## T1.2 TENDER DATA

The conditions of tender are the Standard Conditions of Tender as contained in Annex C of the CIDB Standard for Uniformity in Engineering and Construction Works Contracts. The Standard for Uniformity in Construction Procurement was first published in Board Notice 62 of 2004 in Government Gazette No 26427 of 9 June 2004. It was subsequently amended in Board Notice 67 of 2005 in Government Gazette No 28127 of 14 October 2005, Board Notice 93 of 2006 in Government Gazette No 29138 of 18 August 2006, Board Notice No 9 of 2008 in Government Gazette No 31823 of 30 January 2009, Board Notice 86 of 2010 in Government Gazette No 33239 of 28 May 2010, Board Notice 136 of 2015 in Government Gazette 38960 of 10 July 2015 and Board Notice 423 of 2019 in Government Gazette No 42622 of 8 August 2019.

This edition incorporates the amendments made in Board Notice 423 of 2019 in Government Gazette 42622 of 8 August 2019. (see www.cidb.org.za).

The Standard Conditions of Tender make several references to Tender data for detail that apply specifically to this tender. The Tender Data shall have precedence in the interpretation of any ambiguity or inconsistency between it and the Standard Conditions of Tender.

Each item of data given below is cross-referenced in the left-hand column to the clause in the Standard Conditions of Tender to which it mainly applies.

| **Clause** | | **Data** |
|---|---|---|
| C.1.1 | The *Employer* is | **Transnet SOC Ltd**<br>**(Reg No. 1990/000900/30)** |
| C.1.2 | The tender documents issued by the *Employer* comprise: | |
| | **Part T: The Tender** | |
| | Part T1: Tendering procedures | T1.1 Tender notice and invitation to tender<br>T1.2 Tender data |
| | Part T2: Returnable documents | T2.1 List of returnable documents<br>T2.2 Returnable schedules |
| | **Part C: The contract** | |
| | Part C1: Agreements and contract data | C1.1 Form of offer and acceptance<br>C1.2 Contract data (Part 1 & 2) |
| | Part C2: Pricing data | C2.1 Pricing instructions<br>C2.2 Price List |
| | Part C3: Scope of work | C3.1 Service Information |
| | Part C4: Affected Property | C4.1 Affected Property |
| C.1.4 | The Employer's agent is: | Procurement Officer |
| | Name: | Caroline Moerane |

| | | |
|---|---|---|
| | Address: | 15 Girton Road, Inyanda House 2, Parktown |
| | Tel No. | 011 584 0526 |
| | E – mail | Caroline.moerane@transnet.net |

C.2.1 Only those tenderers who satisfy the following eligibility criteria are eligible to submit tenders:

**1. Stage One - Eligibility in terms of the Construction Industry Development Board:**

a) Only those tenderers who are registered with the CIDB, or are capable of being so prior to the evaluation of submissions, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered or a value determined in accordance with Regulation 25 (1B) or 25(7A) of the Construction Industry Development Regulations, designation of **3ME or higher** class of construction work, are eligible to have their tenders evaluated.

b) Joint Venture (JV)
Joint ventures are eligible to submit tenders subject to the following:
1. every member of the joint venture is registered with the CIDB;
2. the lead partner has a contractor grading designation of not lower than one level below the required class of construction works under consideration and possesses the required recognition status.
3. the combined Contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a Contractor grading designation determined in accordance with the sum tendered for a **3ME or higher** class of construction work or a value determined in accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations
4. The tenderer shall provide a certified copy of its signed joint venture agreement.

**2. Stage Two - Functionality:**

Only those tenderers who obtain the minimum qualifying score for functionality will be evaluated further in terms of price and the applicable preference point system. The minimum qualifying for score for functionality is **70** points.

The evaluation criteria for measuring functionality and the points for each criterion and, if any, each sub-criterion are as stated in C.3.11.3 below.

***Any tenderer that fails to meet the stipulated eligibility criteria will be regarded as an unacceptable tender.***

C.2.7 N/A

C.2.12 No alternative tender offers will be considered.

C.2.13.3 Each tender offer shall be in the **English Language.**

C.2.13.5 C2.15.1 The *Employer*'s details and identification details that are to be shown on each tender offer package are as follows:

Identification details: The tender documents must be uploaded with:
- Name of Tenderer:

- Contact person and details:
- The Tender Number: SIM25003CIDB
  The Tender Description: **For the Provision of the above-ground vertical Tank 1 Refurbishment.**

Documents must be marked for the attention of: ***Employer*'s Agent: Caroline Moerane**

| | |
|---|---|
| C.2.13.9 | Telephonic, telegraphic, facsimile or e-mailed tender offers will not be accepted. |
| C.2.15 | The closing time for submission of tender offers is:<br>Time: **10:00am** on the **13 November 2026**<br>Location: The Transnet e-Tender Submission Portal: (https://transnetetenders.azurewebsites.net);<br><br>**NO LATE TENDERS WILL BE ACCEPTED** |
| C.2.16 | The tender offer validity period is **12 weeks** after the closing date. Tenderers are to note that they may be requested to extend the validity period of their tender, on the same terms and conditions, if Transnet's internal evaluation and governance approval processes has not been finalised within the validity period. |
| C.2.23 | The tenderer is required to submit with his tender:<br>1. A valid Tax Clearance Certificate issued by the South African Revenue Services. **Tenderers also to provide Transnet with a TCS PIN to verify Tenderers compliance status**.<br>2. A **valid B-BBEE Certificate** from a Verification Agency accredited by the South African Accreditation System [**SANAS**], or a **sworn affidavit** confirming annual turnover and level of black ownership, in line with the code of good practice, together with the tender;<br>3. Tenderers are required to submit a valid CIDB CRS Number in order to confirm the correct and required designated grading;<br>4. Proof of registration on the Central Supplier Database;<br>5. Letter of Good Standing with the Workmen's compensation fund by the tendering entity or separate Letters of Good Standing from all members of a newly constituted JV.<br><br>**Note:** Refer to Section T2.1 for List of Returnable Documents |
| C3.11 | The minimum number of evaluation points for functionality is: **70**<br><br>The procedure for the evaluation of responsive tenders is Functionality, Price and Preference:<br><br>**Only those tenderers who attain the minimum number of evaluation points for Functionality will be eligible for further evaluation, failure to meet the minimum threshold will result in the tender being disqualified and removed from any further consideration.** |

**Functionality Criteria**

The functionality criteria and maximum score in respect of each of the criteria are as follows:

**(Please see CIDB Compiler guidance note T1.2 – Tender Data).**

| Criteria | Indicator for Scoring | Scores | |
|---|---|---|---|
| | | **POINTS** | **UNIT SCORE** |
| T2.2-03: **Method Statement (20%)**<br>Method statement must clearly state how the tenderer intends to carry out all the activities specified in the scope of work. It must include the tasks that will be performed including the sequence of events, the equipment to be used and the personnel involved.<br><br>The Method statement should meet the following criteria:<br>**1.** State the Methods to be used to meet the technical quality on the project.<br>**2.** Remedial actions to be taken should there be weather changes.<br>**3.** Provide details on how the tank will be refurbished.<br>**4.** Must contain a detailed baseline risk assessment, implementation methodology/plan and as well a mitigations.<br>**5.** How Transnet's infrastructure and personnel will be kept safe during the contract activities. | Bidder has not submitted a method statement | 0 | 0% |
| | The method statement covers only **1 point.** | 10 | 20% |
| | The method statement covers only **2 points.** | 20 | 40% |
| | The method statement covers only **3 points.** | 30 | 60% |
| | The method statement covers only **4 points.** | 40 | 80% |
| | The method statement covers **all 5 points.** | 50 | 100% |
| T2.2-01: **Lead time/ Work program (20%)**<br>The contractor must state when he/she intends to procure the material, refurbish the tank, test and commission. This must also be supported by providing a working programme (MS Project or Excel). | The required information was not submitted. | 0 | 0% |
| | More than 15 weeks to complete project. | 10 | 20% |
| | 13-14 weeks to complete project. | 20 | 40% |
| | 11-12 weeks to complete project. | 30 | 60% |
| | 9-10 weeks to complete project. | 40 | 80% |
| | Less than or 8 weeks to complete project. | 50 | 100% |

| | | | |
|---|---|---|---|
| T2.2-02: **Previous work experience (40%)**<br>Work Experience in tank repairs in the Petrochem industry.<br><br>Returnable:<br><br>1. Completion letter,<br><br>Or,<br><br>2. Reference letter, containing:<br>- Company name and logo<br>- Project Manager<br>- Value of Project<br>- Duration of Contract<br>- Contact email and number of Project Manager<br><br>**(NB, reference letter must include all the above mentioned to be scored).** | Bidder has not submitted the required information/ reference letter does not include all the items requested. | 0 | 0% |
| | 3 completion certificates/ Reference letter of tank repair work | 10 | 20% |
| | 4 completion certificates/ Reference letters of tank repair work | 20 | 40% |
| | 5 completion certificates/ Reference letters of tank repair work | 30 | 60% |
| | 6 completion certificates/Reference letters of tank repair work | 40 | 80% |
| | More than 5 completion certificates/ Reference letter of tank repair work | 50 | 100% |
| T2.2-04: Management **& CVs of key personnel (20%)**<br>The tenderer must be able to demonstrate that the project personnel have sufficient knowledge, experience and qualifications to provide the required services and submit the following documents as a minimum for the tender:<br>1. National Diploma in Mechanical Engineering or higher<br>2. Valid ASME 9 certificate (SAIW accredited)<br>3. Valid API 653 certificate<br>4. Project Management Qualification | No CVs & qualifications required submitted. | 0 | 0% |
| | CVs submitted, but no proof of qualifications | 10 | 20% |
| | CVs submitted and key staff only have proof of one (1) qualification. | 20 | 40% |
| | CVs submitted and key staff only have proof of two (2) qualifications. | 30 | 60% |
| | CVs submitted and key staff only have proof of three (3) qualifications. | 40 | 80% |
| | CVs submitted and key staff only have proof of four (4) or more qualifications. | 50 | 100% |

Functionality shall be scored independently by not less than 3 (three) evaluators and averaged in accordance with the following schedules:

- T2.2-01 Work program
- T2.2-02 Previous experience

- T2.2-03 Method Statement
- T2.2-04 Management & CVs of key personnel

Each evaluation criteria will be assessed in terms of scores of 0,20, 40, 60,80 or 100

The scores of each of the evaluators will be averaged, weighted and then totalled to obtain the final score for functionality, unless scored collectively. (See CIDB Inform Practice Note #9).

**Note: Any tender not complying with the above mentioned requirements, will be regarded as non-responsive and will therefore <u>not</u> be considered for further evaluation. This note must be read in conjunction with Clause C.2.1.**

C.3.11. Only tenders that achieve the minimum qualifying score for functionality will be evaluated further in accordance with the 80/20 preference points systems as described in Transnet Preferential Procurement Policy (TPPP).

80 where the financial value of one or more responsive tenders received have a value equal to or below R50 million, inclusive of all applicable taxes,

| Thresholds | Minimum Threshold |
|---|---|
| Functionality | 70 |

| Evaluation Criteria | Final Weighted Scores |
|---|---|
| Price | 80 |
| Specific goals - Scorecard | 20 |
| **TOTAL SCORE:** | **100** |

Up to 100 minus $W_1$ tender evaluation points will be awarded to tenderers who complete the preferencing schedule and who are found to be eligible for the preference claimed. **Should the evidence required for any of the Specific Goals applicable in this tender not be provided, a tenderer will score zero preference points for that particular "Specific Goal".**

In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, the following preference points must be awarded to a bidder who provides the relevant required evidence for claiming points

| Selected Specific Goal | Number of points allocated (20) |
|---|---|
| B-BBEE LEVEL 1 OR 2 | 5 |
| At least 30% Black Women Owned Entities | 5 |
| At least >50% Black Youth Owned Entities | 5 |
| Entities Owned by People with Disabilities | 5 |
| Non-Compliant and/or B-BBEE Level 3-8 contributors | 0 |

**The following Table represents the evidence to be submitted for claiming preference points for applicable specific goals in a particular tender:**

| Specific Goals | Acceptable Evidence |
|---|---|
| B-BBEE | B-BBEE Certificate / Sworn-Affidavit B-BBEE Certificate (in case of JV, a consolidate scorecard will be accept) as per DTIC guidelines |
| 30% Black Women Owned Entities | B-BBEE Certificate / Sworn- Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted) as per DTIC guideline |

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| At least 50% Black Youth Owned Entities | Certified copy of ID Documents of the Owners and B-BBEE Certificate / Affidavit (in case of JV, a consolidate scorecard will be accept) |
| Entities Owned by People with Disability (PWD) | Certified copy of ID Documents of the Owners / Doctor's note and /or EEA1 form confirming the disability |

The maximum points for this bid are allocated as follows:

| DISCRIPTION | POINTS |
|---|---|
| PRICE | 80 |
| B-BBEE STATUS LEVEL OF CONTRIBUTION 1 OR 2 | 5 |
| At least 50% Black Youth Owned Entities | 5 |
| At least 30% Black Women Owned Entities | 5 |
| Entities Owned by People with Disabilities | 5 |
| Total points for Price and Specific Goals must not exceed | 100 |

**Note:** Transnet reserves the right to carry out an independent audit of the tenderers scorecard components at any stage from the date of close of the tenders until completion of the contract.

C.3.13 Tender offers will only be accepted if:

1. The tenderer or any of its directors/shareholders is not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 as a person prohibited from doing business with the public sector;

2. the tenderer does not appear on Transnet's list for restricted tenderers and National Treasury's list of Tender Defaulters;

3. the tenderer has fully and properly completed the Compulsory Enterprise Questionnaire and there are no conflicts of interest which may impact on the tenderer's ability to perform the contract in the best interests of the Employer or potentially compromise the tender process and persons in the employ of the state.

4. Transnet reserves the right to award the tender to the tenderer who scores the highest number of points overall, unless there are **objective criteria** which will justify the award of the tender to another tenderer. Objective criteria include but are not limited to the outcome of a due diligence exercise to be conducted. The due diligence exercise may take the following factors into account inter alia;

   the tenderer:

   a) is not under restrictions, or has principals who are under restrictions, preventing participating in the employer's procurement,

b) is not undergoing a process of being restricted by Transnet or other state institution that Transnet may be aware of,
c) can, as necessary and in relation to the proposed contract, demonstrate that he or she possesses the professional and technical qualifications, professional and technical competence, financial resources, equipment and other physical facilities, managerial capability, reliability, experience and reputation, expertise and the personnel, to perform the contract,
d) has the legal capacity to enter into the contract,
e) is not insolvent, in receivership, under Business Rescue as provided for in chapter 6 of the Companies Act, 2008, bankrupt or being wound up, has his affairs administered by a court or a judicial officer, has suspended his business activities, or is subject to legal proceedings in respect of any of the foregoing,
f) complies with the legal requirements, if any, stated in the tender data and
g) is able, in the option of the employer to perform the contract free of conflicts of interest.

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|---|---|
| C.3.17 | The number of paper copies of the signed contract to be provided by the Employer is 1 (one). |