	Project Period / Duration	Referee Name & Contact Details

**Please append your proof in this section.*

D. LOCALITY EVIDENCE

Tenderers claiming locality points must complete this schedule and attach the required proof of physical business address.

Particulars	Tenderer's Details
Tenderer / JV / Consortium Name	
Physical Business Address	
Municipality	
District	
Province	
Address reflected on CSD	
Type of Locality Evidence Attached	☐ Municipal account/letter ☐ Municipal proof of address ☐ Lease agreement ☐ Other official proof
Document in Name of	☐ Company ☐ Director / Member

The physical address claimed must correspond with the supporting document and the tenderer's CSD registration. Where proof is in a director/member's name, that person must be verifiably linked to the tenderer.

Failure to meet the locality evidence requirements will result in forfeiture of the applicable locality points.

****Please append your proof in this section.***

E. PROJECT VALUE EVIDENCE – GRADE 3CE (WHERE APPLICABLE)

To be completed by tenderers applying for Grade 3CE where project value forms part of the applicable functionality criteria.

No.	Project Name	Employer / Client	Appointment / Contract Value (R)	Final / Completed Value (R), if applicable	Evidence Attached	Appointment / Completion Date

**Please append your proof in this section.*

PART C: THE CONTRACT / PANEL DOCUMENTS

THE CONTRACT

PART C1: AGREEMENT AND CONTRACT DATA

C1.1 - Form of Offer and Acceptance

C1.1 Form of Offer and Acceptance	
Offer	
The employer has solicited offers to establish a panel for the following requirement: Appointment of a Panel of Suitably Qualified and CIDB-Registered Civil Engineering Contractors in Grades 1CE to 3CE, on an "As and When Required" Basis, for a Period of Three (03) Years by the Maluti-a-Phofung Special Economic Zone (MAPSEZ). The bidder, identified in the offer signature block, has examined the documents listed in the tender data and addenda thereto as listed in the returnable schedules, and by submitting this offer has accepted the conditions of tender. By signing this offer, the bidder undertakes to comply with the panel conditions and, if appointed, to submit responsive quotations and execute work packages awarded under the panel in accordance with the applicable contract documents.	
NO TOTAL PANEL PRICE IS OFFERED. PRICES WILL BE SUBMITTED FOR INDIVIDUAL WORK PACKAGES.	
This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the tenderer before the end of the period of validity stated in the tender data, whereupon the tenderer becomes the party named as the contractor in the conditions of contract identified in the contract data. Signature Name Capacity	
for the Bidder: (Name and address of organization) Name and signature of witness Date:	

Acceptance

By signing this acceptance, the employer appoints the bidder to the panel, subject to the panel conditions. Payment becomes due only for work packages separately awarded and completed in accordance with the applicable contract.

The terms of the contract, are contained in:

- Part C1: Agreements and contract data, (which includes this agreement)
- Part C2: Pricing data
- Part C3: Scope of work.
- Part C4: Site information
- Part C5: Additional returnable Documents and drawings and documents or parts thereof, which may be incorporated by reference into Parts 1 to 5 above.

Deviations from and amendments to the documents listed in the tender data and any addenda thereto as listed in the tender schedules as well as any changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance, are contained in the schedule of deviations attached to and forming part of this agreement. No amendments to or deviations from said documents are valid unless contained in this schedule.

For each awarded work package, the contractor must provide any bonds, guarantees, insurance and other documents required by the relevant work-package contract.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the tenderer receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the tenderer (now contractor) within five working days of the date of such receipt notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

Signature Date

Name(s) DR M. MOSOLA

Capacity **CHIEF EXECUTIVE OFFICER**

for the Employer MALUTI-A-PHOFUNG SPECIAL ECONOMIC ZONE

Name and

Signature of witness

Date

Schedule of Deviations	
1. Subject	.....
Details	.....
	
	
2. Subject	.....
Details	.....
	
	
3. Subject	.....
Details	.....
	
	
4. Subject	.....
Details	.....
	
	
5. Subject	.....
Details	.....
	
By the duly authorized representatives signing this agreement, the employer and the tenderer agree to and accept the foregoing schedule of deviations as the only deviations from and amendments to the documents listed in the tender data and addenda thereto as listed in the tender schedules, as well as any confirmation, clarification or changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance. It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this agreement.	

PART C1: AGREEMENT AND CONTRACT DATA

C1.2 - Contract Data

PART C1: AGREEMENT AND CONTRACT DATA

C1.2 – PANEL CONTRACT DATA

TENDER NO.: MAPSEZ 003/2026(B)

DESCRIPTION: Appointment of a Panel of Suitably Qualified and CIDB-Registered Civil Engineering Contractors in Grades 1CE to 3CE, on an "As and When Required" Basis, for a Period of Three (03) Years by the Maluti-a-Phofung Special Economic Zone (MAPSEZ).

Item	Contract Data
Employer	Maluti-a-Phofung Special Economic Zone SOC Ltd (MAPSEZ)
Contract / Appointment	Appointment to a Panel of CIDB-registered Civil Engineering Contractors in Grades 1CE to 3CE.
Panel Period	Three (03) years.
Nature of Appointment	As and when required.
Guarantee of Work	No minimum quantity, value or number of work packages is guaranteed.
Pricing	No total panel price is submitted or awarded at panel-admission stage. Pricing will be requested for individual work packages.
Work Packages	Panel members may be invited to submit quotations or tender offers for individual work packages, subject to the applicable CIDB grade, tender-value limit and procurement requirements.
Contract for Individual Work Packages	The applicable form and conditions of contract and project-specific contract data will be stated in the relevant RFQ, tender or work-package documentation.
CIDB	Contractors must maintain the CIDB registration required for the work allocated or awarded.
Payment	Payment terms and arrangements will be specified in the applicable work-package contract.
Duration of Individual Works	To be specified for each work package.
Site	MAPSEZ facilities or sites as specified in each work package.

IMPORTANT: Appointment to the panel does not constitute the award of construction works. The applicable form and conditions of contract, contract data, pricing, programme, completion period and other project-specific requirements will be determined and issued with each work package, as applicable.

PART C2: PRICING ARRANGEMENTS

C2.1 - PANEL AND WORK-PACKAGE PRICING

PART C2: PRICING ARRANGEMENTS

C2.1 – PANEL AND WORK-PACKAGE PRICING

Item	Pricing Arrangement
Pricing at Panel-Admission Stage	No price is required for admission to the panel. No pricing schedule or Bill of Quantities is required to be completed at panel-admission stage.
Guarantee of Work	Appointment to the panel does not guarantee any work, minimum quantity, number of work packages or contract value.
Work-Package Pricing	Pricing will be requested separately for individual work packages as and when required.
Pricing Documents	The applicable pricing schedule, Bill of Quantities or other pricing document will be issued with the relevant RFQ/tender or work-package request.
CIDB Limitation	A panel member will only be considered for a work package falling within its applicable CIDB grading and tender-value limit.
Evaluation of Work-Package Pricing	Prices submitted for individual work packages will be evaluated in accordance with the requirements and evaluation criteria stated in the applicable RFQ/tender documentation.
Basis of Payment	The applicable basis of payment, rates, quantities and payment terms will be specified in the relevant work-package documentation and contract.

IMPORTANT: Tenderers must not submit a total panel price with this bid. Pricing will only be requested and evaluated when MAPSEZ issues an individual work-package RFQ/tender, as applicable.

PART C3: SCOPE OF WORKS

C3.1 – Description of Works

PART C3: SCOPE OF WORK

C3.1 – DESCRIPTION OF WORKS

The purpose of this bid is to establish a panel of suitably qualified and CIDB-registered Civil Engineering contractors in Grades 1CE, 2CE and 3CE to undertake civil engineering construction, repairs, maintenance, minor alterations and related works at MAPSEZ on an as-and-when-required basis for a period of three (03) years.

The panel will comprise suitably qualified and CIDB-registered **Civil Engineering (CE) contractors in Grades 1CE to 3CE** to undertake civil works for MAPSEZ on an **as-and-when-required basis**.

Works may include:

- The results of operations such as dredging, earthworks and geotechnical processes.
- Township services, water treatment and supply, sewerage works, sanitation, soil conservation works, irrigation works, stormwater and drainage work, coastal works,
- Ports, harbours, airports and pipelines Other associated works falling within the **CIDB Civil Engineering (CE) class of works**.

Specific requirements, quantities, specifications, pricing and completion periods will be provided with each applicable work package.

Appointment to the panel does not guarantee any work or minimum contract value. Work packages will be issued subject to the contractor's applicable CIDB grading and tender-value limit.

LOCATION OF THE WORKS

The site is at the Maluti-a-Phofung Special Economic Zone, in Tshiame, Harrismith, South Africa.

All the works will be executed within the property boundary of the site

Work packages may include electrical infrastructure construction, repairs, maintenance, minor alterations and associated works within MAPSEZ facilities.