

Transnet SOC Ltd

acting through its operating division, Transnet National Ports Authority

Registration Number

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BRIEFING NOTE NO. 05 (TNPA/2023/12/0015/51712/RFP)

30 May 2024

REQUEST FOR PROPOSALS (RFP) FOR THE APPOINTMENT OF TERMINAL OPERATORS TO FUND, DESIGN, DEVELOP, CONSTRUCT, OPERATE, MAINTAIN AND TRANSFER THE LIQUID BULK AND/OR GREEN FUEL TERMINALS FOR A CONCESSION PERIOD OF TWENTY-FIVE (25) YEARS IN THE SOUTH DUNES PRECINCT AT THE PORT OF RICHARDS BAY

BRIEFING NOTE NO. 05: RFP Preference (Specific Goals) Questions & Responses

Transnet National Ports Authority (TNPA) is hereby issuing Briefing Note no. 05: RFP Preference (Specific Goals) Questions & Responses, in relation to the Port of Richards Bay South Dunes Liquid Bulk and/or Green Fuel Terminals RFP closing on 28 June 2024.

Below are Preference (Specific Goals) questions received from bidders and TNPA responses to clarify all issues raised:

No.	Clarification questions	TNPA responses
1.	<p>Evaluation Criteria 2 Preference, Clause 65.2.4 contains the following 2 scoring categories:</p> <ul style="list-style-type: none"> • The promotion of enterprises located in uMhlathuze Municipality for work to be done or services to be rendered in that Municipality (2 points) • The promotion of supplier development through subcontracting a minimum of 30% of the value of the contract to /with EMEs and/or QSEs 51% owned by black 	

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	<p>people, 51% owned by black youth, 51% owned by black people with disabilities or 30% owned by black women (4 points).</p> <p>No mention is made of these 2 requirements elsewhere in the RFP documentation. Please can you provide details on the following:</p>	<p>national ports authority</p>
1.1	<p>What exactly is required for these 2 items in order to achieve full points? I.e. how will the items be scored?</p>	<p>Promotion of Enterprises</p> <p>Bidders are to submit the following evidence:</p> <p>At least two (2) service agreements and/or supply agreements of any duration with a business entity with its registered principal place of business located in the municipal district of uMhlathuze supported with the CIPC certificate for such an entity. If no agreements are submitted a score of zero (0) will be allocated. If two (2) or more agreements are submitted, two (2) points will be allocated.</p> <p>Supplier Development through Subcontracting</p> <p>Bidders are to submit the following evidence:</p> <p>Subcontracting agreement/s with a supplier who is either an EME and or QME that is either collectively or individually owned by at least either 51% black people, 51% black owned youth 30% of which must be black women.</p> <p>This may be for any phase of the concession agreement i.e. construction, operation, or maintenance.</p> <p>30% of the projected costs as per the Bidders Business plan for either of the construction, operation and /or maintenance must be allocated to such a</p>



No.	Clarification questions	TNPA responses
		<p>subcontractor over the duration of the concession.</p> <p>If these requirements are met four (4) points will be allocated, if not met zero (0) points will be allocated.</p>
1.2	What evidence is required for each of these items?	<p>Promotion of Local Enterprises</p> <p>Copies of any Service and/or Supplier Agreements supported with CIPC documents confirming the principal and registered place of business to be within municipal district of uMhlathuze. TNPA reserves the right to conduct due diligence to verify the information provided.</p> <p>Subcontracting</p> <p>Subcontracts specifying the role of the subcontractor reflecting a commitment to allocated 30% of the value of the projected construction costs, operational costs and/or maintenance costs for the concession. Supported with a B-BBEE Contributor Level Certificate and or affidavit confirming the black ownership elements of the subcontractor. TNPA reserves the right to conduct due diligence to verify the information provided.</p> <p>These contracts may be subject to suspensive conditions that they will only become valid if the bidder is awarded the concession and the envisaged Terminal Operator Agreement becoming operative.</p>
1.3	With reference to "promotion of enterprises located in uMhlathuze Municipality", please explain exactly what 'promotion' means in this context.	<p>These entities must be employed as service providers or suppliers and be compensated for the services provided to the Terminal Operator. The bidding entity is expected to support transformation by empowering local</p>



No.	Clarification questions	TNPA responses
		enterprises and be recognized for the contribution.
1.4	What contracts are you supposed to subcontract? The Construction Contract or the ongoing Operations?	The intent is to create ongoing opportunities for locally based enterprises and majority black owned entities throughout the duration of the concession. Bidders must allocate a minimum 30% of the value of the projected construction, operation, and maintenance costs over the duration of the concession. Note an allocation of less than 30% of the total value of the projected expenditure will result in a score of zero (0) being awarded.
1.5	What is the Value of the contract defined as? I.e. what specific amount or factors is the value based on? E.g. the value of the proposed annual rental to TNPA?	Value refers to the value of the projected expenditure to be incurred for construction, operation, and maintenance over the duration of the concession.

Yours sincerely,

Project Office