

**To** All Tenderers  
**From** TPL Procurement  
**Date** 18<sup>th</sup> October 2024  
**Subject** Addendum No.2  
**Pages** 5

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**TENDER NO. TPL/2024/06/0005/68787/RFP**

**FOR THE PROVISION OF DESIGN, ENGINEERING, SUPPLY, PROCUREMENT, FABRICATION, SOFTWARE DEVELOPMENT, TESTING, INSTALLATION, COMMISSIONING AND HANDOVER OF PROCESS CONTROL, INTEGRATED CUSTODY METERING AND PIPELINE MONITORING SYSTEMS TO ALL TRANSNET PIPELINES INLAND STATIONS, MASTER AND SECONDARY CONTROL CENTRES, FOR A PERIOD OF SIX (6) YEARS.**

Attached for your attention is a copy of Addendum No.2 dated 18<sup>th</sup> October 2024.

Endorsement should be made on the tender that Addendum No.2 dated 18<sup>th</sup> October 2024 has been received and taken into account in submitting your tender.

\*Please acknowledge receipt of this Addendum before the closing date of tender.

Regards,



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**Mumtaz Peters**  
**TPL General Manager – Supply Chain**

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Registration Number	Street	Durban, South Africa, 4000
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**Directors:** A Sangqu (Chairperson) R Buthelezi M Debel B Jiya L Letsoalo FS Mufamadi D Patel B Sedupane MP Zambane  
M Phillips\* (Group Chief Executive) N Maphumulo\* (Group Chief Financial Officer)  
\*Executive

Group Company Secretary: Ms S Bopape

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**TRANSNET HAS A 'ZERO GIFTS' POLICY. NO EMPLOYEE IS ALLOWED TO ACCEPT GIFTS, FAVOURS OR BENEFITS**

**TRANSNET SOC LTD**

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**ADDENDUM NO.2**

**DATE: 18<sup>th</sup> OCTOBER 2024**

The following information is furnished in relation to matters contained in the tender documents issued in respect of the above-mentioned work.

**1. Amendments to Part T1 Tender Data relating to Technical Evaluation for Key Persons Experience, and includes:**

**Deletion of Section C.2.1 Item 2 Paragraph 4, which reads:**

*'Note: Key Personnel put forward must be in the employ of the Company, Partnership, Joint Venture or Sole Proprietor submitting the bid.'*

**Addition of Section C.2.1 Item 2 Paragraph 4, which reads:**

*'Key Personnel put forward must be in the employ of the Company, Partnership, Joint Venture or Sole Proprietor submitting the bid.'*

*A concession is granted for the following Key Personnel who may be contracted in on a sub-contract basis: Senior Control Engineer – SCADA and Senior Control Engineer – PLMS.'*

**Deletion of Section C.2.1 Item 3 Paragraph 2, which reads:**

*'Tenderers are to note that Key Personnel in the employ of a sub-contractor and sub-contractor Company Experience will not be evaluated or count towards the Technical Evaluation score for categories T2.2.02 and T2.2.03.'*

*For Key Personnel and Company Experience to be evaluated, the Key Personnel put forward must be in the employ of, and the Company Experience presented must relate to, the Company, Partnership, Joint Venture or Sole Proprietor submitting the bid.'*

**Addition of Section C.2.1 Item 3 Paragraph 2, which reads:**

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*'Tenderers are to note that for Key Personnel Experience to be evaluated and count towards the Evaluation score for category T2.2.02, the Key Personnel put forward must be in the employ of the Company, Partnership, Joint Venture or Sole Proprietor submitting the bid.'*

*A concession is granted for the following Key Personnel who may be contracted in on a sub-contract basis: Lead Engineer – SCADA and Lead Engineer – PLMS, and will be evaluated and count towards the Evaluation score for category T2.2.02. To assist with evaluation and scoring, the Contractor is required to submit a draft copy of the Sub-Contract Agreement that is/will be concluded between the parties for the provision of these services under this contract, as part of the tender submission, for review by Transnet. The proposed sub-contract should be aligned with provisions contained in Part C1 Contract Data, and should include the following:*

- 1. A brief description of the Contract and the Deliverables;*
- 2. The name, physical address, communications addresses and domicilium citandi et executandi of each of the sub-contractors;*
- 3. A Responsibilities Matrix (RASCI) detailing sub-contractor deliverables, roles and responsibilities to provide the Works.*
- 4. Written acceptance by the Sub-contractor/s:*
  - i. to provide the Works identified;*
  - ii. in accordance with the stipulations contained in the Sub-Contract Agreement*

*Tenderers are to note that sub-contractor Company Experience will not be evaluated or count towards the Technical Evaluation score for category T2.2.03. For Company Experience to be evaluated, the Company Experience presented must relate to the bidding entity (Company, Partnership, Joint Venture or Sole Proprietor) submitting the bid.'*

**Deletion of Section C.3.11.4 Paragraph 2 (Repetition), which reads:**

*'Tenderers are to note that Key Personnel in the employ of a sub-contractor and sub-contractor Company Experience will not be evaluated or count towards the Technical Evaluation score for categories T2.2.02 and T2.2.03.*

*For Key Personnel and Company Experience to be evaluated, the Key Personnel put forward must be in the employ of, and the Company Experience presented must relate to, the Company, Partnership, Joint Venture or Sole Proprietor submitting the bid.'*

- 2. Addition to Part C1.2: Contract Data,** to include the following additional Z-Clause pertaining to Contractor's Warranty as related to Key Persons, which reads:

**'Z23: Warranty related to Key Persons**

*The Contractor warrants that the Key Persons nominated have the requisite competency, experience and qualifications as detailed in the works information. Should the contractor fail to provide Key Persons with the requisite competency, experience and qualifications alternatively be negligent in conducting due diligence in respect of the aforementioned requirements, the Employer reserves the right to terminate the contract without any further entitlement to the Contractor for any payment or consideration with regards to the provision of the remainder of the work contracted for.'*

- 3. Contractual Stipulations that apply when sub-contracting services:**

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*Tenderers are reminded of the following contractual stipulations that apply when sub-contracting portions of the Works:*

- 1. NEC3 ECC3 Clause 26.1: The Contractor remains responsible for providing the Works as if he had not subcontracted, and that the contract applies as if the Subcontractor's employees and equipment were his own.*
- 2. NEC3 ECC3 Clause 26.2, 26.3: The Contractor is required to submit the proposed conditions of contract for each subcontract to the Project Manager for acceptance and the Contractor does not appoint a Subcontractor on the proposed subcontract conditions submitted until the Project Manager has accepted them.*
- 3. NEC3 ECC3 Clause 24.1: When replacing Key Persons nominated, the Contractor is required to submit the name, relevant qualifications, and experience of a proposed replacement person to the Project Manager for acceptance, and that a reason for not accepting the person is that his relevant qualifications and experience are not as good as those of the person who is to be replaced. This clause applies to Key Persons both in the employ of the Contractor as well as in the employ of a Sub-Contractor.*

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**ADDENDUM NO.2**

**DATE: 18<sup>th</sup> OCTOBER 2024**

This is to certify that we \_\_\_\_\_ have received Addendum No.2 dated 18<sup>th</sup> October 2024.

Please email this form to Nomcebo.Ngcobo@transnet.net.

\_\_\_\_\_  
TENDERER

DATE: \_\_\_\_\_

WITNESSES: \_\_\_\_\_

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