

eDumbe Municipality

10 Hoos Street
Private Bag X308
PAULPIETERSBURG 3180



☎ : (034) 995 1650
☎ : (034) 995 1182
edumbekz261@mweb.co.za

ALL CORRESPONDENCE TO BE ADDRESSED TO THE MUNICIPAL MANAGER

DATE: 14 January 2026

ADVERTISEMENT

REQUEST FOR FORMAL WRITTEN PRICE QUOTATION BID NUMBER FWPQ 14/2025/26 SPATIAL DEVELOPMENT FRAMEWORK

REQUEST FOR FORMAL WRITTEN PRICE QUOTATIONS

eDumbe Municipality wish to invite formal quotations for the **SPATIAL DEVELOPMENT FRAMEWORK**- as detailed on the attached list:

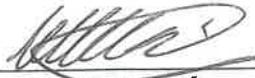
Interested companies should place their formal written price quotation in a sealed envelope marked of **SPATIAL DEVELOPMENT FRAMEWORK, FWPQ 14/2025/26** in the Tender Box at Reception Area of eDumbe Municipality Offices before **Thursday, 22 January 2026 at 12H00.**

The following conditions will apply:

- Price quoted must be firm and valid for at least 30 days from date of your offer.
- A valid tax clearance certificate must be submitted / CSD compliance assessment report will be utilized to verify your tax matters..
- Registered companies with both Municipal database and Central Supplier Database.
- Complete MBD1, MBD4, MBD 6.1, MBD 8 and MBD9 forms (on website www.edumbe.gov.za)
- Company registration certificate / CSD proof of registration must be submitted
- The successful provider will be the one scoring the highest points
- This quotation will be evaluated in terms of the 80/20 preference points claim in terms of the Preferential Procurement Regulations 2022
- No quotation will be considered from people in the service of the state.
- No award will be made to a person whose tax affairs are not in order.
- Your quotation should be itemised to allow us to negotiate where possible.
-

Failure to comply with these conditions will invalidate your offer. The municipality reserves the right not to appoint. **General Enquiries:** Bonisani Buthelezi or SCM Office.

Yours faithfully


Mr. VB Mbatha
Acting - Municipal Manager

éDumbe Spatial Development Framework 2025/ 26

1. Introduction

- 1.1 **Purpose of the Exercise:** The éDumbe Local Municipality seeks to enlist the services of an experienced and competent service provider to undertake a detailed review and update of the existing éDumbe Municipal Spatial Development Framework (SDF). The proposed SDF is an integral part of, and must reflect the vision and priority needs, of the Municipal Integrated Development Plan (IDP). It must indicate the spatial effect of the strategic intent of the Municipality; help integrate sectoral issues; guide future physical development; and spatial allocation of resources.
- 1.2 **Role of the SDF:** The SDF should also guide the orderly and desirable spatial development of the Municipality by, *inter alia*, preparing development strategies; frameworks; and guidelines. The SDF should provide general direction to guide decision-making in an on-going basis, aiming at the creation of integrated, sustainable and habitable regions within the Municipality, bearing in mind issues regarding: small town revitalisation; current and potential agricultural areas as well as related productivity; tourism opportunities; environmental conservation and development; and Land Reform.

2. Legislative Mandate

2.1. In terms of the **Municipal Systems Act (MSA) (Act 32 of 2000)**: Municipal Planning is regulated in terms of Chapter 5; this Section requires that a municipality must have an inclusive Integrated Development Plan (IDP) which must be adopted by its Council. Contained in the IDP should be all Sector Plans of the municipality of which the **SPATIAL DEVELOPMENT FRAMEWORK PLAN** must be part. In terms of Section 26 of the Municipal Systems Act, an SDF shall include basic guidelines for a Land Use Management System. As an integral component of the IDP, the SDF must also adhere to the requirements of Local Government.

The Municipal Systems Act dictates that an SDF shall contain:

- **Municipal Councils Vision** and a vision for long term development,
- **An assessment of the current development reality** and in that identify communities in need of service delivery,
- A **Spatial Development Framework** with basic guidelines for land development,
- **Councils operational strategies**,
- **Disaster management plan**,
- **A financial Plan and key performance indicators.**

2.3. **The Spatial Planning and land Use Management Act 16 of 2013:** The Spatial Planning and Land Use Management Act defines municipal planning as Integrated Development Planning, Spatial Development Planning and the control and regulation of land use. It advocates the following development principles as critical in guiding spatial planning in South Africa:

- spatial justice,

- sustainability,
- efficiency,
- spatial resilience and
- good administration.

The Act also dictates that an SDF shall contain the following minimum requirements:

- A five year spatial development plan,
- A longer term spatial development vision,
- Current and future structuring elements of the spatial form of the municipality (corridors, nodes etc.),
- Population growth estimates,
- Housing demand estimates,
- Estimates of economic activity and employment trends, and
- Engineering infrastructure requirements for existing and future development needs.
- Strategic Assessment of the Environment
- Capital Investment Framework

3. Background and Development Context

3.1. The eDumbe Local Municipality is approximately 4185km² in extent and is located within the Zululand District Municipality in the northern portion of Kwa-Zulu Natal. Regarded as the largest municipality in the province, it is bordered by the Umkhondo and uPhongolo Local municipalities in the north, whilst sharing a boundary with both the Abaqulusi in the south and eMadlangeni in the west respectively Amajuba District Municipalities in the south, toward the west.

3.2. The eDumbe Municipal area has developed as an economic sub-region as well as peripheral economy in the provincial context. This is accredited to its location far from the substantial markets of Durban, Pietermaritzburg, Richards Bay and Gauteng. However, at a regional level, the area enjoys relatively good strategic linkages with the following economic regions/sub-regions:

- The coal mining belt along the north-western part of KwaZulu-Natal Province;
- Zululand region with a rich Zulu and Afrikaner/ German heritage;
- Agricultural and farming areas (livestock farming, forestry, etc.); and
- Eco-tourism areas such as Ithala Game Reserve, Penbi Game Ranch, Koubad Game Ranch and uPhongolo Bush Nature Reserve.

3.3. The spatial economy of the eDumbe Municipality is highly influenced by the trends and patterns of each of the above mentioned activities, with the town of Vryheid at its centre. Paulpietersburg was originally established in the early 1888's as a service centre for the vast and expansive commercial farming areas surrounding the town. However, with the discovery of coal deposits in the 1890's, the mining industry began to develop within the local area. With the closure of mines in the 1990's the agricultural sector once again developed as the primary economic activity within the area.

3.4. With regards to the approved eDumbe SDF (2017), the following has been identified with regards to the current settlement pattern:

- Paulpietersburg is the main urban and commercial centre in the northern part of KwaZulu-Natal

4. What the SDF should Aim to Achieve

4.1 Compilation of a five (5) year Spatial Development Plan which is meant to guide the spatial form of the municipality in the short term.

4.2 Review the critical elements of the SDF, i.e. Implementation Plan that forms part of the Spatial Development Plan

4.3 Provide check and balance of the longer SDF in terms of spatial development vision, objectives and strategies which will determine if it's still relevant based on the massive changes to the municipal area or the publication of new supporting information, e.g Census Data

4.4 Synthesize the key findings of the SDF status quo analysis to provide only linkages relevant objectives and strategies

4.5 The Spatial Development Plan should include a Capital Investment Framework which details various types of investments (public or private) within the municipal area, as well as associated mapping to contextualize its location and benefits. In terms of supporting elements, the SDP should indicate how the Land Use Scheme and Planning Bylaws needs to be amended to support current growth and development (if required) as well as future proposals identified through the SDF and supporting municipal sectoral plans.

4.6 The Spatial Development Framework should incorporate elements of the Spatial Integration Framework for KwaZulu Natal and ensure that the strategies directly address spatial integration.

4.7 The SDF should ensure that all disaster risks are reflected and spatially mapped to ensure proper alignment of disaster management and fire services information in the IDP as well as Disaster Management Sector Plan

5. Approach and Methodology

5.1 **Approach:** The approach to be followed when reviewing the current SDF should entail the following:

- People Based Approach
 - Conduct Public meetings in all the main centres within the study area in consultation with Ward Councillors
- Conduct Desktop Studies

5.2 **Methodology:** In preparation of the eDumbe Spatial Development Framework the following methodology should be implemented. The methodology should be in line with the Department of Rural Development and Land Reform Spatial Development Framework Guidelines which clearly identifies the scope of work to be followed:

- **Phase 1:** Inception/Project Initiation;
 - ✓ Inception Report
 - ✓ Interpretation of the TOR
 - ✓ Identification of Study Area
 - ✓ Legislative Requirements
 - ✓ Identify Project Task Team and define roles and responsibilities
 - ✓ Identify Interested and affected parties

- ✓ Identify Project Steering Committee
 - ✓ Implementation Plan
 - ❖ Process
 - ❖ Timeframe
 - ❖ Budget
 - ❖ Milestones
 - ✓ Public Participation Plan
 - ✓ Skills Transfer Plan
- **Phase 2: Status Quo Report;**
- ✓ Summary of current spatial development patterns and trends
 - ✓ Summary of Development Pressures (Constraints and Informants)
 - ✓ Demographic Analysis
 - ✓ Environmental Analysis
 - ✓ Infrastructure and Service Analysis
 - ✓ Socio-economic Analysis
 - ✓ Economic Analysis
 - ✓ Hierarchy of movement systems
 - ✓ Analysis of Nodes and Corridors
 - ✓ Develop a Spatial Vision aligned to IDP
 - ✓ Land Claims
 - ✓ Identification of Land Ownership (Public, Private and ITB)

The above mentioned needs to be mapped and spatially represented.

- **Phase 3: Development Framework;**

To establish the Development Framework, a proper analysis of the status quo needs to be undertaken which should include the following:

- **Phase 4: Draft SDF Document**
- ✓ It should give effect to the above three phases.
 - ✓ The draft SDF Document should be aligned to all National and Provincial legislations.
 - ✓ It should depict current and future desired spatial patterns.
 - ✓ Horizontal alignment with the surrounding municipalities and district's SDF.
 - ✓ Provide Guidelines for a Land Use Management Framework.
 - ✓ Capital Investment Framework to be effective, alignment with the LED Plan, Tourism Plan and IDP is of high importance.
 - ✓ Alignment of Sector Department Projects with the Capital Investment Framework.
 - ✓ Spatial Representation (Mapping)
- **Phase 5: Achieving Support for the Draft SDF;**
- **Phase 6: Finalization and Approval;**
- **Phase 7: Implementation, Monitoring and Evaluation Process; and**
- **Phase 8: Project Close-Out**

7. Budget and Timeframe

Phase	Timeframe	Product	Invoice No.	Cost Allocation
Phase 1: Inception/Project Initiation	2 weeks	Inception Report	1	5%
Phase 2: Status Quo Report;	2 Weeks	Status Quo Report	2	10%
Phase 3: Development Framework;	2 months	Development Framework & full analysis report	3	15%
Phase 4: Draft SDF Document;	2 months	Draft SDF Document	4	30%
Phase 5: Achieving Support for the Draft SDF;	1 month	Report & Advert	5	5%
Phase 6: Finalization and Approval;	1 month	Final SDF Document	6	5%
Phase 7: Implementation, Monitoring and Evaluation Process; and	1 month	Progress Report	7	10%
Phase 8: Project Close-Out	2 weeks		8	5%
Retention	2 months	Approved SDF	9	15%

8. Conditions

- Ensure all GIS data is handed over to the Municipality in the form of shape-files.
- Professional presentation of documents and all images to be presented in colour.
- Ensure all meetings are documented with supporting minutes and attendance registers.
- The professional team appointed needs to submit all professional qualifications and skills.
- A Retention Policy to be in place.
- All disbursement costs to be covered by service provider.
- All logistic arrangements to be covered by the Municipality.

Note:

Provide us with your statements of Municipal rates or an affidavit in case you do not pay rates.



PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF MUNICIPALITY/ MUNICIPAL ENTITY)			
BID NUMBER:	FWPQ14/2025/26	CLOSING DATE:	22 JANUARY 2026
CLOSING TIME:		12H00	
DESCRIPTION SPATIAL DEVELOPMENT FRAMEWORK			
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (MBD7).			

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX
SITUATED AT (STREET ADDRESS)

EDUMBE MUNICIPALITY
10 HOOG STREET
PAULPIETERSBURG
3180

SUPPLIER INFORMATION

NAME OF BIDDER			
POSTAL ADDRESS			
STREET ADDRESS			
TELEPHONE NUMBER	CODE	NUMBER	
CELLPHONE NUMBER			
FACSIMILE NUMBER	CODE	NUMBER	
E-MAIL ADDRESS			
VAT REGISTRATION NUMBER			
TAX COMPLIANCE STATUS	TCS PIN:	OR	CSD No:
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No [IF YES, ANSWER PART B:3]
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE	R
SIGNATURE OF BIDDER	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED			

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT	FINANCE (SCM)	CONTACT PERSON	FINANCE
CONTACT PERSON	VILAKAZI MA	TELEPHONE NUMBER	034 995 1650
TELEPHONE NUMBER	034 995 1650	FACSIMILE NUMBER	N/A
FACSIMILE NUMBER	N/A	E-MAIL ADDRESS	vilakazim@edumbe.gov.za
E-MAIL ADDRESS	vilakazim@edumbe.gov.za		

**PART B
TERMS AND CONDITIONS FOR BIDDING**

1. BID SUBMISSION:	
1.1.	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR ONLINE
1.3.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
2. TAX COMPLIANCE REQUIREMENTS	
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2	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.
2.3	APPLICATION FOR THE TAX COMPLIANCE STATUS (TCS) CERTIFICATE 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.
2.4	FOREIGN SUPPLIERS MUST COMPLETE THE PRE-AWARD QUESTIONNAIRE IN PART B:3.
2.5	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.6	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.7	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
3.1.	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.2.	DOES THE ENTITY HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.3.	DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.4.	DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.5.	IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? <input type="checkbox"/> YES <input type="checkbox"/> NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.	

**NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.
NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE.**

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

DATE:

MBD 4

DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state¹.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority.
- 3 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

3.1 Full Name of bidder or his or her representative:.....

3.2 Identity Number:

3.3 Position occupied in the Company (director, trustee, hareholder²):.....

3.4 Company Registration Number:

3.5 Tax Reference Number:.....

3.6 VAT Registration Number:

3.7 The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.

3.8 Are you presently in the service of the state? **YES / NO**

3.8.1 If yes, furnish particulars.

.....

¹MSCM Regulations: "in the service of the state" means to be –

- (a) a member of –
 - (i) any municipal council;
 - (ii) any provincial legislature; or
 - (iii) the national Assembly or the national Council of provinces;
- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) an employee of Parliament or a provincial legislature.

² Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company.

3.9 Have you been in the service of the state for the past twelve months? YES / NO

3.9.1 If yes, furnish particulars.....
.....

3.10 Do you have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? YES / NO

3.10.1 If yes, furnish particulars.
.....
.....

3.11 Are you, aware of any relationship (family, friend, other) between any other bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? YES / NO

3.11.1 If yes, furnish particulars
.....
.....

3.12 Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state? YES / NO

3.12.1 If yes, furnish particulars.
.....
.....

3.13 Are any spouse, child or parent of the company's directors trustees, managers, principle shareholders or stakeholders in service of the state? YES / NO

3.13.1 If yes, furnish particulars.
.....
.....

3.14 Do you or any of the directors, trustees, managers, principle shareholders, or stakeholders of this company have any interest in any other related companies or business whether or not they are bidding for this contract. YES / NO

3.14.1 If yes, furnish particulars:
.....
.....

4. Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	State Employee Number

.....
Signature

.....
Date

.....
Capacity

.....
Name of Bidder

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

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

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

1. GENERAL CONDITIONS

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

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

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the **90/10** preference point system.
- b) The applicable preference point system for this tender is the **80/20** preference point system.
- c) Either the **90/10 or 80/20 preference point system** will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

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

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

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) “**tender**” means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) “**price**” means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) “**rand value**” means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) “**tender for income-generating contracts**” means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) “**the Act**” means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

$$Ps = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right) \text{ or } Ps = 90 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

$$Ps = 80 \left(1 + \frac{Pt - Pmax}{Pmax} \right) \text{ or } Ps = 90 \left(1 + \frac{Pt - Pmax}{Pmax} \right)$$

Where

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

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
 - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

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

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

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.)

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
LOCALITY (Proof of Municipal rates statement not older than 3 months / Lease agreement or proof of address / an affidavit where the business is rural based)	N/A	<ul style="list-style-type: none"> • Within Zululand District Municipality =20 • Within KZN boundaries = 15 • Any other areas =10 	N/A	

DECLARATION WITH REGARD TO COMPANY/FIRM

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

4.4. Company registration number:
.....

4.5. TYPE OF COMPANY/ FIRM

Partnership/Joint Venture / Consortium

One-person business/sole propriety

Close corporation

Public Company

Personal Liability Company

(Pty) Limited

Non-Profit Company

State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed

necessary.

.....

SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

.....

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 4 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	<p>Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector?</p> <p>(Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied).</p> <p>The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	<p>Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)?</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.2.1	If so, furnish particulars:		
4.3	<p>Was the bidder or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?</p>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

4.3.1	If so, furnish particulars:		
		Yes	No
Item	Question	Yes	No
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	<input type="checkbox"/>	<input type="checkbox"/>
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	<input type="checkbox"/>	<input type="checkbox"/>
4.7.1	If so, furnish particulars:		

CERTIFICATION

**I, THE UNDERSIGNED (FULL NAME)
 CERTIFY THAT THE INFORMATION FURNISHED ON THIS
 DECLARATION FORM TRUE AND CORRECT.**

**I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT,
 ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION
 PROVE TO BE FALSE.**

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

² Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by:

(Name of Municipality / Municipal Entity)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: _____ that:
(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign, the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:

- (a) has been requested to submit a bid in response to this bid invitation;
- (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
- (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder

MBD 9

6. 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 consortium³ will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;
 - (b) geographical area where product or service will be rendered (market allocation)
 - (c) methods, factors or formulas used to calculate prices;
 - (d) the intention or decision to submit or not to submit, a bid;
 - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
 - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. 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.

10. 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.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder