



T14/03/24

**APPOINTMENT OF A SERVICE PROVIDER TO
CONDUCT ENVIRONMENTAL IMPACT ASSESMENT
AND TOWNSHIP ESTABLISHMENT FOR THE VAAL
SPECIAL ECONOMIC ZONE (SEZ), SITUATED IN THE
SEDIBENG DISTRICT MUNICIPAL REGION, GAUTENG
PROVINCE**

COMPULSORY BRIEFING SESSION & SITE VISITS

DATE: 13 MARCH 2024 AT 13:00 PM

VENUE: 38 CHOPIN STREET, VANDERBIJLPARK

BID CLOSING DATE:

20 MARCH 2024 AT 11:00 AM

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SECTION 1: GENERAL CONDITIONS OF BID

1. Proprietary Information

Industrial Development Corporation of SA Ltd (IDC) considers this Request for Proposal (RFP) and all related information, either written or verbal, which is provided to the respondent, to be proprietary to IDC. It shall be kept confidential by the respondent and its officers, employees, agents, and representatives. The respondent shall not disclose, publish, or advertise this RFP or related information to any third party without the prior written consent of IDC.

2. Enquiries

- 2.1 All communication and attempts to solicit information of any kind relative to this RFP should be channelled **in writing** to:

Name:	Mr. Joseph Phiri
Telephone Number: Office:	+27 11 269 3810
Email address:	josephp@idc.co.za

- 2.2 Enquiries in relation to this RFP will not be entertained after **16h00 on 13 March 2024**.
- 2.3 The enquiries will be consolidated, and IDC will issue one response and such response will be posted, within two days after the last day of enquiries, onto the IDC website (www.idc.co.za) under tenders i.e., next to the same RFP document.
- 2.4 The IDC may respond to any enquiry in its absolute discretion and the bidder acknowledges that it will have no claim against the IDC on the basis that its bid was disadvantaged by lack of information, or inability to resolve ambiguities.

3. Bid Validity Period

Responses to this RFP received from bidders will be valid for a period of **120** days counted from the bid closing date.

4. Instructions on submission of Bids

- 4.1 Bid responses must be submitted in electronic format only and must be e-mailed to the dedicated e-mail address as provided herein.
- 4.2 Bid responses should be in generally acceptable / standard electronic file format/s (i.e., Microsoft suite of products or pdf) to enable access thereto by the IDC for purposes of evaluating responses received. Where documents are presented in a format which cannot be accessed by the IDC through generally acceptable formats, such bid response will be disqualified.
- 4.3 The closing date for the submission of bids is **20 March 2024** not later than **11:00 AM (before midday)**. No late bids will be considered. Bids must **only** be sent to tenders@idc.co.za. Bids sent to any other email address other than the one specified herein will be disqualified and will not be considered for evaluation. It is the bidder's responsibility to ensure that the bid is sent to the correct email address and that this is **received** by the IDC before the closing date and time in IDC's dedicated tender e-mail inbox / address (tenders@idc.co.za).
- 4.4 Bidders are advised to submit / send its bid responses at least **30 minutes** before the 11:00AM deadline to avoid any Information Technology (IT) network congestions or

technical challenges in this regard which may result in bid responses being received late. IDC's e-mail servers are configured to receive e-mails with sizes up to 50MB.

- 4.5** The IDC will not be held responsible for any of the following:
- 4.5.1 bid responses sent to the incorrect email address;
 - 4.5.2 bid responses being inaccessible due to non-standard electronic file formats being utilised to submit responses by bidders;
 - 4.5.3 any security breaches and unlawful interception of tender / bid responses by third parties outside the IDC's IT network domain;
 - 4.5.4 bid responses received late due to any IT network related congestions and/or technical challenges; and
 - 4.5.5 bid responses with file size limits greater than IDC's e-mail receipt capacity of 50MB.
- 4.6** Only responses received via the specified email address will be considered.
- 4.7** Where a complete bid response (Inclusive of all relevant Schedules) is **not received** by the IDC in its electronic email tender box (tenders@idc.co.za) by the closing date and time, such a bid response will be regarded as incomplete and late. Such late and / or incomplete bid will be disqualified. **It is the IDC's policy not to consider late bids for tender evaluation.**
- 4.8** Amended bids may be sent to the electronic tender box (tenders@idc.co.za) marked "Amendment to bid" and should be received by the IDC **before** the closing date and time of the bid.

5. Preparation of Bid Response

- 5.1** All the documentation submitted in response to this RFP must be in English.
- 5.2** The bidder is responsible for all the costs that it shall incur related to the preparation and submission of the bid document.
- 5.3** Bids submitted by bidders which are or are comprised of companies must be signed by a person or persons duly authorised thereto by a resolution of the applicable Board of Directors, a copy of which Resolution, duly certified, must be submitted with the bid.
- 5.4** The bidder should check the numbers of the pages of its bid to satisfy itself that none are missing or duplicated. No liability will be accepted by IDC in regard to anything arising from the fact that pages of a bid are missing or duplicated.
- 5.5** Bidder's tax affairs with SARS must be in order (tax compliant status) and bidders must provide written confirmation to this effect as part of their tender response.
- 5.6** Where the bidder proposes to use a subcontractor for the execution of part of the scope of work of the contract, the bidder may not sub-contract more than 40% of the value of the contract. The IDC will assess whether the proposed subcontractor(s) meets the relevant requirements and/or conditions of the tender.

6. Supplier Performance Management

Supplier Performance Management is viewed by the IDC as a critical component in ensuring value for money acquisition and good supplier relations between the IDC and all its suppliers.

The successful bidder shall upon receipt of written notification of an award, be required to conclude a Service Level Agreement (SLA) with the IDC, which will form an integral part

of the supply agreement. The SLA will serve as a tool to measure, monitor, and assess the supplier performance and ensure effective delivery of service, quality and value-add to IDC's business.

Successful bidders will be required to comply with the above condition, and also provide a scorecard on how their product / service offering is being measured to achieve the objectives of this condition.

7. Enterprise and Supplier Development

The IDC promotes enterprise development. In this regard, successful bidders may be required to mentor SMMEs and/ or Youth-Owned businesses. The implications of such arrangement will be subject to negotiations between the IDC and the successful bidder.

8. IDC's Rights

- 8.1** The IDC is entitled to amend any bid condition, bid validity period, RFP specification, or extend the bid closing date, all before the bid closing date. All bidders, to whom the RFP documents have been issued and where the IDC have record of such bidders, may be advised in writing of such amendments in good time and any such changes will also be posted on the IDC's website under the relevant tender information. All prospective bidders should therefore ensure that they visit the website regularly and before they submit their bid response to ensure that they are kept updated on any amendments in this regard.
- 8.2** The IDC reserves the right not to accept the lowest priced bid or any bid in part or in whole. It normally awards the contract to the bidder who proves to be fully capable of handling the contract and whose bid is functionally acceptable and/or financially advantageous to the IDC.
- 8.3** The IDC reserves the right to award this bid as a whole or in part.
- 8.4** The IDC reserves the right to conduct site visits at bidder's corporate offices and / or at client sites if so required.
- 8.5** The IDC reserves the right to consider the guidelines and prescribed hourly remuneration rates for consultants as provided in the **National Treasury Instruction 02 of 2016/2017: Cost Containment Measures**, where relevant.
- 8.6** The IDC reserves the right to request all relevant information, agreements, and other documents to verify information supplied in the bid response. The bidder hereby gives consent to the IDC to conduct background checks, including FICA verification, on the bidding entity and any of its directors / trustees / shareholders / members.
- 8.7** The IDC reserves the right, at its sole discretion, to appoint any number of vendors to be part of this panel of service providers, if applicable (i.e., where a panel is considered).
- 8.8** The IDC reserves the right of final decision on the interpretation of its tender requirements and responses thereto.
- 8.9** The IDC reserves the right to consider professional conduct and experiences it had with any bidder which rendered similar services to the IDC in the past 5 years over and above the references put forward by the bidder in its response.

9. Undertakings by the Bidder

- 9.1 By submitting a bid in response to the RFP, the bidder will be taken to offer to render all or any of the services described in the bid response submitted by it to the IDC on the terms and conditions and in accordance with the specifications stipulated in this RFP document.
- 9.2 The bidder shall prepare for a possible presentation should IDC require such and the bidder will be required to make such presentation within five (5) days from the date the bidder is notified of the presentation. Such presentation may include a practical demonstration of products or services as called for in this RFP.
- 9.3 The bidder agrees that the offer contained in its bid shall remain binding upon him/her and receptive for acceptance by the IDC during the bid validity period indicated in this RFP and its acceptance shall be subject to the terms and conditions contained in this RFP document read with the bid.
- 9.4 The bidder furthermore confirms that he/she has satisfied himself/herself as to the correctness and validity of his/her bid response; that the price(s) and rate(s) quoted cover all the work/item(s) specified in the bid response documents; and that the price(s) and rate(s) cover all his/her obligations under a resulting contract for the services contemplated in this RFP; and that he/she accepts that any mistakes regarding price(s) and calculations will be at his/her risk.
- 9.5 The successful bidder accepts full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on him/her under the supply agreement and SLA to be concluded with IDC, as the principal(s) liable for the due fulfilment of such contract.
- 9.6 The bidder accepts that all costs incurred in the preparation, presentation and demonstration of the solution offered by it shall be for the account of the bidder. All supporting documentation and manuals submitted with its bid will become IDC property unless otherwise stated by the bidder/s at the time of submission.

10. Reasons for disqualification

- 10.1 The IDC reserves the right to disqualify any bidder which does any one or more of the following, and such disqualification may take place without prior notice to the offending bidder, however the bidder will be notified in writing of such disqualification:
- 10.1.1 bidders whose Tax Status is non-compliant on the Central Supplier Database (CSD), after they have been notified accordingly and still remain non-compliant;
- 10.1.2 bidders who submit incomplete information and documentation according to the requirements of this RFP document;
- 10.1.3 bidders who submit information that is fraudulent, factually untrue, or inaccurate information;
- 10.1.4 bidders who receive information not available to other potential bidders through fraudulent means;
- 10.1.5 bidders who do not comply with any of the **mandatory requirements** as stipulated in the RFP document;
- 10.1.6 bidders who fail to comply with POPIA requirements as listed herein.

11. Returnable Schedules

Bidders shall submit their bid responses in accordance with the returnable schedules specified below (each schedule must be clearly marked):

11.1 Cover Page: (the cover page must clearly indicate the RFP reference number, bid description and the bidder's name)

11.2 Schedule 1:

11.2.1 Executive Summary (explaining how you understand the requirements of this RFP and the summary of your proposed solution)

11.2.2 Annexure 1 of this RFP document (duly completed and signed)

11.3 Schedule 2

11.3.1 Copy of Board Resolution, duly certified;

11.3.2 Originally certified copy of ID document for the Company Representative

11.3.3 Annexure 2 of this RFP document (duly completed and signed);

11.3.4 Annexure 3 of this RFP document (duly completed and signed);

11.3.5 Annexure 4 of this RFP document (duly completed and signed);

11.3.6 Response to Annexure 6: BEE Commitment Plan

11.3.7 Bidders must submit a B-BBEE verification certificate. For Exempted Micro Enterprises (EME) with an annual revenue of less than R10 million and Qualifying Small Enterprises (QSE) with an annual revenue of between R10 million and R50 million per annum, a sworn affidavit confirming the annual total revenue and level of black ownership may be submitted. Any misrepresentation in terms of the declaration constitutes a criminal offence as set out in the B-BBEE Act as amended.

Note: If a bidder is a Consortium, Joint Venture or Prime Contractor with Subcontractor(s), the documents listed above must be submitted for each Consortium/ JV member or Prime Contractor and Subcontractor(s).

11.3.8 Annexure 7 of this RFP document (duly responded to)

11.3.9 Annexure 8 of this RFP document (duly completed and signed, if applicable);

11.3.10 Statement of Financial Position of the Bidder: Latest Audited Financial Statements (where applicable in terms of the Company's Act) and/or independently reviewed financial statements and/or Cashflow Budget for new entities with no financial records.

11.3.11 Copy of Joint Venture/ Consortium/ Subcontracting Agreement duly signed by all parties (if applicable)

11.4 Schedule 3:

11.4.1 Response to Section 2 of this document, in line with the format indicated in this RFP document.

11.4.2 Annexure 5 of this RFP document duly completed and signed.

11.5 Schedule 4: Price Proposal (response to Section 3 of this RFP document) (*Must be submitted as a separate file/document marked Schedule 4: Price Proposal*)

12. Evaluation Criteria and Weightings

Bids shall be evaluated in terms of the following process:

12.1 Phase 1: Initial Screening Process: During this phase, bid responses will be reviewed for purposes of assessing compliance with RFP requirements including the general bid conditions and also the Specific Conditions of Bid, which requirements include the following:

- Verification of Central Supplier Database (CSD) registration, Company Registration status, tax compliance status and any other relevant checks conducted on CSD.
- Submission of ID copy for the Company Representative as referenced in 12.3.4 above.
- BEE Status Certification as referenced in 12.3.11 above.
- Completion of all Standard Bidding Documents and other requirements, as reflected in this RFP, which covers the following:
 - Section 2: Statement of compliance with the Functional Evaluation Criteria for this RFP
 - Section 3: Cost Proposal and Price Declaration Form
 - Annexure 1: Acceptance of Bid Conditions
 - Annexure 2: Tax Compliance Requirements
 - Annexure 3: Bidder's Disclosure
 - Annexure 4: Shareholders' Information/ Group Structure
 - Annexure 5: Bidders Experience & Project Team
 - Annexure 6: BEE Commitment Plan
 - Annexure 7: Disclosure Statement
 - Annexure 8: Privacy & Protection of Personal Information Act 4 of 2013 Requirements

Failure to comply with the requirements assessed in Phase 1 (compliance), may lead to disqualification of bids.

12.2 Phase 2: Technical/ Functionality Evaluation

Bid responses will be evaluated in accordance with the Functional criteria as follows:

12.2.1 Mandatory Functional/ Technical Requirements

All bid responses that do not meet the Mandatory Functional Requirements will be disqualified and will not be considered for further evaluation on the Other Functional Requirements. The Mandatory Functional Requirements are stated in section 2 of this RFP document.

Failure to comply with the Mandatory Functional Requirements assessed in this phase will lead to disqualification of bids.

12.2.2 Other Functional/ Technical Requirements

With regards to the other Functional Requirements, the following criteria (set out in more detail in section 2 of this RFP document) and the associated weightings will be applicable:

Element	Weight
Bidder's Relevant Experience	25
Qualifications And Skills of Project Leader	20
Qualifications And Skills of Support Personnel	25
Bidder's Proposed Methodology	20
Bidder's Proposed Project Plan	10
Total	100

Note: The minimum qualifying score for functionality is 70%. All bidders that fail to achieve the minimum qualifying score on functionality shall not be considered for further evaluation on Price and Specific Goals.

12.3 Phase 3: Preference Point System

All bids that achieve the minimum qualifying score for Functionality (acceptable bids) will be evaluated further in terms of the preference point system, as follows:

CRITERIA	POINTS
Price	80
Specific Goals ¹	20
TOTAL	100 points

¹Specific Goals for this tender and points that may be claimed are indicated per table below:

SPECIFIC GOALS	POINTS
	(80/20 system)
Black ownership ²	10
30% Black women ownership	5
Any % of ownership by Black Designated Groups ³	2
Reconstruction Development Programme Objective: Promotion of SMMEs (Entities that are EME or QSE)	3
TOTAL POINTS	20

²Black ownership: 100% black owned entities will score the full 10 points, and between 51% - 99.99% black owned entities will score 4 points.

³ Black Designated Groups has the meaning assigned to it in the codes of good practice issued in terms of section 9(1) of the Broad-Based Black Economic Act as amended.

12.4 Phase 4: Objective Criteria

To ensure that a contract is awarded fairly and to the best bidder, the IDC will apply the objective criteria. Therefore, the IDC reserves the right to withhold the award of a contract to the highest scoring bidder if the award poses a risk to the IDC.

Objective Criteria are:

- The bidder that poses reputational risk to the IDC. This will be assessed in line with the bidder's disclosure (Refer to Annexure 7: Disclosure statement of this document).
- The bidder's financial capability in relation to the execution of the contract.
- The bidder's past performance in IDC contracts.

13. Promotion of Emerging Black owned Service Providers

It is the IDC's objective to promote transformation across all industries and/ or sectors of the South African economy and as such, bidders are encouraged to partner with a black owned entity (being 50%+1 black owned and controlled). Such partnership may include the formation of a Joint Venture and/ or subcontracting agreement etc., where a portion of the work under this tender would be undertaken by black owned entities. To give effect to this requirement, bidders are required to submit a partnership / subcontracting proposal detailing the portion of work to be outsourced, level of involvement of the black owned partner and where relevant, submit either a consolidated B-BBEE scorecard or each bidder of the partnership in their individual capacity to submit a BEE certificate or Sworn Affidavit in case of an EME or QSE which will be considered as part of the Specific Goals scoring listed in 13.3.

SECTION 2: FUNCTIONAL REQUIREMENTS SPECIFICATION

SECTION 2: FUNCTIONAL REQUIREMENTS SPECIFICATION

1. Special instructions to bidders

- 1.1 Should a bidder have reason to believe that the Functional Requirements are not open/fair and/or are written for a particular service provider; the bidder must notify IDC Procurement within five (5) days after publication of the RFP.
- 1.2 Bidders shall provide full and accurate answers to the questions posed in this RFP document, and, where required explicitly state "Comply/Not Comply" regarding compliance with the requirements. Bidders **must** substantiate their response to all questions, including full details on how their proposal/solution will address specific functional/ technical requirements; failure to substantiate may lead to the bidder being disqualified. All documents as indicated must be supplied as part of the bid response.

2. PROJECT BACKGROUND AND OBJECTIVES

2.1. Introduction

Government seeks to shift the national economy onto an inclusive, value-adding, and exports-driven industrialization pathway. The National Development Plan 2030 (NDP), the New Growth Path (NGP) and the Industrial Policy Action Plan (IPAP) encapsulate the key policy thrusts for the reorientation of the economy to create jobs, and rollback poverty and under-development. The 2050 National Infrastructure Plan Phase 1 (Government Gazette, 11 March 2022) notes that by 2050, Special Economic Zone (SEZ)-type developments will surround intermodal linkage nodes and will be framed to leverage industrialization opportunities.

The SEZ programme is one of the critical tools that the government has prioritized to drive the country's reindustrialization. The programme is specifically designed to attract Foreign Direct Investment (FDI), improve existing infrastructure, develop new industrial hubs, and create significant employment opportunities. The SEZ Act (No. 16 of 2014), its key legislative framework as well as the promulgated regulations, form the legal backdrop for the implementation and roll-out of the SEZ programme.

The SEZ policy and legislative framework aims to achieve the following:

- Promote industrial agglomeration.
- Mobilise investment and deployment of the required industrial infrastructure.
- Promote coordinated planning among key government agencies and the private sector; and to
- Guide the deployment of other necessary development tools.

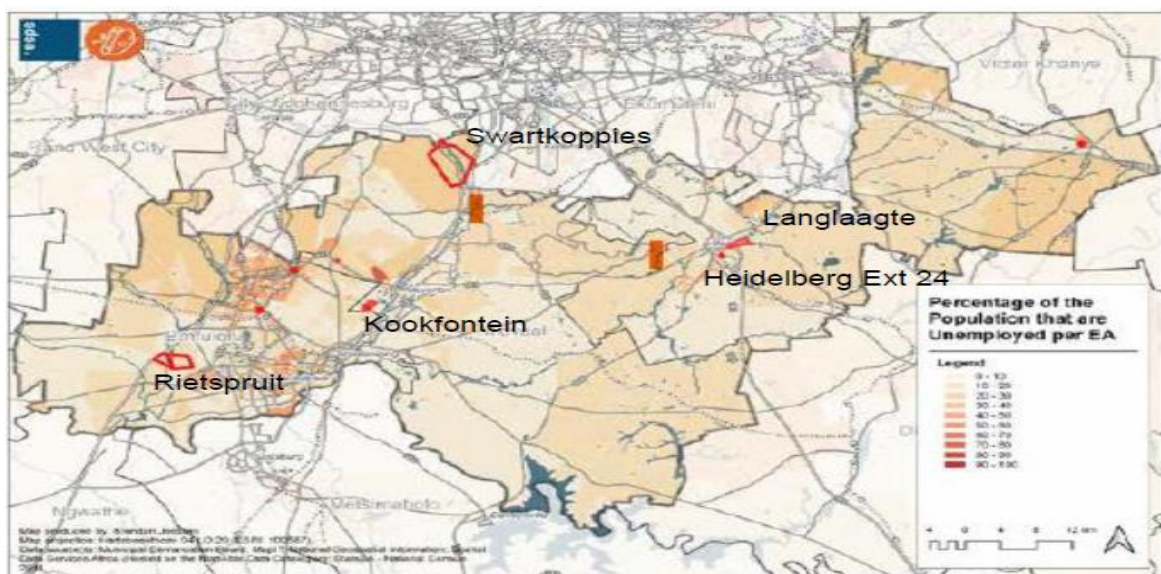
The Vaal SEZ has been conceived by the GGDA as one of several programs aimed at driving inclusive economic growth throughout the Gauteng province. Through support from across all tiers of government, a project implementation unit has been established within the GGDA, to drive the development, planning and implementation work that is expected to culminate in the emergence of a designated, multi-sectoral and multi- sited SEZ in the "Vaal" region of the Gauteng Province (Vaal SEZ).

2.2. Site Location

The portfolio of properties making up the geographic footprint of the Vaal SEZ are situated within the jurisdiction of the Sedibeng District Municipality in the Gauteng province. The table (Table 1) below lists all the sites that must still undergo some EIA and township establishment work:

Ext. No.	Portion Area (ha)	Street Address	Coordinates	
			S	E
A Portion of the RE of Langlaagte 186	161,00	Poortjie Rd	26°30'00"	28°23'16"
Zwartkopjes 143 (Rand Water)	2 078,00	R550 / Sybrand Van Niekerk Fwy	26°22'45"	28°04'11"
Rietspruit Portion 2 of the Farm Rietspruit 583-IQ:	472	N1 Highway to west, dirt road from K9 to south	26°39'39"	27°44'40"
Rietspruit Portion 3 of the Farm Rietspruit 583-IQ:	225	Dirt Road from R57	26°40'09"	26°45'35"
Portion 2 of Farm Kookfontein 545 IQ	59,97	Unnamed Gravel Road	26°35'21"	26°58'15"
Portion 64 of the Farm Kookfontein 545 IQ	32,92	Unnamed Gravel Road		
Portion 65 of the Farm Kookfontein 545 IQ	9,20	Unnamed Gravel Road		

Table 1. Site particulars



Site Location Map

Refer to Annexure B for full township layout plans.

2.3. OVERALL OBJECTIVES OF THE PROJECT

The Vaal SEZ township establishment is part of the Vaal SEZ Master Plan implementation process, and a precursor of the formal establishment of the Vaal SEZ as a demarcated, multi-site investment location in the Southern Corridor of the Gauteng Province. Critical to this activity is the focus on the development of various sites for sectors such as logistics, renewables agriculture and industrial.

As part of the process of constructing a business development zone, the National Environmental Management Act (No. 107 of 1998) Section 24 requires that the potential impact on the environment; socio-economic conditions, and cultural heritage of activities that require authorisation or permission by law and which may significantly affect the environment, must be considered, investigated and assessed before their implementation and reported to the organ of state charged by law with authorising, permitting, or otherwise; allowing the implementation of an activity.

Furthermore. Township establishment is required on all the sites making up the Vaal SEZ.

2.4. SPECIFIC OBJECTIVES OF THE PROJECT

The town planning and environmental impact assessment work related to the Heidelberg Ext 24 and the Rietspruit Portion 2 & 3 of the Farm Rietspruit 583-IQ sites is being completed by another service provider. These studies, however, did not include the environmental impact assessment for the external bulk services for the Rietspruit Portion 2 & 3 of the Farm Rietspruit 583-IQ sites and most of the work to the other sites as listed in Table 1 above. Little to no work was completed on the remaining portions of land.

These terms of reference are for the Environmental Impact Assessment, Town Planning and specialist study work required for the remainder of the sites making up the Vaal SEZ and to review and onboard the few studies that have already been completed for these proposed Vaal SEZ sites.

3. SCOPE OF WORK/TERMS OF REFERENCE

3.1. Overview

The appointed service provider is expected to undertake the following services which include (but are not limited to) ensuring the Environmental Authorisation is granted for each of the four sites indicated and the township proclamation occurs for each of the three land parcels indicated above:

3.1.1. ENVIRONMENTAL IMPACT ASSESSMENT

For each of the four (4) above SEZ sites requiring Environmental Impact Assessment (EIA) services, provide the following:

- To assist the Vaal SEZ with the fulfilment of all Environmental Impact Assessment (EIA) needs and requirements as stipulated by the National Environmental Management Act.
- To interact with the Department of Environmental Affairs (DEA), Gauteng Department of Agriculture and Rural Development (GDARD); and the various Municipalities (Lesedi and Midvaal) to do all that is necessary to get authorization to proceed with the Vaal SEZ development.

- To interact with the Council of Geoscience and seek the necessary approvals for the dolomitic (or possibly dolomitic) land parcels (Kookfontein and Zwartkoppies).
- To assist the Vaal SEZ in complying with the government's environmental requirements for setting up the SEZ as prescribed by the National Environmental Management Act (NEMA).
- To apply on behalf of the Vaal SEZ in terms of the prescribed requirements of the local municipal by-laws for authorisation to proceed with civil engineering construction work on the building site, prior to final building plans and town planning approvals being in place (on condition that all town planning submissions have already occurred and all submitted documentation is in order)

NOTE: For Rietspruit Portion 2 & 3 of the Farm Rietspruit 583-IQ Messrs Nkanivo and Associates are currently busy with the EIA approval for the internal township and the access road from the K9 to the south. This Terms of Reference includes for the EIA services required for ALL external bulk services that need to be constructed as part of Phase 1 of the project.

3.1.2. TOWNSHIP ESTABLISHMENT

For each of the three (3) above SEZ sites except **RIETSPRUIT PORTION 2 & 3 OF THE FARM RIETSPRUIT 583-IQ** requiring township establishment, provide the following:

- To generate the appropriate basket of rights, town planning memorandum and draft township layout drawing and obtain Vaal SEZ approval of such prior to submission of same to any local authority.
- To submit a township establishment application for the Vaal SEZ land parcels, in terms of Municipal By-laws, as well as approval thereof.
- To ensure survey, pegging, and approval of the layout plans by the Surveyor General.
- The appointed service provider must take full responsibility for all the necessary administrative functions of the application, including, but not limited to project meetings, stakeholder engagements, and presentations as approved and agreed to with the municipality.
- To ensure that the townships are approved and registered by the Deeds Registry.
- Land portions in the table (Table:1) to be assessed for Township Establishment (Lesedi Local Municipality and Midvaal Local Municipality).
- Provide a close-out report for each of the 3 sites, as the town planning for each is completed.

3.2. TERMS OF REFERENCES

The following list of works forms the basis of this Terms of Reference:

A. PORTION 2, 64 & 65 OF FARM KOOKFONTEIN 545 IQ

1. Review the status and outcomes of the studies already completed including the:

- 1.1 Gravity survey as part of Phase 1 (Feasibility) Dolomitic Study already completed.
- 1.2 Heritage Study (part of Environmental Study).
- 1.3 Palaeontological Study – Desktop (part of Environmental Study).

2. Studies to be completed as part of this Scope of Works:

- 2.1 Topographical Survey
- 2.2 Geotechnical Investigation
- 2.3 Remainder of Phase 1 (Feasibility) Dolomitic Study – Gravity survey already complete – incl. necessary percussion drilled boreholes and analysis thereof for the entire site. Then writing report and workshopping with Council for Geoscience (and approval)
- 2.4 Civil Engineering Outline Scheme Report
- 2.5 Electrical Engineering Outline Scheme Report
- 2.6 Stormwater Management Plan and Report
- 2.7 Floodline Analysis
- 2.8 Roads Master planning
- 2.9 Appropriate Traffic Modelling
- 2.10 Traffic Impact Assessment
- 2.11 Environmental Impact Assessment Services with specialist services:
 - i. Terrestrial Biodiversity Study
 - ii. Palaeontological Study –if desktop insufficient (part of Environmental Study)
 - iii. Aquatic Ecology Study
 - iv. Wetland Delineation Study
 - v. Avifauna Study
 - vi. Visual Impact Study
 - vii. Agricultural Potential Study
 - viii. Social Impact Study
 - ix. EIA generation, registration with GDARD and municipality environmental dept for internal site, including all internal bulk services (Potable Water, Sanitation, Roads. Stormwater, Electrical, ICT, etc)
 - x. EIA generation, registration with GDARD and municipality environmental dept for all external bulk services and upgrades, including all Potable Water, Sanitation, Roads, Stormwater, Electrical, ICT, etc upgrades)
 - xi. Advertising and Public Participation

2.12 Town Planning Process:

- i.** Circulation of Technical Studies and Draft Township Layout Plans to Relevant Stakeholders
- ii.** Assimilate Inputs and Comments of Stakeholders on the Final Township Layout
- iii.** Prepare Motivating Memorandum
- iv.** Submission of Land Development Application
- v.** Town Planning Report for EIA submission
- vi.** Public Participation
- vii.** Land Development Application Approval
- viii.** Township Pegging
- ix.** Approval General Plans
- x.** Opening Township Registers
- xi.** Close Out

NB: All review work and studies will only be regarded as complete only when their reports have been submitted to the employer and approved by the same.

B. ZWARTKOPJES 143 (RAND WATER SITE):

1 Studies already completed but which need to be studied and accepted as appropriate and complete by successful respondent:

- 1.1. Floodline Determination
- 1.2. Wetland Delineation (Aquatic and wetland Report)
- 1.3. Ecological Study
- 1.4. Palaeontological Study – Desktop (part of Environmental Study)

2 Studies to be completed as part of this Scope of Works:

- 2.1 Topographical Survey
- 2.2 Geotechnical Investigation
- 2.3 Phase 1 (Feasibility) Dolomitic Study incl. complete gravity survey, necessary percussion drilled boreholes and analysis thereof for the entire site. Then writing report and workshopping with Council for Geoscience (and approval)
- 2.4 Civil Engineering Outline Scheme Report
- 2.5 Electrical Engineering Outline Scheme Report
- 2.6 Stormwater Management Plan and Report
- 2.7 Roads Master planning
- 2.8 Appropriate Traffic Modelling
- 2.9 Traffic Impact Assessment

2.10 Environmental Impact Assessment Services with specialist services:

- i.** Terrestrial Biodiversity Study
- ii.** Avifauna Study
- iii.** Visual Impact Study
- iv.** Agricultural Potential Study
- v.** Social Impact Study
- vi.** Heritage Impact Study
- vii.** EIA generation, registration with GDARD and municipality

- environmental dept for internal site, including all internal bulk services (Potable Water, Sanitation, Roads, Stormwater, Electrical, ICT, etc)
- viii. EIA generation, registration with GDARD and municipality environmental dept for all external bulk services and upgrades, including all Potable Water, Sanitation, Roads, Stormwater, Electrical, ICT, etc upgrades)
- ix. Advertising and Public Participation
- x. Palaeontological Study – remainder if desktop insufficient (part of Environmental Study)

2.11 Town Planning Process:

- i. Circulation of Technical Studies and Draft Township Layout Plans to Relevant Stakeholders
- ii. Assimilate Inputs and Comments of Stakeholders on the Final Township Layout
- iii. Prepare Motivating Memorandum
- iv. Submission of Land Development Application
- v. Town Planning Report for EIA submission
- vi. Public Participation
- vii. Land Development Application Approval
- viii. Township Pegging
- ix. Approval General Plans
- x. Opening Township Registers
- xi. Close Out

2.12 WUL Application

- i. Stage 1 registration
- ii. Site meeting with DWS
- iii. Complete and submit WUL application.
- iv. Obtain WUL

NB: All review work and studies will only be regarded as complete only when their reports have been submitted to the employer and approved by the same.

C. A PORTION OF THE RE OF LANGLAAGTE 186:

1. Studies already completed but which need to be studied and accepted as appropriate and complete by successful respondent:

- 1.1. Palaeontological Study – Desktop (part of Environmental Study)

2. Studies to be completed as part of this Scope of Works:

- 2.1 Topographical Survey
- 2.2 Geotechnical Investigation
- 2.3 Civil Engineering Outline Scheme Report
- 2.4 Electrical Engineering Outline Scheme Report
- 2.5 Stormwater Management Plan and Report
- 2.6 Floodline Analysis
- 2.7 Roads Master planning
- 2.8 Appropriate Traffic Modelling

2.9 Traffic Impact Assessment

2.10 Environmental Impact Assessment Services with specialist services:

- i. Heritage Study (part of Environmental Study)
- ii. Palaeontological Study – remainder if desktop insufficient (part of Environmental Study)
- iii. Terrestrial Biodiversity Study
- iv. Aquatic Ecology Study
- v. Wetland Delineation Study
- vi. Avifauna Study
- vii. Visual Impact Study
- viii. Agricultural Potential Study
- ix. Social Impact Study
- x. Civil Aviation Impact Study
- xi. EIA generation, registration with GDARD and municipality environmental dept for internal site, including all internal bulk services (Potable Water, Sanitation, Roads, Stormwater, Electrical, ICT, etc)
- xii. EIA generation, registration with GDARD and municipality environmental dept for all external bulk services and upgrades, including all Potable Water, Sanitation, Roads, Stormwater, Electrical, ICT, etc upgrades)
- xiii. Advertising and Public Participation

2.11 Town Planning Process:

- i. Circulation of Technical Studies and Draft Township Layout Plans to Relevant Stakeholders
- ii. Assimilate Inputs and Comments of Stakeholders on the Final Township Layout
- iii. Prepare Motivating Memorandum
- iv. Submission of Land Development Application
- v. Town Planning Report for EIA submission
- vi. Public Participation
- vii. Land Development Application Approval
- viii. Township Pegging
- ix. Approval General Plans
- x. Opening Township Registers
- xi. Close Out

2.12 WUL Application

- i. Stage 1 registration
- ii. Site meeting with DWS
- iii. Complete and submit WUL application.
- iv. Obtain WUL

NB: All review work and studies will only be regarded as complete only when their reports have been submitted to the employer and approved by the same.

D. RIETSPRUIT PORTION 2 & 3 OF THE FARM RIETSPRUIT 583-IQ:

1. Environmental Impact Assessment Services for External Bulk Infrastructure with specialist services:

- 1.1 Liaison with Electrical and Civil Engineers and obtaining services designs, studying, and incorporating in EIA scope. Will include External Electrical Engineering, ITC Services, External Roads, External Stormwater, External Potable Water and External Sanitation Services)
- 1.2 Heritage Study (part of Environmental Study)
- 1.3 Palaeontological Study –if desktop insufficient (part of Environmental Study)
- 1.4 Terrestrial Biodiversity Study
- 1.5 Aquatic Ecology Study
- 1.6 Wetland Delineation Study
- 1.7 Avifauna Study
- 1.8 Visual Impact Study
- 1.9 Agricultural Potential Study
- 1.10 Social Impact Study
- 1.11 EIA generation, registration with GDARD and municipality environmental dept for all external bulk services and upgrades, including all Potable Water, Sanitation, Roads, Stormwater, Electrical, ICT, etc upgrades)
- 1.12 Advertising and Public Participation

2. WUL Application

- 2.1 Stage 1 registration
- 2.2 Site meeting with DWS
- 2.3 Complete and submit WUL application
- 2.4 Obtain WUL

NB: All review work and studies will only be regarded as complete only when their reports have been submitted to the employer and approved by the same.

2.2. EXECUTION PLAN, WORKS METHODOLOGY AND PROGRAMME

The appointed service provider shall be required to prepare a Project Execution Plan illustrating the following amongst others:

- i. The consultant's interpretation of the brief/ assignment at hand.
- ii. The capacity constraints affecting both Vaal SEZ and other public stakeholders in executing this assignment, if applicable. Also, consider possible solutions that could assist in containing or resolving potential challenges.
- iii. A Separate Work Plan (Proposed Methodology) for each of the above four (4) sites' (with remaining works) assignment detailing deliverables, timeframes (in writing and Gantt chart format), resources, budgets, reporting etc;
- iv. The Work Plan must have the following line items:
 - Phase 1: Inception
 - Phase 2: Status Quo/Situation Analysis

- Phase 3: Specialist studies/Professional Studies, including all aspects of Environmental Impact Assessment work needed.
- Phase 4: Land Development Applications
- Phase 5: General Plan (Pegging and Approval)
- Phase 6: Opening of the Township Register
- Phase 7: Proclamation of Township
- Phase 8: Close Out Report
- Support requirements from Vaal SEZ which may assist speed and quality implementation of the project; and
- A Table reflecting cash flow and claim flow for the duration of the project, broken up per each of the above four (4) sites with remaining work.

Notes:

- ***All deliverables must be submitted in original and PDF format.***
- ***The four (4) project sites shall not share programme dependencies and each project site shall be treated as a standalone set of work. During execution, under no circumstances will the argument that one project site is holding up another be accepted by the IDC. Furthermore, all specialist studies shall be commenced with at the soonest possible time and shall be paid for once completed. The successful bidder shall not leave these studies until the last possible moment to commence with.***

2.3. AVAILABLE DATA OR INFORMATION

The following data will be made available to the Successful Bidder:

- i. IX Engineer's Masterplan Report
- ii. Inception Report (Includes all sites)
- iii. Nkanivo Development Consultant's Status Quo Report (includes all sites)
- iv. All studies already completed by for each of the above four (4) sites with remaining work – refer Section 4 Specific Objectives of The Project which indicates what works have already been completed for each of the sites.

2.4. SERVITUDES AND EXISTING INFRASTRUCTURE

- i. Several servitudes traverse the various land parcels involved. Please see attached the General Plans for these land parcels.
- ii. All new internal services will be constructed within formal road reserves and building line areas proclaimed with the new township.
- iii. Servitudes will need to be registered as required to house municipal, ESKOM, Gauteng Department of Roads, and Transport, etc. and other services.

4. Project timelines

A. Portion 2, 64 & 65 of Farm Kookfontein 545 IQ

Scope of Work	Duration	Duration if Dolomitic
Environmental Authorisation	8 months	14 months
Council of Geoscience Approvals	2 months	6 months
Township Promulgation	12 months	18 months

Note: Bidders are advised to price for the maximum period (Duration if Dolomitic) although we do know that some of the work will be done in a shorter period.

B. Zwartkopjes 143 (Rand Water Site):

Scope of Work	Duration
Environmental Authorisation	14 months
Council of Geoscience Approvals	6 months
WUL Application	12 months
Township Promulgation	18 months

C. A Portion of Re of Langlaagte 186:

Scope of Work	Duration
Environmental Authorisation	8 months
WUL Application	12 months
Township Promulgation	12 months

D. Rietspruit Portion 2 & 3 of the Farm Rietspruit 583-IQ:

Scope of Work	Duration
Environmental Authorisation for external bulk services	8 months

5. Technical evaluation criteria

5.1. Mandatory Requirements

5.1.1. PROFESSIONAL BODY CERTIFICATIONS	Comply	Not Comply
<p>The bidder's proposed team must be registered with the below professional bodies:</p> <ul style="list-style-type: none"> i. Project Lead: Registration with the professional body: The South African Council for the Project and Construction Management Professions (SACPCMP) as a professional Project Manager. ii. Town Planner: Registration with the professional body: The South African Council for Planners (SACPLAN) as a professional Town Planner. iii. Environmental Scientist: Registered as a certified Environmental Practitioner with Environmental Assessment Practitioners Association of South Africa (EAPASA). <p>Note: The bidder must submit as part of the proposal proof of registration for all above listed professional bodies</p>		
Substantiate / Comments		

Failure to comply with the Mandatory Functional Requirements assessed in this phase will lead to disqualification of bids.

5.2. Other Technical Requirements

The service provider must indicate their compliance/non-compliance to the following requirements and to substantiate as required. The bidder must respond in the format below, where additional information is provided/ attached somewhere else; such information must be clearly referenced.

5.2.1. BIDDER'S EXPERIENCE	Comply	Partially Comply	Not Comply
<p>The bidder must have a minimum of ten (10) relevant experience in undertaking town planning and environmental impact assessment (EIA) work.</p> <p>To substantiate, the bidder is required to provide a minimum of five (5) relevant contactable references of where they have provided similar services (different clients). References are required to be for all similar and substantial projects performed in the last five (5) years.</p> <p>Refer to Table (A) Annexure 5 of this document for the response format provided.</p>			
Substantiate / Comments			

5.2.2. BIDDER'S PROPOSED METHODOLOGY	Comply	Partially Comply	Not Comply
<p>The bidder must demonstrate their thorough understanding of the objectives and deliverables in executing the EIA and Town Planning services for this Project. To substantiate, the bidder must provide a detailed (step-by-step) proposal covering the following:</p> <ul style="list-style-type: none"> i. Their understanding of Assignment ii. Their Resourcing structure iii. Approach iv. Methodology 			
Substantiate / Comments			

5.2.3. BIDDER'S PROPOSED PROJECT PLAN	Comply	Partially Comply	Not Comply
<p>The bidder must submit detailed project plans, which will compliment and align with the above proposed methodology. The four (4) project plans should be included as part of the bid submission. The project plans should be in a form of a High-Level Work Breakdown Structure (WBS) and timeframes in a Gantt Chart format. The bidder should submit four (4) different project plans, one for each Site.</p>			
Substantiate / Comments			

5.2.4. QUALIFICATIONS AND SKILLS OF PROJECT LEADER	Comply	Partially Comply	Not Comply
<p>Project Lead:</p> <p>The project lead for the proposed team must have relevant qualifications, skills, and experience in managing the provision of environmental and town planning professional services, as well as dealing with supporting specialist studies</p> <ul style="list-style-type: none"> • Degree in Town Planning or Environmental Sciences with a minimum of 10 years' experience (post registration with the professional body as a professional – not candidate or technician as well as registration with SACPCMP as a professional Project Manager) 			
Substantiate / Comments			

5.2.5. QUALIFICATIONS AND SKILLS OF SUPPORT PERSONNEL	Comply	Partially Comply	Not Comply
<p>The bidder's personnel for the proposed team must have relevant qualifications, skills, and experience in providing environmental and town planning professional services, as well as all supporting specialist studies and reports.</p> <p>The team must include the following key technical team members as a minimum in executing projects of similar nature:</p> <ol style="list-style-type: none"> i. Town Planner: Degree in Town Planning with a minimum of 10 years' experience (post registration with the professional body as a professional – not candidate). ii. Environmental Scientist: Degree in Environmental Sciences with a minimum of 10 years' experience (post registration with the professional body as a professional – not candidate). iii. Additional personnel proposed will be viewed in terms of the evaluation of the bids. <p>The bidders must submit, as part of this proposal, the following:</p> <ul style="list-style-type: none"> • The structure / organogram and composition of the proposed team and team leader, clearly outlining the main disciplines/specialties of this project and the key personnel responsible for each specialty. Please refer to Table (b) Annexure 5 of this document for the format in which the required information must be provided. • CVs of all key personnel; and the CVs must clearly highlight qualifications, relevant professional registration certificates and areas of experience/competence relevant to the tasks and objectives of this project as outlined above. 			
Substantiate / Comments			

SECTION 3: PRICE PROPOSAL

SECTION 3: Cost Proposal

1. **NOTE: All prices must be VAT inclusive (where applicable) and must be quoted in South African Rand (ZAR).**

2. Are the rates quoted firm for the full period of the contract?

YES	NO
-----	----

Important: If not firm for the full period, provide details of the basis on which price adjustments shall be applied e.g., CPI etc.

3. All additional costs associated the bidder's offer must be clearly specified and included in the Total Bid Price.

4. Is the proposed bid price linked to the exchange rate?	Yes	No

If yes, the bidder must indicate CLEARLY which portion of the bid price is linked to the exchange rate:

5. Payments will be linked to specified deliverables after such deliverables have been approved by the IDC. Payments will be made within 30 days from date of invoice.	Comply	Not Comply

6. The IDC reserves the right to consider the guidelines on consultancy rates as set out in the National Treasury Instruction 02 of 2016/2017: Cost Containment Measures which took effect from 01 January 2014, where relevant. The bidder must indicate if their proposed rates are in line with the provisions of the referenced National Treasury Instruction: Cost Containment Measures.	Comply	Not Comply

Substantiate / Comments

--

7. COSTING MODEL

Preamble: The IDC reserves the right to split the bid and appoint more than one (1) bidder to execute the works. All rates provided shall be deemed to have taken this into account and no additional monies will be paid to the successful bidders should this occur.

Refer to Annexure A for Pricing schedules to be completed.

The bidder must provide a detailed breakdown of the Disbursements as follows:

Cost Element	Cost (VAT Excl.)
Sub-Total Disbursements	

Note on pricing:

Disbursements (incidental expenses other than professional fees e.g., travel and accommodation, printing costs, etc.) must be clearly defined, outlining all assumptions. It is of utmost importance to submit clear and comprehensive cost proposals to allow the IDC to fairly compare bid price / cost proposals. If there is no additional fee envisaged for Disbursements, then the bidder must clearly indicate “No Charge / Free of Charge”. Failure to clearly indicate this, would result in IDC penalising your bid response by taking the cost of the highest bidder and adding 50% thereto and apply this rate for purposes of price comparisons. Bidders are therefore requested to respond clearly and comprehensively on this aspect of their bid response.

8.1 SUMMARY OF THE PROPOSAL

DESCRIPTION	BIDDER'S PROPOSAL
Number of resources (personnel)	
Project duration (in hours)	
Project duration (in months)	
Commencement Date	

Price Declaration Form

Dear Sir,

Having read through and examined the Request for Proposal (RFP) Document, RFP no. **T14/03/24**, the General Conditions, and all other Annexures to the RFP Document, we offer to Conduct Environmental Impact Assessment and Township Establishment for Vaal Special Economic Zone (Sez) Situated at The Lesedi Local Municipality and Midvaal Local Municipality Under the Sedibeng District Municipality in the Gauteng Province, as per the specifications, at a total amount of:

R..... (Including VAT)
In words

R..... (Including VAT)

We confirm that this price covers all activities associated with the service, as called for in the RFP document. We confirm that IDC will incur no additional costs whatsoever over and above this amount in connection with the provision of this service.

We undertake to hold this offer open for acceptance for a period of 120 days from the date of submission of offers. We further undertake that upon final acceptance of our offer, we will commence with the provision of the required service when required to do so by the IDC.

We understand that you are not bound to accept the lowest or any offer, and that we must bear all costs which we have incurred in connection with preparing and submitting this bid.

We hereby undertake for the period during which this bid remains open for acceptance, not to divulge to any persons, other than the persons to whom the bid is submitted, any information relating to the submission of this bid or the details therein except where such is necessary for the submission of this bid.

SIGNED

DATE

(Print name of signatory)

Designation

**FOR AND ON BEHALF
OF:**

COMPANY
NAME

Tel No

Fax No

Cell No

SECTION 4: ANNEXURES

Annexure 1: Acceptance of Bid Conditions and Bidder's Details

Request for Proposal No: _____

Name of Bidder: _____

Authorised signatory: _____

Name of Authorised Signatory _____

Position of Authorised Signatory _____

By signing above the bidder hereby accept full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on him/her under this RFP.

[Note to the Bidder: The Bidder must complete all relevant information set out below.]

CENTRAL SUPPLIER DATABASE (CSD) INFORMATION

Bidders are required to be registered on the Central Supplier Database (CSD) of National Treasury. Failure to submit the requested information may lead to disqualification. Bidders are therefore required to submit as part of this proposal both their CSD supplier number and CSD unique registration reference numbers below:	
Supplier Number	
Unique registration reference number	

BIDDING STRUCTURE

Indicate the type of Bidding Structure by marking with an 'X':	
Individual Bidder	
Joint Venture/ Consortium	
Prime Contractor with Sub Contractors	
Other	

REQUIRED INFORMATION

If Individual Bidder:	
Name of Company	
Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Cellphone Number	
Fax Number	
Email address	
Postal Address	
Physical Address	

If Joint Venture or Consortium, indicate the following for each partner:	
Partner 1	
Name of Company	
Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Cellphone Number	
Fax Number	
Email address	
Postal Address	
Physical Address	
Scope of work and the value as a % of the total value of the contract	
Partner 2	
Name of Company	
Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Cellphone Number	
Fax Number	
Email address	
Postal Address	
Physical Address	
Scope of work and the value as a % of the total value of the contract	

If bidder is a Prime Contractor using Sub-contractors, indicate the following:	
Prime Contractor	
Name of Company	
Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Cellphone Number	
Fax Number	
Email address	
Postal Address	
Physical Address	

Sub contractors	
Name of Company	
Company Registration Number	
Vat registration Number	
Contact Person	
Telephone Number	
Cellphone Number	
Fax Number	
Email address	
Postal Address	
Physical Address	
Subcontracted work as a % of the total value of the contract	

Annexure 2: Tax Compliance Requirements

1. TAX COMPLIANCE REQUIREMENTS	
1.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
1.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
1.3	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
1.4	BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
1.5	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.
1.6	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
2.1	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
2.2	DOES THE BIDDER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
2.3	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
2.4	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
<p>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 1.3 ABOVE.</p>	
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:

Annexure 3: Bidder's Disclosure

1. PURPOSE OF THE FORM

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 and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are 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. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest ¹ in the enterprise, employed by the state? **YES/NO**

2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

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

2.2.1 If so, furnish particulars:

.....
.....

2.3 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**

2.3.1 If so, furnish particulars:

.....
.....

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

3 DECLARATION

I, the undersigned, (name)..... 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 not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement, or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 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.
- 3.4 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.
- 3.5 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.
- 3.6 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 No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....

Signature

.....

Date

.....

Position

.....

Name of bidder

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

Annexure 4: Shareholders and Directors Information

[Note to the bidder: the bidder must complete the information set out below. If the bidder requires more space than is provided below it must prepare a document in substantially the same format setting out all the information referred to below and return it with Returnable Schedule 2.]

4.1 Shareholders/ Members

Name of the shareholder	ID Number	Race	Gender	% Shares

Note: The bidder must also attach the detailed Company/ Group Structure where relevant.

4.2 Trust Information

With reference to point 8.6 IDC Rights, should a trust form part of the Company / Group structure then the following must be submitted as part of your proposal.

Documents necessary to verify the Identity of a Trust	<input type="checkbox"/> Copy of trust deed or other founding document by which trust is created.
	<input type="checkbox"/> Letters of authority (as issued by the Master of the High Court)
	<input type="checkbox"/> Personal details of each Trustee, each Beneficiary, the Founder, and the person authorised to act on behalf of the Trust

4.3 Black Shareholders/ Members as per the B-BBEE Certificate

Name of the shareholder	ID Number	Race	Gender	% Shares
Total Black Shareholding % as per the current and valid B-BBEE Certificate				

4.4 Directors

Name of the shareholder	ID Number	Race	Gender

I, THE UNDERSIGNED (NAME).....

CERTIFY THAT THE INFORMATION FURNISHED ABOVE IS CORRECT.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

Annexure 6: BEE Commitment Plan

The IDC encourages existing vendors and prospective bidders to support the objectives of B-BBEE and as far as possible strive to improve their B-BBEE contribution status. For bid evaluation purposes, bidders are allocated points in terms of a preference point system based on the Specific Goals which requires the bidder to have a valid B-BBEE certificate or a sworn affidavit in case of a EME or QSE.

Bidders are therefore required to submit a B-BBEE improvement plan in view of the new B-BBEE Codes of Good Practice. Bidders must indicate the extent to which their ownership, management control, employment equity, preferential procurement and enterprise development will be maintained or improved over the contract period in the event that they are successful in this bid process.

Annexure 7: Disclosure Statement

In terms of the tender condition 8.6, which allows the IDC to conduct background checks on bidders and its shareholders and directors, the IDC hereby requires bidders to provide the following additional information:

- 7.1 The IDC considers the integrity of its appointed service providers to be of critical importance. The IDC reserves the right to disqualify from further consideration, any bidder whose integrity, based on past conduct (during the 5 years immediately preceding the bid submission date), it considers questionable.
- 7.2 To this end, the IDC requires each bidder to include in its bid, a disclosure statement which details the following (with sufficient information and supporting documentation for the IDC to make its own assessment as to the materiality or seriousness of allegations regarding the bidder's integrity or conduct):
 - 7.2.1 any criminal charges made against the bidder or any of its directors, shareholders, or management officials regarding their professional conduct;
 - 7.2.2 any civil proceedings initiated against the bidder or any of its directors, shareholders, or management officials regarding their professional conduct; and
 - 7.2.3 any other enquiry or similar proceedings initiated or threatened against the bidder or any of its directors, shareholders, or management officials regarding their professional conduct.
- 7.3 Where the bidder is a consortium, the disclosure statement referred to in paragraph 7.2 above must be made separately in respect of each consortium partner.
- 7.4 In the event that the bidder's circumstances change, after submission of its bid, regarding any matter referred to in paragraph 7.2 above or in regard to any matter referred to in its disclosure statement, the bidder must submit a written notification to IDC indicating the nature and extent of such changed circumstances.
- 7.5 The IDC reserves the right to seek such additional information from any bidder, in respect of the disclosure statement referred to in paragraph 7.2 above, as it may, in its sole discretion, determine, whether such information has been requested under this RFP or otherwise, and may require the bidder to make oral presentations for clarification purposes or to present supplementary information, in respect of the disclosure statement if so required by the IDC.
- 7.6 Based on its own assessment of the contents of the bidder's disclosure statement and any publicly available information which is relevant to the contents of such disclosure statement, the IDC will decide whether the bidder's conduct or any allegations relating thereto pose a risk, reputational or otherwise, to the IDC; and if it reaches an adverse conclusion the IDC will in its sole discretion have the right to disqualify a bidder from further participation in the tender process. Disqualification on this ground may be done at any stage in the bid evaluation process prior to contract award.

Annexure 8: Privacy & Protection of Personal Information Act 4 of 2013 Requirements

Request for Proposal No:	
Name of Bidder:	
Authorised signatory:	

Protecting personal information is important to the Industrial Development Corporation (IDC). To do so, IDC follows general principles in accordance with applicable privacy laws and the Protection of Personal Information Act 4 of 2013 (POPIA).

IDC's role as a responsible party, is amongst others to process personal information for the intended purpose for which it was obtained and in line with legal agreements with its respective/ prospective clients, third parties, suppliers, and operators.

Who is an Operator? A person or body/ entity which processes personal information for the IDC in terms of a contract or mandate.

Who is a Supplier? a natural or juristic person that provides a product or renders a service to the IDC. A supplier could also be considered as an operator, an independent responsible party or (together with IDC) a joint responsible party.

If the supplier or business partner provides IDC with its related persons' personal information, the supplier or business partner warrants that the related persons are aware of and have consented to the sharing and processing of their personal information with/by IDC. IDC will process the personal information of related persons as stated under a contractual agreement or as required by any related legislation.

Examples of the personal information of the supplier or business partner where relevant may include (but are not limited to): financial information, including bank statements provided to the IDC; · invoices issued by the supplier or business partner; the contract/ legal agreement between the IDC and the supplier or business partner; other identifying information, which includes company registration numbers, VAT numbers, tax numbers and contact details; marital status and matrimonial property regime (e.g. married in community of property); nationality; age; language; date of birth; education; financial history; identifying numbers (e.g. an account number, identity numbers or passport numbers); email address; physical address (e.g. residential address, work address or physical location); information about the location (e.g. geolocation or GPS location); telephone numbers; online and other unique identifiers; social media profile/s; biometric information (like fingerprints, facial recognition signature; race; gender; sex; criminal history).

Example of Special personal information is personal information about the following: · criminal behaviour, or any proceedings in respect of any offence allegedly committed by a data subject or the disposal of such proceedings; religious and philosophical beliefs; trade union membership; political beliefs; health, including physical or mental health, disability, and medical history; or biometric information (e.g., to verify identity).

RESPONSIBILITIES OF SUPPLIERS AND BUSINESS PARTNERS WHO ARE OPERATORS UNDER POPIA

Where a supplier or business partner, in terms of a contract or mandate, processes personal information for the IDC and is considered an operator of the IDC, the supplier or the business partner will be required to adhere to the obligations set out in the IDC data privacy or POPIA policy. This policy sets out the rules of engagement in relation to how personal information is processed by suppliers and business partners on behalf of the IDC as well as the minimum legal requirements that IDC requires the suppliers and business partners to adhere to, including compliance with POPIA as summarised in the below table.

Item	GUIDING CONDITIONS FOR PROCESSING PERSONAL INFORMATION	Yes	No
8.1	<p>Accountability The respective clients, third parties, suppliers and operators and its members will ensure that the provisions of POPIA, the guiding principles outlined in the policy and all the measures that give effect to such provisions are complied with at the time of the determination of the purpose and means of the processing and during the processing itself. In the event that an employee of the IDC or any person acting on behalf of the corporation who through their intentional or negligent actions and/or omissions fail to comply with the principles and responsibilities outlined, proper corrective measures will be applied.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8.2	<p>Processing Limitation The respective clients, third parties, suppliers and operators and its members will ensure that information is only processed for the justifiable reason and processing is compatible with the purpose of the collection.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8.3	<p>Purpose Specification All respective clients, third parties, suppliers and operators and its members will process personal information only for specific, explicitly defined, and legitimate reasons. The respective clients, third parties, suppliers and operators will inform IDC of reasons prior to collecting or recording their PI.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8.4	<p>Further Processing Limitation Personal information will not be processed for a secondary purpose unless that processing is compatible with the original purpose. Thus, where the respective clients, third parties, suppliers and operators seek to process personal information it holds for a purpose for which it was originally collected, and where this secondary purpose is not compatible with the original purpose, respective clients, third parties, suppliers and operators will first obtain additional consent from the IDC.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8.5	<p>Information Quality The respective clients, third parties, suppliers and operators will take reasonable steps to ensure that all personal information collected is complete, accurate and not misleading. Where PI is collected or received from third parties, the respective clients, third parties, suppliers and operators will take reasonable steps to confirm that the information is correct by verifying the accuracy of the information directly with the data subject or by way of independent sources.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8.6	<p>Open Communication Reasonable steps will be taken by the respective clients, third parties, suppliers and operators to ensure that the IDC is notified of the purpose for which the information is being collected, used, and processed.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
8.7	<p>Security Safeguards It is a requirement of POPIA for responsible parties, business partners and operators to adequately protect personal information. IDC will need to review suppliers or business partner security controls and processes to ensure that personal Information is compliant with the conditions of the lawful processing of personal information as set out in the POPIA. This would be a continuous monitoring and review that will be conducted by the IDC at its discretion.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Item	GUIDING CONDITIONS FOR PROCESSING PERSONAL INFORMATION	Yes	No
8.8	Data Subject Participation A data subject whose PI has been collected, stored, and processed by the respective clients, third parties, suppliers and operators must have communication channels to attend to may request for the correction or deletion of such information.	Yes <input type="checkbox"/>	No <input type="checkbox"/>

I, _____ (print name) hereby certify that the information, facts and representations are correct and that I am duly authorized to sign on behalf of the company.

Name of Company/ Entity: _____

Company/ Entity Registration Number: _____

Company/ Entity VAT Registration Number: _____

Signature (Company/ Entity Representative)

Date