

# éDumbe Municipality

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PAULPIETERSBURG 3180



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ALL CORRESPONDENCE TO BE ADDRESSED TO THE MUNICIPAL MANAGER

DATE: 17 August 2026

## RE-ADVERTISEMENT

### REQUEST FOR FORMAL WRITTEN PRICE QUOTATION BID NUMBER FWPQ 04/2026/27 SUPPLY AND DELIVERY OF ICT HARDWARE AND SOFTWARE

#### REQUEST FOR FORMAL WRITTEN PRICE QUOTATIONS

éDumbe Municipality wish to invite formal quotations for the **SUPPLY AND DELIVERY OF ICT HARDWARE AND SOFTWARE** - as detailed on the attached list:

Interested companies should place their formal written price quotation in a sealed envelope marked of **SUPPLY AND DELIVERY OF ICT HARDWARE AND SOFTWARE, FWPQ 04/2026/27** in the Tender Box at Reception Area of éDumbe Municipality Offices before **Monday, 24 August 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 pin 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](http://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 and your municipal rates and taxis must not be in arrears for more 90 days.
- Proof of Municipal rates statement not older than 3 months / Lease agreement or proof of address / an affidavit where the business is rural based.
- All returnable documents for claiming specific goals points must be attached to the quotation
- 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. HD Zulu  
Municipal Manager

### **SPECIFICATION: SUPPLY AND DELIVERY OF ICT HARDWARE AND SOFTWARE**

Tenderers are requested to note that the directives applicable in respect of the Specific goals as prescribed in the Preferential Procurement Regulations 2022, where 80 points will be scored for price and 20 will be scored for specific goals

#### **Specific Goal:**

| <b>CATEGORIES</b>     | <b>80/20</b> | <b>PROOF REQUIRED</b>                                                                    |
|-----------------------|--------------|------------------------------------------------------------------------------------------|
| Within KZN boundaries | 20           | Proof of Municipal rates statement not older than 3 months /                             |
| Within SA boundaries  | 15           | Lease agreement or proof of address /<br>An affidavit where the business is rural based. |

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|  |  | <p><b>CENTRALLY MANAGED ANTI-VIRUS SOFTWARE</b></p> <ol style="list-style-type: none"> <li>1. License Type: 1-Year Subscription, per device</li> <li>2. Quantity: 85 USERS</li> </ol> <p><b>Core Anti-Virus Requirements:</b></p> <ul style="list-style-type: none"> <li>• Real-time scanning for viruses, malware, spyware, ransomware, Trojans</li> <li>• Behavioral detection and machine learning to detect zero-day threats</li> <li>• Automatic virus definition updates pushed from central console</li> <li>• Exploit Blocker and Network Attack Protection</li> <li>• Removable media / USB device control</li> <li>• Web access protection and phishing protection</li> <li>• 2-way firewall included</li> </ul> <p><b>Central Management Requirements:</b></p> <ul style="list-style-type: none"> <li>• Central web-based management console for deployment and monitoring</li> <li>• Ability to create and push security policies to groups via Active Directory</li> <li>• Real-time dashboard showing threat status of all endpoints</li> <li>• Remote actions: Force scan, update, isolate device, uninstall</li> <li>• Email alerts and reporting for audit purposes. Export to PDF/Excel</li> <li>• Offline client updates when devices reconnect to network</li> </ul> <p><b>Compatibility:</b></p> <ul style="list-style-type: none"> <li>• Compatible with Windows 10, Windows 11</li> <li>• Compatible with Windows Server 2019, Windows Server 2022</li> <li>• Low CPU and RAM usage. Must not impact server applications</li> </ul> <p><b>Support:</b></p> <ul style="list-style-type: none"> <li>• 24/7 technical support with local SA presence</li> </ul> |
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| ITEM NO | QUANTITY | DESCRIPTION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
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| 01      | X2       | <p><b>24 PORT MANAGED PoE SWITCH</b></p> <p><b>General</b></p> <ul style="list-style-type: none"> <li>• <b>Type:</b> Layer 2 Managed Gigabit PoE Switch for indoor use</li> <li>• <b>Form Factor:</b> 19" Rackmount, 1U</li> <li>• <b>Application:</b> IP Cameras, VoIP Phones, Wireless APs, Access Control</li> </ul> <p><b>Ports &amp; Performance</b></p> <ul style="list-style-type: none"> <li>• <b>RJ45 Ports:</b> 24 x 10/100/1000Base-T Ports with PoE</li> <li>• <b>Uplink Ports:</b> 2 x 1000Base-X SFP Slots</li> <li>• <b>Console Port:</b> 1 x RJ45 for CLI management</li> <li>• <b>Switching Capacity:</b> ≥ 52 Gbps</li> <li>• <b>Forwarding Rate:</b> ≥ 38.69 Mpps</li> <li>• <b>MAC Table Size:</b> ≥ 8K</li> </ul> <p><b>Power over Ethernet</b></p> <ul style="list-style-type: none"> <li>• <b>PoE Standard:</b> IEEE 802.3af and IEEE 802.3at compliant</li> <li>• <b>Total PoE Budget:</b> ≥ 250W</li> <li>• <b>Per Port PoE:</b> Up to 30W on all 24 ports simultaneously</li> <li>• <b>PoE Features:</b> Per-port enable/disable, PoE scheduling, PoE port priority, PoE status monitoring</li> </ul> <p><b>Layer 2 Features - Must Have</b></p> <ul style="list-style-type: none"> <li>• <b>VLAN:</b> 802.1Q VLAN, Port-based VLAN, Voice VLAN, VLAN Trunking</li> <li>• <b>QoS:</b> 802.1p, DSCP, 4-8 hardware queues, Rate Limiting</li> <li>• <b>Spanning Tree:</b> STP, RSTP, MSTP</li> <li>• <b>Link Aggregation:</b> Static LAG and LACP 802.3ad</li> <li>• <b>Multicast:</b> IGMP Snooping v1/v2/v3</li> <li>• <b>Security:</b> Port Security, Storm Control, DHCP Snooping, ACL, Loop Protection</li> <li>• <b>Management:</b> Port Mirroring, LLDP</li> </ul> <p><b>Management</b></p> <ul style="list-style-type: none"> <li>• <b>Interfaces:</b> Web GUI, CLI, SNMP v1/v2c/v3</li> <li>• <b>Default Management IP:</b> Must be configurable. Device must allow IP change</li> <li>• <b>Other:</b> Syslog, NTP, Firmware upgrade via HTTP/TFTP, Config backup/restore, User account management</li> </ul> |

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| 02 | X3 | <h2>16 PORT MANAGED PoE SWITCH</h2> <p><b>General</b></p> <ul style="list-style-type: none"> <li>• <b>Type:</b> Layer 2 Managed Gigabit PoE Switch for indoor use</li> <li>• <b>Form Factor:</b> 19" Rackmount, 1U</li> <li>• <b>Application:</b> IP Cameras, VoIP Phones, Wireless APs, Access Control</li> </ul> <p><b>Ports &amp; Performance</b></p> <ul style="list-style-type: none"> <li>• <b>RJ45 Ports:</b> 24 x 10/100/1000Base-T Ports with PoE</li> <li>• <b>Uplink Ports:</b> 2 x 1000Base-X SFP Slots Console Port: 1 x RJ45 for CLI management</li> <li>• <b>Switching Capacity:</b> ≥ 52 Gbps</li> <li>• <b>Forwarding Rate:</b> ≥ 38.69 Mpps</li> <li>• <b>MAC Table Size:</b> ≥ 8K</li> </ul> <p><b>Power over Ethernet</b></p> <ul style="list-style-type: none"> <li>• <b>PoE Standard:</b> IEEE 802.3af and IEEE 802.3at compliant</li> <li>• <b>Total PoE Budget:</b> ≥ 250W</li> <li>• <b>Per Port PoE:</b> Up to 30W on all 24 ports simultaneously</li> <li>• <b>PoE Features:</b> Per-port enable/disable, PoE scheduling, PoE port priority, PoE status monitoring</li> </ul> <p><b>Layer 2 Features - Must Have</b></p> <ul style="list-style-type: none"> <li>• <b>VLAN:</b> 802.1Q VLAN, Port-based VLAN, Voice VLAN, VLAN Trunking</li> <li>• <b>QoS:</b> 802.1p, DSCP, 4-8 hardware queues, Rate Limiting</li> <li>• <b>Spanning Tree:</b> STP, RSTP, MSTP</li> <li>• <b>Link Aggregation:</b> Static LAG and LACP 802.3ad</li> <li>• <b>Multicast:</b> IGMP Snooping v1/v2/v3</li> <li>• <b>Security:</b> Port Security, Storm Control, DHCP Snooping, ACL, Loop Protection</li> <li>• <b>Management:</b> Port Mirroring, LLDP</li> </ul> <p><b>Management</b></p> <ul style="list-style-type: none"> <li>• <b>Interfaces:</b> Web GUI, CLI, SNMP v1/v2c/v3</li> <li>• <b>Default Management IP:</b> Must be configurable. Device must allow IP change</li> <li>• <b>Other:</b> Syslog, NTP, Firmware upgrade via HTTP/TFTP, Config backup/restore, User account management</li> </ul> |
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| 03 | X1 | <p><b>MICROSOFT WINDOWS SERVER 2025 STANDARD EDITION</b></p> <p><b>Server License</b></p> <ul style="list-style-type: none"> <li>• <b>Product:</b> Microsoft Windows Server 2025 Standard Edition</li> <li>• <b>Licensing Model:</b> Per-Core, Volume Licensing / CSP</li> <li>• <b>Edition:</b> Standard</li> <li>• <b>Installation Type:</b> Full GUI</li> <li>• <b>Server Configuration:</b> 1x Physical Socket, 6x Physical Cores</li> <li>• <b>Core License Qty:</b> 16-Core Base Pack</li> <li>• <b>Note:</b> Minimum 16 cores must be licensed per server as per Microsoft terms</li> <li>• <b>Virtualization Rights:</b> Covers up to 2 Virtual Machines on 1 licensed host</li> <li>• <b>VM Requirement:</b> 2x VMs on premises</li> <li>• <b>Transferability:</b> License must be transferable between servers</li> <li>• <b>Media:</b> Download via Microsoft Volume Licensing Service Center VLSC</li> </ul> <p><b>Client Access Licenses – CALs</b></p> <ul style="list-style-type: none"> <li>• <b>CAL Type:</b> Windows Server 2025 User CAL</li> <li>• <b>CAL Model:</b> Per User</li> <li>• <b>Quantity:</b> 55x User CALs</li> <li>• <b>Usage:</b> For all users accessing Active Directory, File Services, Print Services, DNS, DHCP on the server</li> <li>• <b>Delivery:</b> Electronic License with CAL certificate</li> </ul> <p><b>General Requirements</b></p> <p><b>Deployment:</b> New On-Premises Installation</p> <p><b>Compatibility:</b> Must be compatible with Dell PowerEdge R530, 13th Generation</p> <p><b>Language:</b> English</p> <p><b>Warranty:</b> Standard Microsoft Product Terms</p> |
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| 04 | X1 | <b>HARDWARE WIRELESS LAN CONTROLLER</b><br><br>TP-Link OC300 or Equivalent<br><br><b>Minimum Technical Specifications:</b> <ul style="list-style-type: none"> <li>• <b>Type:</b> Dedicated Hardware Wireless LAN Controller for Indoor Wi-Fi</li> <li>• <b>AP Management Capacity:</b> Minimum 100 Access Points</li> <li>• <b>Deployment:</b> Plug-and-play standalone appliance. No PC/Server required</li> <li>• <b>Network Ports:</b> 2x 10/100/1000Mbps RJ45 Ports - 1x WAN, 1x LAN</li> <li>• <b>Licensing:</b> No per-AP license. No annual subscription. License-free for life</li> <li>• <b>Management Features:</b> Centralized AP provisioning, configuration, firmware upgrade and monitoring</li> <li>• <b>Support for Seamless Roaming:</b> 802.11k, 802.11v, 802.11r RF Auto-optimization, Band Steering, Airtime Fairness Support for minimum 16 SSIDs with 802.1Q VLAN tagging Guest Access with Captive Portal and bandwidth control</li> <li>• <b>Security:</b> WPA2/WPA3-Personal, WPA2/WPA3-Enterprise 802.1X, RADIUS, User authentication, client monitoring, reporting and logs, Email/Syslog alerts</li> <li>• <b>Integration:</b> Must support management of same-vendor APs, PoE Switches and Gateway</li> <li>• <b>Power:</b> 100-240V AC via 12V DC Adapter. Adapter to be included</li> <li>• <b>Mounting:</b> Desktop. Optional Rack-mount kit</li> <li>• <b>Compliance:</b> ICASA Type Approved, CE, FCC</li> </ul> |
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| 05 | X5 | <b>INDOOR WIRELESS ACCESS POINT</b><br><br>TP-Link EAP610 or Equivalent<br><br><b>Minimum Technical Specifications:</b> <ul style="list-style-type: none"> <li>• <b>Standard:</b> IEEE 802.11a/b/g/n/ac/ax Wi-Fi 6</li> <li>• <b>Data Rate:</b> Dual-Band AX1800 minimum. 574Mbps @2.4GHz + 1201Mbps @5GHz</li> <li>• <b>Radio:</b> Simultaneous Dual-Band 2.4GHz + 5GHz, 2x2 MU-MIMO</li> <li>• <b>Capacity:</b> Minimum 50 concurrent clients per AP</li> <li>• <b>Antennas:</b> Internal Omni-directional Antennas</li> <li>• <b>Ethernet:</b> 1x 10/100/1000Mbps RJ45 Port</li> <li>• <b>PoE:</b> 802.3af/at PoE Support. 802.3af PoE Injector to be included</li> <li>• <b>Operating Mode:</b> Controller-managed Fit AP mode. Must be adoptable by hardware wireless lan controllerabove</li> <li>• <b>Features:</b>Seamless Roaming: 802.11k, 802.11v, 802.11rMinimum 8 SSIDs per AP with VLAN supportBand Steering, Client Load Balancing, QoS</li> <li>• <b>Security:</b> WPA2/WPA3-Personal, WPA2/WPA3-Enterprise 802.1XClient Isolation, Rogue AP Detection</li> <li>• <b>Management:</b> Auto-discovery and adoption by Hardware Controller in Item 1</li> <li>• <b>Mounting:</b> Ceiling and Wall Mounting Kit to be included</li> <li>• <b>Environmental:</b> Operating 0°C to 40°C</li> </ul> |
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06

X5

## CELLULAR LTE GATEWAY WITH FXS PORT FOR PABX

D-Link DWR-956M or equivalent

### GENERAL REQUIREMENTS

- **Device type:** Dual WAN Fibre/LTE Router with Integrated SIP Gateway
- **Purpose:** Provide internet + LTE failover and 1x Analog voice line to iPECS 100 PABX via RJ11
- **Compliance:** ICASA Type Approved for South Africa
- **Compliance:** CE Certified

**Warranty:** Minimum 12 Months Return-to-Base

### HARDWARE REQUIREMENTS

- **WAN Interfaces:**
  - 1x Gigabit RJ45 WAN Port for Fibre/ISP
  - 1x Built-in 4G LTE Modem with SIM card slot
  - LAN Interfaces: 4x 10/100/1000 Gigabit RJ45 LAN Ports
  - Wireless: Dual Band Wi-Fi AC1200. 2.4GHz + 5GHz with external antennas
- **Voice Interface:** 1x RJ11 FXS Port for SIP/VoIP/VoLTE/CS/Fax
- **USB:** 1x USB 2.0 Port
- **Power:** 12V DC, 1.5A External Power Adapter included

### CELLULAR REQUIREMENTS

- **LTE Support:** LTE FDD, 3G, 2G
- **Features:** Auto APN, SMS, Data Usage Monitoring, SIM PIN
- **Antennas:** Minimum 2x External LTE antennas

### VOICE / PBX INTEGRATION REQUIREMENTS

- **FXS Port:** 1x RJ11 Analog Port to connect to iPECS 100 CO/Trunk port
- **Protocols:** SIP v2.0
- **Codecs:** G.711a/u, G.729, G.723.1, T.38 Fax
- **Function:** Provide 1x GSM/LTE voice channel as backup trunk for PABX

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|  |  | <p><b>NETWORK &amp; SECURITY FEATURES</b></p> <ul style="list-style-type: none"><li>• <b>Routing:</b> NAT, DHCP Server, Static Routing, Port Forwarding, DMZ</li><li>• <b>Firewall:</b> Built-in SPI Firewall</li><li>• <b>Failover:</b> Automatic failover between Fibre WAN and 4G LTE</li><li>• <b>VPN:</b> IPSec, PPTP, L2TP Pass-through</li><li>• <b>Management:</b> Web-based GUI for configuration and monitoring</li><li>• <b>Wireless Security:</b> WPA2/WPA3, MAC Address Filtering</li></ul> <p><b>DELIVERABLES</b></p> <ul style="list-style-type: none"><li>• 5x Cellular LTE Gateway Routers</li><li>• 5x 12V Power Adapters</li><li>• 5x Sets of Wi-Fi + LTE Antennas</li><li>• Configuration for LTE APN and FXS port for iPECS 100 integration</li></ul> |
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| ITEM NO. | QUANTITY | SPECIFICATION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
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| 01       | X2       | <div><b>LAPTOP SPECIFICATION</b></div> <div><ul style="list-style-type: none"><li>• <b>Processor:</b> Intel Core Ultra 5 (2.5 GHz)</li><li>• <b>RAM:</b> 8GB DDR5</li><li>• <b>Storage:</b> 512GB SSD M.2 NVMe/PCIe 4</li><li>• <b>Display:</b> 13.3" or 15.6" FHD (1920 x 1080)</li><li>• <b>Ports:</b> x1 HDMI,<br/>x1 USB-C 3.2 Gen 1,<br/>x2 USB 3.2 Gen1,<br/>x1 Ethernet.</li><li>• <b>Durability:</b> MIL-STD-810H tested, with a sturdy metal chassis</li><li>• <b>Material:</b> Aluminum or magnesium alloy (MIL-STD-810H tested for durability)</li><li>• <b>Build quality:</b> Solid, rigid construction with minimal flex</li><li>• <b>Weight:</b> &lt; 1.5 kg for portability</li><li>• <b>Drop resistance:</b> Meets or exceeds MIL-STD-810H standards (tested for drops up to 76 cm)</li><li>• <b>OS:</b> Windows 11 Pro</li><li>• <b>Software:</b> Office 365 Standard Business</li></ul></div> |
| 02       | X1       | <div><b>DESKTOP PC SPECIFICATION</b></div> <div><ul style="list-style-type: none"><li>• <b>Processor:</b> Intel Core Ultra 5 (2.5 GHz)</li><li>• <b>RAM:</b> 8GB DDR5</li><li>• <b>Storage:</b> 512GB SSD M.2 NVMe/PCIe 4</li><li>• <b>Ports:</b> x1 HDMI,<br/>x1 USB-C 3.2 Gen 1,<br/>x2 USB 3.2 Gen1,<br/>x1 Ethernet.</li><li>• <b>OS:</b> Windows 11 Pro</li><li>• <b>Software:</b> Office 365 Standard Business</li></ul></div>                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

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| 03 | X1 | <b>PERIPHERALS</b> <p><b>Display Monitor:</b> 23-inch FHD Business Monitor</p> <ul style="list-style-type: none"> <li>• <b>Screen Size:</b> 23.0" diagonal viewable area</li> <li>• <b>Resolution:</b> Full HD 1920 x 1080 @ 60Hz</li> <li>• <b>Panel Type:</b> IPS for wide 178° viewing angles and accurate color reproduction</li> <li>• <b>Brightness:</b> 250 cd/m² typical</li> <li>• <b>Contrast Ratio:</b> 1000:1 static</li> <li>• <b>Response Time:</b> 5ms GTG</li> <li>• <b>Color Gamut:</b> 99% sRGB coverage</li> <li>• <b>Ports:</b> x1 HDMI 1.4, x1 DisplayPort 1.2, x1 VGA</li> <li>• <b>Ergonomics:</b> Tilt -5° to +20°, VESA 100x100mm mount compatible</li> <li>• <b>Features:</b> Anti-glare coating, Low Blue Light mode, Flicker-Free technology for reduced eye strain</li> </ul> <p><b>Input Devices</b></p> <ul style="list-style-type: none"> <li>• <b>Keyboard:</b> Standard Wired USB Business Keyboard</li> <li>• <b>Mouse:</b> Optical Wired USB Mouse, 1000 DPI</li> </ul> |
| 04 | X2 | <p><b>Apple MacBook Pro 13-inch or equivalent macOS device</b></p> <ul style="list-style-type: none"> <li>• <b>OS:</b> Latest macOS with Apple Business Manager support</li> <li>• <b>Processor:</b> Apple M2 Chip, 8-Core CPU, 10-Core GPU minimum</li> <li>• <b>Memory:</b> 8GB Unified Memory minimum</li> <li>• <b>Storage:</b> 256GB SSD minimum</li> <li>• <b>Display:</b> 13.3-inch Retina Display, 2560 x 1600, True Tone</li> <li>• <b>Security:</b> Touch ID, Secure Enclave, Hardware Encryption</li> <li>• <b>Ports:</b> 2x Thunderbolt 3 / USB 4, 3.5mm Headphone Jack, 1080p FaceTime HD Camera</li> <li>• <b>Wireless:</b> Wi-Fi 6 802.11ax, Bluetooth 5.0</li> <li>• <b>Battery:</b> Up to 17 hours, 50Wh minimum</li> <li>• <b>Accessories:</b> 61W USB-C Power Adapter, USB-C Cable</li> </ul>                                                                                                                                                                                            |

## PART A INVITATION TO BID

|                                                                                                       |                                                  |               |                |               |       |
|-------------------------------------------------------------------------------------------------------|--------------------------------------------------|---------------|----------------|---------------|-------|
| <b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF MUNICIPALITY/ MUNICIPAL ENTITY)</b> |                                                  |               |                |               |       |
| BID NUMBER:                                                                                           | FWPQ04/2026/27                                   | CLOSING DATE: | 24 AUGUST 2026 | CLOSING TIME: | 12:00 |
| DESCRIPTION                                                                                           | SUPPLY AND DELIVERY OF ICT HARDWARE AND SOFTWARE |               |                |               |       |

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

EDUMBE MUNICIPALITY

TENDER BOX AT RECEPTION

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 type="checkbox"/> Yes <input type="checkbox"/> No<br>[IF YES ENCLOSE PROOF] | ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED? | <input type="checkbox"/> Yes <input type="checkbox"/> No<br>[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                                                |                                                                                    |                                                                   |                                                                                        |
| <b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:</b>                                 |                                                                                    | <b>TECHNICAL INFORMATION MAY BE DIRECTED TO:</b>                  |                                                                                        |
| DEPARTMENT                                                                             | FINANCE                                                                            | CONTACT PERSON                                                    | VILAKAZI MA                                                                            |
| CONTACT PERSON                                                                         | VILAKAZI MA                                                                        | TELEPHONE NUMBER                                                  | 034 995 1650                                                                           |
| TELEPHONE NUMBER                                                                       | 034 995 1650                                                                       | FACSIMILE NUMBER                                                  | NONE                                                                                   |
| FACSIMILE NUMBER                                                                       | NONE                                                                               | E-MAIL ADDRESS                                                    | <a href="mailto:vilakazim@edumbe.gov.za">vilakazim@edumbe.gov.za</a>                   |
| E-MAIL ADDRESS                                                                         | <a href="mailto:vilakazim@edumbe.gov.za">vilakazim@edumbe.gov.za</a>               |                                                                   |                                                                                        |

## 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 v [WWW.SARS.GOV.ZA.kk](http://WWW.SARS.GOV.ZA.kk)
- 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 state<sup>1</sup>.
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, shareholder<sup>2</sup>):.....

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. ....

.....

<sup>1</sup>MSCM 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.

<sup>2</sup> 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     |
|--------------------------------------------------|------------|
| <b>PRICE</b>                                     | <b>80</b>  |
| <b>SPECIFIC GOALS</b>                            | <b>20</b>  |
| <b>Total points for Price and SPECIFIC GOALS</b> | <b>100</b> |

- 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

$P_s$  = Points scored for price of tender under consideration

$P_t$  = Price of tender under consideration

$P_{min}$  = 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:

$$\begin{array}{ccc} 80/20 & \text{or} & 90/10 \\ P_s = 80 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) & \text{or} & P_s = 90 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right) \end{array}$$

Where

$P_s$  = Points scored for price of tender under consideration  
 $P_t$  = Price of tender under consideration  
 $P_{max}$  = 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<br>(90/10 system)<br>(To be completed by the organ of state) | Number of points allocated<br>(80/20 system)<br>(To be completed by the organ of state) | Number of points claimed<br>(90/10 system)<br>(To be completed by the tenderer) | Number of points claimed<br>(80/20 system)<br>(To be completed by the tenderer) |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|---------------------------------------------------------------------------------|
| LOCALITY<br>(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                                                                                     | Within KZN boundaries = 20                                                              | N/A                                                                             |                                                                                 |
|                                                                                                                                                                 |                                                                                         | Within SA boundaries = 15                                                               |                                                                                 |                                                                                 |

## 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><b>The Database of Restricted Suppliers now resides on the National Treasury's website(<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) and can be accessed by clicking on its link at the bottom of the home page.</b></p> | Yes<br><input type="checkbox"/> | No<br><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><b>The Register for Tender Defaulters can be accessed on the National Treasury's website (<a href="http://www.treasury.gov.za">www.treasury.gov.za</a>) by clicking on its link at the bottom of the home page.</b></p>                                                                                                                                                                                                                                                                           | Yes<br><input type="checkbox"/> | No<br><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<br><input type="checkbox"/> | No<br><input type="checkbox"/> |

|             |                                                                                                                                                                                                                                        |                                 |                                |
|-------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|--------------------------------|
| 4.3.1       | If so, furnish particulars:                                                                                                                                                                                                            |                                 |                                |
| <b>Item</b> | <b>Question</b>                                                                                                                                                                                                                        | <b>Yes</b>                      | <b>No</b>                      |
| 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? | Yes<br><input type="checkbox"/> | No<br><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?                         | Yes<br><input type="checkbox"/> | No<br><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**

Js367bW

## CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids<sup>1</sup> 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).<sup>2</sup> 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:

<sup>1</sup> Includes price quotations, advertised competitive bids, limited bids and proposals.

<sup>2</sup> 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 consortium<sup>3</sup> 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.

**MBD 9**

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